



Town of Newmarket

Minutes

Committee of the Whole

Date: Monday, February 24, 2020

Time: 12:30 PM

Location: Council Chambers
Municipal Offices
395 Mulock Drive
Newmarket, ON L3Y 4X7

Members Present: Mayor Taylor
Deputy Mayor & Regional Councillor Vegh
Councillor Simon
Councillor Woodhouse
Councillor Twinney
Councillor Morrison
Councillor Kwapis
Councillor Broome
Councillor Bisanz

Staff Present: J. Sharma, Chief Administrative Officer
E. Armchuk, Commissioner of Corporate Services
P. Noehammer, Commissioner of Development & Infrastructure Services
I. McDougall, Commissioner of Community Services
L. Lyons, Director of Legislative Services/Town Clerk
K. Saini, Deputy Town Clerk
F. Scott, Manager of Regulatory Services
J. Unger, Acting Director of Planning & Building Services
A. Walkom, Legislative Coordinator

For consideration by Council on March 2, 2020.

The meeting was called to order at 12:32 PM.

The Committee of the Whole recessed at 2:24 PM and reconvened at 2:34 PM.
Mayor Taylor in the Chair.

1. Additions & Corrections to the Agenda

The Clerk advised of the following additions to the agenda:

- Item 3.1: Amended Mobile Business Licence By-law – the presentation was distributed with the revised agenda.
- Item 4.1: Deputation from Frank Doyle regarding the Amended Mobile Business Licence By-law.
- Item 4.2: Deputation from Frank Zoghi regarding the Amended Mobile Business Licence By-law.
- Item 4.3: Deputation from Sebastian Fuchs regarding the Amended Mobile Business Licence By-law.
- Item 4.4: Deputation from Pankaj Singh regarding the Atkins Drive and Quick Street All-way Stop Request.
- Item 5.1: Amended Mobile Business Licence By-law – the report was distributed with the revised agenda.
- Correspondence from Jon Brock regarding Item 5.4: Official Plan and Zoning By-Law Amendment Glenway Blocks 164 & 165.

Moved by: Councillor Broome

Seconded by: Councillor Morrison

1. That the additions to the agenda be approved.

Carried

2. Declarations of Pecuniary Interest

None.

3. Presentations & Recognitions

3.1 Amended Mobile Business Licence By-law

Note: This item was dealt with under sub-item 5.1. Please see sub-item 5.1 for motion.

The Manager of Regulatory Services provided a presentation which included an amended draft by-law and provided an overview of the amendments since the February 10, 2020 Council meeting. The amendments included a schedule of criminal conviction thresholds, as well as new options for a fee structure for tow truck licences.

3.2 Procedure By-law Review for 2018-2022 Term of Council

Note: This item was dealt with under sub-item 5.2. Please see sub-item 5.2 for motion.

The Deputy Clerk provided a presentation which included an overview of the proposed amendments to the Town's Procedure By-law. The proposed changes were grouped into themes of housekeeping and best practices, modernization and trends, and transparency. The presentation also provided options for Council's consideration on revised Council meeting times and schedules.

4. Deputations

4.1 Amended Mobile Business Licence By-law

Note: This item was dealt with under sub-item 5.1. Please see sub-item 5.1 for motion.

Frank Doyle provided a deputation regarding the Amended Mobile Business Licence By-law and outlined his concerns with the prohibitions of tow trucks stopping within 200 metres of a collision scene, as well as with definitions and the proposed fee caps included in the by-law.

4.2 Amended Mobile Business Licence By-law

Note: This item was dealt with under sub-item 5.1. Please see sub-item 5.1 for motion.

Frank Zoghi provided a deputation regarding the Amended Mobile Business Licence By-law and outlined his concerns that the proposed by-law is duplicating other municipalities' by-laws and that these other by-laws could have become out of date.

4.3 Amended Mobile Business Licence By-law

Note: This item was dealt with under sub-item 5.1. Please see sub-item 5.1 for motion.

Sebastian Fuchs provided a deputation regarding the Amended Mobile Business Licence By-law and advised of his concerns with the flat rate

towing fee due to the distance of collision reporting centres from Newmarket.

4.4 Atkins Drive and Quick Street All-way Stop Request

Pankaj Singh provided a deputation regarding the Atkins Drive and Quick Street All-way Stop Request and advised of his concerns that drivers are speeding on the street, which could cause accidents. He also advised of his concern that cars were driving around school buses which make stops on the street, causing a threat to the safety of children in the neighbourhood.

Moved by: Councillor Simon

Seconded by: Deputy Mayor & Regional
Councillor Vegh

1. That the deputation regarding the Atkins Drive and Quick Street All-way Stop Request by Pankaj Singh be received.

Carried

4.5 Atkins Drive and Quick Street All-way Stop Request

Tuula Rinella provided a deputation regarding the Atkins Drive and Quick Street All-way Stop Request and advised of her concerns that public safety was being impacted by traffic on the street, particularly with regards to school buses stopping on the street.

Moved by: Councillor Woodhouse

Seconded by: Councillor Simon

1. That the deputation regarding the Atkins Drive and Quick Street All-way Stop Request by Tuula Rinella be received.

Carried

5. Consent Items

Moved by: Councillor Simon

Seconded by: Councillor Woodhouse

1. That sub-items 5.3, 5.10, 5.11, 5.12, and 5.13 be adopted on consent. See following sub-items 5.1, 5.2, 5.4, 5.5, 5.6, 5.7, 5.8, and 5.9 for motions.

Carried

5.1 Amended Mobile Business Licence By-law

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

Moved by: Councillor Kwapis

Seconded by: Councillor Woodhouse

1. **That the presentation regarding the Amended Mobile Business Licence By-law provided by the Manager of Regulatory Services be received; and,**
2. **That the deputations regarding the Amended Mobile Business Licence provided by Frank Doyle, Frank Zoghi, and Sebastian Fuchs be received; and,**
3. That the reports entitled Mobile Business Licence By-law dated February 3, 2020 (deferred) and Amended Mobile Business Licence By-law dated February 24, 2020 be received; and,
4. That Council direct staff to waive Taxicab Company fees for a duration of 3 years (2020 – 2023 fees inclusive) for previously licensed companies only; and,
5. That Council approve a 12-month contract position for a new Municipal Law Enforcement Officer position subject to approval of the Chief Administrative Officer and Commissioner of Corporate Services; and,
6. That Council approve a 12-month contract for conversion of part-time hours into full-time hours for the existing permanent Legislative Services Associate position subject to approval of the Chief Administrative Officer and Commissioner of Corporate Services; and,
7. That Council approve the draft amended Mobile Business Licence By-law 2020-07, with option #3 for a tow truck company licensing fee structure and the addition of Schedule B for criminal conviction thresholds; and,

8. That Council repeal Taxi By-law 2016-44, Refreshment Vehicles By-law 2016-52, and Driving School Instructors By-law 2017-32, as amended; and,
9. That Council amend the AMPS By-law 2019-62 and Fees and Charges By-law 2019-52; and,
10. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

5.2 Procedure By-law Review for 2018-2022 Term of Council

Members of Council discussed the proposed Procedure By-law and asked staff to make amendments before the March 2, 2020 Council meeting concerning land acknowledgment, Committee of the Whole and Council meeting times, advisory committee minutes and new business criteria.

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

Moved by: Councillor Twinney

Seconded by: Councillor Broome

1. **That the presentation regarding the Procedure By-law Review for 2018-2022 Term of Council provided by the Deputy Town Clerk be received; and,**
2. That the report entitled Procedure By-law Review for 2018-2022 Term of Council dated February 24, 2020 be received; and,
3. **That Council amend the 2020 meeting schedule effective March 3, 2020 to schedule all regular Committee of the Whole meetings to begin at 1:00 PM; and,**
4. **That staff be directed to place an amended draft Procedure By-law on the agenda for the March 2, 2020 meeting of Council, reflecting the changes identified by the Committee of the Whole; and,**
5. That Council repeal By-laws 2015-50, 2016-43, 2017-75, as amended, and replace with the Procedure By-law, **as amended by Committee of the Whole; and,**

6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

5.3 Zoning By-law Amendment Application – 665-695 Stonehaven Avenue

1. That the report entitled Zoning By-law Amendment Application – 665-695 Stonehaven Avenue, dated February 24, 2020 be received; and,
2. That the application for Zoning By-law amendment for lands municipally known as 665-695 Stonehaven Avenue be approved and staff be directed present a By-law to Council for approval generally in accordance with Attachment 1; and,
3. That Lucila Sandoval of Groundswell Urban Planners, 95 Mural Street, Suite 402, Richmond Hill, L4B 3G2 be notified of this action; and,
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

5.4 Official Plan and Zoning By-Law Amendment Glenway Blocks 164 & 165

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

Moved by: Councillor Bisanz

Seconded by: Councillor Kwapis

1. That the report entitled Official Plan and Zoning By-Law Amendment Glenway Blocks 164 & 165 dated February 24, 2020 be received; and,
2. That the application for Official Plan & Zoning By-Law amendment, as submitted by Marianneville Developments Limited for Blocks 164 and 165 of the Estates of Glenway Community subdivision, be approved, and that staff be directed to prepare the necessary Official Plan and Zoning By-law amendments, including the necessary Holding provisions; and,
3. That staff be directed to do all things necessary to give effect to the recommendations in this report; and,

4. That Kerigan Kelly, of Groundswell Urban Planners Inc., 95 Mural Street, Suite 402, Richmond Hill, ON, L4B 3G2, be notified of this action.
5. **That the Correspondence from Jon Brock regarding Item 5.4: Official Plan and Zoning By-Law Amendment Glenway Blocks 164 & 165 be received.**

Carried

5.5 Atkins Drive and Quick Street All-way Stop Request

Moved by: Councillor Simon

Seconded by: Councillor Woodhouse

1. That the report entitled Atkins Drive and Quick Street All-way Stop Request dated February 24, 2020 be received; and,
2. That an All-Way Stop at the intersection of Atkins Drive and Quick Street not be implemented at this time; and,
3. That the Town monitor the intersection as the community continues to build out; and,
4. That school boards be notified of the school bus routing and be asked to implement improvements to student access to the school buses to reduce crossing of streets; and,
5. That York Regional Police be notified of the speeding issues **and school bus stop arm violations** to plan increased enforcement; and,
6. That the Town continue to apply Category 1 traffic calming measures to educate motorists to comply with the speed limits **and that Staff explore options for Category 2 traffic calming measures; and,**
7. **That Staff provide Council with data regarding All-Way Stop warrants related to Bob Gapp Drive and Atkins Drive, including modelling the anticipated near-term growth; and,**
8. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

5.6 Dover Crescent and Burford Street All-way Stop Control Request

Moved by: Councillor Morrison

Seconded by: Councillor Twinney

1. That the report entitled Dover Crescent and Burford Street All-way Stop Control Request dated February 24, 2020 be received; and,
2. That the existing stop controls remain; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

5.7 London Road and Harewood Boulevard All-way Stop Control Request

Moved by: Councillor Morrison

Seconded by: Councillor Woodhouse

1. That the report entitled London Road and Harewood Boulevard All-Way Stop Control Request dated February 24, 2020 be received; and,
2. That the existing stop controls remain; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

5.8 Non-Warranty Repairs and Regular Maintenance of Central York Fire Services Apparatus

Moved by: Councillor Woodhouse

Seconded by: Councillor Bisanz

1. That the report entitled “Non-Warranty Repairs and Regular Maintenance of CYFS Apparatus” dated February 24, 2020 be received; and,
2. That a non-competitive acquisition be approved to a maximum of \$125,000.00 in accordance with the Procurement By-Law; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

5.9 City of Richmond Hill Resolution - Regional Consolidation of Fire Services

Moved by: Councillor Woodhouse

Seconded by: Councillor Broome

1. That the correspondence from the City of Richmond Hill regarding Richmond Hill Resolution – Member Motion submitted by Regional and Local Councillor Perrelli regarding Regional Consolidation of Fire Services be received.

Carried

5.10 Item from draft Accessibility Advisory Committee Meeting Minutes of January 16, 2020

1. That Council refer the following motion to the Appointment Committee:
 - a. That the Accessibility Advisory Committee recommend to Council that the Terms of Reference be amended to increase their membership by 2, for a total of 10 members.

5.11 Audit Committee Meeting Minutes of June 18, 2019 and October 7, 2019

1. That the Audit Committee Meeting Minutes of June 18, 2019 and October 7, 2019 be received.

5.12 Newmarket Economic Development Advisory Committee Meeting Minutes of December 3, 2019

1. That the Newmarket Economic Development Advisory Committee Meeting Minutes of December 3, 2019 be received.

5.13 Outstanding Matters List

1. That the Outstanding Matters List be received.

6. Action Items

None.

7. Reports by Regional Representatives

None.

8. Notices of Motions

None.

9. Motions

9.1 Support of Never Forgotten National Memorial Foundation

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

Moved by: Deputy Mayor & Regional
Councillor Vegh

Seconded by: Councillor Kwapis

Whereas the residents of Newmarket have a proud tradition of honouring those who made the supreme sacrifice on behalf of Canada in armed conflicts across the world; and,

Whereas the Never Forgotten National Memorial Foundation has been established to develop commemorative programming, exhibits and monuments at a site on Cape Breton Island as a place of remembrance and thanks for those brave individuals who lost their lives so far from home; and,

Whereas the Foundation is seeking the endorsement of businesses, agencies, government organizations, and individuals across Canada to bring life to this important national memorial;

Now therefore be it resolved:

1. That the Council of the Town of Newmarket supports efforts to develop the Never Forgotten National Memorial and so advises Mr. Tony Van Bynen, Member of Parliament, the Honourable Christine Elliott, Member of the Legislative Assembly of Ontario, the Federation of Canadian Municipalities and **the Association of Municipalities of Ontario**.

Carried

10. New Business

10.1 Ward 5 Meeting

Councillor Kwapis advised that a Ward 5 meeting would be held February 25, 2020 at 7:00 PM at the Old Town Hall. He advised that York Regional Police Constable Richard McHardy would be providing a presentation on crime prevention and safety.

10.2 Lighting between Meegan Court and McCaffrey Road

Councillor Broome inquired as to the status of the replacement of lighting between Meegan Court and McCaffrey Road. The Commissioner of Development and Infrastructure Services advised he had initiated a request for the status of the replacement and would provide the information once it is available.

11. Closed Session

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

12. Public Hearing Matter

None.

13. Adjournment

Moved by: Councillor Simon

Seconded by: Councillor Broome

1. That the meeting be adjourned at 4:12 PM.

Carried

John Taylor, Mayor

Lisa Lyons, Town Clerk