



Town of Newmarket

Minutes

Committee of the Whole - Electronic

Date: Monday, May 2, 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
Councillor Woodhouse
Councillor Twinney
Councillor Morrison
Councillor Kwapis
Councillor Broome
Councillor Bisanz

Staff Present: I. McDougall, Chief Administrative Officer
P. Noehammer, Commissioner of Development & Infrastructure Services
L. Lyons, Director of Legislative Services/Town Clerk
J. Grossi, Acting Deputy Clerk
M. Mayes, Director of Financial Services/Treasurer
J. Unger, Director of Planning & Building Services
M. White, Senior Planner - Development
K. Huguenin, Legislative Coordinator

For consideration by Council on May 9, 2022.
The meeting was called to order at 1:00 PM.
Mayor Taylor in the Chair.

1. Notice

Mayor Taylor advised that the Municipal Offices were open to the public, and that members of the public could attend this meeting in person or view the live stream available 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 providing a deputation electronically or in-person. He advised residents that their comments would form part of the public record.

2. Additions & Corrections to the Agenda

None.

3. Conflict of Interest Declarations

None.

4. Presentations & Recognitions

None.

5. Deputations

None.

6. Consent Items

Moved by: Councillor Kwapis

Seconded by: Councillor Bisanz

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

Carried

6.1 2023 Budget Process

1. That the report entitled 2023 Budget Process dated May 2, 2022 be received; and,
2. That delegated authority be granted to increase water, wastewater and stormwater rates as identified in their respective financial plans effective January 1, 2023; and,

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

6.2 Property Tax Rates and By-law for 2022

1. That the report entitled Property Tax Rates and By-law for 2022 dated May 2, 2022 be received; and,
2. That the property tax rates for 2022, as applied to the assessment roll returned in 2021 for 2022 taxation, be set for Town purposes as follows: Residential 0.321670% Multi-Residential 0.321670% Commercial 0.428497% Industrial 0.528568% Pipeline 0.295615% Farm 0.080417% ; and,
3. That the applicable Tax Rate By-law, attached as Appendix 'A' be forwarded to Council for approval; and,
4. That the Treasurer be authorized and directed to do all things necessary to give effect to this resolution.

6.3 Risk Management Resourcing Joint Report

Moved by: Councillor Kwapis

Seconded by: Councillor Woodhouse

1. That the report entitled Risk Management Resourcing dated May 2, 2022 be received; and,
2. That the Council-approved staffing complement be increased by half an FTE to convert the current part-time Risk Management position into fulltime; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.4 First Quarterly Update to the Outstanding Matters List for 2022

1. That the report entitled First Quarterly Update to the Outstanding Matters List for 2022 dated May 2, 2022 be received; and,
2. That Council adopt the Outstanding Matters List; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution

6.5 Recommendation Report Glenway West Official Plan Amendment (OPA) Zoning Bylaw Amendment (ZBA) Draft Plan of Subdivision (DPS)

Moved by: Councillor Bisanz

Seconded by: Councillor Kwapis

1. That the report entitled Recommendation Report Glenway West OPA ZBA DPS dated May 2, 2022 be received; and,
2. That the Official Plan Amendment be adopted; and,
3. That the Zoning By-law Amendment and Draft Plan of Subdivision 19TN-2019 001 be approved, subject to Regional approval of the Official Plan Amendment; and,
4. That following Regional approval of the Official Plan Amendment that the by-law for the zoning by-law amendment be brought to Council for approval; and,
5. That the approval of the Draft Plan of Subdivision 19TN-2019 001 is also subject to the schedule of conditions set out in Appendix “1” attached to and forming part of this report; and,
6. That the approval for Draft Plan of Subdivision 19TN-2019-001 shall only be issued upon the execution of a “No Pre-Sales Agreement” by the Owner of the said Draft Plan with the Town of Newmarket; and,
7. That Groundswell Planning c/o Kerigan Kelly be notified of this action; and,
8. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.6 Community Benefit Report - Gault Grove

Moved by: Councillor Simon

Seconded by: Councillor Morrison

1. That the report entitled Community Benefit Report - Gault Grove dated May 2, 2022 be received; and,
2. That proposed Community Benefit be approved; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.7 2022 Annual Servicing Allocation Review

Moved by: Councillor Woodhouse

Seconded by: Councillor Twinney

1. That the report entitled 2022 Annual Servicing Allocation Review dated May 2, 2022 be received; and,
2. That Council reinstate servicing allocation to developments as outlined in Attachment 1 to this staff report; and,
3. That Council commit servicing allocation to developments as outlined in Table 1 of this staff report; and,
4. That the Town's remaining servicing capacity (the Town Servicing Allocation Reserve) be maintained for future development; and,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.8 INFO-2022-13: Ontario Regulation – Mandatory Firefighter Certification

Moved by: Councillor Bisanz

Seconded by: Councillor Kwapis

The Strategic Leadership Team/Operational Leadership Team recommend:

1. That the Information Report entitled Ontario Regulation - Mandatory Firefighter Regulation dated April 20, 2022 be received.

Carried

7. Action Items

None.

8. Notices of Motion

None.

9. Motions Where Notice has Already been Provided

9.1 Councillor Bisanz - Mandatory Firefighter Certifications

An alternate motion was presented and noted below in bold.

Moved by: Councillor Bisanz

Seconded by: Councillor Kwapis

Whereas municipal governments provide essential services to the residents and businesses in their communities; and,

Whereas the introduction of new provincial policies and programs can have an impact on municipalities; and,

Whereas municipal governments are generally supportive of efforts to modernize and enhance the volunteer and full-time fire services that serve Ontario communities; and,

Whereas the Association of Municipalities of Ontario (AMO) believes in principle that fire certification is a step in the right direction, it has not endorsed the draft regulations regarding firefighter certification presented by the Province; and,

Whereas municipalities and AMO are concerned the thirty-day consultation period was insufficient to fully understand the effects such regulations will have on municipal governments and their fire services; and,

Whereas fire chiefs have advised that the Ontario firefighter certification process will create additional training and new costs pressures on fire services; and,

Whereas the Ontario government has not provided any indication they will offer some form of financial support to deliver this service; and,

Whereas AMO, on behalf of municipal governments, in a letter to Solicitor General Jones dated February 25, 2022, made numerous comments and requests to address the shortcomings in the draft regulations.

Now, therefore be it resolved,

1. That the Town of Newmarket does hereby support AMO's recommendations; and,
2. **That the Town of Newmarket does hereby call on the Solicitor General of Ontario to work with AMO, municipal governments and fire chiefs across Ontario to address the funding concerns raised so that municipalities can continue to offer high quality services to their communities; and,**
3. That a copy of this Motion be sent to the Association of Municipalities of Ontario (AMO), the Ontario Small Urban Municipalities (OSUM), and all Ontario municipalities for their consideration.

Carried

10. New Business

None.

11. Closed Session

11.1 Appeal to the Ontario Land Tribunal (OLT) regarding 706 Yarfield Crescent Committee of Adjustment decision (Ward 7)

11.2 214 - 218 Main Street South - For Purposes of Legal Advice

Moved by: Deputy Mayor & Regional
Councillor Vegh

Seconded by: Councillor Morrison

1. That the Committee of the Whole resolve into Closed Session to discuss the following matters:
 - a. Appeal to the Ontario Land Tribunal (OLT) regarding 706 Yarfield Crescent Committee of Adjustment decision (Ward 7) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board as per Section 239(2)(e) of the Municipal Act, 2001.
 - b. Request for Council Direction - Financial Incentive Program application Regarding 214 - 218 Main Street South
Advice that is subject to solicitor-client privilege, including communications necessary for that purpose; as per Section 239 (2) (f) of the Municipal Act, 2001.

Carried

The Committee of the Whole resolved into Closed Session at 2:10 PM.
The Committee of the Whole (Closed Session) Minutes are recorded under separate cover.

The Committee of the Whole resumed into Open Session at 3:20 PM

12. Adjournment

Moved by: Councillor Broome

Seconded by: Councillor Woodhouse

1. That the meeting be adjourned at 3:21 PM.

Carried

John Taylor, Mayor

Lisa Lyons, Town Clerk