

A 15 minute recess is scheduled at 3:00 p.m. with the Committee of the Whole (Closed Session) agenda items being dealt with after the break at 3:15 p.m.

ADDITIONS TO THE AGENDA

Please note there may be further items added to this agenda – contact the Legislative Services Department at (905) 895-5193 for the most up-to-date listing.

DECLARATIONS OF INTEREST

DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION

CONSENT ITEMS

**1. COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
REQUESTS FOR PROCLAMATION**

- a) Correspondence dated March 6, 2013 from Mr. Clinton Shane Ekdahl, Founder of “Day of the Honey Bee” requesting that May 29, 2013 be proclaimed “Day of the Honey Bee” in the Town of Newmarket.

Recommendations:

THAT the correspondence dated March 6, 2013 from Mr. Clinton Shane Ekdahl be received and the following recommendations be adopted:

- 1. THAT the Town of Newmarket proclaim May 29, 2013 as ‘Day of the Honey Bee’;**
 - 2. AND THAT the proclamation be advertised in the Town Page advertisement and on the Town’s website www.newmarket.ca**
- b) Correspondence dated February 2013 from Ms. Amber McLellan, Program Administrator, Girls Incorporated of York Region requesting that April 29 to May 3, 2013 be proclaimed as “Girl’s Rights Week” in the Town of Newmarket.

Recommendations:

That the correspondence dated February 2013 from Ms. Amber McLellan, Program Administrator, Girls Incorporated of York Region be received and the following recommendations be adopted:

1. THAT the Town of Newmarket proclaim April 29 to May 3, 2013 as “Girl’s Rights Week”;
 2. AND THAT the proclamation be advertised in the Town Page advertisement and on the Town’s website www.newmarket.ca
2. **COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
NEWMARKET DOWNTOWN DEVELOPMENT SUBCOMMITTEE MINUTES**

Newmarket Downtown Development Subcommittee Minutes of February 22, 2013.

The Newmarket Downtown Development Subcommittee recommends:

THAT the Newmarket Downtown Development Subcommittee Minutes of February 22, 2013 be received.

3. **COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
INCLUSIVITY ADVISORY COMMITTEE MINUTES**

Inclusivity Advisory Committee Minutes of March 13, 2013.

The Inclusivity Advisory Committee recommends:

THAT the Inclusivity Advisory Committee Minutes of March 13, 2013 be received.

4. **COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
ACCESSIBILITY ADVISORY COMMITTEE MINUTES**

Accessibility Advisory Committee Minutes of September 11 and December 4, 2012.

The Accessibility Advisory Committee recommends:

THAT the Accessibility Advisory Committee Minutes of September 11 and December 4, 2012 be received.

5. **COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
ENVIRONMENTAL ADVISORY COMMITTEE MINUTES**

Environmental Advisory Committee Minutes of February 6, 2013.

The Environmental Advisory Committee recommends:

THAT the Environmental Advisory Committee Minutes of February 6, 2013 be received.

**6. COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
MAIN STREET DISTRICT BUSINESS IMPROVEMENT AREA
BOARD OF MANAGEMENT MINUTES**

Main Street District Business Improvement Area Board of Management Minutes of January 15 and February 19, 2013.

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

THAT the Main Street District Business Improvement Area Board of Management Minutes of January 15 and February 19, 2013 be received.

**7. COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
JOINT CAO, COMMISSIONER AND CORPORATE SERVICES REPORT – FINANCIAL
SERVICES 2013-03
ASSET REPLACEMENT FUND STUDY**

Joint CAO, Commissioner, Financial Services Report 2013-03 regarding the Asset Replacement Fund Study.

(Note: Report to be distributed with Addendum Agenda)

**8. COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
COMMUNITY SERVICES – RECREATION AND CULTURE
DEVELOPMENT AND INFRASTRUCTURE SERVICES – PUBLIC WORKS SERVICES
ENGINEERING SERVICES/PLANNING AND BUILDING SERVICES JOINT REPORT
2013-05
FUTURE USE OF FERNBANK FARMHOUSE**

Community Services Report – Recreation and Culture; Development and Infrastructure Services – Public Works Services, Engineering Services, Planning and Building Services Joint Report 2013-05 dated March 5, 2013 regarding the Future Use of the Fernbank Farmhouse.

(Note: Report to be distributed with Addendum Agenda)

**9. COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
COMMUNITY SERVICES COMMISSION REPORT 2013-07
MUNICIPAL ASSET NAMING FOR THREE LOCATIONS**

Community Services Commission Report 2013-07 dated March 20, 2013 regarding Municipal Asset Naming for Three Locations.

The Commissioner of Community Services recommends:

THAT Community Services Commission Report 2013-07 dated March 20, 2013 regarding Municipal Asset Naming for Three Locations be received and the following recommendations be adopted:

1. **THAT Council adopt the names recommended in Community Services Confidential Information Report 2013-11 (circulated separately) in order that the formal naming of the identified assets in Wards 1, 2 and 5, can be publicly revealed in official ceremonies;**
 2. **AND THAT, at a later date, staff bring back a report recommending a location and proposed name for a park in each of Ward 6 and Ward 7, with an official ceremony to occur in the fall of 2013.**
10. **COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
COMMUNITY SERVICES – ECONOMIC DEVELOPMENT AND CHIEF ADMINISTRATIVE OFFICER JOINT REPORT 2013-10
MEMORANDUM OF UNDERSTANDING, POST-SECONDARY INSTITUTION**

Community Services – Economic Development and Chief Administrative Officer Joint Report 2013-10 dated March 27, 2013 regarding a Memorandum of Understanding.

The Chief Administrative Officer, the Commissioner of Community Services and the Economic Development Officer recommend:

THAT Joint Report Community Services/Economic Development and Chief Administrative Officer 2013-10 dated March 27, 2013 regarding a Memorandum of Understanding between the Town of Newmarket and a post-secondary institution be received and the following recommendations be adopted:

1. **THAT the CAO be authorized to sign a Memorandum of Understanding (MOU) with a post-secondary institution to collaborate on establishing a post-secondary Learning Centre site in Newmarket that is substantially in accordance with the MOU included within the confidential information report circulated separately;**
 2. **AND THAT Council request NEDAC to review and provide comments on the business case and financial model as developed by a joint post-secondary institution/Town of Newmarket planning team;**
 3. **AND THAT staff report back to Council with respect to the business case.**
11. **COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
CORPORATE SERVICES REPORT (LEGAL) 2013-09
DELEGATION BY-LAW – 2012 REPORT
SUMMARIZING DELEGATED MATTERS TO STAFF**

Corporate Services (Legal) Report 2013-09 dated March 26, 2013 regarding Delegation By-law – 2012 Report Summary.

The Acting Commissioner of Corporate Services and the Director of Legal Services/Municipal Solicitor recommend:

THAT Corporate Services (Legal) Report 2013-09 dated March 26, 2013 regarding Delegation By-law 2007-114 and a summary of the matters delegated to staff from October 1, 2011 to September 30, 2012 be received.

12. **COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
DEVELOPMENT AND INFRASTRUCTURE SERVICES REPORT – ENGINEERING
SERVICES 2013-18 – MAIN STREET – ON-STREET ACCESSIBLE PARKING SPACES**

Development and Infrastructure Services Report – Engineering Services 2013-18 dated March 14, 2013 regarding Main Street – On-Street Accessible Parking Spaces.

The Commissioner of Development and Infrastructure Services and the Director of Engineering Services recommend:

THAT Community Services Report – ES2013-18, dated March 14, 2013 regarding Main Street – On-street Accessible Parking Spaces, be received and the following recommendations be adopted:

1. THAT accessible parking spaces on Main Street be approved in principle at the following on-street locations:
 - a. 127 Main Street
 - b. 99 Main Street
 - c. 71 Main Street
 - d. 35 Main Street
 - e. 48 Main Street
 - f. 22 Main Street
2. AND THAT a copy of this report and recommendations be forwarded to the Downtown BIA and the Accessibility Advisory Committee for their comments;
3. AND THAT a final report with the accessible parking space locations be brought back to Town Council for approval.

13. **COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
LIST OF OUTSTANDING MATTERS**

List of outstanding matters.

Recommendation:

THAT the list of outstanding matters be received.

PRESENTATIONS

DEPUTATIONS

**14. COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
CORPORATE SERVICES REPORT – LEGISLATIVE SERVICES 2013-07
ADDITIONAL INFORMATION – ACCESSORY DWELLING UNIT BY-LAW**

Deputation:

Mr. John Dowson on behalf of the Newmarket Heights Community Association to address the Committee regarding Accessory Dwelling Units.

Correspondence:

Correspondence dated February 26, 2013 from Ms. Teena Bogner regarding Accessory Dwelling Units.

Report:

Corporate Services Report – Legislative Services 2013-07 dated March 25, 2013 regarding Additional Information – Accessory Dwelling Unit By-law.

The Acting Commissioner of Corporate Services and the Director of Legislative Services/Town Clerk recommend:

THAT Corporate Services Report – Legislative Services 2013-07 dated March 25, 2013 regarding “Additional Information, Accessory Dwelling Unit By-law” be received and the following be adopted:

- 1. THAT Corporate Services Report – Legislative Services 2012-05 regarding “Accessory Dwelling Unit By-law” be received (Attached as “Appendix A to Legislative Services Report 2013-07”);**
- 2. AND THAT the revised draft Accessory Dwelling Unit By-law (Attached as Appendix “B”) be adopted;**
- 3. AND THAT By-law 2003-106 be repealed;**
- 4. AND THAT Schedule F of By-law 2012-81 with regard to Accessory Dwelling Unit fees be repealed and replaced with the following:**

One-time Accessory Dwelling Unit Fee:	\$ 250.00 (HST excluded)
Replacement “N” Plate Fee”:	\$ 10.00 (HST excluded)
Refusal & Revocation Appeal Fee:	\$ 100.00 (HST excluded)

- 5. AND THAT By-law 2011-10, as amended, being a by-law to appoint a Property Standards/Fence Viewing/Appeals Committee be the appeals committee for the purposes of the Accessory Dwelling Unit By-law;**

6. AND THAT Mr. John Dowson be notified of these recommendations and provided a copy of Corporate Services Report – Legislative Services 2013-05 and Corporate Services Report – Legislative Services 2013-07.
15. **COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
COMMUNITY SERVICES – RECREATION & CULTURE; CORPORATE SERVICES – LEGISLATIVE SERVICES AND LEGAL SERVICES; DEVELOPMENT AND INFRASTRUCTURE SERVICES – PLANNING & BUILDING SERVICES AND PUBLIC WORKS SERVICES JOINT REPORT 2013-08 – PROPOSED PARKS BY-LAW**

Deputation:

Mr. Paul Gingl to address the Committee regarding best practices related to e-bikes and e-bike regulations.

Report:

Community Services – Recreation & Culture; Corporate Services – Legislative and Legal Services, Development and Infrastructure Services - Planning & Building Services and Public Works Services Joint Report 2013-08 dated March 28, 2013 regarding a Proposed Municipal Parks By-law.

The Commissioner of Community Services, the Commissioner of Corporate Services, the Commissioner of Development and Infrastructure Services, the Director of Legal Services/Municipal Solicitor, the Director of Public Works Services, the Director of Planning and Building Services and the Director of Legislative Services recommend:

THAT Community Services – Recreation & Culture, Corporate Services – Legislative and Legal Services, Development and Infrastructure Services – Planning and Building Services and Public Works Services Joint Report 2013-08 dated March 28, 2013 regarding a Proposed Municipal Parks By-law be received and the following recommendations be adopted:

1. **THAT the attached by-law “Municipal Parks By-law being A By-law to Regulate the Use and Enjoyment of Municipal Parks in the Town of Newmarket” (Attachment A) be forwarded to Council for adoption;**
2. **AND THAT the existing Parks Use By-law 1994-41 (A By-law to Regulate the Use of Public Parks in the Town of Newmarket) and By-law 2012-27 (A By-law to Amend By-law 1994-41 additions to Section 5 of 1994-41) be repealed.**

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

ACTION ITEMS

REPORTS BY REGIONAL REPRESENTATIVES

NEW BUSINESS

RESOLUTION TO CONVENE INTO A CLOSED SESSION:

THAT Committee of the Whole resolve into a closed session for the purpose of discussing:

- a) The security of property of the municipality or local board;
- b) Personal matters about an identifiable individual, including municipal employees or local board employees;
- c) A proposed or pending acquisition or disposition of land by the municipality or local board;
- d) Labour relations or employee negotiations;
- e) Litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board;
- f) Advice that is subject to solicitor/client privilege including communications necessary for that purpose; and
- g) A matter in respect of a council, board committee or other body may hold a closed meeting under another *Act*.

CLOSED SESSION

The Closed Session Agenda and Reports will be circulated under separate cover (Goldenrod) on Thursday, April 4, 2013.

PUBLIC HEARING MATTERS - 7:00 P.M

**16. COMMITTEE OF THE WHOLE – APRIL 8, 2013 – ITEM
DEVELOPMENT AND INFRASTRUCTURE SERVICES REPORT – PLANNING AND
BUILDING SERVICES 2013-13 – APPLICATION FOR DRAFT PLAN OF SUBDIVISION
AND ZONING BY-LAW AMENDMENT – NATIONAL HOMES**

Public Meeting Notice, Development and Infrastructure Services Report – Planning and Building Services 2013-13 dated February 14, 2013 regarding Application for Zoning By-law Amendment and Draft Plan of Subdivision – National Homes and related Council Extract.

ADJOURNMENT