



# **Town of Newmarket**

## **Minutes**

### **Council - Electronic**

Date: Monday, November 23, 2020  
Time: 1:00 PM  
Location: Streamed live from the 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  
J. Unger, Director of Planning & Building Services  
R. Volpe, Deputy Fire Chief  
A. Walkom, Legislative Coordinator

The meeting was called to order at 1:01 PM.  
Mayor Taylor in the Chair.  
Council recessed at 1:30 PM and reconvened at 1:39 PM.

## 1. **Public Notice**

Mayor Taylor acknowledged that the Town of Newmarket is located on the traditional territories of the Wendat, Haudeno-saunee, and the Anishinaabe peoples and the treaty land of the Williams Treaties First Nations and other Indigenous peoples whose presence here continues to this day. He thanked them for sharing this land with us. Mayor Taylor also acknowledged the Chippewas of Georgina Island First Nation as our close neighbours and friends, and that we work to ensure a cooperative and respectful relationship.

Mayor Taylor advised that the Municipal Offices were closed to the public and that this meeting was streamed live at [Newmarket.ca/meetings](http://Newmarket.ca/meetings). Residents who would like to provide comment on an item on this agenda were encouraged to provide their feedback in writing through email to Legislative Services at [clerks@newmarket.ca](mailto:clerks@newmarket.ca) or by joining the meeting electronically through video or telephone. He advised residents that their comments would form part of the public record.

## 2. **Additions & Corrections to the Agenda**

The Clerk advised of the following additions to the agenda:

- Deputations and Correspondence regarding Item: 4.1: Official Plan Amendment and Zoning By-law Amendment - 201 Davis Drive
  - 4.1.2 Correspondence - James and Agnes Wagstaff
  - 4.1.3 Correspondence - Claudia Gligor
  - 4.1.4 Correspondence - Gerald Fox
  - 4.1.5 Remote Deputation - Windsor Lavadan

Moved by: Councillor Broome  
Seconded by: Councillor Twinney

1. That the additions to the agenda be received.

**Carried**

## 3. **Conflict of Interest Declarations**

None.

## 4. **Public Hearing Matter**

The Clerk welcomed the public to the Virtual Public Planning and Council meeting. She advised that the Planning Act requires the Town to hold at least one public meeting on any proposed Zoning By-law Amendment, Official Plan Amendment or Draft Plan of Subdivision or Condominium.

The Clerk advised that the purpose of the public meeting is to hear from anyone who has an interest in the following application:

- 201 Davis Drive - Official Plan Amendment and Zoning By-law Amendment. This application is a proposed Official Plan amendment and Zoning By-law amendment, and proposes 1 six-storey mid-rise residential apartment building, consisting of 147 apartment units.

She further advised that Council would not make a decision regarding the proposed application at the public meeting, but will refer all written and verbal comments to Planning Staff to consider and return with a report to a future Committee of the Whole or Council meeting.

The Clerk encouraged anyone who was interested in providing verbal feedback to Council regarding the application to join the meeting electronically by emailing [clerks@newmarket.ca](mailto:clerks@newmarket.ca).

The Clerk advised that if anyone wished to be notified of any subsequent meetings regarding this matter, they may email [planning@newmarket.ca](mailto:planning@newmarket.ca).

The Clerk noted that in accordance with the Planning Act, the Local Planning Appeal Tribunal may dismiss an appeal to the Tribunal, without holding a hearing, if the appellant failed to make either oral submissions at the public meeting or provide written submissions to Council prior to adoption of the application.

The Clerk thanked residents for their participation and interest in the meeting.

#### **4.1 Official Plan Amendment and Zoning By-law Amendment - 201 Davis Drive**

Nick Pileggi of Macaulay Shiomi Howson Ltd. provided a presentation regarding the application for an Official Plan Amendment and Zoning By-law Amendment for the proposed six-storey mid-rise residential apartment building. The presentation included an overview of the current site, the proposed site plan, and sample elevations.

The Director of Planning and Building Services provided Council with the next steps regarding the application process and advised that Staff would bring a report back to a future Committee of the Whole meeting.

Moved by: Councillor Morrison  
Seconded by: Councillor Woodhouse

1. That the presentation provided by Nick Pileggi of Macaulay Shiomi Howson Ltd. regarding the Official Plan Amendment and Zoning By-law Amendment - 201 Davis Drive be received; and,
2. That sub-items 4.1.1, 4.1.2, 4.1.3, and 4.1.4, being correspondence provided by Howard Friedman of HBR Planning Centre, James & Agnes Wagstaff, Claudia Gligor and Gerald Fox, be received.

**Carried**

**4.1.1 Correspondence - Howard Friedman, HBR Planning Centre**

**4.1.2 Correspondence - James and Agnes Wagstaff**

**4.1.3 Correspondence - Claudia Gligor**

**4.1.4 Correspondence - Gerald Fox**

**4.1.5 Remote Deputation - Windsor Lavadan**

Windsor Lavadan provided a remote deputation and asked questions of the applicant regarding the expected duration of construction and visitor parking provided at the proposed development.

Moved by: Councillor Morrison  
Seconded by: Councillor Simon

1. That the remote deputation provided by Windsor Lavadan regarding the Official Plan Amendment and Zoning By-law Amendment - 201 Davis Drive be received.

**Carried**

**5. Presentations & Recognitions**

None.

**6. Deputations**

None.

## **7. Minutes**

### **7.1 Council - Electronic Meeting Minutes of November 2, 2020**

Moved by: Councillor Simon  
Seconded by: Councillor Twinney

1. That the Council - Electronic Meeting Minutes of November 2, 2020 be approved.

**Carried**

## **8. Reports by Regional Representatives**

Deputy Mayor & Regional Councillor Vegh provided an update on the public health measures levels and advised that while the City of Toronto and Peel Region had entered the grey level, York Region had remained at the red level. He advised that greater enforcement measures would be taken in an effort to reduce the number of cases and increase compliance with the guidelines.

Mayor Taylor advised of the Special Council meeting to be held on November 26, 2020, specifically related to COVID-19 enforcement issues.

## **9. Consent Items and Recommendations from Committees**

### **9.1 Special Committee of the Whole - Electronic Meeting Minutes of November 9, 2020**

Moved by: Councillor Kwapis  
Seconded by: Councillor Woodhouse

1. That the Special Committee of the Whole - Electronic Meeting Minutes of November 9, 2020 be received and the recommendations noted within be adopted.

**Carried**

#### **9.1.1 Presentation - Fiscal Strategy - Next Steps**

**Note:** See sub-item 9.1.3 below.

#### **9.1.2 Presentation - 2021 Preliminary Draft Tax-Supported Operating Budget**

**Note:** See sub-item 9.1.4 below.

**9.1.3 Fiscal Strategy - Next Steps**

1. That the presentation provided by the Director of Financial Services/Treasurer regarding Fiscal Strategy - Next Steps be received; and,
2. That the report entitled Fiscal Strategy – Next Steps dated November 9, 2020 be received; and,
3. That Council endorse the implementation plan for the Fiscal Strategy as outlined in this report; and,
4. That the Treasurer be authorized and directed to do all things necessary to give effect to this resolution.

**9.1.4 2021 Preliminary Draft Tax-Supported Operating Budget**

1. That the presentation provided by the Director of Financial Services regarding the 2020 Preliminary Draft Tax-Supported Operating Budget be received; and,
2. That the report entitled 2021 Preliminary Draft Tax-Supported Operating Budget Report dated November 9, 2020 be received; and,
3. That subject to any additional direction from Committee, that the proposed budget be incorporated into the Draft Budgets to be presented to Committee of the Whole on December 7, 2020; and,
4. That Staff report back to Council with an additional option to reduce the 2021 tax increase by 1%; and,
5. That the Treasurer be authorized and directed to do all things necessary to give effect to this resolution.

**9.2 Committee of the Whole - Electronic Meeting Minutes of November 16, 2020**

Moved by: Councillor Twinney  
Seconded by: Councillor Broome

1. That the Committee of the Whole - Electronic Meeting Minutes of November 16, 2020 be received and the recommendations noted

within be adopted with the exception of sub-items 9.2.4 and 9.2.5. See following sub-items 9.2.4 and 9.2.5 for motions.

**Carried**

**9.2.1 Remote Deputation - Proposed Trail from Yonge Street to Rita's Avenue**

1. That the remote deputation provided by Melanie Bell regarding the Proposed Trail from Yonge Street to Rita's Avenue be received.

**9.2.2 Amendments to Marianneville Inflow and Infiltration Reduction Agreement and Shining Hill Up-Fronting Servicing Allocation Agreement**

1. That the report entitled Amendments to Marianneville Inflow and Infiltration (I&I) Reduction Agreement and Shining Hill Servicing Allocation Agreement dated November 16, 2020 be received; and,
2. That Council authorize the Commissioner of Development and Infrastructure Services to amend the tri-party agreement made between the Regional Municipality of York, Town of Newmarket and Marianneville Developments Limited to include added lands and revised servicing capacity limits through I&I reduction as described in this report; and,
3. That Council delegate the authority to the Commissioner of Development and Infrastructure Services to make future amendments to the tri-party agreement made between the Regional Municipality of York, Town of Newmarket and Marianneville Developments Limited and provide a briefing to Council on the nature of the amendment(s); and,
4. That Council authorize the Commissioner of Development and Infrastructure Services to amend the agreement made between the Town of Newmarket and 16250 Yonge Street Inc. and Shining Hill (St. John's) Inc. by extending the repayment deadline from December 1, 2020 to December 1, 2021; and,
5. That this report be forwarded to the Regional Municipality of York, Marianneville Developments Limited, 16250 Yonge Street Inc. and Shining Hill Homes (St. John's) Inc.; and,

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

### **9.2.3 Q3 Operating, Capital, Water and Wastewater, Stormwater and Investment Summary**

1. That the report entitled Q3 Operating, Capital, Water and Wastewater, Stormwater and Investment Summary Report dated November 16, 2020 be received; and,
2. That changes to the 2020 capital program, and additions to the 2021 capital program be made as detailed in this report; and,
3. That staff be authorized and directed to do all things necessary to give effect to this resolution.

### **9.2.4 Proposed Trail from Yonge Street to Rita's Avenue**

Moved by: Councillor Broome  
Seconded by: Councillor Kwapis

1. That the correspondence provided by Glen and Erlinda Sparkes regarding the Proposed Trail from Yonge Street to Rita's Avenue be received; and,
2. That the report entitled Proposed Trail from Yonge Street to Rita's Avenue dated November 16, 2020 be received; and,
3. That the location of the existing trail and sidewalk connections as outlined in this report (Option 3) be approved as an alternative to a connection from Rita's Avenue to Yonge Street through the conveyed lands as previously presented (Options 1 and 2); and,
4. That the budget necessary to complete the improvements to the existing trail be considered as part of future budget considerations; and
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

**Carried**

#### **9.2.4.1 Correspondence - Glen and Erlinda Sparkes**



### **9.2.5 Asset Naming Recommendation - Frank Williams**

Moved by: Councillor Simon  
Seconded by: Councillor Twinney

1. That the report entitled Asset Naming Recommendation – Frank Williams Park dated November 16, 2020 be received; and,
2. That staff be directed to formally name the park Frank Williams Park (currently known as Poppy Lane Park) and advise the Crosby family who requested consideration of this naming opportunity; and,
3. That staff plan a park naming ceremony for spring of 2021; and,
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

**Carried**

### **9.2.6 Updated Amendments to the Administrative Monetary Penalty System**

1. That the report entitled Updated Amendments to the Administrative Monetary Penalty System dated November 16, 2020 be received; and,
2. That Council amend AMPS By-law 2019-62; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

### **9.2.7 Service Delivery Responses in line with Provincial Covid-19 Guidelines**

1. That the report entitled Service Delivery Responses in line with Provincial Covid-19 Responses dated November 16, 2020 be received; and,
2. That the recommendations included within the context of the report be approved, recognizing that budget impacts can be further examined through the budget process; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

**9.2.8 Item 6.3 from the draft Central York Fire Service - Joint Council Committee meeting minutes of November 3, 2020: By-Law Authorizing Participation in the Province of Ontario Mutual Aid Plan**

1. That Fire Services Report JCC-2020-09 be received for information; and,
2. That Council enact a By-Law to authorize the participation of Central York Fire Services in the Province of Ontario Mutual Aid Plan.

**9.2.9 Central York Fire Services – Joint Council Committee Meeting Minutes of September 1, 2020 and October 13, 2020**

1. That the Central York Fire Services – Joint Council Committee Meeting Minutes of September 1, 2020 and October 13, 2020 be received.

**9.2.10 Audit Committee Meeting Minutes of July 14, 2020**

1. That the Audit Committee Meeting Minutes of July 14, 2020 be received.

**9.2.11 Main Street District Business Improvement Area Board of Management Meeting Minutes of March 11, 2020 and September 16, 2020**

1. That the Main Street District Business Improvement Area Board of Management Meeting Minutes of March 11, 2020 and September 16, 2020 be received.

**9.2.12 Newmarket Public Library Board Meeting Minutes of September 16, 2020**

1. That the Newmarket Public Library Board Meeting Minutes of September 16, 2020 be received.

**9.2.13 New Business - COVID-19 Pandemic Financial Relief**

Whereas staff reported on Financial Relief Measures due to COVID-19 Pandemic in staff report 2020-28, and Council adopted these measures on April 27, 2020; and,

Whereas Council has waived penalty and interest charges on property tax accounts until January 1, 2021; and,

Whereas the COVID-19 Pandemic continues to create financial challenges for residents; and,

Whereas an extension of the Financial Relief Measures until January 31, 2021 may provide interim support to residents; and,

Whereas this matter is time sensitive due to notification requirements to affected residents seeking financial relief under the Town's current program; and,

Now therefore be it resolved that the Council of the Corporation of the Town of Newmarket:

1. That staff be directed to present financial impacts to the Town regarding waiving penalty and interest charges for an additional month, and that this information be presented to Committee of the Whole on December 7, 2020 for consideration as part of the 2021 budget process.

**9.3 Council Workshop - Electronic Meeting Minutes of November 17, 2020**

Moved by: Councillor Broome  
Seconded by: Councillor Woodhouse

1. That the Council Workshop - Electronic Meeting Minutes of November 17, 2020 be received.

**Carried**

**10. By-laws**

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

1. That By-laws 2020-59, 2020-60, and 2020-61 be enacted.

**Carried**

**11. Notices of Motions**

None.

## **12. Motions Where Notice has Already been Provided**

None.

## **13. New Business**

### **13.1 Bayview Parkway Fencing**

Councillor Twinney inquired if the fencing at Bayview Parkway would be removed to allow for winter recreational activities. The Commissioner of Development & Infrastructure Services advised that the project is completed and that he would provide a timeline for the removal of the fencing.

### **13.2 Hollingsworth Arena**

Councillor Twinney inquired if the memorabilia located at the Hollingsworth arena had been removed from the building, as it is scheduled for demolition. The Commissioner of Development & Infrastructure Services advised that the memorabilia had already been removed and would follow up with staff to provide more details.

### **13.3 Response to Early Snowfall and Santa Claus Parade**

Councillor Kwapis thanked staff for their quick response to a major early snowfall. He also recognized staff for the success of the Santa Claus Parade which was held in an alternative format due to pandemic health restrictions.

### **13.4 Lights at Art Ferguson Tennis Court**

Deputy Mayor & Regional Councillor Vegh advised that the lights at the Art Ferguson tennis court are still being lit although the facility is not being used and requested that they be turned off.

## **14. Closed Session**

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

### **14.1 Council - Electronic Meeting (Closed Session) Minutes of November 2, 2020**

Moved by: Councillor Woodhouse  
Seconded by: Councillor Morrison

1. That the Council - Electronic Meeting (Closed Session) Minutes of November 2, 2020 be approved.

**Carried**

**14.2 Items from Committee of the Whole - Electronic Meeting Minutes of November 16, 2020**

**14.2.1 Audit Committee Meeting (Closed Session) Minutes of July 14, 2020**

Moved by: Councillor Bisanz  
Seconded by: Councillor Broome

1. That the Audit Committee Meeting (Closed Session) Minutes of July 14, 2020 be received.

**Carried**

**14.2.2 Asset Naming Recommendation - Frank Williams**

**Note:** This item was dealt with under sub-item 9.2.5. Please see sub-item 9.2.5 for motion.

**15. Confirmatory By-law**

Moved by: Councillor Woodhouse  
Seconded by: Councillor Bisanz

1. That By-law 2020-62 be enacted.

**Carried**

**16. Adjournment**

Moved by: Councillor Simon  
Seconded by: Councillor Broome

1. That the meeting be adjourned at 2:30 PM.

**Carried**

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John Taylor, Mayor

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Lisa Lyons, Town Clerk