

The Special Council meeting was held on Monday, September 14, 2015 in Mulock Room, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen  
Deputy Mayor & Regional Councillor Taylor  
Councillor Vegh  
Councillor Kerwin  
Councillor Hempen  
Councillor Sponga  
Councillor Broome-Plumley  
Councillor Bisanz

Absent: Councillor Twinney

Staff Present: R.N. Shelton, Chief Administrative Officer  
M. Mayes, Acting Commissioner of Corporate Services  
I. McDougall, Commissioner of Community Services  
P. Noehammer, Commissioner of Development and Infrastructure Services  
E. Armchuk, Director of Legal Services/Town Solicitor  
A. Brouwer, Director of Legislative Services/Town Clerk  
R. Nethery, Director of Planning and Building Services  
L. Lyons, Deputy Clerk

The meeting was called to order at 6:00 p.m.

Mayor Van Bynen in the Chair.

### **Declarations of Interest**

None.

### **Closed Session**

1. Litigation/Potential Litigation including matter before administrative tribunals and a proposed or pending acquisition or disposition of land as per Section 239 (2) (e) of the Municipal Act, 2001. (OMB Appeal - 292145 Ontario Limited - St. Andrew's of Bayview - Phase 5)

Moved by: Councillor Bisanz  
Seconded by: Councillor Vegh

THAT Council resolve into Closed Session for the purpose of discussing litigation/ or potential litigation including matter before administrative tribunals and a proposed or pending acquisition or disposition of land as per Section 239 (2) (e) of the Municipal Act, 2001 related to an OMB Appeal - 292145 Ontario Limited - St. Andrew's of Bayview - Phase 5.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz

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

### **Carried**

Council resolved into Closed Session at 6:00 p.m.

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

Council resumed into Public Session at 6:56 p.m.

### **Reports of Committees and Staff**

2. Ratification of Actions regarding Litigation/potential litigation including matter before administrative tribunals and a proposed or pending acquisition or disposition of land as per Section 239 (2) (e) of the Municipal Act, 2001. (OMB Appeal - 292145 Ontario Limited - St. Andrew's of Bayview - Phase 5)

Mayor Van Bynen advised that Members of Council met with staff to obtain legal advice related to an appeal before the Ontario Municipal Board.

### **Confirmatory By-Law**

3. Confirmatory By-law.

2015-38 A By-law to confirm the proceedings of a meeting of Council - September 14, 2015.

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

THAT By-law 2015-38 be enacted.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,  
Councillor Vegh, Councillor Kerwin, Councillor Hempen, Councillor  
Sponga, Councillor Broome-Plumley, Councillor Bisanz

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

**Carried**

## **Adjournment**

4. Adjournment.

Moved by: Councillor Bisanz  
Seconded by: Councillor Vegh

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Deputy Mayor & Regional Councillor Taylor,  
Councillor Vegh, Councillor Kerwin, Councillor Hempen, Councillor  
Sponga, Councillor Broome-Plumley, Councillor Bisanz

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

**Carried**

There being no further business, the meeting adjourned at 6:57 p.m.

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Tony Van Bynen, Mayor

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Andrew Brouwer, Town Clerk