



Town of Newmarket
MINUTES

COUNCIL

Monday, April 14, 2014 at 7:00 PM
Council Chambers

For consideration by Council
on May 5, 2014

The meeting of the Council was held on Monday, April 14, 2014 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Hempen
Councillor Sponga
Councillor Di Muccio
Councillor Emanuel

Staff Present: R.N. Shelton, Chief Administrative Officer
I. McDougall, Commissioner of Community Services
A. Moore, Commissioner of Corporate Services
R. Prentice, Commissioner of Development and Infrastructure Services
A. Brouwer, Director of Legislative Services/Town Clerk
J. Patel, Project Support Business Analyst
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 7:00 p.m.

Mayor Van Bynen in the Chair.

Public Notices (if required)

None.

Additions & Corrections to the Agenda

None.

Declarations of Pecuniary Interest

None.

Presentations & Recognitions

2. Dr. David Williams, President and Chief Executive Officer and Ms. Helena Hutton, Chief Operating Officer, Southlake Regional Health Centre regarding Southlake Regional Health Centre Updates and Future Plans.

Moved by: Councillor Emanuel
Seconded by: Councillor Twinney

THAT the presentation by Dr. David Williams, President and Chief Executive Officer and Ms. Helena Hutton, Chief Operating Officer, Southlake Regional Health Centre regarding Southlake Regional Health Centre Updates and Future Plans be received, with an additional 5 minutes of presentation time allotted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel
Opposed: (None)
(9 in favour, 0 opposed)

Carried

Deputations

3. Ms. Nicole Armstrong, MS Society regarding the 2014 MS Walk.

Moved by: Councillor Sponga
Seconded by: Councillor Emanuel

THAT the deputation of Ms. Nicole Armstrong, MS Society regarding the 2014 MS Walk be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel
Opposed: (None)
(9 in favour, 0 opposed)

Carried

Approval of Minutes

4. Council Minutes of March 24, 2014.

Moved by: Councillor Twinney
Seconded by: Councillor Emanuel

THAT the Council Minutes of March 24, 2014 be approved.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
Councillor Kerwin, Councillor Twinney, Councillor Hempen,
Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

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

Carried

5. Special Council Minutes of April 7, 2014.

Moved by: Councillor Sponga
Seconded by: Councillor Vegh

THAT the Special Council Minutes of April 7, 2014 be confirmed.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
Councillor Kerwin, Councillor Twinney, Councillor Hempen,
Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

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

Carried

Correspondence & Petitions

None.

Reports by Regional Representatives

6. a) Regional Councillor Taylor advised that the Region has provided for childcare fee assistance for approximately 1200 children and increased access for early intervention services for another 600 persons over the past five year period. For 2014, an additional 7.4 million dollars in provincial funding has been provided for these programs. From the period of 2009 to 2013, the Region received 19.3 million dollars in funding, with increased dollars linked to growth, a funding formula that the Region has been advocating for some time to see implemented.

b) Regional Councillor Taylor advised of a pilot program for home repairs. The program enables seniors' and disabled persons to stay in their home. The program has funded minor upgrades such as ramps, porch lifts and in the past year, has enabled 63 families to stay in their homes.

c) Mayor Van Bynen advised that there is a by-law on the agenda to permit a Noise By-law Exemption in the evenings for the Mulock Drive road rehabilitation.

d) Mayor Van Bynen advised that York Regional Police will be celebrating Asian Heritage Month. Partnerships with community organizations have provided opportunities to learn about the many cultures that make up York Region. This event will highlight the food and music reflective of connections with various groups globally. The event will be held on Saturday, May 3, 2014 from 11:00 a.m. to 1:00 p.m. at the York Regional Police Headquarters, 47 Don Hillock Drive, Aurora. Admission to the event is free.

e) Councillor Kerwin asked if funding a sidewalk on the east side of Leslie Street would be a regional or town expense.

The Commissioner of Development and Infrastructure Services advised that the Town would be responsible for any expenses associated with constructing a new sidewalk in that area and would include the project in the 2015 capital budget considerations.

f) Regional Councillor Taylor advised that there will be a public Open House held at the Regional Office on Thursday, May 1, 2014 from 6:30 p.m. to 8:30 p.m. on the proposed annex building. Residents are invited to drop-in to learn about the proposed new Regional building at the corner of Yonge Street and Eagle Street.

Reports of Committees and Staff

7. Committee of the Whole Minutes of April 7, 2014.

Moved by: Councillor Emanuel

Seconded by: Councillor Sponga

THAT the Committee of the Whole Minutes of April 7, 2014 be received and the following recommendations be adopted:

8. THAT the deputation by Mr. Paul Jolie regarding calculations associated with water bills be received and referred to staff.

9. THAT Mr. Dowson be allotted an additional five minutes for his deputation.
10. THAT the deputation by Mr. John Dowson regarding the financial details associated with Newmarket Theatre and the Very Useful Theatre Company be received and referred to staff for a comprehensive review along with a comparison of how much sports facilities are subsidized;

AND THAT such review include consultation with key stakeholders including members of the theatre community to be reported back to Committee of the Whole within a 60 day time frame.

11. THAT the PowerPoint presentation by Mr. Craig Binning and Mr. Jason Bevan of Hemson Consulting regarding the Capital Financing Sustainability Strategy, Part 2 be received.
12. THAT Joint CAO/Corporate Services Report - Financial Services 2014-05 dated March 24, 2014 regarding Capital Financing Sustainability Strategy, Hemson Part 2 Report be received.
13. a) THAT the correspondence dated March 14, 2014 from Ms. Laura Tonelli, Executive Director, Caritas Foundation be received and the following recommendations be adopted:
 - i) THAT the Town of Newmarket proclaim April, 2014 as 'Caritas Month';
 - ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca
14. a) THAT the correspondence dated March 1, 2014 from Ms. Linda Keith, President, PFLAG Canada - York Region be received and the following recommendations be adopted:
 - i) THAT the Town of Newmarket proclaim June 14 to 22, 2014 as 'Pride Week' in the Town of Newmarket;
 - ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town website www.newmarket.ca
15. a) THAT the correspondence dated March 19, 2014 from Mr. John Cartwright, President, Labour Council, Toronto and York Region be received and the following recommendations be adopted:
 - i) THAT April 28, 2014 be proclaimed as 'Day of Mourning for Workers Killed or Injured on the Job' in the Town of Newmarket;

- ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca
16. THAT the Central York Fire Services - Joint Council Committee Minutes and (Closed Session) Minutes of February 4, 2014 be received.
17. THAT the Environmental Advisory Committee Minutes of February 12, 2014 be received.
18. a) THAT Corporate Services - Legislative Services Report 2014-10 dated March 27, 2014 regarding "Advance Voting Opportunities Additional Information" be received.
19. a) THAT Corporate Services Report - Legislative Services 2014-08 dated March 21, 2014 regarding Regional Municipality of York - Road Rehabilitation Program (Noise By-law Exemption) be received and the following recommendations be adopted:
- i) THAT a by-law to exempt the Regional Municipality of York from the Noise By-law (By-law 2004-94) be enacted to facilitate their road rehabilitation program on Mulock Drive in the Town of Newmarket for a period from June 23, 2014 to September 12, 2014 between the hours of 7:00 p.m. to 5:00 a.m. Monday through Saturday;
- ii) AND THAT the Regional Municipality of York notify area residents one week prior to the start of the work.
20. a) THAT Corporate Services Report – Legislative Services 2014-09 dated March 24, 2014 regarding Carnival - D.A. Campbell Amusement Ltd. Upper Canada Mall be received and the application be approved subject to the following terms:
- i) THAT the licence be issued for a period of seven consecutive days from May 6 to May 12, 2014 to permit the setting up and dismantling of amusement devices;
- ii) AND THAT the actual operation of the carnival not exceed five consecutive days within that permitted time period.
21. THAT the list of Outstanding Matters be received.
22. THAT Development & Infrastructure Services Report – ES2014-23, dated March 13, 2014 regarding Millard Avenue – Parking Review – Forest Glen Road to Lorne Avenue Update and Development and Infrastructure Services Report – Engineering Services 2014-24 regarding Millard Avenue – Parking Review – Haskett Park be deferred to the next scheduled Committee of the Whole meeting.

23. THAT Corporate Services Report – Legislative Services 2014-06 dated March 6, 2014 regarding “Advance Voting Opportunities and Language and Communication for the 2014 Municipal Election” be received and the following recommendations be adopted:

a) THAT a by-law be enacted to permit the following dates, times and locations for Advance Voting in the Town of Newmarket for the 2014 municipal election;

Date	Time	Locations
Saturday, October 11, 2014	12:00 p.m. – 4:00 p.m.	Ray Twinney Recreation Complex Magna Centre
	8:00 a.m. – 1:00 p.m.	Farmer’s Market/ Community Centre
Sunday, October 12, 2014	12:00 p.m. – 4:00 p.m.	Ray Twinney Recreation Complex Magna Centre
Saturday, October 18, 2014	12:00 p.m. – 4:00 p.m.	Ray Twinney Recreation Complex Magna Centre
	8:00 a.m. – 1:00 p.m.	Farmer’s Market/Community Centre
Sunday, October 19, 2014	12:00 p.m. – 4:00 p.m.	Ray Twinney Recreation Complex Magna Centre
Monday, October 20, 2014	4:00 p.m. – 8:00 p.m.	Ray Twinney Recreation Complex Magna Centre
Tuesday, October 21, 2014	4:00 p.m. – 8:00 p.m.	Ray Twinney Recreation Complex Magna Centre
Wednesday, October 22, 2014	4:00 p.m. – 8:00 p.m.	Multi Unit Residences (to be identified at the discretion of the Clerk)
Thursday, October 23, 2014	4:00 p.m. – 8:00 p.m.	Ray Twinney Recreation Complex Magna Centre

b) AND THAT a by-law be enacted to provide for reduced voting hours with respect to a voting place that is only for the use of residents of the institution or retirement home;

c) AND THAT a by-law be enacted to include other languages in addition to English and French in order to relay election related information to the general public.

24. THAT Chief Administrative Officer Report 2014-06 dated March 27, 2014 regarding Update on Collaborative Municipal Initiatives of the Six Northern Municipalities of York Region be received for information purposes.
25. THAT the following motions be deferred to the next scheduled Committee of the Whole meeting.

Councillor Emanuel: THAT due to potential costs to taxpayers and liability concerns that could be transposed by Bill 69 - Prompt Payments Act, staff provide an analysis and recommendations for a resolution.

Councillor Emanuel: THAT staff report back to Council on the implementation of improved signage and advertising for notification regarding Official Plan and Zoning By-law Amendments.

Councillor Sponga - THAT staff report back in thirty days on the implementation of removable speed humps as a pilot project, for the purpose of mitigating excessive speed on Millard Avenue west of Lorne Avenue and east of Queen Street.

26. THAT Development & Infrastructure Services Report – Public Works Services 2014-21 dated March 21, 2014 regarding Sidewalk Snow Clearing Review be deferred to the next scheduled Committee of the Whole meeting.
27. THAT the PowerPoint presentation by Mr. John Bousfield and Mr. Chris Matson and the deputations by Mr. Reilly, Mr. Healey and Ms. Vupic regarding the Application for Zoning By-law Amendment and Draft Plan of Subdivision – Sundial Homes (Davis) Limited be received.
28. THAT the Council and Committee of the Whole meeting schedule be referred to staff for review in the first two months of the new term of Council;

AND THAT such review takes into consideration frequency of meetings, days/times of the week and summer schedule.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

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

Carried

29. Committee of the Whole (Closed Session) Minutes of April 7, 2014.

Moved by: Councillor Kerwin
Seconded by: Councillor Vegh

THAT the Committee of the Whole (Closed Session) Minutes of April 7, 2014 be confirmed.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

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

Carried

By-laws

30. By-laws 2014-18, 2014-19, 2014-20 and 2014-21.

2014-18 A By-law to provide advance voting dates and times during the 2014 Municipal Election.

2014-19 A By-law authorizing the provision of election information in languages other than English and French.

2014-20 A By-law to provide for reduced voting hours in designated institutions and retirement homes during the 2014 Municipal Election.

2014-21 A By-law to provide an exemption to the Noise By-law to facilitate the necessary work by the Regional Municipality of York for the road rehabilitation program on Mulock Drive.

Moved by: Councillor Emanuel
Seconded by: Councillor Sponga

THAT By-laws 2014-18, 2014-19, 2014-20 and 2014-21 be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
Councillor Kerwin, Councillor Twinney, Councillor Hempen,
Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

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

Carried

Notices of Motions

None.

Announcements & Community Events

31. a) Councillor Emanuel advised that yard waste collection has begun and will continue on a bi-weekly basis until November, 2014. Please remember to bundle branches separately and place plant trimmings and weeds into paper yard waste bags or rigid containers with handles. Due to weight restrictions, please keep excess dirt out of the bags. For more information visit www.newmarket.ca call 905-895-5193 or download the 'my-waste app'TM from the app store.

b) Councillor Di Muccio advised that the Easter Bunny will be hopping along Historic Main Street South on April 19, 2014 from 10:00 a.m. to 3:00 p.m. giving out free treats to kids. Participating businesses will also be displaying Easter eggs in their windows; count them up and fill out a ballot to win some 'eggceptional' prizes from the Main Street merchants! Get your ballots from British Imports-Sweets InStore or Good Vibes on Main Street. Also remember to visit Whatnot's Craft Studio and enter a free colouring contest. For more information, please visit www.newmarketmainstreet.ca

c) Councillor Sponga invited Ward 5 residents to the Ward 5 meeting on Tuesday April 29, 2014 at 7:30 p.m. at the Community Centre & Lions Hall, 200 Doug Duncan Drive. Come and hear about what is going on in Town and in your ward. For more information, please email jsponga@nemarket.ca or call 905-953-5323.

d) Councillor Sponga advised that the Newmarket Food Pantry is collecting food for the Spring Food Drive. Donations of non-perishables can be dropped off in the lobby of the Municipal Offices at 395 Mulock Drive until April 18, 2014. Call 905-895-5193 for further information.

e) Councillor Sponga advised that the Farmers Market will open on Saturday, May 3, 2014 at the Riverwalk Commons. Lots of local farmers, vendors and artisans and potentially a local winery will be at the market.

f) Councillor Hempen advised that the Town of Newmarket is looking for a lively, entertaining band to play a variety of popular cover music on July 1, 2014 as part of the Kanata Celebrations at Fairy Lake Park. The band must be available from 11:00 a.m. to 4:00 p.m., supply their own sound equipment, have music between sets and perform rain or shine. Interested bands are asked to drop off a recent sample of music, a bio and expected fee to the Ray Twinney Recreation Complex (100 Eagle Street West) to the attention of Rhonda Pogue. All submissions must be received by 4:00 p.m. on April 25, 2014. Contact Rhonda Pogue at 905-953-5301 for more information.

g) Councillor Hempen advised that the Ward 4 Clean-up will occur on Sunday, May 4, 2014 from 10:00 a.m. to 12:00 p.m. Participants are asked to meet at Dr. J.M. Denison Secondary School to assist in cleaning up the ward.

h) Regional Councillor Taylor advised that the Nature's Emporium Run or Walk for Southlake Regional Health Care Centre will take place on Sunday, April 27, 2014 at the Aurora Community Centre. For further information visit www.runforsouthlake.ca

i) Regional Councillor Taylor advised that he will be speaking on the need for affordable rental housing in the Greater Toronto Area, specifically in York Region and potential collaborative efforts between the public and private sector at the Canadian Apartment Symposium Series which is taking place on May 6 – 7, 2014 at the Sony Centre for the Performing Arts, 1 Front Street East, Toronto.

j) Councillor Twinney advised that KC's Cancer Cushion Fund Pub Night takes place Saturday, April 26, 2014 at the Newmarket Seniors' Meeting Place, 474 Davis Drive. The evening begins at 7:30 p.m. and features live entertainment, a late lunch, door prizes and more. Tickets are \$30.00. Funds raised will help give financial support to families in need going through cancer treatment. Come out and show your support! For tickets call Debbie at 905-715-7717 or purchase online at www.cushionfund.com

k) Councillor Twinney advised that May 1, 2014 is 'First Responders Day', acknowledging first responders and their dedication to the protection and preservation of life, property, evidence and the environment.

l) Councillor Twinney extended sympathy to the residents of Aurora and the congregation of the Aurora United Church after the loss of the church to fire.

m) Councillor Kerwin invited residents to participate in the 36th Annual Holland River and Community Clean-up on Saturday May 3, 2014 at the Newmarket Youth and Recreation Centre, 56 Charles Street. Enjoy a coffee before heading off to help with the clean-up. Registration begins at 8:30 a.m. with clean-up from 9:00 a.m. until noon. Gloves and garbage bags are provided. Following the clean-up volunteers enjoy a free lunch. Stay and take part in the Youth Centre's Family Fun Day event which runs until 4:00 p.m.

n) Councillor Kerwin expressed congratulations to Kelly Jones on her upcoming 50th Birthday and 700 kilometre hike on the El Camino de Santiago de Compostela trail from France to Spain. A kickoff evening will be held on April 19, 2014 at Col. Mustard's Pub, 16925 Yonge Street.

o) Councillor Kerwin congratulated Lloyd & Purcell Limited on their 50th Anniversary.

p) Councillor Kerwin will be hosting a Ward 2 drop-in on Saturday, April 19, 2014 from 9:30 a.m. to 12:00 p.m. at the Newmarket Public Library at 438 Park Avenue. Ward 2 residents are invited to drop-in for a chat about the community and the Ward.

q) Councillor Vegh advised that the cold and severe winter has taken its toll on Newmarket roads and there are significantly more potholes than usual. Town crews have been out for weeks patrolling roads and fixing potholes, but we also want to hear from you! Potholes can be reported by calling 905-895-5193, emailing info@newmarket.ca or by selecting "Report a Problem" in the 'my-waste app'TM available for download from the app store.

r) Councillor Vegh advised that the weather has caused driveways and lawns to heave. Those residents with protruding water caps are asked to contact the Town at 905-895-5193 or info@newmarket.ca to report any protrusion. Staff will attend to lower the cap free of charge as they are a safety hazard.

s) Mayor Van Bynen extended appreciation to Dr. Chris Gannage and the Docs on Ice group for their work on the Docs on Ice event. The event was a success, raising \$275,000 for the Canadian Mental Health Association which will be used to establish a new mental health program in York Region. The Master of Ceremonies was Sandy Frost, the voice of the Toronto Maple Leafs and Rick Mercer attended as a special guest and provided lively entertainment and insight. Mayor Van Bynen extended appreciation to Town staff for their work on the event.

t) Mayor Van Bynen will be at “Mayor in the Square” at the Newmarket Public Library on Friday, May 2, 2014 from 11:00 a.m. until noon.

u) Mayor Van Bynen advised that the Town Offices will be closed for Easter beginning Friday, April 18, 2014 and will re-open Tuesday, April 22, 2014.

v) Mayor Van Bynen advised that the next Council meeting is Monday, May 5, 2014 at 7:00 p.m.

New Business

32. a) Councillor Di Muccio has submitted her questions to staff in respect of the Newmarket Soccer Club and inquired when she would receive a response from staff.

The Commissioner of Community Services advised that an e-mail was sent inviting questions from Council for inclusion in the Q1 report. Subsequent to that, two responses were received and the responses were summarized in Information Report 2014-12 dated April 5, 2014.

Councillor Di Muccio requested that Information Report 2014-12 dated April 5, 2014 regarding the Newmarket Soccer Club Quarterly Report be included for consideration on the next Committee of the Whole agenda.

Closed Session (if required)

Mayor Van Bynen advised that there was no requirement for a closed session.

Confirmatory By-law

33. 2014-22 A By-law to confirm the proceedings of a meeting of Council - April 14, 2014.

Moved by: Councillor Sponga
Seconded by: Councillor Kerwin

THAT By-law 2014-22 be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
Councillor Kerwin, Councillor Twinney, Councillor Hempen,
Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

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

Carried

Addendum

Mayor Van Bynen advised that there was no addendum to the agenda.

Adjournment

34. Adjournment

Moved by: Councillor Emanuel
Seconded by: Councillor Sponga

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
Councillor Kerwin, Councillor Twinney, Councillor Hempen,
Councillor Di Muccio, Councillor Emanuel

Opposed: Councillor Sponga
(8 in favour, 1 opposed)

Carried

There being no further business, the meeting adjourned at 8:21 p.m.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk