

Regular Council Minutes
December 11, 2017 -7:00 pm
Council Chambers
Whitby Municipal Building

Present: Mayor Mitchell
Councillor Drumm
Councillor Emm
Councillor Gleed
Councillor Leahy
Councillor Mulcahy
Councillor Roy
Councillor Yamada

Also Present: M. Gaskell, Chief Administrative Officer
S. Beale, Commissioner of Public Works
A. Kennedy, Executive Advisor to the Mayor
P. LeBel, Commissioner of Community & Marketing Services
W. Mar, Commissioner of Legal and By-law Services/Town Solicitor
K. Nix, Commissioner of Corporate Services/Treasurer
R. Saunders, Commissioner of Planning and Development
C. Siopis, Manager of Corporate Communications
D. Speed, Fire Chief
C. Harris, Town Clerk
S. Cassel, Deputy Clerk (Recording Secretary)

Regrets: None noted

Annual Address by Roger Anderson, Regional Municipality of Durham

Annual Address by Roger Anderson, Regional Chair and CEO, Regional Municipality of Durham

Resolution # 563-17

Moved By Councillor Gleed
Seconded By Councillor Drumm

That the order of the agenda be changed to receive the annual address from Roger Anderson, Regional Chair and CEO of the Regional

Municipality of Durham, listed as Item 3.2 on the agenda, at this time.

Carried

1. Declarations of Pecuniary Interest

1.1 Councillor Emm made a declaration of pecuniary interest under the Municipal Conflict of Interest Act regarding Item 6.4, Planning and Development Department Report, PL 98-17, Gerdau 2016 Annual Report for Environmental Certificate of Approval A390510, as a member of his family is employed by Gerdau. Councillor Emm did not take part in the discussion or vote on this matter.

1.2 Mayor Mitchell made a declaration of pecuniary interest under the Municipal Conflict of Interest Act regarding Item 7.20, Public Works Department Report PW 35-17, Final Brooklin Transportation Master Plan (TMP) and the Special Council minutes of December 4, 2017, specifically pertaining to matters involving the property located at 5455 Ashburn Road as he has an interest in the property. Mayor Mitchell did not take part in the discussion pertaining to matters related to the southwest quadrant of the Plan that includes 5455 Ashburn Road, and did not vote on any part of these matters.

1.3 Councillor Drumm made a declaration of pecuniary interest under the Municipal Conflict of Interest Act regarding Item 10.1, Corporate Services Department Report, CS 92-17, 2018 Budget Target Report, as he has members of his family employed at the Whitby Public Library and Iroquois Park Sports Centre. Councillor Drumm did not take part in the discussion or vote on this matter.

2. Adoption of Minutes

2.1 Special Council - November 20, 2017
Regular Council - November 20, 2017
Special Council - November 27, 2017 (Confidential minutes under separate cover)
Special Council - December 4, 2017 (Confidential minutes under separate cover)

Resolution # 564-17

Moved By Councillor Leahy
Seconded By Councillor Emm

That the minutes for the Special Council Meetings of November 20 and November 27, 2017 and the Regular Council Meeting of November 20, 2017 be adopted.

Carried

Having previously declared a conflict of interest, Mayor Mitchell did not take part in the discussion or vote on the adoption of the minutes for the Special Council Meeting of December 4, 2017 and vacated the Chair for this portion of the meeting.

Deputy Mayor Roy assumed the Chair.

Resolution # 565-17

Moved By Councillor Leahy
Seconded By Councillor Emm

That the minutes for the Special Council Meeting of December 4, 2017 be adopted.

Carried

Mayor Mitchell resumed the Chair.

3. Presentations

- 3.1** Charlie Burns, Salvation Army
Award/Recognition: Whitby Community Beautification Committee
Cheque Presentation to the Salvation Army - Proceeds of Rain Barrel
Sales and the Whitby in Bloom 2017 Garden Tour

Mayor Mitchell attended the dais and was joined by Councillor Mulcahy. Kathy Allam, Sue Green and Jane Austin, Whitby Community Beautification Committee and Charlie Burns, Salvation Army were welcomed onto the dais. The Salvation Army was recognized for their efforts in helping those who are less fortunate and Charlie Burns was recognized for his many contributions to the community. Sue Green, on behalf of the Whitby Community Beautification Committee, presented the Salvation Army with a cheque in the amount of \$1,038 from the Whitby in Bloom Garden Tour and the sale of rain barrels by the Whitby Community Beautification Committee.

- 3.2** Annual Address by Roger Anderson, Regional Chair and CEO, Regional

Municipality of Durham

Roger Anderson, Chair, Regional Municipality of Durham, appeared before Council to give his annual address, providing highlights from the Region for 2017. Key highlights included:

- the progress of increasing the Region's accountability and transparency through adoption of a Code of Conduct, closed meeting protocol and appointment of an Ombudsman and Integrity Commissioner;
- the Open Data program available to the public;
- the launch of the new durham.ca website and increased use of social media channels;
- introduction of a new online system for rent-geared-to-income housing;
- Durham's Age-Friendly Strategy;
- new child care subsidies and additional licensed child care spaces;
- the undertaking of several water and wastewater projects in Whitby;
- the strategic priority of creating resilient, sustainable communities including building sustainable infrastructure and facilities;
- capital investments for several projects in 2016 and 2017;
- completion of recent road works on Rossland Road East and plans to rehabilitate Cochrane Street CP overpass and complete the EA for the Pringle Creek bridge on Brock Street;
- proposed 2031 Transportation Master Plan;
- continuation of the extension of Bus Rapid Transit and cycling lanes;
- an overview of several water and wastewater projects in Whitby in 2017 and proposed projects for 2018;
- approval of the Durham Community Climate Adaptation Plan;
- continuation of the key priority of growing and diversifying the economy through the adoption of a five-year economic development strategy and the inclusion of the Durham Region as part of the new GTA economic development organization, Toronto Global;
- development of a Regional broadband strategy; and,
- advancing access to affordable recreation in the Durham Region to improve the lives of residents.

A question and answer period ensued between Members of Council and Chair Anderson regarding several aspects of his presentation as well as:

- the retail sale of cannabis, feedback from the Association of Municipalities of Ontario (AMO) on its position for revenue sharing and impacts on the Durham Region for enforcement;

- updates on the proposed Pickering airport;
- availability of accessible transit services for seniors; and,
- intentions to apply for funding under the recent Federal Housing announcement.

4. Delegations

4.1 There were no delegations.

5. Correspondence

5.1 That the following request be endorsed:

- February 1 to 7, 2018 - Eating Disorder Awareness Week

Resolution # 566-17

Moved By Councillor Yamada
Seconded By Councillor Leahy

That the proclamation for Eating Disorder Awareness Week - February 1 to 7, 2018, be endorsed.

Carried

6. Planning and Development Committee

Report # 11 of the Planning and Development Committee - November 27, 2017

6.1 Planning and Development Department Report, PL 93-17
Re: Site Plan Application, KS 1602 Tricont Inc., 1602 Tricont Avenue
(SP-19-17)

Resolution # 567-17

Moved By Councillor Gleed
Seconded By Councillor Roy

1. That Council approve development plans for 1602 Tricont Avenue (Site Plan Application SP-19-17) subject to:
 - a. the completion of revisions to the proposed plans as outlined in Report PL 93-17; and,
 - b. the conditions of approval set out in Attachment #7 of Report PL 93-17; and,
2. That the Mayor and Clerk be authorized to execute the Site Plan Agreement.

Carried

- 6.2** Planning and Development Department Report, PL 91-17
Re: Colour the Square Live Testing: Celebration Square, Whitby Public Library Central Branch

Resolution # 568-17

Moved By Councillor Gleed
Seconded By Councillor Roy

1. That Planning and Development Report PL 91-17 be received for information;
2. That staff pursue the future considerations as outlined in Section 5.0 of this report;
3. That MD-3882 be removed from the new and unfinished business list; and,
4. That staff be directed to report back on noise barrier options for Celebration Square in the first quarter of 2018.

Carried

- 6.3** Planning and Development Department and Community and Marketing Services Department Joint Report, PL 96-17
Re: Pollinator Habitat and Bee City Canada

Resolution # 569-17

Moved By Councillor Gleed
Seconded By Councillor Roy

1. That the Town's participation in the 'Bee City Canada' be endorsed by Council;
2. That the following resolution in support of the Bee City designation be adopted by Council:

Whereas the goal of Bee City Canada designation is to promote healthy, sustainable habitats and communities for pollinators;

That bees and other pollinators around the globe have experienced dramatic declines due to land fragmentation, habitat loss, use of pesticides, industrialized agriculture, climate change

and the spread of pests and diseases, with serious implications for the future health of flora and fauna;

That the Town of Whitby and its residents have the opportunity to support bees and other pollinators on both public and private land;

That supporting pollinators fosters environmental awareness and sustainability, and increases interactions and engagement among community stewards;

That by becoming a Bee City, the Town of Whitby can highlight initiatives already in place and further engage local communities in an environment of creativity and innovation which will promote a healthier life for our community; and,

That staff be authorized to submit the Bee City Canada Application to designate the Town of Whitby as a Bee City.

Now Therefore be it Resolved:

THAT the Town of Whitby accepts the designation and commits to the standards of the Bee City Canada Program.

3. That the Mayor be authorized to sign the Bee City Canada resolution in support of the Town's application to achieve a Bee City Canada designation;
4. That the Town integrate practices into its municipal environmental and sustainability plans and evaluate further actions that support the pollinator population and their habitat;
5. That community partnerships be developed to support pollinator renewal and conservation; and,
6. That the Clerk forward a copy of Report PL 96-17 to Bee City Canada, Whitby Sustainability Advisory Committee, Whitby Community Beautification Committee, Central Lake Ontario Conservation Authority, Thickson Woods Land Trust, Brooklin Horticultural Society, Durham Region Environmental Advisory Committee, Ontario Nature Youth Council, Durham Region Field Naturalists, the Region of Durham, Durham Region municipalities, the Durham District School Board, the Durham Catholic District School Board and the Member of Provincial Parliament and Member of Parliament for Whitby.

Carried

6.4 Planning and Development Department Report, PL 98-17
Re: Gerdau 2016 Annual Report for Environmental Certificate of
Approval A390510

Having previously declared a conflict of interest, Councillor Emm did not take part in the discussion or vote on this matter.

Resolution # 570-17

Moved By Councillor Gleed
Seconded By Councillor Roy

1. That Planning Report, Item Number PL 98-17 be received as information; and,
2. That the Clerk forward a copy of Planning Report Number PL 98-17 to Gerdau, the Ministry of Environment and Climate Change, the Region of Durham, and the members of the Site Liaison Committee for information.

Carried

6.5 Planning and Development Department Report, PL 99-17
Re: Downtown Whitby Community Improvement Plan Financial Analysis
Report

Discussion ensued regarding the proposed models for the Community Improvement Plan (CIP), initiatives undertaken by the City of Oshawa's CIP Program for the revitalization of its downtown and whether there was any risk of bonusing, as defined in the Municipal Act, for initiatives within a CIP area.

Resolution # 571-17

Moved By Councillor Gleed
Seconded By Councillor Roy

1. That Council receives as information the Downtown Whitby Community Improvement Plan Financial Analysis Executive Report prepared by Hemson Consulting Ltd. (Attachment #1 to this report);
2. That Council's feedback on preferred incentives be incorporated into the updated Downtown Whitby Community Improvement Plan;

3. That Staff be directed to prepare an Official Plan Amendment to designate the expanded Downtown Whitby Community Improvement Project Area (CIPA) and prepare the contents of an updated Community Improvement Plan and bring forward to the Planning and Development Committee for a Statutory Public Meeting in accordance with the Planning Act; and,
4. That Staff be directed to bring back a report on the implementation of the recommended CIP incentives, including the implementation plan and required staffing, and that the CIP implementation be referred to the 2019 budgetary process for consideration.

Carried later in the meeting [See following motion]

Resolution # 572-17

Moved By Councillor Leahy
Seconded By Councillor Gleed

- That Item 3 of the main motion be amended by adding 'in the second quarter of 2018' after Planning Act; and,
- That Item 4 of the main motion be replaced with the following:
That the Community Improvement Plan and related incentives include alternative funding models designed to support (1) facade, accessibility and signage and (2) priority development and re-development which creates new assessment value as and when needed.

Carried

The main motion, as amended, was then carried.

7. Operations Committee
Report # 12 of the Operations Committee - December 4, 2017

- 7.1 Memorandum from C. Harris, Town Clerk
Re: Whitby Sustainability Advisory Committee Recommendation to Council regarding Cigarette Butt Recycling/Clean-Up in Downtown Whitby

Resolution # 573-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That Staff be directed to research and review options and methods to mitigate the abundance of cigarette butts in Downtown Whitby and Brooklin, such as cigarette receptacles, anti-littering signage, and acquiring sidewalk cleaning machinery.

Carried

- 7.2** Fire and Emergency Services Department Report, FR 12-17
Re: Whitby Fire and Emergency Services' Strategic Plan 2017 - 2022

Resolution # 574-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That Whitby Fire and Emergency Services' (WFES) Strategic Plan 2017 – 2022 be received as information.

Carried

- 7.3** Office of the Town Clerk Report, CLK 29-17
Re: Electronic Participation at Council and Standing Committee Meetings

Resolution # 575-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That Report CLK 29-17 be received for information.

Carried

The amendment, containing Items 2, 3 and 4, was referred at Committee.

- 7.4** Office of the Town Clerk Report, CLK 30-17
Re: Records Classification and Retention By-law and the Records and Information Management Policy

Resolution # 576-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That Report CLK 30-17 of the Office of the Town Clerk be received for information;
2. That the Clerk be directed to bring forward a by-law to repeal By-law No. 6309-10 and replace it with the Records Classification & Retention Bylaw substantially in the form appended as Attachment # 1 to Report CLK 30-17; and,
3. That Council repeal Policy #1-0-18 and replace it with the Records & Information Management Policy appended as Attachment #2 to Report CLK 30-17.

Carried

7.5 Office of the Chief Administrative Officer Report, CAO 17-17
Re: 2018 Community Survey

Resolution # 577-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That report CAO 17-17 be received as information;
2. That staff be authorized to issue a Request for Proposal to obtain submissions from interested and qualified research companies to conduct a community survey;
3. That staff report back in Q1 2018 with a recommendation on the research companies based on the submissions to the Request for Proposal; and,
4. That recommendation #2 contained within item MD-3656 be removed from the new and unfinished business list.

Carried

7.6 Office of the Chief Administrative Officer Report, CAO 18-17
Re: 2018 Special Events

Resolution # 578-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That Report CAO 18-17 be received;
2. That the following Town events, coordinated through the Corporate Communications Division, continue to be hosted in 2018 as outlined in Section 5.1:
 - a. Doors Open;
 - b. Canada Day in Whitby (effective January 2018);
 - c. Whitby in Bloom Garden Tour and Speaker Series;
 - d. Christmas in the Village; and,
 - e. Tree Lighting.
3. That Council authorize staff to update the following Town events as outlined in Section 5.2:
 - a. Culture in the Square;
 - b. Music in the Park (Brooklin and Whitby);
 - c. Movies in the Park; and,
 - d. Harvest Festival.
4. That Earth Hour no longer continue as a Town event and that the Earth Hour initiative be supported through a marketing and communications campaign;
5. That Heritage Day be replaced by a new Town event focused on Open Streets and active transportation;
6. That New Year's Eve Family Skate be replaced with a Family Day event; and
7. That staff be authorized to reallocate funds as needed within the existing 2018 Budget; and,
8. That Staff be directed to report back on having all Christmas events held in December following consultation with the Brooklin business community.

Carried

- 7.7** Corporate Services Department Report, CS 91-17
Re: Properties Eligible for Tax Sale

Resolution # 579-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That Report No CS 91-17 of the Commissioner of Corporate Services/Treasurer identifying properties, as shown on Schedule A attached, that are currently eligible to be advertised for tax sale with a tentative tender closing date of February 14, 2018, be received for information.

Carried

- 7.8** Corporate Services Department Report, CS 94-17
Re: Telephone System Upgrade

Resolution # 580-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That Report No. CS 94-17 regarding the Telephone System Upgrade be received as information.

Carried

- 7.9** Corporate Services Department Report, CS 95-17
Re: 2018 Interim Tax Billing

Resolution # 581-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That a by-law be brought forward to allow for the Interim Tax Billing for the 2018 taxation year and that By-Law No. 7210-16 be repealed.

Carried

- 7.10** Corporate Services Department Report, CS 96-17
Re: Tender Awards

Resolution # 582-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That Report No. CS 96-17 of the Commissioner of Corporate Services be received as information.

Carried

- 7.11** Corporate Services Department and Community Services Department Joint Report, CS 97-17
Re: Bell Mobility Inc. Lease Agreements for the Use of Space to Install In Building Coverage Equipment at Luther Vipond Memorial Arena and McKinney Sports Centre

Resolution # 583-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That Council authorize lease agreements with Bell Mobility to provide use of space at Luther Vipond Memorial Arena and McKinney Centre for the installation and ongoing maintenance of an indoor distributed antenna system and associated equipment; and,
2. That the Mayor and Clerk be authorized to execute the required documents.

Carried

- 7.12** Corporate Services Department Report, CS 98-17
Re: 2017 Long Range Financial Plan Forecast (LRFPPF)

Resolution # 584-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That report CS 98-17 be received as information; and,
2. That staff be directed to develop a debt policy for Council's approval by end of June 2018.

Carried

- 7.13** Corporate Services Department Report, CS 99-17
Re: Operating Projection Report as at October 27, 2017

Resolution # 585-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That report No. CS 99-17 of the Commissioner of Corporate Services/Treasurer be received as information; and,
2. That the Treasurer be authorized to draw from reserves/reserve funds as required for the purposes of addressing the actual year end position.

Carried

- 7.14** Community and Marketing Services Department Report, CMS 50-17
Re: Appointment of Members of Whitby Seniors' Services to the Seniors' Services Committee of Council

Resolution # 586-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That Council approve and appoint the following members of Whitby Seniors' Services to the Whitby Seniors' Services Committee of Council for a period of one year ending December 31, 2018:

- Suzanne Allen;
- Shirley Barnes;
- Carol James;
- Janet Jones;
- Tom McNown;
- Rob Smith;
- Bonita Spall;
- George Spall; and,
- Bob Toyama.

Carried

- 7.15** Community and Marketing Services Department Report, CMS 52-17
Re: 2017/2018 Seniors Grant Programs

Resolution # 587-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That Community and Marketing Services Report CMS 52-17

regarding grant programs and initiatives in Seniors' Services be received; and,

2. That Council endorse and authorize Staff to make an application to the Ontario Ministry of Seniors Affairs for the 2018-2019 Seniors' Community Grant (Stream 3) and the 2018 - 2019 Seniors Active Living Centres Program Expansion Grant.

Carried

- 7.16** Community and Marketing Services Department Report, CMS 53-17
Re: Pickleball Courts Update

Resolution # 588-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That Community and Marketing Services Report CMS 53-17 pertaining to Pickleball Courts be received as information; and,
2. That item MD-3827 from the Operations Committee New and Unfinished Business be lifted.

Carried

- 7.17** Community and Marketing Services Department Report, CMS 55-17
Re: Whitby Innovation Hub – Accelerator (Wi-HUB)

Resolution # 589-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That Community and Marketing Services Report CMS 55-17 pertaining to the Whitby Innovation Hub-Accelerator (Wi-HUB) be received;
2. That the proposed maintenance and operating costs for the former Land Registry Office to support the Wi-HUB be referred to the 2018 Budget process;
3. That Council direct the former Land Registry Office (400 Centre Street South) be designated a municipal capital facility;
4. That Council authorize staff to hold a public open house at the Whitby Centennial Building to inform local residents within the Werden's Neighbourhood of the renovations to the facility and the

- purpose of the Wi-HUB for creating job growth and prosperity;
5. That the Clerk be directed to forward a copy of Report CMS 55-17 to Jason Atkins, CEO of 360Insights; Director of Economic Development, Region of Durham; CEO of the Spark Centre; CEO of the Whitby Chamber of Commerce; Downtown Whitby Development Steering Committee; Celina Caesar-Chavannes, Member of Parliament for Whitby; and Lorne Coe, Member of Provincial Parliament for Whitby; and,
 6. That Item MD 3894 - Whitby Innovation Hub-Accelerator (Wi-HUB) from the Operations Committee New and Unfinished Business List be lifted.

Carried

- 7.18** Public Works Department Report, PW 29-17
Re: Highway 401 Brock Street Interchange

Resolution # 590-17

Moved By Councillor Emm
Seconded By Councillor Leahy

1. That the Ministry of Transportation be requested to undertake updated traffic analysis and reconsider the relocation of the existing Highway 401 Westbound on/off ramps on Consumers Drive to Garden Street;
2. That the Ministry of Transportation be requested to undertake updated traffic analysis and confirm the operational conditions and needs at the Brock Street/Consumer Street intersection and Highway 401 Westbound on ramp from Brock Street;
3. That the Ministry of Transportation be requested to provide the Town with the detailed construction staging plans and work with the Town and other affected agencies in the development of staging plans to mitigate community traffic impacts;
4. That the Ministry of Transportation update/amend the ESR as required; and,
5. That a copy of Public Works Report PW 29-17 be forwarded to the Minister of Transportation, Ministry of Environment and Climate Change, the Region of Durham, and AECOM.

Carried

- 7.19** Public Works Department Report, PW 34-17
Re: Emerald Ash Borer Action Plan Update

Resolution # 591-17

Moved By Councillor Emm

Seconded By Councillor Leahy

1. That Public Works Report PW 34-17 be received as information;
2. That Public Works Staff continue to provide Council with a status update on the Emerald Ash Borer (EAB) Action Plan twice each calendar year; and,
3. That staff incorporate the lessons learned from the EAB infestation and the resulting action plan into the Town's Urban Forest Management and Asset Management plans.

Carried

7.20 Public Works Department Report, PW 35-17
Re: Final Brooklin Transportation Master Plan (TMP)

Having previously declared a conflict of interest, Mayor Mitchell did not vote on this matter or take part in the discussion on any matter related to the quadrant of the Plan that includes 5455 Ashburn Road and vacated the Chair for this portion of the meeting.

Deputy Mayor Roy assumed the Chair.

Detailed discussion ensued regarding:

- the need to proceed with the mid-block arterial as soon as possible to ensure adequate provisions for future needs;
- removing the roundabout at the intersection of Thickson Road and Baldwin Street North to provide for better traffic flow on Thickson Road and diversion of traffic on Baldwin Street; and,
- assessing the east/west collector road crossing Cedarbrook Trail and whether a dead end could be incorporated and the need to work within the existing environment and engage local residents in the consultation process.

Resolution # 592-17

Moved By Councillor Emm

Seconded By Councillor Leahy

1. That the 2017 Brooklin Transportation Master Plan, as outlined in Report PW 35-17 and Attachment 1, be approved;

2. That the policies, guiding principles, and transportation systems as contained in the 2017 Brooklin Transportation Master Plan be incorporated and where applicable supercede, those relevant policies, guiding principles and transportation systems articulated in the 2010 Town of Whitby Transportation Master Plan;
3. That staff proceed with the detailed implementation plans for the policies, programs and initiatives identified in the 2017 Brooklin Transportation Master Plan and incorporate as required in future budgets and Development Charge Studies for Council's consideration and approvals.

Carried later in the meeting [See following motions]

Resolution # 593-17

Moved By Councillor Mulcahy
Seconded By Councillor Leahy

That Item 1 of the main motion be amended to read as follows:

1. That the 2017 Brooklin Transportation Master Plan, as outlined in Report PW 35-17 and Attachment 1, be approved subject to the following amendments:
 - a. That the widening of Cochrane Street be scheduled for 2031 and construction of the mid-block arterial as a 4 lane be scheduled for 2024;
 - b. That a roundabout not be included as the proposed intersection control method for the intersection of Thicksen Road and Baldwin Street North; and
 - c. That staff report back on options for the east-west collector road crossing Cedarbrook Trail as an active transportation and transit route only.

Carried

Resolution # 594-17

Moved By Councillor Gleed
Seconded By Councillor Mulcahy

That the main motion, as amended, be further amended to add the following as Item 1 (d):

That staff investigate options for incorporating a dead-end at Cedarbrook Trail, north and south of the new collector road, between Brawley and Columbus Roads and report back to Council with the

findings.

Carried

The main motion, as amended, was then carried.

Mayor Mitchell resumed the Chair.

- 7.21** Legal and By-law Services Report, LS 21-17
Re: Animal Shelter Services Agreement with the Town of Ajax

Resolution # 595-17

Moved By Councillor Emm

Seconded By Councillor Leahy

1. That Report LS 21-17 be received for information;
2. That the Town of Whitby enter into an Animal Shelter Services Agreement with the Town of Ajax in the amount of \$107,600.00 for 2018, \$110,900.00 for 2019, \$114,300.00 for 2020, \$117,800.00 for 2021, \$121,400.00 for 2022, and \$125,000.00 for 2023, on terms as outlined in Report LS 21-17; and,
3. That the Mayor and Clerk be authorized to execute the Animal Shelter Services Agreement.

Carried

- 7.22** Legal and By-law Services Department Report, LS 23-17
Re: Uninsured Claims and Legal Matters Policy

This item was referred to the Council meeting of January 29, 2018 for approval in accordance with the recommendation contained in Report, LS 23-17.

- 7.23** Community Safety Zones

Discussion ensued regarding looking at a more holistic approach to the implementation of community safety zones.

Resolution # 596-17

Moved By Councillor Yamada

Seconded By Councillor Leahy

1. That staff investigate and report back on the use of community safety zones on a Town-wide basis, including those located adjacent to parks; and,
2. That the analysis include various examples including but not be limited to Eric Clarke Dr. and Lady May Dr. taking into consideration the following parks: Divine, Eric Clarke and Lady May.

Carried

7.24 Memorial Park

Resolution # 597-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That staff be directed to report back in Q1 2018 on the process and timing pertaining to the preparation of a master parks and facility plan for Brooklin Memorial Park.

Carried

8. Management Committee
Report # 6 of the Management Committee - November 21, 2017

- 8.1** Office of the Chief Administrative Officer Report, CAO 13-17
Re: Council Remuneration

Resolution # 598-17

Moved By Councillor Drumm
Seconded By Councillor Emm

That CAO Report 13-17 regarding Council Remuneration be received as information.

Carried

9. Notice of Motion

- 9.1** There were no notices of motion.

10. New and Unfinished Business

10.1 Corporate Services Department Report, CS 92-17
Re: 2018 Budget Target Report

Having previously declared a conflict of interest, Councillor Drumm did not take part in the discussion or vote on this matter.

Discussion ensued regarding the need for more clear, plain language so that taxpayers would understand the impacts of taxes and specifically the portion of their taxes that are paid to the Town.

Resolution # 599-17

Moved By Councillor Leahy
Seconded By Councillor Emm

1. That report CS 92-17 from the Commissioner of Corporate Services/Treasurer be received as information;
2. That having regard for the information presented in Report CS 92-17, Council direct staff to utilize the \$1,157,420 short term options proposed to achieve a target for the Town's budget increase of \$2,470,419 representing an estimated tax bill impact of .98% for the Town's portion of the tax bill; and,
3. That following budget approval and based on year end results staff conduct a fourth quarter review of 2017 results to identify potential ongoing revenue and or expenditure opportunities to offset, as much as possible, the impact of the short- term one-time options utilized.

Carried

Resolution # 600-17

Moved By Councillor Roy
Seconded By Councillor Gleed

That a motion to introduce a matter pertaining to an Ontario Cannabis Retail Corporation Store in Whitby be allowed due to its timely and urgent nature.

Carried on a Two Thirds Vote

10.2 Ontario Cannabis Retail Corporation (OCRC) Store - Whitby

Detailed discussion ensued regarding:

- the need to send a clear message to the Legislature that the Town would not be a willing host until such time as a sharing revenue formula was put in place;
- the Province's ability to move forward with site selection despite the Town's position or concerns;
- the announcement of Ontario Cannabis Retail Corporation (OCRC) Stores on December 12, 2017; and,
- the concerns and issues with the availability of cannabis to the public through OCRCs as well as the benefits of controlling the substance through these means.

Resolution # 601-17

Moved By Councillor Emm

Seconded By Councillor Gleed

Whereas the Town of Whitby has been notified by the Province that it has been identified as the location for an Ontario Cannabis Retail Corporation (OCRC) store to open by July, 2018;

And Whereas the province will receive at least 75% of the tax revenue generated through the sale of marijuana, and to date has not agreed to sharing that revenue with municipalities;

And Whereas tax revenues and cost savings from cannabis legalization should be shared with the Town of Whitby to benefit youth and social services, drug awareness education, and municipal law enforcement within Whitby;

Now Therefore be it Resolved:

That the Council of the Town of Whitby advises that Whitby will only be a willing host of an Ontario Cannabis Retail Corporation (OCRC) store on the condition that:

- a. The Province commits to sharing cannabis revenue with the Town of Whitby;
- b. In addition to providing a share of the revenue, that the Province commits to funding any increased Town of Whitby costs as a result of legalization; and,
- c. The Province continues to work with the Town of Whitby to ensure that a satisfactory site for the cannabis retail store is selected.

That a copy of this resolution be forwarded to the Attorney General, Minister of Municipal Affairs, Minister of Finance, Association of Municipalities Ontario (AMO), Region of Durham, Commissioner and Medical Officer of Health (Region of Durham), Mr. Lorne Coe, M.P.P., and Ms. Celina Caesar-Chavannes, M.P.

Motion Withdrawn

Resolution # 602-17

Moved By Councillor Emm
Seconded By Councillor Leahy

That Council take a five minute recess.

Carried

Council recessed at 9:23 p.m. and reconvened at 9:28 p.m.

Resolution # 603-17

Moved By Councillor Emm
Seconded By Councillor Gleed

That the main motion pertaining to Ontario Cannabis Retail Corporation (OCRC) Store - Whitby be amended to read as follows:

Whereas the Town of Whitby has been notified by the Province that it has been identified as the location for an Ontario Cannabis Retail Corporation (OCRC) store to open by July, 2018;

And Whereas the province will receive at least 75% of the tax revenue generated through the sale of marijuana, and to date has not agreed to sharing that revenue with municipalities;

And Whereas tax revenues and cost savings from cannabis legalization should be shared with the Town of Whitby to benefit youth and social services, drug awareness education, and municipal law enforcement within Whitby;

Now Therefore be it Resolved:

That the Council of the Town of Whitby supports being a location for an Ontario Cannabis Retail Corporation (OCRC) store provided that:

- a. A revenue sharing formula has been developed and conveyed that provides a fair fixed percentage of annual net revenues to the Town of Whitby (and the Region of Durham); and,
- b. That the location be chosen in consultation with the Town of Whitby and sited to avoid negative social impacts, particularly in relation to our youth.

That a copy of this resolution be forwarded to the Attorney General, Minister of Municipal Affairs, Minister of Finance, Association of Municipalities Ontario (AMO), Region of Durham, Commissioner and Medical Officer of Health (Region of Durham), Mr. Lorne Coe, M.P.P., and Ms. Celina Caesar-Chavannes, M.P

Carried unanimously on a recorded vote as follows:

	For	Against	Abstained
Councillor Joe Drumm	x		
Councillor Michael Emm	x		
Councillor Derrick Gleed	x		
Councillor Chris Leahy	x		
Councillor Rhonda Mulcahy	x		
Councillor Elizabeth Roy	x		
Councillor Steve Yamada	x		
Mayor Don Mitchell	x		
	8	0	0

11. By-Laws

That the following by-laws be passed:

- 11.1** By-law # 7347-17, being a by-law to provide for an interim tax levy for the year 2018.
Refer to Report CS 95-17
- 11.2** By-law # 7348-17, being a by-law to dedicate and assume Part Lot 21, Concession 1, being Part 18, Plan 40R-8809, Town of Whitby, Whitby (the "Plan") as a public highway (Glen Hill Drive South, SP-22-16).
- 11.3** By-law # 7349-17, being a by-law to designate certain portions of a registered Plan of Subdivision (SW-2016-01) as not being subject of Part Lot Control.
- 11.4** By-law # 7350-17, being a by-law to establish a classification structure and retention periods for records of The Corporation of Town of Whitby.

Refer to Report CLK 30-17

Resolution # 604-17

Moved By Councillor Leahy
Seconded By Councillor Emm

That leave be granted to introduce By-law # 7347-17 to # 7350-17 and to dispense with the reading of the by-laws by the Clerk and that 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

12. Confirmatory By-Law

12.1 Confirmatory By-law

Resolution # 605-17

Moved By Councillor Leahy
Seconded By Councillor Mulcahy

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 regular meeting held on December 11, 2017 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

13. Adjournment

13.1 Motion to Adjourn

Resolution # 606-17

Moved By Councillor Drumm
Seconded By Councillor Yamada

That the meeting adjourn.

Carried

The meeting adjourned at 9:31 p.m.

Christopher Harris, Town Clerk

Don Mitchell, Mayor