

MINUTES OF A SPECIAL IN CAMERA MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 17, 2010 AT THE HOUR OF 9:00 P.M.
IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

PRESENT: Mayor Perkins

Mayor Perkins in the Chair

Councillor Coe
Councillor Drumm
Councillor Emm
Councillor Mitchell
Councillor Pitchforth
Councillor Roy
Councillor Scott

STAFF PRESENT: R. Petrie, Chief Administrative Officer
J. Austin, Manager, Development Control Design & Tech Services
E. Belsey, Manager, Long Range Planning & Strategic Design
R. Short, Director of Planning
J. Taylor, Principal Planner
D. Wilcox, Town Clerk
M. Pettit, Deputy Clerk

In accordance with the provisions of the *Municipal Act* and Procedural By-law 6125-08, a Special (urgent) In Camera meeting of Council was held immediately following the regularly scheduled Planning & Development Committee as the matter to be discussed relate to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose and litigation or potential litigation, including matters before administrative tribunals, affecting the municipality.

MOVED by Councillor Coe
Seconded by Councillor Drumm

That Council go In Camera in accordance with the provisions of the *Municipal Act* for the purpose of dealing with an Ontario Municipal Board matter that is subject to solicitor-client privilege, including communications necessary for that purpose and litigation or potential litigation, including matters before administrative tribunals affecting the municipality.

CARRIED

1. DISCLOSURES OF INTEREST

There were no disclosures noted at the meeting.

2. ITEMS FOR CONSIDERATION – CONFIDENTIAL MATTERS

- 2.1 Mediation Meeting – Ontario Municipal Board
OPA-2009-W/01, OMB File No. PL090617
1675239 Ontario Limited (Guscon), 1606, 1610 & 1614 Charles Street
Harbour Development Area No. 2
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R. Short, Director of Planning introduced the matter that is currently part of a mediation meeting with all parties at the Ontario Municipal Board. He introduced Mr. Andrew Biggart, Solicitor representing the Town in this matter, who provided a detailed overview of the mediation meeting to Members of Council.

A detailed question and answer period ensued.

[Refer to the In Camera minutes. Town Clerk has custody and control of these minutes.]

MOVED by Councillor Mitchell
Seconded by Councillor Drumm

That the recommendation as contained in the confidential minutes of May 17, 2010 be adopted.

CARRIED

MOVED by Councillor Drumm
Seconded by Councillor Coe

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

CARRIED

3. ADJOURNMENT

MOVED by Councillor Coe
Seconded by Councillor Mitchell

That the meeting be adjourned.

CARRIED

The meeting adjourned at 9:56 p.m.

Debi A. Wilcox, Town Clerk

Patricia Perkins, Mayor