

MINUTES OF THE SPECIAL MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, NOVEMBER 26, 2012 AT THE
HOUR OF 5:30 P.M. IN COMMITTEE ROOM ONE OF THE WHITBY MUNICIPAL
BUILDING

PRESENT: Mayor Perkins

Mayor Perkins in the Chair

Councillor Coe
Councillor Drumm
Councillor Emm
Councillor Mitchell
Councillor Montague
Councillor Roy

ABSENT: Councillor Hanson (with regrets)

STAFF PRESENT: R. Petrie, Chief Administrative Officer
S. Beale, Commissioner of Public Works
R. Short, Commissioner of Planning
S. Pohjola, Town Solicitor
E. Belsey, Manager, Long Range Planning
S. McGregor, Principal Planner
D. Wilcox, Town Clerk
S. Cassel, Licencing Clerk

ALSO PRESENT: A. Biggart, Ritchie Ketcheson Hart & Biggart LLP

In accordance with the provisions of the Municipal Act and Procedural By-law 6125-08, a Special Meeting of Council was called in that the matters to be discussed relate to advice that is subject to solicitor-client privilege, including communications necessary for that purpose and personal matters about an identifiable individual, including municipal or local board employees.

Mayor Perkins called the meeting to order at 5:32 p.m.

1. CALL OF THE ROLL
2. DISCLOSURES OF INTEREST

There were no disclosures of interest noted.

3. ITEMS FOR CONSIDERATION IN CLOSED SESSION

RESOLUTION NO. 309-12

MOVED BY Councillor Coe
Seconded by Councillor Montague

That Council go In Camera in accordance with the provisions of the

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Municipal Act and Procedural By-law 6125-08 in that the matters to be discussed relate to advice that is subject to solicitor-client privilege, including communications necessary for that purpose and personal matters about an identifiable individual, including municipal or local board employees.

CARRIED

3.1 Confidential Memorandum from the Town Solicitor with Respect to
ROPA 128

R. Short, Commissioner of Planning and S. Pohjola, Town Solicitor, provided a detailed overview of the confidential memorandums dated November 23, 2012 regarding Regional Official Plan Amendment No. 128. A detailed question and answer period ensued. [Refer to the In Camera minutes of the meeting – Town Clerk has custody and control of these minutes.]

3.2 Confidential Verbal Update on a Parking/Towing Matter

R. Petrie, Chief Administrative Officer provided a verbal update to Members of Council. A question and answer period ensued. [Refer to the In Camera minutes of the meeting – Town Clerk has custody and control of these minutes.]

RESOLUTION NO. 310-12

MOVED BY Councillor Mitchell
Seconded by Councillor Montague

That Council rise from the In Camera session of the Special Meeting of Council.

CARRIED

RESOLUTION NO. 311-12

MOVED BY Councillor Coe
Seconded by Councillor Roy

3.1 Confidential Memorandum from the Town Solicitor with Respect to
ROPA 128

That the recommendations as contained in the In Camera minutes of November 26, 2012 with respect to Item 3.1 (ROPA 128) be adopted.

CARRIED

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3.2 Confidential Verbal Update on a Parking/Towing Matter

Discussion ensued with respect to Parking By-law No. 2916-90, a copy of which was provided as a handout to Members of Council by the Chief Administrative Officer. Members of Council were also provided a copy of Policy 1-3-15 relating to Town Appointment of Private Security Personnel as Municipal Law Enforcement Officers for the purpose of Enforcing Parking Restrictions on Private Property.

MOVED BY Councillor Mitchell
Seconded by Councillor Montague

1. That staff be directed to bring forward an amendment to By-law No. 2916-90 to delete Section 4 (4) until such time that a further report regarding the licensing of towing is considered by Council;
2. That all affected property owners be notified of the decision in this regard; and
3. That By-law No. 6670-12 be deferred pending the above noted amendment.

4. BY-LAW

6670-12 Being a by-law to appoint a Municipal Law Enforcement Officer
[Deferred]

5. CONFIRMATORY BY-LAW NO. 6671-12

RESOLUTION NO. 312-12

MOVED by Councillor Emm seconded by Councillor Roy 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 November 26th, 2012 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. 6671-12 considered read a first, second and third time and finally passed.

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6. ADJOURNMENT

RESOLUTION NO. 313-12

MOVED by Councillor Coe
Seconded by Councillor Drumm

That the meeting be adjourned.

CARRIED

The meeting adjourned at 6:55 p.m.

Debi A. Wilcox, Town Clerk

Patricia Perkins, Mayor