



Town of Newmarket

Minutes

Committee of the Whole - Electronic

Date: Monday, December 5, 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 (1:03 PM to 2:41 PM; 2:45 PM to 2:53 PM)
Councillor Woodhouse
Councillor Twinney
Councillor Morrison
Councillor Kwapis
Councillor Broome
Councillor Bisanz

Staff Present: I. McDougall, Chief Administrative Officer
E. Armchuk, Commissioner of Corporate Services
P. Noehammer, Commissioner of Development & Infrastructure Services
J. Payne, Commissioner, Community Services
L. Lyons, Director of Legislative Services/Town Clerk
K. Saini, Deputy Town Clerk
M. Agnoletto, Director of Public Works Services
M. Mayes, Director of Financial Services/Town Treasurer
B. Worthington, Acting Manager Regulatory Services
J. Brewer, Acting Supervisor Animal Services and Parking
K. Huguenin, Legislative Coordinator
S. Granat, Legislative Coordinator

For consideration by Council on December 12, 2022.

The meeting was called to order at 1:03 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

Moved by: Councillor Broome

Seconded by: Councillor Twinney

The Clerk provided the following addition to the agenda:

- Item 6.4.1 Correspondence - Cathy Humpage.

Carried

3. Conflict of Interest Declarations

None.

4. Presentations & Recognitions

None.

5. Deputations

None.

6. Consent Items

Moved by: Councillor Woodhouse

Seconded by: Councillor Bisanz

1. That sub items 6.3, 6.8, 6.7, and 6.9 be adopted on consent. See following sub-items for motion: 6.1, 6.2, 6.4, 6.5, and 6.6

Carried

6.1 Q3 2022 Financial Update

Moved by: Councillor Morrison

Seconded by: Councillor Broome

1. That the report entitled Q3 2022 Financial Update dated December 5, 2022 be received; and,
2. That Council approve the transfer of bank interest earned in excess of the annual budget of \$725,000 to the Asset Replacement Fund reserve; and,
3. That Council approve the transfer of savings realized on debt servicing in the tax-supported operating budget to the Asset Replacement Fund; and,
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.2 2023 Fees and Charges Overarching Report

Moved by: Councillor Woodhouse

Seconded by: Councillor Simon

1. That the report entitled 2023 Fees and Charges Overarching Report dated December 5, 2022, be received; and,
2. That the attached Fees and Charges are increasing within the Treasurer's Delegated Authority and therefore Schedules "A", "B", "D", "E", "F", "G", "H", "I", "J", "K", "L", "M", marked as Recreation

Culture Services, Corporate Services, Engineering, Legislative Services – General Fees and Licensing, Fire Services, Planning, General Fees, Building Permit, Water and Wastewater Rates, and Stormwater Rates be received for Information Purposes; and,

3. That the attached Schedule “C” Public Works increases to fees and charges above the Treasurer’s Delegated authority be approved, and adopted by by-law; and,
4. That all Fees and Charges schedules be brought forward to Council for enactment as by-laws; and,
5. That the fee adjustments come into full force and effect as of January 1, 2023; and,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.3 2022 Year-End Servicing Allocation Review

1. That the report entitled 2022 Year-End Servicing Allocation Review dated December 5, 2022 be received; and,
2. That the Town’s remaining servicing capacity (the Town Reserve) of 2727 persons of allocation be maintained for future development, of which, 20 persons is to be held in the Severance Reserve; and,
3. That the conditional servicing allocation commitment for 680 Gorham Street be extended until March 31, 2023; and,
4. That the Commissioner of Development and Infrastructure Services be authorized to amend the agreement between the Town of Newmarket and 16250 Yonge Street Inc. and Shining Hill (St. John’s) Inc. by extending the servicing allocation repayment deadline from December 1, 2022 to December 1, 2023; and,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

6.4 30 Minute Parking on Main Street Review

An alternate motion was presented and is noted in bold.

Moved by: Councillor Kwapis

Seconded by: Councillor Twinney

1. **That the correspondence related to the 30 Minute Parking on Main Street Review provided by Cathy Humpage be received; and,**
2. That the report entitled 30 Minute Parking on Main Street Review dated December 5, 2022, be received; and,
3. That Council proceed with Option A in this report; and,
4. That staff be directed to present Council with an amendment to the Parking By-law 2019-63, as amended, which aligns with Option A in this report; and,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.4.1 Correspondence - Cathy Humpage

This item was dealt with as part of item 6.4.

6.5 Escalating Administrative Monetary Penalties

An alternate motion was presented and is noted in bold.

Moved by: Councillor Twinney

Seconded by: Councillor Kwapis

1. That the report entitled Escalating Administrative Monetary Penalties dated December 5, 2022 be received; and,
2. That Council repeal Schedule A of the Administrative Monetary Penalty System (AMPS) By-law 2019-62, as amended; and,

3. That Council adopt, Attachment 1 to this report, as the new Schedule A to Administrative Monetary Penalty System (AMPS) By-law 2019-62, as amended, to include escalating administrative monetary penalty amounts, **with the following amendments:**
 - a. **item numbers 49, 50, and 58 are amended to \$1,000, \$2,000, and \$3,000; and,**
 - b. **item numbers 59, 60, 61, 108, 281, and 292 are amended to \$600, \$900, and \$1,350; and,**
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.6 Councillor Appointments to Committees and Committee Structure Review

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

Moved by: Councillor Broome

Seconded by: Councillor Simon

1. That the report entitled Councillor Appointments to Committees and Committee Structure Review dated December 5, 2022 be received; and,
2. That Council appoint the below Member(s) of Council to the following committees:
 1. Accessibility Advisory Committee (**Councillor Broome**);
 2. Appointment Committee (**Mayor Taylor, Councillor Morrison, Councillor Kwapis**);
 3. Audit Committee (**Councillor Simon, Councillor Woodhouse, Councillor Twinney**);
 4. Central York Fire Service Joint Council Committee (**Councillor Simon, Councillor Morrison, Councillor Broome**);
 5. Elman W. Campbell Museum Board (**Councillor Woodhouse**);

6. Heritage Advisory Committee (**Councillor Bisanz**);
7. Newmarket Economic Development Advisory Committee (**Mayor Taylor, Deputy Mayor and Regional Councillor Vegh**);
8. Newmarket Historical Society (**Councillor Bisanz**);
9. Newmarket Public Library Board (**Councillor Woodhouse, Councillor Morrison, Councillor Broome**);
10. Newmarket Seniors' Meeting Place Board (**Councillor Kwapis**);
11. SmartCommute – Central York (**Councillor Twinney**); and,
3. That Council recommend **Deputy Mayor and Regional Councillor Vegh** as the representative to York Region Council for appointment to the Lake Simcoe Region Conservation Authority's Board of Directors; and,
4. **That Council defer appointments to the Dismantling Anti-Black Racism Task Force and to the Main Street District Business Improvement Area Board of Management until Council has received the Action Plan for Dismantling Anti-Black Racism, and the BIA Governance Review are complete**; and,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.7 Denison Daycare at 605 Fernbank Road - Green Shed

1. That the report entitled "Denison Daycare 605 Fernbank Road – Green Shed", dated December 5, 2022 be received; and,
2. That staff be authorized to approve the demolition of the green shed located at the southwest corner of the property leased to Denison Child Care; and,
3. That staff explore opportunities to salvage components of the green shed; and,

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

6.8 Newmarket Public Library Board Meeting Minutes of June 15, 2022, September 21, 2022 and October 19, 2022

1. That the Newmarket Public Library Board Meeting Minutes of June 15, 2022, September 21, 2022 and October 19, 2022 be approved.

6.9 Newmarket Dismantling Anti-Black Racism Task Force Meeting Minutes of July 26, 2022

1. That the Newmarket Dismantling Anti-Black Racism Task Force Meeting Minutes of July 26, 2022 be approved.

7. Action Items

None.

8. Notices of Motion

Councillor Bisanz provided notice that she will bring a motion on Bill 23, The More Homes Built Faster Act, 2022.

9. Motions Where Notice has Already been Provided

None.

10. New Business

10.1 Resident Concerns

Councillor Woodhouse requested information on how to address resident concerns for greenspace and by-law enforcement. Mayor Taylor advised that the Strategic Priorities planning process should be used to prioritize Council direction to staff. The Director of Legislative Services/Town Clerk further advised that there will be a report back on the Outstanding Matters List and that by-law matters can be brought forward as part of the Regulatory Services workshop scheduled for Q1 2023.

10.2 Dead and Dying Tree Removal

Moved by: Councillor Woodhouse

Seconded by: Councillor Bisanz

1. That staff review the Private Tree Protection By-law and related matters and bring back recommendations on a different process to address dead and dying trees from public property.

Carried

10.3 Bill 23, Proposed Amendments to the Greenbelt, and other Provincial Matters

Deputy Mayor and Regional Councillor Vegh provided an update on the Ontario Government's proposed amendments to the Greenbelt.

Mayor Taylor provided an update regarding the Ontario Government's changes to regional planning, development charges, parkland fees, housing targets, and heritage protection.

Councillor Kwapis advised that the Association of Municipalities of Ontario (AMO) was not invited to comment regarding these matters and will forward Councillor Bisanz AMO's concerns and estimated costing. Councillor Kwapis asked Staff what is the estimated financial impact to the Town of Newmarket. The Director of Financial Services / Treasurer responded that he preliminarily estimates a 5 to 14% property tax increase.

10.4 Town Events

Councillor Kwapis thanked staff for their efforts presenting the recent Frozen Friday event and asked about the cost for future events from January to March. The Director of Recreation and Culture Services advised he will review costing and report back. The Director noted future winter events include the Mayor's Levee and Winterfest.

10.5 Winter Parking Restrictions

Councillor Broome asked if the Town would waive winter parking restrictions on December 24 and 31. The Director of Legislative Services/Town Clerk advised that the Town's process is to maintain minimal enforcement focused on health and safety during the holiday season.

11. Closed Session

Moved by: Councillor Woodhouse

Seconded by: Councillor Broome

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

- a. Property Matter in Ward 1 - 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.
- b. Labour Relations Update - Labour relations or employee negotiations as per Section 239(2)(d) of the Municipal Act, 2001.

Carried

Council resolved into Closed Session at 2:45 PM.

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

Council resumed into Open Session at 2:53 PM.

11.1 Property Matter in Ward 1

11.2 Labour Relations Update

12. Adjournment

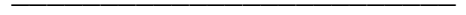
Moved by: Councillor Woodhouse

Seconded by: Councillor Morrison

1. That the meeting be adjourned at 2:53 PM.

Carried

John Taylor, Mayor



Lisa Lyons, Town Clerk