

For consideration by Council on  
May 7, 2018

The meeting of the Committee of the Whole was held on Monday, April 30, 2018 in the Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen  
Deputy Mayor & Regional Councillor Taylor  
Councillor Vegh  
Councillor Kerwin (2:14 PM – 4:28 PM)  
Councillor Twinney  
Councillor Hempen (1:32 PM- 2:57 PM, 4:24 – 4:28 PM)  
Councillor Kwapis  
Councillor Broome  
Councillor Bisanz

Staff Present: R. N. Shelton, Chief Administrative Officer  
E. Armchuk, Commissioner of Corporate Services  
R. Nethery, Director, Planning and Building Services (Acting  
Commissioner, Development & Infrastructure Services)  
I. McDougall, Commissioner of Community Services  
M. Mayes, Director of Financial Services/ Town Treasurer  
L. Lyons, Director of Legislative Services/ Town Clerk  
A. Cammaert, Senior Planner, Policy  
H. Leznoff, Council/Committee Coordinator

The meeting was called to order at 1:32 PM.

Mayor Van Bynen in the Chair.

## Additions & Corrections to the Agenda

The Chief Administrative Officer advised of the following additions to the agenda:

- (1) Newmarket Go - Mobility Hub Presentation. This presentation is related to Item 16.

- (2) Deputation by members of the Stuart Scott Public School Eco-Team regarding revitalization of the Darcy Creek Wetlands.
- (3) Deputation by Urszula May regarding Item 2.
- (4) Closed Session Item 1 - Verbal update regarding the Clock Tower.

The Chief Administrative Officer advised of the following correction to the agenda:

- (1) Page 4 of Finance Report 2018-12 regarding the Asset Replacement Fund Strategy the inter-fund loan should read \$31 million and would have annual debt servicing of \$1.9 million.

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

- 1. That the additions and correction to the April 30, 2018 Committee of the Whole agenda be approved.

**Carried**

## **Declarations of Pecuniary Interest**

Deputy Mayor & Regional Councillor Taylor declared an interest in relation to Item 17 as his father was one of the individuals who addressed the Committee on behalf of Habitat for Humanity. He advised he would take no part in the discussion of the matter.

Councillor Vegh declared an interest in relation to Item 17 as Habitat for Humanity was his former employer. He advised he would take no part in the discussion of the matter.

Councillor Hempen declared a conflict of interest in relation to the Closed Session matter related to the Clock Tower as he has a business in close proximity to the subject lands. He advised he would take no part in the discussion of the matter.

## **Presentations & Recognitions**

None.

## **Deputations**

- 1. **Revitalization of Darcy Creek Wetlands**

Members of the Stuart Scott Eco Team addressed Council to thank Members of Council and staff for creating the wetland space. They further advised that the wetlands provide a new learning space for students as an outdoor classroom as well as a place to play after school hours. The Stuart Scott Eco Team advised that they have collaborated with the conservation authority and continue to plant shrubs and other plants that would naturally occur in the wetlands.

## **2. 2013 Building Permit Application and Property Standards Issues**

Attila Vinczer addressed Committee and expressed concern regarding issues obtaining a building permit to complete construction on his property.

Moved by: Councillor Kwapis  
Seconded by: Councillor Twinney

1. That the deputation by Attila Vinczer regarding building permit applications and property standards issues be received.

**Carried**

## **3. Property Standards Issues**

Urszula May addressed the Committee with regards to the excavation at the property adjacent to hers and the erosion of her own property.

Moved by: Councillor Twinney  
Seconded by: Councillor Bisanz

1. That the deputation by Urszula May be received and referred to staff.

**Carried**

## **Consent Items**

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

That the following items (4-14) be adopted on consent:

#### **4. Donation Policy**

1. That the report entitled Donation Policy dated April 30, 2018 be received; and,
2. That Council adopts the Donation Policy in substantially the form attached hereto.

#### **5. Polices for Financial Sustainability**

1. That the report entitled Policies for Financial Sustainability be received; and,
2. That the following corporate policies, including the appendices be approved:
  - a. Debt Policy, Reserve and Reserve Fund Policy, Asset Replacement Fund Policy.

#### **6. Award of Single Source Contract**

1. That the report entitled Procurement Services, IT & Financial Services 2018-07, regarding the awarding of a single source contract for property tax software, known as Tax Manager (TXM) be received; and,
2. That Council approve a single source/partnership process to award a contract for a new property tax system to the Corporation of the City of Mississauga, on terms satisfactory to the Treasurer, the Manager of Procurement Services and the A/Director of IT.

#### **7. Municipal Election Joint Compliance Audit Committee**

1. That the report entitled Municipal Election Joint Compliance Audit Committee dated April 30, 2018 be received; and,
2. That Council adopt the York Region Terms of Reference for the Joint Compliance Audit Committee (attached as Appendix "A"); and,
3. That the following individuals be appointed by Council as the roster of individuals, who may be selected by the Town Clerk, to constitute the Joint Compliance Audit Committee when required for 2018-2022 Term of Council:
  - Terrence James Alderson

- Ron Colucci
- Jodi Feldman
- Robert M. Freedman
- Mark Gannage
- Kelly Gravelle
- Wm. J. Paul Jones
- Reagan Ruslim
- Vince Scaramuzza; and,

4. That the Town Clerk be delegated the authority to:
  - a. Establish in response to any compliance audit applications received for the 2018 Municipal Election, panels of three (3) persons from the Council- approved roster of individuals to serve as the Joint Compliance Audit Committee for the 2018 – 2022 term; and,
  - b. Establish, approve and amend the Joint Compliance Audit Committee’s Terms of Reference and mandate as needed, effective May 7, 2018; and,
  - c. Recruit and appoint Joint Compliance Audit Committee members for the 2022 term of Council and all terms of Council going forward; and,
5. That the Town’s Delegation of Authority By-law 2016-17 be amended to include items 4 (b) and (c) above.

**8. Interim Control By-law – Extension Request**

1. That the Report 2018-28 entitled Interim Control By-law – Extension Request dated April 30, 2018 be received; and,
2. That an extension to Interim Control By-law 2017-25 be passed; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

**9. Item 10 Heritage Newmarket Advisory Committee Meeting Minutes of March 6, 2018 regarding Heritage Designations**

Note: Refer to item 20 for further discussion on this matter.

1. The Senior Leadership Team/Operational Leadership Team recommend that the following be referred to staff for review and report:

- a. That the Heritage Newmarket Advisory Committee recommend the Town of Newmarket designate the Newmarket Canal system.

**10. Newmarket Environmental Advisory Committee Meeting Minutes of March 7, 2018**

1. That the Newmarket Environmental Advisory Committee Meeting Minutes of March 7, 2018 be received.

**11. Newmarket Public Library Board Meeting Minutes of March 21, 2018**

1. That the Newmarket Public Library Board Meeting Minutes of March 21, 2018 be received.

**12. Correspondence from the Honourable Daiene Vernile, Minister of Tourism, Culture and Sport regarding Funding for Libraries in 2018 Budget**

**Note:** Mayor Van Bynen requested this correspondence be placed on the agenda for information purposes.

1. That the correspondence from the Honourable Daiene Vernile, Minister of Tourism, Culture and Sport regarding Funding for Libraries in 2018 Budget be received.

**13. Outstanding Matters List**

1. That the list of outstanding matters be received.

**Carried**

**14. Asset Replacement Fund Strategy**

An alternate motion was presented and is noted below in bold.

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

1. **That the Asset Replacement Fund Strategy be referred to staff for further information and be brought back to Council for consideration at a later date.**

**Carried**

**15. Newmarket GO Station – Mobility Hub Study Presentation**

The Senior Planner, Policy, addressed the Committee with a presentation regarding the Newmarket GO Station – Mobility Hub Study, outlining the phases and timelines for implementation. The presentation outlined the Secondary Plan, consultation and feedback, proposed improvements, transit-oriented development (TOD) Plan and highlighted comments and responses regarding general population and employment forecasts, transit beyond the mobility hub, the floodplain as a constraint, on site bus accommodation and grade separation.

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

1. That the presentation by the Senior Planner, Policy regarding the Newmarket GO Station – Mobility Hub Study be received.

**Carried**

**16. Newmarket GO Station - Mobility Hub Study**

Moved: Deputy Mayor & Regional Councillor Taylor  
Seconded: Councillor Kwapis

1. That the report entitled Newmarket GO Station - Mobility Hub Study dated April 30, 2018 be received.

**Carried**

**17. Alternative Fees and Charges for Charitable and Non-Profit Organizations- Modifications for Habitat for Humanity**

Moved: Councillor Hempen  
Seconded: Councillor Kwapis

1. That Planning & Building Services Report 2018-31 entitled Alternative Fees & Charges for Registered Charities and Non-Profit Organizations – Modifications for Habitat for Humanity dated April 30, 2018 be received; and,
2. That Council approve the amended policy, attached to this Report.

**Carried**

Deputy Mayor & Regional Councillor Taylor, and Councillor Vegh took no part in the discussion or vote on the aforementioned matter.

**18. Development Charge Deferral Policy - Refresh and Reinstatement**

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

1. That Council adopt the Policy for Deferral of Payment of Development Charges and Planning Application Fees in the Urban Centres Secondary Plan Area, updated April 30, 2018, included as Attachment 1 to this Report, as amended.

**Carried**

**19. Heritage Newmarket Advisory Committee Meeting Minutes of March 6, 2018**

Moved by: Councillor Kwapis  
Seconded by: Councillor Vegh

1. That the Heritage Newmarket Advisory Committee Meeting Minutes of March 6, 2018 be received.

**Carried**

**20. Reconsideration of Item 10 Heritage Newmarket Advisory Committee Meeting Minutes of March 6, 2018 regarding Heritage Designations**

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

1. That Item 10 Heritage Newmarket Advisory Committee Meeting Minutes of March 6, 2018 regarding Heritage Designations be reconsidered.

**Carried by 2/3 Majority**

An alternate motion was presented and is noted below in bold

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

1. The Senior Leadership Team/Operational Leadership Team recommend that the following be referred to staff for review and report:



- a. **That the Heritage Newmarket Advisory Committee propose to the Region of York that the Administration Centre building be designated, due to its noted architect; and,**
- b. That the Heritage Newmarket Advisory Committee recommend the Town of Newmarket designate the Newmarket Canal system.

**Carried**

## **Action Items**

None.

## **Reports by Regional Representatives**

None.

## **Notices of Motions**

Councillor Hempen presented a notice of motion regarding signage for the Newmarket Heights area. He advised that the motion will request that Council contribute \$10,000.00 towards the purchase of an entrance sign that will be placed at the intersection of Davis Drive and Longford Drive.

## **Motions**

None.

## **New Business**

- (1) Designation of the Union Hotel

Deputy Mayor & Regional Councillor Taylor requested an update regarding designation of the property known as the Union Hotel.

## **Closed Session**

### **21. Verbal Update regarding the Clock Tower**

Moved by: Councillor Kwapis  
Seconded by: Councillor Bisanz

1. That the Committee of the Whole resolve into Closed Session to discuss the following matter:
  - (1) A verbal update regarding the Clock Tower, related to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality as per Section 239 (2) (e) of the Municipal Act, 2001.

**Carried**

The Committee of the Whole resolved into Closed Session at 2:57 PM.

The Committee of the Whole (Closed Session) Minutes are recorded under separate cover.

The Committee of the Whole resumed into Open Session at 4:24 PM.

## **Public Hearing Matter**

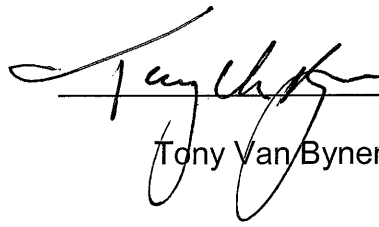
None.

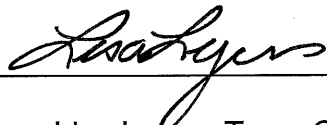
## **Adjournment**

Moved by: Councillor Bisanz  
Seconded by: Councilor Kwapis

1. That the meeting of Committee of the Whole adjourn at 4:28 PM.

**Carried**

  
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Tony Van Bynen, Mayor

  
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Lisa Lyons, Town Clerk