

**Present:** Mayor Mitchell  
Councillor Drumm  
Councillor Leahy  
Councillor Lee (participating electronically)  
Councillor Mulcahy (participating electronically)  
Councillor Newman  
Councillor Roy (participating electronically)  
Councillor Shahid (participating electronically)  
Councillor Yamada

**Also Present:** M. Gaskell, Chief Administrative Officer  
S. Beale, Commissioner of Public Works  
W. Mar, Commissioner of Legal and Enforcement Services/Town Solicitor  
K. Nix, Commissioner of Corporate Services/Treasurer  
R. Saunders, Commissioner of Planning and Development  
A. McCullough, Director of Finance and Deputy Treasurer  
M. Powers, Sr. Manager, Parks, Parks Planning & Culture  
C. Harris, Town Clerk  
K. Narraway, Manager of Legislative Services/Deputy Clerk  
S. Davé, Legislative Specialist (Recording Secretary)

**Regrets:** None noted

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1. Declarations of Pecuniary Interest

1.1 There were no declarations of pecuniary interest.

Moved By Councillor Leahy  
Seconded By Councillor Yamada

That Council move in-camera in accordance with Procedure By-law # 7462-18, Closed Meeting Policy G 040, and the Municipal Act, 2001, Section 239 (2)(b) personal matters about identifiable individuals, including municipal or local board employees, (e) litigation or potential litigation, including matters before administrative tribunals, affecting the

municipality or local board and (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

**Carried**

2. Closed Session

- 2.1** Confidential Legal and Enforcement Services Department and Planning and Development Department Joint Report, LS 13-20  
Re: Toronto-Guild Investments Limited v. Town of Whitby – LPAT Appeal

This portion of the meeting was closed to the public. [Refer to the In Camera minutes of the meeting - Town Clerk has control and custody.]

- 2.2** Confidential Legal and Enforcement Services Department and Planning and Development Department Joint Report, LS 14-20  
Re: Uxbridge Nurseries Ltd. v. Town of Whitby – LPAT Appeal

This portion of the meeting was closed to the public. [Refer to the In Camera minutes of the meeting - Town Clerk has control and custody.]

- 2.3** Confidential Legal and Enforcement Services Department and Planning and Development Department Joint Report, LS 15-20  
Re: Bara Group (Whitby) Inc. v. Town of Whitby – LPAT Appeal Update

This portion of the meeting was closed to the public. [Refer to the In Camera minutes of the meeting - Town Clerk has control and custody.]

- 2.4** Confidential Memorandum from C. Harris, Town Clerk dated September 7, 2020 regarding the recommendation for appointment to the Active Transportation and Safe Roads Advisory Committee (ATSRAC).

This portion of the meeting was closed to the public. [Refer to the In Camera minutes of the meeting - Town Clerk has control and custody.]

3. Rising and Reporting

- 3.1** Motion to Rise

Moved By Councillor Drumm  
Seconded By Councillor Leahy

That Council rise from the closed portion of the Special Council meeting.

**Carried**

**3.2** Reporting Out

Mayor Mitchell advised that during the closed portion of the meeting, Council discussed matters related to identifiable individuals, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and received advice that is subject to solicitor-client privilege. Council also provided direction to Staff regarding the agenda items related to various appeals before the Local Planning Appeals Tribunal.

**Resolution # 178-20**

Moved By Councillor Newman  
Seconded By Councillor Drumm

That Council receive Report LS 15-20 for information.

**Carried**

**Resolution # 179-20**

Moved By Councillor Leahy  
Seconded By Councillor Drumm

That Council appoint Nicola Windrem to the Active Transportation and Safe Roads Committee (ATSRAC) for the term ending November 14, 2022 unless otherwise stated or until a successor is appointed.

**Carried**

**4.** Confirmatory By-law

**4.1** Confirmatory By-law

**Resolution # 180-20**

Moved By Councillor Drumm  
Seconded By Councillor Leahy

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 special meeting held on September 28, 2020 and the same be considered read and passed and that the Mayor and the Clerk sign the same and the Seal of the Corporation be thereto affixed.

**Carried**

5. Adjournment

5.1 Motion to Adjourn

Moved By Councillor Mulcahy  
Seconded By Councillor Yamada

That the meeting adjourn.

**Carried**

The meeting adjourned at 6:52 p.m.

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Christopher Harris, Town Clerk

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Don Mitchell, Mayor