

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 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 Emm
Councillor Hanson
Councillor Mitchell
Councillor Montague
Councillor Roy

Mayor Perkins in the Chair

STAFF PRESENT: R. Petrie, Chief Administrative Officer
S. Beale, Director of Public Works
P. LeBel, Director of Community & Marketing Services
M. Gerrard, Fire Chief
K. Nix, Director of Corporate Services/Treasurer
S. Pohjola, Town Solicitor
R. Short, Director of Planning (arrived after 7:00 p.m.)
D. Wilcox, Town Clerk
M. Pettit, Deputy Clerk

1. DISCLOSURES OF INTEREST

Councillor Emm made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 4.5, Planning Report, Item 27-11 - Application for Site Plan Approval – The Brock House – Chris Neshevich – (SP-03-11) – 918 Brock Street North, as he lives in close proximity to the subject property. Councillor Emm did not take part in the discussion or vote on the matter.

2. BY-LAW TO ADOPT THE MINUTES – BY-LAW NO. 6480-11

RESOLUTION NO. 152-11

Minutes of Council Meetings – April 14, April 18 (2) and April 26, 2011

Councillor Drumm, seconded by Councillor Roy, moved to 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 April 18, 2011 and the Special Meetings of Council held on April 14, April 18 and April 26, 2011 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

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

By-Law 6480-11 considered read a first, second, and third time and finally passed.

3. PRESENTATIONS/DELEGATIONS

(i) Recognition of the Whitby Wildcats Minor Bantam AAA Hockey Team

Brian Barnable, Head Coach joined Mayor Perkins, Councillor Emm, Chair of Community & Marketing Services and P. LeBel, Director of Community & Marketing Services, in welcoming the members of the Whitby Wildcats Minor Bantam AAA Hockey Team to the dais. The team was recognized for their accomplishments this season which included being the winners of the Tim Horton's 25th Anniversary Hockey Tournament, silver medalists at the Toronto Marlborough's Holiday Classic and gold medalists at the Ontario Minor Hockey Association's Championships.

(ii) Presentation of Donation to Whitby Youth Council by representatives of the Apsley Cup

Craig Brownlee, a Co-Founder of the Apsley Cup and Chair of the Apsley Cup Committee, joined Mayor Perkins, Councillor Emm, Chair of Community & Marketing Services, P. LeBel, Director of Community & Marketing Services, and John Watkins, Supervisor of Youth Services & Community Connections, on the dais and presented the Mayor with a cheque in the amount of \$10,000.00 for youth initiatives, specifically at the new Brooklin Community Centre and Library.

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

Chris Begy, BMO Senior Vice President and Chief Auditor, was welcomed to the dais by Mayor Perkins, Councillor Montague, Chair of Fire Services and Fire Chief, Michael Gerrard. The Bank of Montreal was recognized for their sponsorship of the Junior Fire Fighter program. Mr. Begy presented the Town of Whitby with a cheque for \$ 5,750.00 to support the Junior Fire Fighter program.

(iv) Recognition of Community Safety Day support by CRCS Disaster Kleenup

Cris Douglas of CRCS Disaster Kleenup, joined Mayor Perkins, Councillor Montague, Chair of Fire Services and Fire Chief, Michael Gerrard on the dais in recognition of Community Safety Day taking place on June 11, 2011. Mr. Douglas was recognized for his continued contributions to

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

making the fire simulation device and other significant contributions to fire safety and prevention initiatives in the Town of Whitby.

- (v) Presentation by Foster Loucks, Board Chair and Deborah Hammons, CEO – Central East LHIN (Local Health Integration Network)

Foster Loucks, Board Chair of Central East LHIN (Local Health Integration Network) and Deborah Hammons, CEO, appeared before Council and introduced Wayne Gladstone, Mr. Louck's successor as of June 1, 2011 as Board Chair of Central East LHIN. Mr. Loucks provided a PowerPoint presentation which included information and clarification of programs and services available and how residents can access them.

RESOLUTION NO. 153-11

MOVED by Councillor Drumm
Seconded by Councillor Roy

That the presentation by Central East LHIN (Local Health Integration Network) be permitted to extend beyond the 10 minute limit.

CARRIED ON A TWO THIRDS
MAJORITY VOTE

Discussion ensued about the programs and services offered at Central East LHIN.

4. CORRESPONDENCE

- (i) CORR 11-11
Request for Proclamation:
Spina Bifida and Hydrocephalus Awareness Month – June 2011

RESOLUTION NO. 154-11

MOVED by Councillor Coe
Seconded by Councillor Roy

That CORR 11-11, being a Request for Proclamation: Spina Bifida and Hydrocephalus Awareness Month – June 2011, be endorsed.

CARRIED

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- (ii) CORR 12-11
Email dated April 28, 2011 from Cheryl Karakokkinos, Principal, Henry
Street High School, Whitby, regarding displaying a reunion banner in
downtown Whitby
-

RESOLUTION NO. 155-11

MOVED by Councillor Coe
Seconded by Councillor Drumm

That CORR 12-11, being an e-mail dated April 28, 2011 from Cheryl
Karakokkinos, Principal, Henry Street High School, Whitby, regarding
displaying a reunion banner in downtown Whitby be endorsed by waiving
the rules of Policy 1-0-20 – Banner Policy.

5. STANDING COMMITTEES

- (a) Planning and Development Committee – April 26, 2011
Report No. 6
Recommendations to Council
-

- 4.1 Planning Report, Item PL 23-11
Re: Appointment of Control Architect Watchorn Architect Inc.
(SW-2005-03) – Part of Lot 31, Concession 3
-

COUNCIL DECISION:

1. That Council appoint the firm of Watchorn Architect Inc. as Control
Architect for the subdivision plan TFP Whitby Developments Inc.;
and,
2. That the Subdivider TFP Whitby Developments Inc. and Watchorn
Architect Inc. be advised of Council's appointment and the
Subdivider's financial obligations as set out in Planning Report
PL 23-11 Conditions.

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

RESOLUTION NO. 156-11

MOVED BY Councillor Coe
Seconded by Councillor Drumm

That Report No. 6 of the Planning & Development Committee dated
April 26, 2011, be adopted, save and except Items 4.2, 4.3, 4.4 and 4.5.

CARRIED

- 4.2 Planning Report, Item PL 24-11
Re: Earth Hour 2011 Results

RESOLUTION NO. 157-11

MOVED BY Councillor Coe
Seconded by Councillor Drumm

COUNCIL DECISION:

1. That Planning Report Item No. PL 24-11, regarding the Town of Whitby's participation in Earth Hour on March 26, 2011 be received as information; and,
2. That a copy of this report be forwarded to the Durham District School Board, the Durham Catholic School Board, Whitby Hydro, the Library Board and the Station Gallery.

CARRIED

- 4.3 Planning Report, Item PL 25-11
Re: Staff Report – Brooklin Downtown Development Steering Committee (BDDSC) – 2010 Annual Report

RESOLUTION NO. 158-11

MOVED BY Councillor Coe
Seconded by Councillor Drumm

COUNCIL DECISION:

1. That Planning Report PL 25-11 be received as information;

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

2. That the Brooklin Downtown Development Steering Committee (BDDSC) Annual Report 2010 dated November, 2010, be received as information;
3. That Council endorse the Staff recommendations set out in Planning Report PL 25-11; and
4. That a copy of Council's decision together with a copy of Planning Report PL 25-11 be forwarded to the Brooklin Downtown Development Steering Committee (BDDSC).

CARRIED

- 4.4 Planning Report, Item PL 26-11
Re: Staff Report – Downtown Whitby Development Steering Committee (DWDSC) – 2010 Annual Report
-

RESOLUTION NO. 159-11

MOVED BY Councillor Coe
Seconded by Councillor Drumm

COUNCIL DECISION:

1. That Planning Report PL 26-11 be received as information;
2. That the Downtown Whitby Development Steering Committee (DWDSC) Annual Report dated January 10, 2011, be received as information;
3. That Council endorse the Staff recommendations set out in Planning Report Item PL 26-11; and
4. That a copy of Council's decision together with a copy of Planning Report PL 26-11 be forwarded to the Downtown Whitby Development Steering Committee (DWDSC).

CARRIED

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

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- 4.5 Planning Report, Item PL 27-11
Re: Application for Site Plan Approval – The Brock House
– Chris Neshevich – (SP-03-11) – 918 Brock Street North

RESOLUTION NO. 160-11

MOVED BY Councillor Coe
Seconded by Councillor Mitchell

COUNCIL DECISION:

1. That Council approve the Application for Site Plan Approval (SP-03-11) for the reasons outlined in Planning Report PL 27-11;
2. That Council waive the requirement for a Site Plan Agreement and that the conditions contained in Section 7C - Planning Conditions of Planning Report PL 27-11 be addressed through the Building Permit application; and,
3. That Council request the Alcohol and Gaming Commission of Ontario to impose conditions for the liquor licence for the outdoor patio as follows:
 - hours of operation on Monday through Saturday be restricted to until 11:00 p.m. and until 9:00 p.m. on Sunday;
 - that there be no server/cookery on the patio; and
 - further, that no music be provided in the outdoor patio area.

CARRIED

5. STANDING COMMITTEES

- (b) Operations Committee – May 2, 2011
Report No. 6
Recommendations to Council

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- 4.4 Community & Marketing Services Report, Item CMS 27-11
Re: Facility Rental User Liability Insurance Program and Policy

COUNCIL DECISION:

1. That Council direct staff to develop a Facility Rental User Liability Insurance Program and Policy;
2. That Staff be directed to issue a Request for Quotation from insurance providers to offer this service to facility users; and,
3. That staff report back to Council with a recommended Facility Rental User Liability Insurance Program and Policy and a recommended insurance provider.

- 4.5 Corporate Services/Public Works Joint Report, Item CS 28-11
Re: Replacement of Fences Adjacent to Town Property – (T-512-2010).

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Forest Ridge Landscaping Inc. in the amount of \$144,560.30 (excluding taxes) for the replacement of fences adjacent to Town roads;
2. That the total estimated project cost for the Town of Whitby in the amount of \$174,560.59 be approved; and,
3. That the appropriate Town staff take the necessary action to give effect thereto.

- 4.7 Corporate Services/Public Works Joint Report, Item CS 33-11
Re: Gravel Crushing and Stockpiling – (T-560-2011)

COUNCIL DECISION:

1. That the Town of Whitby accept the lowest compliant tender of Robert E. Young Construction Ltd. in the amount of \$62,000.00 (excluding taxes) for gravel crushing and stockpiling;
2. That the total estimated project cost for the Town of Whitby in the amount of \$63,091.20 be approved; and

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

3. That the appropriate Town staff take the necessary action to give effect thereto.

- 4.8 Corporate Services/Public Works Joint Report, Item CS 34-11
Re: Sidewalk, Curb & Gutter Rehabilitation/Construction – (T-502-2011).

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Four Seasons Site Development Ltd. in the amount of \$464,679.00 (excluding taxes) for sidewalk, curb and gutter rehabilitation/construction;
2. That the total estimated project cost in the amount of \$688,500.00 be approved; and
3. That the Mayor and Clerk be authorized to execute the contract documents.

- 4.9 Corporate Services/Public Works Joint Report, Item CS 35-11
Re: Supply and Delivery of One (1) 2011, 25,500 G.V.W. Crew Cab and Chassis Complete with Forestry Body – (T-24-2011)

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Scarborough Truck Centre Inc. in the amount of \$94,700.00 (excluding taxes) for the supply and delivery of one (1) 2011, 25,500 G.V.W. crew cab and chassis complete with forestry body; and,
2. That the total estimated project cost for the Town of Whitby in the amount of \$96,366.72 be approved; and,
3. That the appropriate Town staff take the necessary action to give effect thereto.

- 4.10 Corporate Services/Public Works Joint Report, Item CS 37-11
Re: Repair of Town Owned Catch Basins and/or Maintenance Holes – (T-516-2011)

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Peltar Paving and General Contracting Limited in the amount of \$121,750.00 (excluding

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

taxes), for the repair of Town owned catch basins and or
maintenance holes;

2. That the total estimated project cost for the Town of Whitby in the amount of \$145,892.80 be approved; and,
3. That the appropriate Town Staff take the necessary action to give effect thereto.

4.12 Corporate Services Report, Item CS 39-11
Re: 2011 Final Tax Billing

COUNCIL DECISION:

1. That the tax rates for the year 2011 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, 2011 and September 15, 2011;
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 set the Town of Whitby due dates and levy rates for 2011 in accordance with the approved budgets and regulations.

RESOLUTION NO. 161-11

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

That Report No. 6 of the Operations Committee dated May 2, 2011, be adopted, save and except Items 4.1, 4.2, 4.3, 4.6, 4.11, 4.13 and 4.14.

CARRIED

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- 4.1 Community & Marketing Services Report, Item CMS 24-11
Re: Rotary Club of Whitby Sunrise – Proposal for Provision of Outdoor
Fitness Equipment – Kiwanis Heydenshore Park
-

RESOLUTION NO. 162-11

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

COUNCIL DECISION:

1. That the request by Rotary Club of Whitby Sunrise to make a donation of outdoor fitness equipment at Kiwanis Heydenshore Park be approved subject to the conditions and comments contained in Community and Marketing Services Report CMS 24-11;
2. That the Town of Whitby contribute \$30,000 to the project and that it be funded from the Parks Reserve fund for the installation of the fitness equipment, the preparation of the area and the base and pathway connections;
3. That the project proceed when the Rotary Club of Whitby Sunrise contribution has been confirmed; and,
4. That the installation of the outdoor fitness equipment in Kiwanis Heydenshore Park be located as illustrated on Attachment No. 3 to Community and Marketing Services Report CMS 24-11.

CARRIED

- 4.2 Community & Marketing Services Report, Item CMS 25-11
Re: Community Connection Program
-

RESOLUTION NO. 163-11

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

COUNCIL DECISION:

1. That Community and Marketing Services Department Report No. CMS 25-11 pertaining to the Community Connection program be

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

received as information;

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, 2012 or until a successor is appointed;
3. That the Terms of Reference for the Community Connection Committee of Council be approved;
4. That Council approve the establishment of a Community Connection program at the Whitby Shores Public School, to replace the Palmerston Public School site which will be permanently closed by the Durham District School Board in July 2011; and,
5. That Council authorize the Mayor and Clerk to sign a memorandum of agreement between the Town of Whitby and the Durham District School Board to operate a Community Connection site at Whitby Shores Public School.

CARRIED

- 4.3 Community & Marketing Services Report, Item CMS 26-11
Re: Public Art Loan and Donation Policy

RESOLUTION NO. 164-11

MOVED BY Councillor Mitchell
Seconded by Councillor Montague

COUNCIL DECISION:

That Council adopt the proposed policy regarding the loan and donation of public art as outlined in Community and Marketing Services Department Report CMS 26-11.

CARRIED
AS AMENDED
[See following motion]

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

RESOLUTION NO. 165-11

MOVED BY Councillor Mitchell
Seconded by Councillor Montague

That Council adopt the proposed policy and further, that Administration report back on Council's role within the policy regarding the loan and donation of public art as outlined in Community and Marketing Services Department Report CMS 26-11.

CARRIED

The main motion, as amended, was then CARRIED.

- 4.6 Corporate Services/Public Works Joint Report, Item CS 31-11
Re: St. John Street Reconstruction from Henry Street to
Brock Street South – (T-6-2011)
-

RESOLUTION NO. 166-11

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Eagleson Construction in the amount of \$744,862.06 (excluding taxes) for the reconstruction of St. John Street from Henry Street to Brock Street South, subject to approval from The Regional Municipality of Durham for their portion in the amount of \$323,927.84 for watermain and sanitary sewer replacement works;
2. That the total estimated project cost for the Town of Whitby's portion of the road reconstruction in the amount of \$669,000.00 be approved; and
3. That the Mayor and Clerk be authorized to execute the contract documents.

CARRIED

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- 4.11 Corporate Services Report, Item CS 38-11
Re: To Authorize the Supervisor of Revenue and Assessment
Review Officer to Appeal Selected Property Assessments on
behalf of the Town of Whitby

RESOLUTION NO. 167-11

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

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 38-11.

CARRIED

- 4.13 Corporate Services Report, Item CS 40-11
Re: Development Charge Background Study – Initiation & Consultant

RESOLUTION NO. 168-11

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

COUNCIL DECISION:

1. That staff be directed to prepare an updated Development Charge By-law and Background Study;
2. That the economic consulting firm Watson & Associates Economists Ltd be engaged to prepare the Development Charge Background Study that will result in the update of the Development Charges By-law; and
3. That staff report back on the proposed schedule and timing of the Development Charge Background Study project.

CARRIED

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- 4.14 Public Works Report, Item PW 6-11
Re: Smart Commute Initiative – Proposed Employee Carpooling . Program

RESOLUTION NO. 169-11

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

COUNCIL DECISION:

1. That Council endorse a one year pilot *Smart Commute – Employee Carpooling Program* for Town employees at the Municipal Building and authorize staff to:
 - i) Establish an Employer Group on the Carpool Zone website to assist employees in finding ride matches with Town of Whitby co-workers and/or staff from other member employers.
 - ii) That Town staff continue to work with Regional staff to investigate the possibility/details of providing guaranteed preferred parking spaces (and car tags) for carpools.
 - iii) Establish an Emergency Ride Home program for participating employees;
2. That staff report back in on year on the results of the test pilot program and any associated recommendations; and
3. That a copy of Public Works Report PW 06-11 be forwarded to the Region of Durham.

CARRIED

- (c) Management Committee – April 21, 2011
Report No. 3
Recommendation to Council

2.1 Labour Relations

COUNCIL DECISION:

1. That Administration proceed as directed by the recommendations as contained in the confidential Management Committee Meeting

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

minutes of April 21, 2011; and

2. That a 2 percent increase for all Non-Union staff be approved effective January 1, 2011 and implemented in accordance with the previously approved recommendations regarding Non-Union Job Evaluation.

RESOLUTION NO. 170-11

MOVED BY Councillor Drumm
Seconded by Councillor Coe

That Report No. 3 of the Management Committee dated April 21, 2011, be adopted.

CARRIED

6. NOTICE OF MOTION

There were no Notices of Motion.

7. NEW AND UNFINISHED BUSINESS

- 7.1 CMS/Planning Joint Report, CMS 30-11
Re: artsVest – Business for the Arts Funding Program – Ministry of
Tourism and Culture – Creative Communities Prosperity Fund

RESOLUTION NO. 171-11

MOVED BY Councillor Coe
Seconded by Councillor Mitchell

COUNCIL DECISION:

1. That the joint Community and Marketing Services and Planning Departments Report CMS 30-11 be received as information;
2. That the Town of Whitby not make an application to the artsVest - Business for the Arts program in 2011 due to the compressed timetable to coordinate an application necessitating the support and involvement of the community's cultural and business organizations;
3. That Council authorize Staff to make an application to the Ministry of Tourism and Culture Creative Communities Prosperity Fund to

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

retain a consultant to undertake a Cultural Assets Mapping Project, consistent with the strategies contained in the Council approved Economic Development Strategy – *Building our Economic Future*;

4. That Council authorize Staff to make an application to the Ministry of Tourism and Culture Creative Communities Prosperity Fund to retain a heritage planning consultant to complete a Heritage Conservation District Study and Plan for Downtown Whitby; and,
5. That Staff report back to Council, subject to the applications being successful for grant funding, outlining the implementation and communication strategies and work plans for the projects.

CARRIED

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. 172-11

MOVED BY Councillor Coe
Seconded by Councillor Emm

That Council go In Camera in accordance with the provisions of the Municipal Act and Procedural By-law 6125-08, in that the matters to be discussed relate to a proposed or pending acquisition or disposition of the land by the municipality.

CARRIED

8.1 Cullen Central Park
– Update on Negotiations for the Sale and Development
of Portions of the Property

R. Petrie provided a detailed overview of the matter. Detailed discussion ensued. [Refer to the In Camera minutes. Town Clerk has custody and control of these minutes.]

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

MOVED BY Councillor Coe
Seconded by Councillor Emm

That Council rise and recess from the in camera session.

CARRIED

Council recessed from the In Camera Session at 6:36 p.m. and reconvened in the Council Chambers at 7:00 pm.

9. BY-LAWS

- 6481-11 By-law to appoint certain persons as Municipal Law Enforcement Officers for the purpose of enforcing parking restrictions on private property.
- 6482-11 By-Law to designate certain portions of a registered plan of subdivision as not being subject to part lot control. [Refer to Subdivision File S-201-89, 40M-2428 – Sernas Associates (Delpark Homes)]
- 6483-11 By-Law to designate certain portions of a registered plan of subdivision as not being subject to part lot control. [Refer to Subdivision File S-200-89, 40M-2181 – Delpark Homes (Blue Meadows) Ltd.]
- 6484-11 By-law to assume certain lands as public highways for road widening purposes on Gordon Street (part of Lot 29 BFC Whitby, designated as Part 6 on Reference Plan 40R-18279, Town of Whitby).
- 6485-11 By-law to set the Town of Whitby due dates and levy rates for 2011 in accordance with the approved budgets and regulations. [Refer to Corporate Services Report, Item CS 39-11.]

RESOLUTION NO. 173-11

MOVED by Councillor Hanson, seconded by Councillor Mitchell, that leave be granted to introduce By-law Nos. 6481-11 to 6485-11 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

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 9, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

10. CONFIRMATORY BY-LAW NO. 6486-11

RESOLUTION NO. 174-11

MOVED by Councillor Coe, seconded by Councillor Emm, 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 May 9, 2011, 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. 6486-11 considered read a first, second and third time and finally passed.

11. ADJOURNMENT

RESOLUTION NO. 175-11

MOVED by Councillor Emm
Seconded by Councillor Coe

That the meeting be adjourned.

CARRIED

The meeting adjourned at 9:30 p.m.

Debi A. Wilcox, Town Clerk

Patricia Perkins, Mayor