

The meeting of the Council was held on Monday, December 5, 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 Hempen (7:00 to 8:34 p.m.)
Councillor Kwapis
Councillor Broome
Councillor Bisanz

Staff Present: R. N. Shelton, Chief Administrative Officer
E. Armchuk, Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
P. Noehammer, Commissioner of Development & Infrastructure Services
C. Finnerty, Council/Committee Coordinator
L. Moor, Council/Committee Coordinator
H. Leznoff, Elections Assistant
J. Patel, Business Support Analyst

Open Forum

No one in attendance came forward to address Council during Open Forum.

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

Mayor Van Bynen in the Chair.

Public Notices

None.

Additions & Corrections to the Agenda

1. Additions & Corrections to the Agenda.

The Chief Administrative Officer advised of additions to the agenda, being a deputation by Mr. Gordon Prentice and Mr. Gerald Fox on behalf of the Newmarket Branch of the Architectural Conservancy of Ontario regarding Item 26 of the Committee of the Whole Minutes of November 28, 2016 with respect to Main Street Clock Inc, removal of Item 9 of the agenda being Ratification of Action regarding Development and Infrastructure Services Commission – Public Works Services and Corporate Services Commission – Procurement Services Department Joint Report 2016-30 dated November 23, 2016 regarding Joint Report on N6 Cooperative Contract CRFP2016-02 – Multi-Year Contract for Waste, the addition of the referred item from the Special Committee of the Whole meeting held at 1:30 p.m. on December 5, 2016 being Development and Infrastructure Services Commission – Public Works Services and Corporate Services Commission – Procurement Services Department Joint Report 2016-30 dated November 23, 2016 regarding Joint Report on N6 Cooperative Contract CRFP2016-02 – Multi-Year Contract for Waste and ratification of actions of the Special Committee of the Whole meeting held on December 5, 2016 at 10:00 a.m. with respect to the 2017 Preliminary Draft Budget.

Moved by: Councillor Twinney

Seconded by: Councillor Kerwin

THAT the addendum items be included in the agenda.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

Declarations of Pecuniary Interest

- a) Councillor Hempen declared an interest in Items 26 to 50 of the Committee of the Whole Minutes of November 28, 2016 and Item 22 of the Addendum Agenda being a deputation with respect to the development application by Main Street Clock Inc. as well as any potential discussions related to the Main Street Clock Inc. development application as he owns a business in close proximity to the subject lands. He advised he would not take part in any discussion or voting of the foregoing matter.

Presentations & Recognitions

2. Mayor Van Bynen and Members of Council presented a framed proclamation to the Newmarket Minor Hockey Executive honouring their 60th Anniversary.

Ms. Lynda Carusi - President, Mr. Kevin Winsor - Vice-President (Rep), Mr. Dan Levesque - Vice-President (House League), Mr. Roy George - Vice-President (Rep Alternate), Mr. John Hartley – Sponsorship, Mr. Clarence Robinson – House League Alternate # 1 and Mr. Mike McWilliams – Equipment Manager were in attendance to receive the framed proclamation.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Twinney

WHEREAS for 60 years, children in the Town of Newmarket have been learning and playing the game of hockey;

AND WHEREAS the sport of hockey has grown significantly over these 60 years in our Town;

AND WHEREAS the game of hockey promotes sportsmanship, teamwork, healthy lifestyle and also develops players at all levels of the game;

AND THAT the achievements of the players and teams is attributable to the coaches, volunteers, referees and the Newmarket Minor Hockey Executive over the past 60 years;

AND THAT supports the statement that the outcome of the player is more important than the outcome of the game;

AND FURTHER THAT residents and businesses in Town of Newmarket are encouraged to continue to support Newmarket Minor Hockey Association;

AND THAT the Newmarket Minor Hockey Association be officially recognized for its significant contributions to the youth in our community - let's celebrate!

THEREFORE be it proclaimed that the year 2016 be officially recognized as 'Year of Newmarket Minor Hockey' in the Town of Newmarket.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

Opposed: (None)

(9 in favour, 0 opposed)

Carried

Deputations

3. Ms. Erin Cerenzia, on behalf of the Newmarket Historical Society addressed Council with a PowerPoint presentation entitled 'Out of the Trenches'.

Moved by: Councillor Kerwin
Seconded by: Councillor Vegh

THAT the PowerPoint Presentation by Ms. Erin Cerenzia, on behalf of the Newmarket Historical Society entitled 'Out of the Trenches' be received.

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

Carried

4. Mr. John Dowson, Very Useful Theatre Company addressed Council with a presentation regarding a reading of 'A Christmas Carol' fundraiser for the Newmarket Food Pantry.

Moved by: Councillor Bisanz
Seconded by: Councillor Broome

THAT the deputation by Mr. John Dowson, Very Useful Theatre Company regarding a reading of 'A Christmas Carol' fundraiser for the Newmarket Food Pantry be received.

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

Carried

5. Mr. Gordon Prentice and Mr. Gerald Fox on behalf of the Newmarket Branch of the Architectural Conservancy of Ontario addressed Council regarding Item 26 of the Committee of the Whole Minutes of November 28, 2016 with respect to the development application known as Main Street Clock Inc.

Moved by: Councillor Kwapis
Seconded by: Councillor Bisanz

THAT the deputation by Mr. Gordon Prentice and Mr. Gerald Fox on behalf of the Newmarket Branch of the Architectural Conservancy of Ontario regarding Item 26 of the Committee of the Whole Minutes of November 28, 2016 with respect to the development application known as Main Street Clock Inc. be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Kwapis, Councillor Broome, Councillor Bisanz
Opposed: (None)
(8 in favour, 0 opposed)

Carried

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

Approval of Minutes

6. Council Minutes of November 14, 2016.

Moved by: Councillor Kerwin
Seconded by: Councillor Bisanz

THAT the Council Minutes of November 14, 2016 be approved.

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

Carried

Reports by Regional Representatives

- a) Deputy Mayor & Regional Councillor Taylor advised that York Region is currently in its 2017 budget process and advised of recent meetings related to the 10 year capital plan and provided an overview of associated capital statistics.

Reports of Committees and Staff

7. Council Workshop of November 14, 2016.

Moved by: Councillor Twinney
Seconded by: Councillor Broome

THAT the Council Workshop Record of November 14, 2016 be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,
Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor
Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

8. Council Workshop of November 21, 2016.

Moved by: Councillor Bisanz
Seconded by: Councillor Kwapis

THAT the Council Workshop Record of November 21, 2016 be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,
Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor
Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

9. Committee of the Whole Minutes of November 21, 2016.

Moved by: Councillor Hempen
Seconded by: Councillor Kwapis

THAT the Committee of the Whole Minutes of November 21, 2016 be received and the following recommendation be adopted:

10. THAT the PowerPoint Presentation entitled Parking Standards Background Study by Mr. Ian Graham, Director of Planning, R.E. Millward + Associates and Mr. Carl Wong, Associate Vice-President, Traffic Lead, HDR Inc., the deputation and the correspondence items be received.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,
Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor
Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

11. Committee of the Whole Minutes of November 28, 2016.

Moved by: Councillor Kwapis
Seconded by: Councillor Vegh

THAT the Committee of the Whole Minutes of November 28, 2016 be received and the following recommendations be adopted:

12. THAT the PowerPoint presentation by Ms. Heather Colquhoun and Ms. Natasha Dawood, Municipal Property Assessment Corporation regarding a Service Level Agreement be received.

13. Corporate Services Report - Financial Services 2016-44 dated November 28, 2016 regarding a Service Level Agreement between MPAC and Ontario Municipalities.

a) THAT Corporate Services Report - Financial Services 2016-44 dated November 28, 2016 regarding a Service Level Agreement (SLA) between the Municipal Property Assessment Corporation (MPAC) and Ontario Municipalities be received and the following recommendations be adopted:

i) THAT the Town of Newmarket continues to participate in the Phase 1 Soft Launch with staff providing feedback to MPAC on a regular basis regarding the SLA;

ii) AND THAT Council is presented with the final SLA at the conclusion of the pilot project, along with periodic updates on the achievement of the expected service levels.

14. Joint CAO, Commissioners and Corporate Services Report – Financial Services 2016-49 dated November 14, 2016 regarding 2017 Fees and Charges – Overview.

THAT Joint CAO, Commissioners and Corporate Services Report – Financial Services 2016-49 dated November 14, 2016 regarding 2017 Fees and Charges – Overview be received for information purposes.

15. Corporate Services Report – Financial Services 2016-50 dated November 14, 2016 regarding 2017 User Fees and Charges – General Fees and Charges.

a) THAT Corporate Services Report - Financial Services 2016-50 dated November 14, 2016 regarding 2017 User Fees and Charges - General Fees and Charges be received and the following recommendations be adopted:

i) THAT the attached Schedules 'A', 'B', 'C', 'D', 'E' and 'F' marked as the Town of Newmarket 2017 All Departments, Corporate Services - Finance & Procurement & IT, Legal Services, Public Works Services, Engineering Services and Legislative Services - General Fees and Charges Schedules respectively, be approved and adopted by by-law;

ii) AND THAT the fee adjustments come into full force and effect as of January 1, 2017.

16. Joint Development and Infrastructure Services – Planning and Building Services and Corporate Services Report – Financial Services 2016-51 dated November 14, 2016 regarding 2017 User Fees and Charges – Planning Act Fees.

a) THAT Joint Development and Infrastructure Services - Planning and Building Services and Corporate Services Report - Financial Services 2016-51 dated November 14, 2016 regarding 2017 User Fees and Charges - Planning Act Fees be received and the following recommendations be adopted:

i) THAT the attached Schedule 'A' being the Town of Newmarket 2017 Planning Application Fees Schedule, be approved and adopted by by-law;

ii) AND THAT the fee adjustments come into full force and effect as of January 1, 2017.

17. Joint Central York Fire Services and Corporate Services Report – Financial Services 2016-52 dated November 14, 2016 regarding 2017 User Fees and Charges – Fire Services.

a) THAT Joint Central York Fire Services and Corporate Services Report - Financial Services 2016-52 dated November 14, 2016 regarding 2017 User Fees and Charges - Fire Services be received and the following recommendations be adopted:

i) THAT the attached Schedule 'A', being the Town of Newmarket 2017 Fire Services Fees Schedule, be approved and adopted by by-law;

ii) AND THAT the fee adjustments come into full force and effect January 1, 2017.

18. Corporate Services Report – Financial Services 2016-53 dated November 17, 2016 regarding 2017 Interim Appropriations.
- a) THAT Corporate Services Report - Financial Services 2016-53 dated November 17, 2016 regarding 2017 Interim Appropriations be received and the following recommendations be adopted:
- i) THAT Council provide pre-budget approval for the capital projects in the attached list (Appendix A);
- ii) AND THAT staff be authorized and directed to do all things necessary to give effect to these recommendations.
19. Corporate Services Report – Financial Services 2016-55 dated November 16, 2016 regarding 2017 Stormwater Rates.
- a) THAT Corporate Services Report - Financial Services 2016-55 dated November 16, 2016 regarding 2017 Stormwater Rates be received and the following recommendations be adopted:
- i) THAT the attached Schedule 'A' being the Town of Newmarket Stormwater Rates be approved and adopted by By-law;
- ii) AND THAT the Stormwater Rates implementation come into full force and effects of January 1, 2017.
20. Corporate Services Report – Legislative Services 2016-21 dated November 7, 2016 regarding '2017 Schedule of Meetings'.
- a) THAT Corporate Services Report - Legislative Services 2016-21 dated November 7, 2016 regarding '2017 Schedule of Meetings' be received and the following recommendation be adopted:
- i) THAT Council adopt the 2017 Schedule of Meetings attached as Appendix 'A'.
21. Corporate Services - Legislative Services Report 2016-23 dated November 14, 2016 regarding the 2016 Status Update - 2013-2017 Multi-year Accessibility Plan.
- a) THAT Corporate Services - Legislative Services Report 2016-23 dated November 14, 2016 regarding the 2016 Status Update - 2013-2017 Multi-year Accessibility Plan be received and the following recommendation be adopted:
- i) THAT the 2016 Status Update - 2013-2017 Multi-year Accessibility Plan, attached as Appendix 'A' be approved.

22. Development and Infrastructure Services Report - Planning and Building Services 2016-33 dated November 28, 2016 regarding Application for Zoning By-law Amendment and Draft Plan of Subdivision - 281 Main Street North.
- a) THAT Development and Infrastructure Services Report - Planning and Building Services 2016-33 dated November 28, 2016 regarding Application for Zoning By-law Amendment and Draft Plan of Subdivision be received and the following recommendations be adopted:
- i) THAT approval be given to Draft Plan of Subdivision 19T-12N04, subject to the schedule of conditions set out in Attachment 4 - Appendix 'A' attached to and forming part of this report;
- ii) AND THAT Council amend Zoning By-law 2010-40 for lands located at 281 Main Street North substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 5 to this report and that staff be directed to prepare the necessary Zoning By-law Amendments including a Holding Provision (H) prefix as necessary;
- iii) AND THAT Ms. Nicole Sampogna of Evans Planning Inc., 8481 Keele Street, Unit 12, Vaughan, ON L4K 1Z7 be notified of this action.
23. Development and Infrastructure Services Report - Engineering Services 2016-50 dated November 11, 2016 regarding 'Alex Doner Drive - Parking Review'.
- a) THAT Development and Infrastructure Services Report - Engineering Service 2016-50 dated November 11, 2016 regarding 'Alex Doner Drive Parking Review' be received and the following recommendation be adopted:
- i) THAT the existing parking restrictions remain as they are.
24. Main Street District Business Improvement Area Board of Management Minutes of October 18, 2016.
- a) THAT the Main Street District Business Improvement Area Board of Management Minutes of October 18, 2016 be received.
25. Newmarket Public Library Board Minutes of October 19, 2016.
- a) THAT the Newmarket Public Library Board Minutes of October 19, 2016 be received.
26. Correspondence dated November 16, 2016 from Mr. Mark Koning, Communications and Administration Coordinator, AIDS Committee of York Region requesting that December 1, 2016 be proclaimed 'World Aids Day'.

a) THAT the correspondence from Mr. Mark Koning, AIDS Committee of York Region be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim December 1, 2016 as 'World Aids Day';

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

27. ADR Chambers 2016 Annual Report.

a) THAT the ADR Chambers 2016 Annual Report be received.

28. List of Outstanding Matters.

a) THAT the list of Outstanding Matters be received.

29. Corporate Services Report - Financial Services 2016-46 dated November 6, 2016 regarding 2017 Water and Wastewater Rates.

a) THAT Corporate Services Report - Financial Services 2016-46 dated November 6, 2016 regarding 2017 Water and Wastewater Rates be received and the following recommendations be adopted:

i) THAT the attached Schedule A being the Town of Newmarket Water and Wastewater Rates be approved and adopted by by-law;

ii) AND THAT the Water and Wastewater Rates adjustments come into full force and effect as of January 1, 2017;

iii) AND THAT full implementation of fixed tiered water and wastewater rates be phased in over four years starting in 2017.

30. Development and Infrastructure Services - Planning and Building Services Report 2016-45 dated November 28, 2016 regarding Application for Official Plan Amendment and Zoning By-law Amendment - 400 Park Avenue (King George School), 405/407 Botsford Street.

a) THAT Development and Infrastructure Services – Planning and Building Services Report 2016-45 dated November 28, 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 Rose Park Avenue for lands municipally known as 400 Park Avenue, 407 and 407 Botsford 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. Lucila Sandoval, Groundwell Urban Planning, 30 West Beaver Creek Road, Richmond Hill, ON L4B 3K1 be notified of this action.

31. Joint Corporate Services/Development and Infrastructure Services - Financial Services Report 2016-40 dated October 20, 2016 regarding Implementation of a Stormwater Charge.

a) THAT Corporate Services Report - Financial Services 2016-40 dated October 25, 2016 regarding implementation of a Stormwater Charge be received and the following recommendations be adopted:

i) THAT Council adopt the Stormwater Managmeent Services Charge By-law;

ii) AND THAT staff recommend the 2017 Stormwater Rates be included with the 2017 User Fees and Charges By-law;

iii) AND THAT Council authorizes staff to execute the communication strategy.

32. Corporate Services Report - Legislative and Legal Services Joint Report 2016-22 dated November 9, 2016 regarding 'Accountability and Transparency Measures'.

a) THAT Corporate Services Report - Legislative and Legal Services Joint Report 2016-22 dated November 9, 2016 regarding 'Accountability and Transparency Measures' be received and the following recommendations be adopted:

i) THAT By-law 2016-07, a by-law to Appoint a Municipal Ombudsman (ADR Chambers Inc.) for the Town of Newmarket and relevant local boards be repealed, effective January 9, 2017 as provided for in the contract;

ii) AND THAT By-law 2007-132, a by-law to appoint a Closed Meeting Investigator (Local Advisory Services Inc.) be repealed effective March 13, 2017 as provided for in the contract;

iii) AND THAT the Regional Clerk, the President of Newmarket-Tay Power Distribution Ltd. and the Provincial Ombudsman be notified of these recommendations once adopted.

33. a) THAT Development and Infrastructure Services Report - Engineering Services 2016-54 dated November 28, 2016 regarding 'Public Consultation and Support Plan - Transportation Services Update' be received and the following recommendations be adopted:

i) THAT the Public Consultation and Support Plan as outlined in Appendix A be adopted for use starting January 1, 2017;

ii) AND THAT the Public Consultation and Support Plan be reviewed both internally and by the public throughout 2017 for improvements for 2018, if necessary.

34. Planning and Building Services Information Report 2016-44 dated November 2, 2016 regarding Ontario Municipal Board Review.

a) THAT Planning and Building Services Information Report 2016-44 dated November 2, 2016 regarding Ontario Municipal Board Review be received.

35. Development and Infrastructure Services Report - Planning and Building Services 2016-47 dated November 28, 2016 regarding Ontario Municipal Board Review - Analysis.

a) THAT Development and Infrastructure Services Report - Planning and Building Services 2016-47 dated November 28, 2016 regarding Ontario Municipal Board Review - Analysis be received and the following recommendation be adopted:

i) THAT Council direct staff to submit Report 2016-47 and Information Report 2016-44 to the Province of Ontario as the Town of Newmarket's comments on the Ontario Municipal Board Review.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

36. Ratification of Actions of the Special Committee of the Whole of December 5, 2016, 10:00 a.m.

Moved by: Councillor Vegh
Seconded by: Councillor Kerwin

THAT the actions of the Special Committee of the Whole meeting held at 10:00 a.m. on December 5, 2016 be ratified and the following recommendations be adopted:

37. a) THAT the PowerPoint Presentation by the Director of Financial Services and the Director of Corporate Communications be received;

i) AND THAT Council consider another budget option, similar to Option A – Meeting the Target but with the inclusion of the following:

a) snow clearing for 100% of Newmarket sidewalks - an additional \$55,000

b) traffic mitigation not be deferred for future consideration – an additional \$50,000

38. Corporate Services Report - Financial Services 2016-56 dated December 5, 2016 regarding the 2017 Preliminary Draft Operating and Capital Budgets.

a) THAT Corporate Services - Financial Services Report 2016-56 dated December 5, 2016 regarding 2017 Preliminary Draft Operating and Capital Budgets be received and that the preliminary draft budgets, as amended, be made available for public comment.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

Opposed: (None)

(9 in favour, 0 opposed)

Carried

39. Ratification of Actions of the Special Committee of the Whole of December 5, 2016, 1:30 p.m.

Moved by: Councillor Kerwin
Seconded by: Councillor Hempen

THAT the actions of the Special Committee of the Whole meeting held at 1:30 p.m. on December 5, 2016 be ratified and the following recommendation be adopted:

40. THAT Development and Infrastructure Services Commission - Public Works Services and Corporate Services Commission - Procurement Services Department Joint Report 2016-30 dated November 23, 2016 regarding Joint Report on N6 Cooperative Contract CRFP2016-02 be referred to the Council meeting of December 5, 2016.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

By-laws

41. By-laws 2016-61, 2016-62, 2016-63, 2016-64, 2016-65, 2016-66, 2016-67, 2016-68, 2016-69 and 2016-70.

- | | |
|---------|--|
| 2016-61 | A By-law to provide for the conveyance of land and cash-in-lieu thereof for park and other purposes. |
| 2016-62 | A By-law to adopt Amendment Number 14 to the Town of Newmarket Official Plan. |
| 2016-63 | A By-law to amend By-law Number 201-40, as amended, being a Zoning By-law (281 Main Street North) |
| 2016-64 | A By-law to adopt fees and charges for services or activities provided by the Town of Newmarket. (Fees and Charges - All Departments - General Fees) |
| 2016-65 | A By-law to adopt Fees and Charges for Services or Activities provided by the Town of Newmarket. (Planning Department Application Fees) |
| 2016-66 | A By-law to adopt Fees and Charges for Services or Activities provided by the Town of Newmarket. (Fees and Charges - Fire Services) |
| 2016-67 | A By-law to adopt a Stormwater Management Services Charge by the Town of Newmarket. |
| 2016-68 | A By-law to establish a combined utility rate structure in the Town of Newmarket. |

2016-69 A By-law to Establish a Stormwater Rate for the Town of Newmarket.

2016-70 A By-law to Appoint Fire Prevention Officers for Central York Fire Services.

Moved by: Councillor Hempen

Seconded by: Councillor Bisanz

THAT By-laws 2016-61, 2016-62, 2016-63, 2016-64, 2016-65, 2016-66, 2016-67, 2016-68, 2016-69 and 2016-70 be enacted.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

Notices of Motions

None.

Motions

None.

Announcements & Community Events

- a) Councillor Kwapis advised that the Winter Wonderland light display is at Riverwalk Commons nightly until January 8, 2017. Residents are invited to visit and take part in free skating, train rides on the Tim Horton's Express and to view hockey games broadcast on the television in the Ice Lounge.
- b) Councillor Broome advised that the Church of Jesus Christ of Latter-Day Saints, in cooperation with the Town of Newmarket will be presenting the annual Christmas pageant 'A Journey to Bethlehem' at Fairy Lake Park. Shows are December 21 to December 23, 2016 at 7:00 and 8:00 p.m. and on December 24, 2016 at 7:00 p.m. The event is free and features cast members and animals.
- c) Councillor Bisanz invited residents to come and celebrate New Year's Eve at the 12th Annual Tim Horton's First Night Newmarket on December 31, 2016 from 6:00 to 9:00 p.m. at the Riverwalk Commons.

- d) Deputy Mayor & Regional Councillor Taylor advised that Fair Chance Learning, in partnership with the Town of Newmarket, bringing the global Hour of Code movement to Newmarket on Tuesday December 6, 2016 at 1:30 p.m. at the Municipal Offices. The purpose of the movement is to dispel myths around coding, to show that anyone can learn the basics and to broaden the field of computer science.
- e) Councillor Vegh invited Ward 1 residents to a drop-in for a one-on-one meeting on Tuesday, December 6, 2016 from 7:00 to 9:00 p.m. at the Magna Centre. For more information, call 905-895-7095.
- f) Councillor Kerwin advised that the 'Battle of York Pink in the Rink' benefit game will be held on Thursday, December 22, 2016 at 7:30 p.m. at the Ray Twinney Recreation Complex, 100 Eagle Street West. Tickets can be purchased online at www.newmarkethurricanes.com or at the rink on game day with all proceeds to Southlake's Stronach Regional Cancer Centre.
- g) Councilor Twinney advised of an upcoming drop-in style Public Information Centre on Tuesday, December 6, 2016 at 7:00 p.m. at the Municipal Offices to discuss the potential regulation of driving school instructors. The purpose of the proposed regulation is to decrease traffic on residential streets that are used for driving tests. For further information, call 905-895-5193 or download an information package online at www.newmarket.ca/drivingschools
- h) Councillor Hempen advised that the Newmarket Ice Lounge has returned for this winter season at Riverwalk Commons, 200 Doug Duncan Drive.
- i) Mayor Van Bynen advised that he will be at 'Mayor in the Square' at the Newmarket Public Library, 438 Park Avenue on Friday, December 9, 2016 from 11:00 a.m. until noon.
- j) Mayor Van Bynen advised that the Town of Newmarket Municipal Offices are open until noon on Friday, December 23, 2016. The offices will close for the holidays and resume regular business hours on Tuesday, January 3, 2017. Please note that during the holidays, the Customer Service Centre at 395 Mulock Drive is open from 10:00 a.m. to 3:00 p.m. on December 28, 29 and 30, 2016. Customer Service is also available at the kiosks in the Magna Centre and the Ray Twinney Recreation Complex. Further details are available on the Town's website at www.newmarket.ca
- k) Mayor Van Bynen invited residents to join himself and Members of Council at the Mayor's New Year's Levee on Sunday, January 8, 2017 from 1:00 to 3:00 p.m. at the Old Town Hall and Riverwalk Commons.

- l) Mayor Van Bynen advised that the next Council meeting is Monday, January 23, 2017.

New Business

- a) Councillor Kerwin wished everyone the best of the holiday season.
- b) Deputy Mayor & Regional Councillor Taylor thanked Mr. Chris Simon, Reporter for the Era newspaper and provided best wishes as this is his last Council meeting before he moves on to another opportunity.

Closed Session

42. Advice that is subject to solicitor-client privilege, including communications necessary for that purpose as per Section 239 (2) (f) of the Municipal Act, 2001 with respect to Development and Infrastructure Services Commission - Public Works Services Commission - Procurement Services Department Joint Report 2016-30 dated November 23, 2016 regarding Joint Report on N6 Cooperative Contract CRFP2016-02 - Multi-Year Contract for Waste Collection and the Main Street Clock Inc. development proposal.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Kerwin

THAT Council resolve into a Closed Session for the purpose of discussing Advice that is subject to solicitor-client privilege, including communications necessary for that purpose as per Section 239 (2) (f) of the Municipal Act, 2001 with respect to Development and Infrastructure Services Commission - Public Works Services Commission - Procurement Services Department Joint Report 2016-30 dated November 23, 2016 regarding Joint Report on N6 Cooperative Contract CRFP2016-02 - Multi-Year Contract for Waste Collection and the Main Street Clock Inc. development proposal.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

Council resolved into Closed Session at 7:57 p.m.

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

Council resumed into Public Session at 8:28 p.m.

Moved by: Councillor Twinney
Seconded by: Councillor Vegh

THAT the advice received by the Director of Legal Services/Town Solicitor in Closed Session with respect to with respect to Development and Infrastructure Services Commission - Public Works Services Commission - Procurement Services Department Joint Report 2016-30 dated November 23, 2016 regarding Joint Report on N6 Cooperative Contract CRFP2016-02 - Multi-Year Contract for Waste Collection and the Main Street Clock Inc. development proposal be received.

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

Carried

43. Development & Infrastructure Services Commission - Public Works Services and Corporate Services Commission - Procurement Services Department Joint Report 2016-30 dated November 23, 2016 regarding N6 Cooperative Contract CRFP2016-02 - Multi-Year Contract for Collection and Transportation of Garbage, Recycling Material, Source Separated Organic Material, Yard Waste and Special Waste.

Moved by: Councillor Hempen
Seconded by: Councillor Twinney

a) THAT Joint Report between Development and Infrastructure Services Commission - Public Works Services and Corporate Services Commission - Procurement Services Department 2016-30 dated November 23, 2016 regarding N6 Cooperative Contract CRFP2016-02 Multi-Year Contract for Collection and Transportation of Garbage, Recycling Material, Source Separated Organic Material, Yard Waste and Special Waste be received and the following recommendations be adopted:

i) THAT the CRFP2016-02 Collection and Transportation of Garbage, Recyclable Material, Source Separated Organic Material, Yard Waste and Special Waste for a period of eight (8) years, starting December 4, 2017 be awarded to Green for Life Environmental Inc. at an estimated annual cost of \$10,306,520 for all six municipalities, exclusive of all applicable taxes and set annual increases, subject to confirmation of approval of same from the other N6 municipalities;

ii) AND THAT at the discretion of both the Contractor and the N6, the contract may be extended for two (2) - one (1) year extensions (Year 9 and 10 of the contract) based on a one percent (1%) increase(s) per year;

iii) AND THAT the Director, Public Works Services and the Manager, Procurement Services shall be authorized to execute the agreement;

iv) AND THAT the Procurement Services Department be directed to notify the other Proponents after the execution of the contract;

v) AND THAT the recommendations of this report be ratified at the Council meeting to be held on December 5, 2016 in order to secure contractual agreements.

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

Carried

Councillor Hempen left the meeting at 8:34 p.m.

44. Development and Infrastructure Services - Planning and Building Services Report 2016-25 dated November 28, 2016 regarding Application for Zoning By-law Amendment - 178, 180, 184, 188, 190 and 194 Main Street - Main Street Clock Inc.

A request was made to vote on clause a) i) of the motion separately.

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

a) THAT Development and Infrastructure Services - Planning and Building Services Report 2016-25 dated November 28, 2016 regarding Application for Zoning By-law Amendment be received and the following recommendations be adopted:

i) THAT the application for Zoning By-law Amendment as resubmitted by Main Street Clock Inc. for lands being located at the southwest corner of Main Street and Park Avenue, municipally known as 178, 180, 184, 188 and 194 Main Street be denied;

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

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

ii) AND THAT Staff be directed to create a site specific Zoning By-law to restrict the height of development at this site, fronting on Main Street at three stories plus a fourth storey if set back by a minimum of 15 (fifteen) feet, and restrict the height of development on Park Avenue at three stories with a fourth storey if set back by a minimum of 15 (fifteen) feet;

iii) AND THAT in 120 days, Staff be directed to bring back an amendment to the Heritage Conservation District Plan and By-law for consideration of Council that would outline the criteria which would need to be met by applicants in order to be considered for approval for a fourth storey set back from the street by a minimum of 15 (fifteen) feet;

iv) AND THAT Mr. Chris Bobyk, The Forrest Group, 590 Alden Road, Suite 211, Markham, ON L3R 8M2 be notified of this action;

v) AND THAT all deputations and presentations noted in the November 28, 2016 Committee of the Whole minutes be received.

In Favour: Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Kwapis, Councillor Broome, Councillor Bisanz

Opposed: Mayor Van Bynen
(7 in favour, 1 opposed)

Carried

Confirmatory By-law

45. Confirmatory By-law.

2016-71 To confirm the proceedings of Council at its meeting of December 5, 2016.

Moved by: Councillor Kerwin
Seconded by: Councillor Broome

THAT By-law 2016-71 be enacted.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,
Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor
Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

Adjournment

46. Adjournment.

Moved by: Councillor Vegh
Seconded by: Councillor Kerwin


THAT the meeting adjourn.

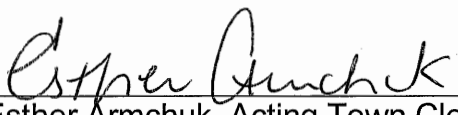
In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,
Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor
Kwapis, Councillor Broome, Councillor Bisanz

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

Carried

There being no further business, the meeting adjourned at 8:55 p.m.


Tony Van Bynen, Mayor


Esther Armchuk, Acting Town Clerk