

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION OF
THE TOWN OF WHITBY HELD ON MONDAY, APRIL 19, 2010 AT THE HOUR OF 7:00 P.M.
IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

PRESENT: Mayor Perkins
Councillor Coe
Councillor Drumm
Councillor Mitchell
Councillor Pitchforth
Councillor Roy

Mayor Perkins in the Chair

ABSENT: Councillor Emm
Councillor Scott

STAFF PRESENT: R. Petrie, Chief Administrative Officer
S. Beale, Director of Public Works
M. Gerrard, Fire Chief
P. LeBel, Director of Community & Marketing Services
K. Nix, Director of Corporate Services/Treasurer
S. Pohjola, Town Solicitor
R. Short, Director of Planning
D. Wilcox, Town Clerk
M. Pettit, Deputy Clerk

1. DISCLOSURES OF INTEREST

Councillor Drumm made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 4.6, Corporate Services/Public Works Joint Report, CS 19-10, as he has a family member who lives in the vicinity of the rural area where the resurfacing is to take place. Councillor Drumm did not participate in the discussion or vote on the matter.

Councillor Mitchell made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 4.3, Corporate Services/Public Works Joint Report, CS 16-10, as his family is in the lumber business. Councillor Mitchell did not take part in the discussion or vote on the matter.

2. BY-LAW TO ADOPT THE MINUTES – BY-LAW NO. 6320-10

RESOLUTION NO. 133-10

Councillor Pitchforth, seconded by Councillor Drumm, moved for leave to introduce a by-law and to dispense with the reading of the by-law by the Clerk to adopt the minutes of the Regular Meeting of Council held on March 29, 2010, and the minutes of the Special Meetings of Council held on March 24, 2010; April 6, 2010; April 7, 2010; and April 8, 2010 and that the same be considered read a first, second and third time and finally passed and that the Mayor and the Clerk sign the same and the Seal of the Corporation be thereto affixed.

CARRIED

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By-Law 6320-10 considered read a first, second, and third time and finally passed.

3. PRESENTATIONS

RESOLUTION NO. 134-10

MOVED by Councillor Drumm
Seconded by Councillor Coe

That the rules of procedure be suspended in order to hear additional presentations re:
PL 20-10 Parkview Boulevard Area Regarding Lot Coverage and the Need for an
Interim Control By-Law.

CARRIED

a) Junior Fire Department Program Sponsorship Presentation
Sponsored by BMO – Bank of Montreal

Mayor Perkins, along with Regional Councillor Mitchell, Chair of Fire Services and Fire Chief, Michael Gerrard invited Chris Begy, Bank of Montreal, Senior Vice President and Chief Auditor to the podium who presented a cheque to the Town of Whitby in support of The Junior Fire Department Sponsorship program.

b) Theresa Worona-MacKenzie, 13 Dymond Drive
Re: Planning Report PL 20-10

Theresa Worona-MacKenzie, 13 Dymond Drive, appeared before Council to discuss PL 20-10 re: Parkview Boulevard Area regarding Lot Coverage and the Need for an Interim Control By-Law and advised she supports the study being undertaken but advised she feels the Committee of Adjustment procedure needs to be reviewed.

c) Tony Biglieri, Biglieri Group Ltd. On behalf of DeSousa Homes
Re: Planning Report PL 20-10

Tony Biglieri, of the Biglieri Group Ltd., appeared before Council to discuss PL 20-10 re Parkview Boulevard and the Need for an Interim Control By-Law. He spoke on behalf of Manuel DeSousa of DeSousa Homes who was originally scheduled to appear. Mr. Biglieri advised they support undertaking a study but would not support an interim control by-law.

d) Lisa D'Annunzio, 19 Willow Park Drive
Re: Planning Report PL 20-10

Lisa D'Annunzio, 19 Willow Park Drive, appeared before Council to discuss PL 20-10 re Parkview Boulevard and the Need for an Interim Control By-Law and advised she was speaking on behalf of Tony Gattellaro, Chris Walton, Robert Natoli and herself and advised they do not support the study being undertaken and feels the lot coverage

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percentage needs to be increased.

- e) Danica van Leeuwen, 14 Dymond Drive
Re: Planning Report PL 20-10

Danica Van Leeuwen, 14 Dymond Drive, appeared before Council to discuss PL 20-10 re Parkview Boulevard Area regarding Lot Coverage and the Need for an Interim Control By-Law and advised she supports the study being undertaken and that, in her opinion, a cap on the lot coverage is required.

- f) John Volpe, 15 Parkview Boulevard
Re: Planning Report PL 20-10

John Volpe, 15 Parkview Boulevard, appeared before Council to discuss PL 20-10 re Parkview Boulevard Area regarding Lot Coverage and the Need for an Interim Control By-Law and advised he supports the study being undertaken.

- g) Joe Worona, 13 Dymond Drive
Re: Planning Report PL 20-10

Mr. Joe Worona appeared before Council to discuss PL 20-10 re Parkview Boulevard Area regarding Lot Coverage and the Need for an Interim Control By-Law and advised he agrees with the first speaker that the study needs to be undertaken and the Committee of Adjustment procedures need to be reviewed and updated.

- h) Derek Suddons, 16 Parkview Boulevard
Re: Planning Report PL 20-10

Derek Suddons, 16 Parkview Boulevard, appeared before Council to discuss PL 20-10 re Parkview Boulevard Area regarding Lot Coverage and the Need for an Interim Control By-Law and advised he agrees that the Committee of Adjustment procedure needs to be reviewed and that he is not in favour of the infiltration of larger dwellings within existing stable neighbourhoods.

- i) Rhonda Moore, Resident
Re: Planning Report PL 20-10

Rhonda Moore appeared before Council to discuss PL 20-10 re Parkview Boulevard Area regarding Lot Coverage and the Need for an Interim Control By-Law and advised she supports the need for a cap on the percentage of lot coverage for homes within existing stable neighbourhoods.

- j) Grant Moore, Resident
Re: Planning Report PL 20-10

Grant Moore appeared before Council to discuss PL 20-10 re Parkview Boulevard Area regarding Lot Coverage and the Need for an Interim Control By-Law and advised he is

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in support of the study and a cap on lot coverage.

- k) Chris Walton, 22 Willow Park Drive
Re: Planning Report PL 20-10

Chris Walton appeared before Council, to discuss PL 20-10 re Parkview Boulevard Area regarding Lot coverage and the Need for an Interim Control By-Law and advised he is not in support of an interim control by-law and is not in favour of the study but would like the opportunity to participate if one is undertaken.

4. CORRESPONDENCE

- a) CORR 15-10
Correspondence dated March 31, 2010 from Debbie Shields, City Clerk, City of Pickering regarding a Notice of Motion – Administration of the Provincial Offences Act (POA) – File: A2400-001-10
-

General discussion ensued on this matter.

RESOLUTION NO. 135-10

MOVED BY Councillor Drumm
Seconded by Councillor Coe

That CORR 15-10 from Debbie Shields, City Clerk, City of Pickering regarding a Notice of Motion – Administration of the Provincial Offences Act, be referred to Administration for a report.

CARRIED

5. STANDING COMMITTEES

- (a) Planning and Development Committee – April 6, 2010
Report Recommendations to Council
-

- 3.1** Planning Report, Item PL 36-10
Re: 1466098 ONTARIO LIMITED
Temporary Residential Sales Office - Zoning Application (Z-06-10) – Site Plan Application (SP-03-10) – 3825 Coronation Road
-

COUNCIL DECISION

1. That Council approve Zoning application (Z-06-10) and Site Plan application (SP-03-10) subject to the comments and conditions contained in Planning Report Item No. PL 36-10; and;

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2. That a By-law to amend Zoning By-law No. 1784 be brought forward for consideration by Council.

RESOLUTION NO. 136-10

MOVED BY Councillor Coe
Seconded by Councillor Mitchell

That the report of the Planning and Development Committee dated April 6, 2010, be adopted, save and except Items 4.1 to 4.5.

CARRIED

- 4.1 Planning Report, Item PL 33-10
Application to Amend the Zoning By-Law - 1696626 Ontario Inc.
– (Z-22-09) - 22 Baldwin Street
-

RESOLUTION NO. 137-10

MOVED BY Councillor Coe
Seconded by Councillor Mitchell

COUNCIL DECISION

1. That Council approve Zoning Application (Z-22-09) subject to the applicant submitting a revised concept plan to provide the requirement of four parking spots on-site including one accessible parking spot and the Planning Department comments contained in Section 7.C of Planning Report PL 33-10;
2. That a By-law be brought forward for Council consideration;
3. That should the Applicant be required to provide Cash in-lieu of parking, it be provided at a rate of \$2,550.00 per space;
4. That the Applicant enter into a Site Plan Agreement with the Municipality;
5. That the Mayor and Clerk be authorized to execute the Site Plan Agreement.

CARRIED

- 4.2 Planning Report, Item PL 20-10
Re: Correspondence (CORR 25-09) Dated October 7, 2009 from Derek Suddons, Theresa Worona-MacKenzie and Residents in the Immediate Parkview Boulevard Area Regarding Lot Coverage and the Need for an Interim Control By-Law (Deferred from March 15 Planning & Development Committee Meeting)
-

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RESOLUTION NO. 138-10

MOVED BY Councillor Coe
Seconded by Councillor Mitchell

COUNCIL DECISION

1. That Planning Report Item PL 20-10, regarding Correspondence 25-09, dated October 7, 2009, be received for information;
2. That a study be undertaken to assess the appropriateness of the larger dwellings within the subject area taking into account height, lot coverage, architectural style and design.
3. That the Clerk notify the authors of the correspondence and the Committee of Adjustment of Council's decision regarding Planning Report Item PL 20-10.

CARRIED ON A RECORDED VOTE
AS FOLLOWS:

YES

Councillor Coe
Councillor Drumm
Councillor Mitchell
Councillor Pitchforth
Councillor Roy
Mayor Perkins

NO

ABSENT

Councillor Emm
Councillor Scott

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- 4.3** Planning Report, Item PL 35-10
Reconstruction of Leslie McFarlane Public School (SP-28-09)
Durham District School Board – 300 Garden Street
-

RESOLUTION NO. 139-10

MOVED BY Councillor Coe
Seconded by Councillor Mitchell

COUNCIL DECISION

1. That Council approve Site Plan Application SP-28-09 subject to the comments and conditions contained in Planning Report Item No. PL-35-10; and,
2. That Council authorize the Mayor and Clerk to execute a Site Plan Agreement.

CARRIED

- 4.4** Planning Report, Item PL 37-10
Accessibility Expo
-

RESOLUTION NO. 140-10

MOVED BY Councillor Coe
Seconded by Councillor Mitchell

COUNCIL DECISION

That Planning Report Item PL 37-10 be received as information.

CARRIED

- 4.5** Planning Report, Item PL 32-10
Update of Allocation of Downtown Development
Capital Reserve Fund and 2010 Downtown Development Capital Budget
-

RESOLUTION NO. 141-10

MOVED BY Councillor Coe
Seconded by Councillor Mitchell

COUNCIL DECISION

1. That Planning Report Item PL 32-10, regarding the Update of the

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Allocation of the Downtown Development Capital Reserve Fund and 2010
Downtown Development Capital Budget, dated April 6, 2010, be received
as information; and,

2. That Staff be authorized to allocate in 2010 the remaining Downtown
Capital Reserve Fund and 2010 Downtown Development Capital Budget
to projects and programs outlined in Section 5.0 of this Report.

CARRIED

5. STANDING COMMITTEES

- (b) Operations Committee – April 12, 2010
Report Recommendations to Council
-

- 4.1 Community & Marketing Services Report, Item CMS 17-10
Re: 2010 Appointments of Community Connection Executive Board
as a Committee of Council
-

COUNCIL DECISION

1. That Community and Marketing Services Department Report No. 17-10
pertaining to the 2009 Community Connection program be received as
information; and,
2. That Council approve and appoint the individuals on the Community
Connection Executive Board, identified in Attachment No. 1, as a
Committee of Council for a term ending May 31, 2011 or until a successor
is appointed.

- 4.2 Corporate Services/Public Works Joint Report, Item CS 14-10
Re: Hanging Flower Basket/ Planter Placement and Maintenance T-528-2010)
-

COUNCIL DECISION

1. That the Town of Whitby accept the low tender of Sunup Corporation in
the estimated amount of \$30,681.74 (plus applicable taxes) for the
maintenance of hanging flower baskets and planters.
2. That approval be granted to extend the agreement for up to an additional
two years subject to satisfactory performance, and budget approval in
subsequent years; and
3. That the Mayor and Clerk be authorized to execute the contract
documents.

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- 4.4** Corporate Services/Public Works Joint Report, Item CS 17-10
Re: Whitby Operations Centre Storage Roof Replacement - (T-11-2010)

COUNCIL DECISION

1. That the Town of Whitby accept the low tender of Pollard Enterprises Limited in the amount of \$201,415.00 (net of GST) for the Whitby Operations Centre Storage Roof Replacement.
2. That the total estimated project cost for the Town of Whitby in the amount of \$239,115.00 (net GST) be approved; and
3. That the Mayor and Clerk be authorized to execute the contract document.

- 4.5** Corporate Services/Public Works Joint Report, Item CS 18-10
Re: One (1) 2010 15,000 G.V.W. Regular Cab And Chassis Complete With Van Type Body (30090507) (T-24-2010)

COUNCIL DECISION

1. That the Town of Whitby accept the low tender as submitted by Donway Ford Sales Limited, in the amount of \$52,494.15 (including taxes) for one 15,000 G.V.W. regular cab & chassis complete with van type body;
2. That the total estimated project cost in the amount of \$56,171.40 (net GST) be approved; and
3. That the Mayor and Clerk be authorized to execute the contract documents.

- 4.7** Corporate Services/Public Works Joint Report, Item CS 20-10
Re: Hot Mix Paving – Rehabilitation of Ashburn Road, Conlin Road and Coronation Road – (T-16-2010)

COUNCIL DECISION

1. That the Town of Whitby accept the low tender of Miller Paving Limited in the amount of \$1,769,172.88 (net applicable taxes) for the rehabilitation of Ashburn Road, Conlin Road and Coronation Road;
2. That the total estimated project cost for the Town of Whitby in the amount of \$1,946,310.32 be approved; and
3. That the Mayor and Clerk be authorized to execute the contract documents.

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- 4.8** Corporate Services Report, Item CS 21-10
Re: Mayor and Councillors' Remuneration and Expenses – 2009
-

COUNCIL DECISION

That Corporate Services Report, Item CS-21-10 be received as information.

- 4.9** Corporate Services Report, Item CS 23-10
Re: To Authorize the Supervisor of Revenue and Assessment Review Officer to
Appeal Selected Property Assessments on Behalf of the Town of Whitby
-

COUNCIL DECISION

That Council authorize the Supervisor of Revenue and the Assessment Review Officer to file a Notice of Complaint, on behalf of the Town of Whitby, for the assessment values on certain properties within the Town of Whitby, as set out in Corporate Services Report, Item 23-10.

- 4.10** Corporate Services/Public Works Joint Report, Item CS 24-10
Re: Supply, Apply, Grade, Shape and Compact Road Shoulders
(40061731) – (T-26-2010)
-

COUNCIL DECISION

1. That the Town of Whitby accept the low tender of Elirpa Construction & Materials Ltd., in the amount of \$54,612.00 (net GST) for the Supply, Grade, Shape and Compact of Roadway Shoulders;
2. That the total estimated project cost for the Town of Whitby in the amount of \$68,312.00 be approved; and
3. That the Mayor and Clerk be authorized to execute the contract documents.

- 4.11** Corporate Services Report, Item CS 25-10
Re: 2010 Final Tax Billing
-

COUNCIL DECISION

1. That the tax rates for the year 2010 General Municipal Town levies be approved as indicated in Schedule "A", attached;
2. That the tax due dates for the final tax bills for the Residential, Farmland and Managed Forest tax classes be June 15, 2010 and September 15, 2010;

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3. That the Treasurer be authorized to set the appropriate due dates for the capped tax classes (Commercial, Industrial and Multi-residential) once all billing factors are known; and
4. That a By-law be brought forward to allow the Treasurer to set the levy rates of taxation for the year 2010 for the Town of Whitby, Region of Durham and Education Purposes.

4.13 Public Works Report, Item PW 25-10

Re: National Public Works Week and Open House May 20, 2010

COUNCIL DECISION

That Council approve the Public Works Department hosting an Open House on May 20, 2010 from 9:00 am to 8:00 pm to celebrate National Public Works Week.

RESOLUTION NO. 142-10

MOVED BY Councillor Pitchforth

Seconded by Councillor Roy

That the Report of the Operations Committee dated April 12, 2010 be adopted, save and except 4.3, 4.6 and 4.12.

CARRIED

4.3 Corporate Services/Public Works Joint Report, Item CS 16-10

Re: Supply and Delivery of Pressure Treated Lumber – (T-23-2010)

RESOLUTION NO. 143-10

MOVED BY Councillor Pitchforth

Seconded by Councillor Roy

COUNCIL DECISION

1. That the Town of Whitby accept the low tender of Hanford Lumber Limited in the estimated amount of \$66,819.90 (plus applicable taxes) for the supply and delivery of pressure treated lumber.
2. That approval be granted to extend this contract for up to two (2) additional one (1) year terms subject to a Consumer Price Index increase for each of these years. Continuation for the subsequent years will be based on a satisfactory annual performance review, timely delivery of items, quality of lumber supplied and budget approval; and

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3. That the Mayor and Clerk be authorized to execute the contract documents.

CARRIED

4.6 Corporate Services/Public Works Joint Report, Item CS 19-10
Re: Hot Mix Paving – Resurfacing – Rural Roads – (T-6-2010)

RESOLUTION NO. 144-10

MOVED BY Councillor Pitchforth
Seconded by Councillor Roy

COUNCIL DECISION

1. That the Town of Whitby accept the low tender of Furfari Paving Co. Ltd. in the amount of \$1,186,168.63 (net GST) for hot mix paving of various rural roads in the Town of Whitby;
2. That an over expenditure in the amount of \$38,968.63 be approved and funded from the Capital Reserve Fund;
3. That the total estimated project cost for the Town of Whitby in the amount of \$1,308,668.63 be approved; and
4. That the Mayor and Clerk be authorized to execute the contract documents.

CARRIED

4.12 Public Works Report, Item PW 21-10
Re: Accessory Apartment Registry By-Law

RESOLUTION NO. 145-10

MOVED BY Councillor Pitchforth
Seconded by Councillor Roy

COUNCIL DECISION

1. That Public Works Report PW 21-10 be received as information;
2. That a new by-law as attached, for the registration of accessory apartments be brought forward for adoption by Whitby Council; and

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3. That Council repeal by-law 4359-99.

CARRIED

6. NOTICE OF MOTION

There were no notices of motion presented.

7. NEW AND UNFINISHED BUSINESS

- a) Appointment to Board and Committees
Brooklin Downtown Development Steering Committee
-

RESOLUTION NO. 146-10

MOVED BY Councillor Pitchforth
Seconded by Councillor Drumm

COUNCIL DECISION

That Robin Mason and Dan Acre be appointed to the Brooklin Downtown Development Steering Committee for a term expiring on November 30, 2010.

CARRIED

7. NEW AND UNFINISHED BUSINESS (Continued)

- b) Re: Community and Marketing Services Report, CMS-18-10
Atlantic Packaging Products Ltd. – Whitby Newsprint Mill – Thickson Road South

RESOLUTION NO. 147-10

MOVED BY Councillor Drumm
Seconded by Councillor Coe

COUNCIL DECISION

1. That Community and Marketing Services Department Report CMS 18-10 be received as information;
2. That Council endorse the following resolution:
 - Whereas the Provincial Government has previously instituted an electricity rebate program, the Northern Pulp and Paper Electricity Transition Program, that effectively reduces the cost of electricity to pulp and paper mills located in northern Ontario by approximately 15 percent (extended to September 2010);

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- Whereas the Provincial Government has most recently announced as part of the “Open Ontario” 2010 Budget the creation of a three-year industrial electricity program averaging \$150 million per year which would reduce electricity prices by almost 25 percent based on 2009
 - levels for all large northern Ontario industrial facilities, including the pulp and paper industry;
 - Whereas those companies in the pulp and paper industry, such as Atlantic Packaging Products Ltd., that operate plants in southern Ontario are competitively disadvantaged since they are not eligible for the current electricity rebate program and the newly announced industrial electricity program that will be available to pulp and paper manufacturers in northern Ontario;
 - Whereas the proposed lower electricity prices place an unfair competitive advantage to northern pulp and paper manufacturers which threatens the viability of pulp and paper plants operating in southern Ontario and, which could contribute to the closure of these plants resulting in significant job losses and economic adversity;
 - Whereas the closure of pulp and paper mills in southern Ontario would adversely effect the Province’s Blue Box program by limiting its ability to manage recycled paper domestically, thereby increasing the cost of the program to administer;
 - Therefore be it resolved that the Town of Whitby calls upon the Provincial Government to level the playing field and to extend the proposed industrial electricity rebate program announced in the “Open Ontario” 2010 Budget to all pulp and paper manufacturers operating plants throughout Ontario in order to enhance the competitiveness of all manufacturers and provide sustainable employment; and further, that the current electricity rebate program, the Northern Pulp and Paper Electricity Transition Program, be immediately expanded to include all pulp and paper manufacturers located in Ontario; and,
3. That the Clerk forward a copy of this report, once approved by Council, to the Honourable Dalton McGuinty, Premier of Ontario; Honourable Brad Duguid, Minister of Energy and Infrastructure; Honourable Sandra Pupatello, Minister of Economic Development and Trade; Honourable Dwight Duncan, Minister of Finance and Chair of the Management Board of Cabinet; Honourable Linda Jeffrey, Minister of Natural Resources;

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Honourable John Gerretsen, Minister of the Environment; Christine Elliott,
MPP Whitby-Oshawa; all other Members of Provincial Parliament in
Durham Region; Durham Region Economic Development and Tourism
Department; Whitby Chamber of Commerce; Durham Strategic Energy
Alliance; and the Regional Municipality of Durham.

CARRIED

- c) Motion to Rescind a Previous Resolution of Council (#282-08)
Town of Whitby and the Abilities Centre Durham
Letter of Credit
-

RESOLUTION NO. 148-10

MOVED BY Councillor Coe
Seconded by Councillor Pitchforth

COUNCIL DECISION

WHEREAS the lease agreement between the Town of Whitby and Abilities
Centre Durham could require proof that sufficient funds have been approved to
cover the cost of any contract required to complete the works that form part of
constructing the Abilities Centre on Town property prior to initiation of
construction;

AND WHEREAS such a clause would mitigate the need for a Letter of Credit for
all on-site engineering work and landscaping under the Site Plan Agreement; and

THEREFORE, Council hereby resolves to rescind the requirement contained in
Report CMS Report 35-08 requiring Abilities Centre Durham to provide the Town
with a suitable Letter of Credit for all on-site engineering work and landscaping
for purposes of the applicable Site Plan Agreement and directs that the lease
between the Town and Abilities Centre Durham contain suitable provision for
completion of such on-site engineering work and landscaping.

CARRIED ON A RECORDED VOTE
AS FOLLOWS:

YES
Councillor Coe
Councillor Drumm
Councillor Mitchell
Councillor Pitchforth
Councillor Roy
Mayor Perkins

NO

ABSENT
Councillor Emm
Councillor Scott

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8. CONFIDENTIAL MATTERS

In accordance with Procedural By-law 6125-08 and the provisions of the *Municipal Act*, an In Camera meeting of Council was held prior to the regularly scheduled meeting.

RESOLUTION NO. 149-10

MOVED by Councillor Pitchforth

Seconded by Councillor Drumm

That Council go In Camera in accordance with the provisions of the Municipal Act for the purpose of dealing with matters relating to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

a) Verbal Update from the Chief Administrative Officer and Town Solicitor with respect to the Abilities Centre and the associated Lease Agreement

Members of Council were provided with a copy of correspondence dated April 19, 2010 from Jennifer Ayotte, Administrative Director, Abilities Centre Durham, with respect to eliminating the requirement of a Letter of Credit for engineering and landscape works.

S. Pohjola, Town Solicitor provided a confidential briefing to Members of Council on the legal aspects of the request.

MOVED by Councillor Pitchforth

Seconded by Councillor Drumm

That Council rise and ratify the actions taken at the In Camera session.

CARRIED

9. BY-LAWS

6321-10 By-law to set and levy the rates of taxation for the year 2010 for Town of Whitby purposes and to set penalty and interest rates for unpaid taxes (Refer to Corporate Services Report , Item CS 25-10)

6322-10 By-law to require the Registration of accessory apartments, and set out regulations requiring the maintenance of safety and property standards for occupancy as set out in this by-law, the Building Code Act, the Fire Promotion and Protection Act, the Electricity Act and relevant by-laws of the Town of Whitby. (Refer to Public Works Report, Item PW 21-10)

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- 6323-10 By-law to appoint Shawn Farndon as a Municipal Law Enforcement Officer to enforce the by-laws of the municipality of the Town of Whitby.
- 6324-10 By-law to appoint Dan Cox as a Municipal Law Enforcement Officer to enforce the by-laws of the municipality of the Town of Whitby.
- 6325-10 By-Law to appoint/revoke person as Municipal By-Law Enforcement Officers for the purpose of enforcing parking restrictions on private property.
- 6326-10 By-Law is to amend Zoning By-Law No. 1784, as amended, by changing the zoning from A – Agriculture Zone to R2A* - Residential Zone for the lands shown as the Subject Land. The effect of the zoning change is to permit the development of a single detached dwelling. (Refer to Planning Report, Item PL 23-10 – Z-01-10 – Argiris Argirious)
- 6327-10 By-Law is to amend Zoning By-Law No. 1784, as amended, by changing the zoning from A-Agricultural to A-3 - Agricultural – Exception 3 to permit the temporary use of a residential sales office until April 19, 2013, for the land situated on the south side of Taunton Road West, east of Coronation Road municipally known as 3825 Coronation Road, Town of Whitby. The effect of the zoning change is to permit the temporary use of the subject land for a residential sales office for a period of three years. (Refer to Planning Report, Item PL 36-10 – Z-06-10 – 1466098 Ontario Limited)
- 6328-10 By-law to enter into a municipal capital facility agreement with the Abilities Centre.

RESOLUTION NO. 150-10

MOVED by Councillor Drumm seconded by Councillor Pitchforth that leave be granted to introduce By-law Nos. 6321-10 to 6328-10, inclusive, and to dispense with the reading of the by-laws by the Clerk and that the same be considered read a first, second and third time and finally passed and that the Mayor and Clerk sign the same and the Seal of the Corporation be thereto affixed.

CARRIED

By-law Nos. 6321-10 and 6328-10, inclusive, considered read a first, second and third time and finally passed.

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION OF
THE TOWN OF WHITBY HELD ON MONDAY, APRIL 19, 2010 AT THE HOUR OF 7:00 P.M.
IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

9. CONFIRMATORY BY-LAW NO 6329-10

RESOLUTION NO. 151-10

MOVED by Councillor Drumm seconded by Councillor Pitchforth that leave be granted to introduce a by-law and to dispense with the reading of the by-law by the Clerk to confirm the proceedings of the Council of the Town of Whitby at its meeting held on April 19, 2010, and that the same be considered read a first, second and third time and finally passed and that the Mayor and the Clerk sign the same and the Seal of the Corporation be thereto affixed.

CARRIED

By-law No. 6329-10 considered read a first, second and third time and finally passed.

10. ADJOURNMENT

RESOLUTION NO. 152-10

MOVED by Councillor Drumm
Seconded by Councillor Coe

That the meeting be adjourned.

CARRIED

The meeting adjourned at 9:29 p.m.

Martha Pettit, Deputy Clerk

Patricia Perkins, Mayor