



Town of Newmarket

Minutes

Committee of the Whole - Electronic

Date: Monday, February 28, 2022
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 (1:00 PM - 4:05 PM)
Councillor Woodhouse
Councillor Twinney
Councillor Kwapis
Councillor Broome (1:18 PM - 4:31 PM)
Councillor Bisanz

Members Absent: Councillor Morrison

Staff Present: I. McDougall, Chief Administrative Officer
E. Armchuk, Commissioner of Corporate Services
P. Noehammer, Commissioner of Development & Infrastructure Services
L. Lyons, Director of Legislative Services/Town Clerk
J. Grossi, Acting Deputy Clerk
F. Scott, Manager of Regulatory Services

For consideration by Council on March 7, 2022.
Mayor Taylor in the Chair.
The meeting was called to order at 1:00 PM.

1. Notice

Mayor Taylor advised that this meeting was streamed live at 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 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:

- Item 5.3: Deputation provided by Piers Simpkin, Market Brewing Company regarding the Application for a Class C Bingo Hall.
- Item 11.1: Closed Session Presentation regarding the Future Playground Opportunity was distributed on Monday, February 28, 2022.

The Clerk advised of the following corrections to the agenda:

- Item 5.1: Deputation regarding the 2022 Nature's Emporium Run for Southlake was provided by Krissy Young, Committee Member, Nature's Emporium Run for Southlake.
- Item 5.2 - Deputation regarding the Application for a Class C Bingo Hall was provided by Claudia Cozza, Vice President, Newmarket Charitable Gaming Association.

Moved by: Councillor Twinney

Seconded by: Councillor Woodhouse

1. That the additions and corrections to agenda be approved.

Carried

3. Conflict of Interest Declarations

None.

4. Presentations & Recognitions

4.1 2022 Development Charge Study & Community Benefit Charges Strategy

Commissioner of Corporate Services provided an introduction to the 2022 Development Charge (DC) Study & Community Benefit Charges (CBC) Strategy presentation which outlined the work completed to date regarding the Town of Newmarket's current Development Charges and the next steps. The Director of Financial Services/Treasurer introduced the staff and consultants working on the study.

Nataliya Kelbas, Project Manager, Hemson Consulting provided a presentation which reviewed the development forecast, historical service levels and funding envelopes, DC capital program summary, and draft DC rates. The presentation continued with an overview of the CBC legislative updates, CBC capital program summary, and the CBC revenue estimate. She concluded the presentation with an outline of the project timeline and completed targets to date, and next steps.

Members of Council asked questions of clarification regarding deferred DC payment timelines and installments, changes to the Development Charges Act related to municipal parking, and CBC allocation options.

Moved by: Councillor Woodhouse

Seconded by: Councillor Kwapis

1. That the presentation provided by Nataliya Kelbas, Project Manager and Craig Binning, Project Director of Hemson Consulting regarding the 2022 Development Charge Study & Community Benefit Charges Strategy be received.

Carried

5. Deputations

5.1 2022 Nature's Emporium Run for Southlake

Krissy Young provided a deputation on behalf of the Nature's Emporium Run for Southlake Committee outlining the 2022 event which will take place virtually throughout the month of April, and in person on April 24, 2022. She also encouraged Council to participate in the Mayor's Challenge fundraising event.

Moved by: Councillor Broome

Seconded by: Councillor Bisanz

1. That the presentation provided by Krissy Young, Committee Member, Nature's Emporium Run for Southlake regarding the 2022 Nature's Emporium Run for Southlake be received.

Carried

5.2 Application for a Class C Bingo Hall

Note: This item was dealt with under item 5.3. See item 5.3 for motion.

Claudia Cozza, Vice President, Newmarket Charitable Gaming Association provided a deputation which outlined the association's concerns regarding the approval of an application for a Class C Bingo Hall in Newmarket.

Members of Council asked questions of clarification regarding the financial impact of a Class C Bingo Hall on the association, the process related to providing funds to charities, and the current Bingo operations in Newmarket.

5.3 Application for a Class C Bingo Hall

Piers Simpkin, Market Brewing Company provided a deputation which outlined the business model of Market Brewery Company, successful charity events held in the past, and background information related to the Class C Bingo Hall application.

Members of Council asked questions of clarification regarding business clientele, opportunities for charitable organizations, event specifics, capacity limits, and opportunities for increasing bingo events at this location in the future.

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

Moved by: Councillor Twinney

Seconded by: Councillor Woodhouse

1. **That the deputation provided by Claudia Cozza, Vice President, Newmarket Charitable Gaming Association regarding the Application for a Class C Bingo Hall be received; and,**
2. That the deputation provided by Piers Simpkin, Market Brewing Company regarding the Application for a Class C Bingo Hall be received.

Carried

6. Consent Items

Moved by: Deputy Mayor & Regional
Councillor Vegh

Seconded by: Councillor Simon

1. That sub-items 6.2, 6.3, 6.4, 6.5, 6.6, 6.7, and 6.8 be adopted on consent.
See following sub-items 6.1 for motion.

Carried

6.1 ONE Investment

Moved by: Councillor Kwapis

Seconded by: Councillor Woodhouse

1. That the report entitled ONE Investment dated February 28, 2022 be received; and,
2. That ONE Investment portfolios be added to the municipality's investment policy as an allowable investment option, as the securities held in the ONE Portfolios consist exclusively of highly-rated, diversified investment instruments that are guaranteed to be eligible investments as defined in O.Reg. 438/97 (as amended) under the Municipal Act; and,
3. That the attached draft by-law be enacted; and,

4. That Council endorse the investment goals set out in this report; and,
5. That the Treasurer be authorized and directed to do all things necessary to give effect to these recommendations.

Carried

6.2 Election Sign By-law

1. That the report entitled Election Sign By-law dated February 28, 2022 be received; and,
2. That Council approve the draft Election Sign By-law; and,
3. That Council repeal Election Sign By-law 2017-74, as amended; and,
4. That Council amend AMPS By-law 2019-62 and Fees and Charges By-law 2019-52; and,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

6.3 2021 Annual Accessibility Status Update to the 2019-2023 Multi-Year Accessibility Plan

1. That the report entitled 2021 Annual Accessibility Status Update to the 2019-2023 Multi-Year Accessibility Plan dated February 28, 2022 be received; and,
2. That the 2021 Accessibility Status Update be approved; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

6.4 Accessibility Advisory Committee Meeting Minutes of November 18, 2021 and January 20, 2022

1. That the Accessibility Advisory Committee Meeting Minutes of November 18, 2021 and January 20, 2022 be received.

6.5 Audit Committee Meeting Minutes of November 23, 2021

1. That the Audit Committee Meeting Minutes of November 23, 2021 be received.

6.6 Main Street District Business Improvement Area Board of Management Meeting Minutes of December 1, 2021

1. That the Main Street District Business Improvement Area Board of Management Meeting Minutes of December 1, 2021 be received.

6.7 Newmarket Public Library Board Meeting Minutes of December 15, 2021

1. That the Newmarket Public Library Board Meeting Minutes of December 15, 2021 be received.

6.8 Newmarket Economic Development Advisory Committee Meeting Minutes of June 22, 2022

1. That the Newmarket Economic Development Advisory Committee Meeting Minutes of June 22, 2022 be received.

7. Action Items

7.1 Application for a Class C Bingo Hall

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

Moved by: Councillor Twinney

Seconded by: Councillor Kwapis

1. That the report entitled Application for a Class C Bingo Hall dated February 28, 2022 be received; and,
2. **That Council approves the Market Brewing Company's application with the condition of two (2) bingos in a seven (7) day period; and,**
3. **That this decision be forwarded to the Alcohol and Gaming Commission of Ontario (AGCO) for final consideration; and,**

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

Carried

8. Notices of Motion

8.1 Councillor Bisanz - Lake Simcoe Restoration Fund

Councillor Bisanz provided notice of a motion for the March 21, 2022 Committee of the Whole - Electronic meeting regarding the Lake Simcoe Restoration Fund.

9. Motions Where Notice has Already been Provided

9.1 Councillor Bisanz - Dissolution of the Ontario Land Tribunal

Moved by: Councillor Bisanz

Seconded by: Councillor Kwapis

Whereas Municipalities across this province collectively spend millions of dollars of taxpayer money and municipal resources developing Official Plans that meet current Provincial planning policy; and,

Whereas an Official Plan is developed through months of public consultation and in consideration of Provincial planning policy; and,

Whereas our Official Plan is ultimately approved by the province and the Province has the ability at the time of approval to demand any policy changes it feels is necessary to reflect Provincial Planning Policy and goals; and,

Whereas currently municipal planning decisions may be appealed to the Ontario Land Tribunal (OLT; formerly the Ontario Municipal Board or "OMB"), an unelected, appointed body that is not accountable to the residents of Newmarket; and,

Whereas towns and cities across this Province are repeatedly forced to spend millions of dollars defending Official Plans that have already been approved by the province in expensive and time consuming OLT hearings; and,

Whereas lengthy, costly OLT hearings act as a barrier and slow the process of development of housing options including affordable housing options; and,

Therefore Be It Resolved:

1. That Newmarket requests the Government of Ontario to dissolve the OLT thereby eliminating one of the most significant sources of red tape and delaying the development of more housing options including affordable housing options in Ontario OR create an adjudication process to only hear cases that challenge a municipality on the basis that it is not adhering to the local Official Plan; and,
2. That a copy of this motion be sent to the Honourable Doug Ford, Premier of Ontario, the Minister of Municipal Affairs and Housing, the Leader of the Opposition, the Leaders of the Liberal and Green Party, all MPPs in the Province of Ontario; and,
3. That a copy of this motion be sent to the Association of Municipalities of Ontario (AMO) and Ontario Small Urban Municipalities (OSUM) and all Ontario municipalities for their consideration.

Carried

10. New Business

10.1 Associations of Municipalities of Ontario (AMO) and Ontario Board of Directors for the Ontario Small Urban Caucus (OSUM) Elections

Moved by: Councillor Bisanz

Seconded by: Councillor Broome

Whereas the Town of Newmarket is a member of the Associations of Municipalities of Ontario (AMO); and,

Whereas the Town of Newmarket supports the work of AMO and wishes to support it further by approving a resolution with respect to appointment for the term of 2022 to 2024; and,

Whereas AMO is instrumental in assuring that the needs of the municipalities are considered by the Ontario Government; and,

Whereas AMO plays a pivotal role in developing policy framework that has benefits communities throughout Ontario; and,

Therefore be it resolved by the Municipal Council of the Corporation of the Town of Newmarket as follows:

1. That the Town of Newmarket Council supports Councillor Bob Kwapis to continue as a candidate for election at the AMO elections and on the Ontario Board of Directors for the Ontario Small Urban Caucus (OSUM); and,
2. That the Town of Newmarket will cover associated costs with an appointment to OSUM of up to \$4,000 per year.

Carried

11. Closed Session

11.1 Future Playground Opportunity

That the Committee of the Whole resolve into Closed Session to discuss the following matters:

- a. Future Playground Opportunity - A position, plan, procedure, criteria or instruction to be applied to any negotiation carried on or to be carried on by or on behalf of the municipality or local board as per Section 239(2)(k) of the Municipal Act, 2001.

The Committee of the Whole resolved into Closed Session at 3:30 PM.

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

The Committee of the Whole resumed into Open Session at 4:46 PM

12. Adjournment

Moved by: Councillor Woodhouse

Seconded by: Councillor Kwapis

1. That the meeting be adjourned at 4:47 PM.

Carried

John Taylor, Mayor

Lisa Lyons, Town Clerk