

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

Also Present: R. Petrie, Chief Administrative Officer
P. LeBel, Commissioner of Community & Marketing Services
K. Nix, Commissioner of Corporate Services/Treasurer
B. Rice, Acting Commissioner of Public Works
R. Short, Commissioner of Planning
D. Speed, Fire Chief
D. Wilcox, Town Clerk
S. Cassel, Deputy Clerk

Regrets: None noted

1. Declarations of Pecuniary Interest

- 1.1 Councillor Drumm clarified that the declaration that he had made at the Planning and Development Committee Meeting on April 27, 2015, regarding Item 5.2, Planning Department Report, PL 36-15, Site Plan Application, Whitby Recycling, 280 Hopkins Street (SP-02-15), was no longer relevant as he had walked the subject area and determined that the subject lands did not create a conflict of interest.
- 1.2 Mayor Mitchell made a declaration of pecuniary interest under the Municipal Conflict of Interest Act regarding Item 8.1, Corporate Services Department and Public Works Department Joint Report CS 49-15, Supply and Delivery of Trees, as one of the bidders for the project is a regular customer at his business. Mayor Mitchell did not take part in the discussion or vote on the matter.

2. Adoption of Minutes

- 2.1** Regular Council - April 20, 2015
Special Council - April 20, 2015 (Closed minutes of the In-Camera session under separate cover)
Special Council - April 27, 2015 (Closed minutes of the In-Camera session under separate cover)

Resolution # 226-15

Moved By Councillor Coe
Seconded By Councillor Roy

That the minutes be adopted.

Carried

3. Delegations/Presentations

- 3.1** Whitby Youth Council
Recognition/Accomplishment: Contribution to a Youth Friendly Community

Mayor Mitchell attended the dais and was joined by Councillor Yamada and P. LeBel, Commissioner of Community and Marketing Services. Members of the Whitby Youth Council and J. Watkins, Supervisor of Community Development and Youth/Children's Service were welcomed onto the dais to recognize the Whitby Youth Council for their contributions to creating a youth friendly community.

- 3.2** Brian Patterson, President and Chief Executive Officer, Ontario Safety League (OSL)
Recognition/Accomplishment: OSL Safety Award Presentation to the Town of Whitby - Basic Collision Investigation Training Course

Mayor Mitchell attended the dais and was joined by Councillor Roy, B. Rice, Acting Commissioner of Public Works, L. Whealy, Supervisor of Technical and Administrative Services and L. MacLeod, Vehicle & Equipment Training Supervisor. Brian Patterson, President and Chief Executive Officer, Ontario Safety League (OSL) was welcomed onto the dais to present the OSL Safety Award to the Town of Whitby for providing the Basic Collision Investigation Training Course.

- 3.3** Raymond Cheng
Re: Zoning Amendment Application to Remove the Holding (H) Symbol,

and Site Plan Application by Raymond T. Cheng Consulting Inc., 63 Baldwin Street (Z-09-14 and SP-09-14)

Raymond Cheng, owner, 63 Baldwin Street appeared before Council and referred to correspondence that was provided to Members of Council. Mr. Cheng stated that he had further questions that he did not communicate during his delegation at the Planning and Development Committee Meeting on April 27, 2015. He spoke to three concerns regarding the recommendation for a flat roof, the block concept easement and cash in lieu parking. Mr. Cheng advised that he had no concerns with providing the easement as part of the block process, but was concerned that the easement should be provided once the adjacent property also provided an easement as it may create traffic circulation issues. He continued with concerns regarding the cash in lieu parking, stating that they were only able to implement 10 of the 12 required parking spaces until the block concept easements on both properties are in place. Mr. Cheng provided three suggestions for Council's consideration:

1. That the cash in lieu be reimbursed once the 2 additional parking spaces are implemented;
2. That the cash in lieu charges be waived and the 2 additional parking spaces will be implemented as part of the block concept plan; and,
3. That the requirement for the block concept plan easement be included in the Site Plan Agreement but that it not be required until the Town can secure the southerly 3 foot easement.

A brief question and answer period ensued with respect to whether these concerns had been addressed with Planning staff and how these concerns had developed since Mr. Cheng had made a delegation at the Planning and Development Committee Meeting on April 27, 2015.

4. Correspondence

4.1 That the following requests be endorsed:

- June 1 - 7, 2015 - Pride Week
- June 2015 - Recreation and Parks Month
- May 15, 2015 - Flag Raising - International Day Against Homophobia/Transphobia
- June 1 - 7, 2015 - Flag Raising - Pride Week

Resolution # 227-15

Moved By Councillor Coe
Seconded By Councillor Emm

That the proclamation for Pride Week - June 1 - 7, 2015, Recreation and Parks Month - June 2015 and the flag raising for International Day Against Homophobia/Transphobia - May 15, 2015 and for Pride Week - June 1 - 7, 2015, be endorsed.

Carried

5. Planning and Development Committee
Report # 6 of the Planning and Development Committee - April 27, 2015

- 5.1** Planning and Development Department Report, PL 41-15
Re: Applications to amend the Town of Whitby Official Plan and Zoning By-Law, Liza Communities, Southeast Corner of Promenade Drive and Garden Street (OPA-2014-W/01 and Z-07-14)

This item was deferred to the next Planning and Development Committee meeting scheduled for May 19, 2015.

- 5.2** Planning and Development Department Report, PL 36-15
Re: Site Plan Application, Whitby Recycling, 280 Hopkins Street (SP-02-15)

Discussion ensued with respect to:

- complaints from residents regarding the outdoor storage and noise;
- the new building that will provide for storage inside with a reduction in noise;
- whether the new building will be large enough to accommodate the growth and storage needs of the business; and,
- enforcement for noise complaints.

Resolution # 228-15

Moved By Councillor Coe
Seconded by Councillor Emm

1. That Council approve the Site Plan Application (SP-02-15) subject to the conditions of approval as set out in Section 8.0 of Planning Report PL 36-15; and,
2. That the Mayor and Clerk be authorized to execute the Site Plan Agreement.

Carried

- 5.3** Planning and Development Department Report, PL 38-15

Re: Zoning Amendment Application to Remove the Holding (H) Symbol, and Site Plan Application by Raymond T. Cheng Consulting Inc., 63 Baldwin Street (Z-09-14 and SP-09-14)

Detailed discussion ensued regarding:

- cash in lieu parking;
- the request to reimburse the cash in lieu to the applicant and the implications if the request was granted;
- the need to consider adopting a policy on the cash in lieu process and how any variances in the process would be handled;
- the process in place for Planning applications and the need to ensure those processes are followed;
- the timelines for approval of the application;
- the checks and balances in place for the design aspects of the building; and,
- the architectural renderings for roof options that were to be provided for Council's consideration.

Resolution # 229-15

Moved By Councillor Coe

Seconded By Councillor Emm

1. That Council approve Zoning Amendment Application (Z-09-14) for the removal of the Holding (H) Symbol;
2. That the Zoning By-law to remove the Holding (H) Symbol be brought forward for Council's consideration after the following conditions are met:
 - a) A Building and Land Use Permit has been issued by the Ministry of Transportation with confirmation that storm water servicing facilities and/or capacities are available to service the proposed development;
 - b) That the applicant applies and is granted approval by the Committee of Adjustment for a Minor Variance Application; and,
 - c) That the applicant's Heritage Permit Application (Town File No. H-05-15) be approved by Town Staff after consultation with LACAC Heritage Whitby in accordance with the Town of Whitby's Heritage Permit and Delegation By-law (By-law No. 6769-13).
3. That Council approve Site Plan Application (SP-09-14) subject to the conditions of approval contained in Section 8.0 of Report Number PL 38-15 save and except, that the applicant apply for a minor variance to increase the permitted building height to allow for a pitched roof which would be in keeping with the roof line in the surrounding area; and,
4. That the Mayor and Clerk be authorized to execute the Site Plan

Agreement.

Carried later in the meeting [See following motion]

Resolution # 230-15

Moved By Councillor Emm

Seconded By Councillor Leahy

That the following be added as Item 4 of the main motion and the recommendation renumbered accordingly:

That the architectural renderings be provided and referred back to the Planning and Development Department for review to finalize the design and materials to ensure they reflect the Downtown Brooklin heritage standards and report back to Council accordingly.

Carried

The main motion, as amended, was then carried.

- 5.4** Planning and Development Department Report, PL 40-15
Re: Sign By-law Variance to the Permanent Sign By-law for the Pylon Sign, Starling Pools & Spa Ltd., 1645 Dundas Street West (SB-02-15)

Resolution # 231-15

Moved By Councillor Coe

Seconded By Councillor Emm

That Council approve Sign By-law Variance Application SB-02-15 to the Town of Whitby Sign By-law 5695-05 for Starling Pools & Spa Ltd. onlands municipally known as 1645 Dundas Street West in accordance with the following amendment:

- a) To permit a minimum setback of 0.3 metres from a vehicular entrance for a pylon sign having a display surface equal to or greater than 3.0 metres above the ground; and,
- b) That as a condition of the pylon sign location variance and the issuance of a sign permit, the existing ground sign is to be removed.

Carried

- 5.5** Planning and Development Department Report, PL 39-15
Re: Earth Hour 2015 Results

Resolution # 232-15

Moved By Councillor Coe
Seconded By Councillor Emm

1. That Planning Report Item PL 39-15 be received as information; and,
2. That a copy of this report be forwarded to the Durham District School Board, Durham Catholic District School Board, Whitby Hydro, Whitby Library, Station Gallery, Whitby Chamber of Commerce, Durham Region Astronomical Association, Abilities Centre, Whitby Sustainability Advisory Committee and the Whitby Environmental Youth Alliance.

Carried

- 5.6** Planning and Development Department Report, PL 35-15
Re: Zoning By-law Amendment Application to Extend a Temporary Use, Barnes Memorial Funeral Home, 5295 Thickson Road North (Z-05-15)

Resolution # 233-15

Moved By Councillor Coe
Seconded by Councillor Emm

1. That Council approve the Zoning By-law Amendment Application to Extend a Temporary Use (Z-05-15) for a period of three (3) years subject to the conditions of approval as set out in Section 8.0 of Planning Report PL 35-15; and,
2. That the amending by-law be brought forward for Council's consideration.

Carried

- 6.** Operations Committee
Report # 6 of the Operations Committee - May 4, 2015

- 6.1** Community and Marketing Services Department Report, CMS 28-15
Re: The Brooklin Beerfest

Discussion ensued with respect to:

- the event and its contributions to creating a cultural experience for citizens; and,
- the closure of Roebuck Street and the opportunity it would provide in

considering the impacts of closing the street in the future.

Resolution # 234-15

Moved By Councillor Roy

Seconded by Councillor Gleed

1. That Council approve the proposed downtown Brooklin Beerfest to be held Saturday, June 20 in downtown Brooklin and Grass Park, subject to the terms and conditions outlined in Community and Marketing Services Department Report CMS 28-15;
2. That Council authorize the temporary closure of Roebuck Street adjacent to Grass Park for the event; and,
3. That Council provide an exemption to the Noise By-law No. 6917-14 during the hours of the proposed Brooklin Beerfest.

Carried

6.2 Community and Marketing Services Department Report, CMS 27-15
Re: Whitby In Bloom Committee of Council 2015 Work Plan

Brief discussion ensued regarding the Committee's work plan, Cullen Central Park and the possibility of the Park becoming a place for citizens to enjoy green space within the Town.

Resolution # 235-15

Moved By Councillor Roy

Seconded by Councillor Gleed

1. That Council endorse the Whitby In Bloom Committee of Council's proposed 2015 Work Plan and the actions as outlined in Community and Marketing Services Report CMS 27-15;
2. That Council approve the Town's participation in the 2015 Communities in Bloom Circle of Excellence Non Evaluated Program; and,
3. That Council approve that any surplus from the 2015 Operating Budget, be held in reserve and allocated to support the Town's entry in future Communities in Bloom evaluated programs.

Carried

6.3 Corporate Services Department and Public Works Department Joint Report, CS 33-15

Re: Road Shoulders – Supply, Apply, Grade, Shape and Compact (T-564-2015)

Resolution # 236-15

Moved By Councillor Roy

Seconded By Councillor Gleed

1. That the Town of Whitby accept the low compliant tender as received from D & D Trucking and Construction Services in the amount of \$103,233.25 (including provisional item and excluding taxes) for the supply, apply, grade, shape and compact of road shoulders as required by the Town of Whitby;
2. That the total estimated project cost in the amount of \$130,050.15 be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 6.4** Corporate Services Department and Public Works Department Joint Report, CS 34-15
Re: Repair of Town Owned Catch Basins and/or Maintenance Holes (T-516-2015)

Resolution # 237-15

Moved By Councillor Roy

Seconded By Councillor Gleed

1. That the Town of Whitby accept the low compliant tender as received from Blacktop Restorations Inc. in the amount of \$93,077.60 (excluding taxes) for the repair of Town owned catch basins and/or storm sewer maintenance holes as required by the Town of Whitby;
2. That the total estimated project cost in the amount of \$114,715.77 be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 6.5** Corporate Services Department Report, CS 35-15
Re: Sidewalk & Boulevard Construction – Downtown Core (T-3-2015)

Resolution # 238-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That the Town of Whitby accept the low compliant tender as received from Slipform Construction in the amount of \$444,403.00 (excluding taxes) for the sidewalk and boulevard construction in the Downtown core as required by the Town of Whitby;
2. That the total estimated project cost in the amount of \$550,000.00 be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 6.6** Corporate Services Department Report, CS 36-15
Re: 2014 Insured Claims

Resolution # 239-15

Moved By Councillor Roy
Seconded By Councillor Gleed

That Report CS 36-15 of the Commissioner of Corporate Services/Treasurer be received as information.

Carried

- 6.7** Corporate Services Department Report, CS 38-15
Re: 2014 Capital Year End Report

Resolution # 240-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That Report CS 38-15 from the Commissioner of Corporate Services/Treasurer be received as information; and,
2. That Council authorize the Treasurer to internally borrow for cash flow purposes between the Town's Development Charge Reserve Funds as required to finance the Development Charge portion of

Council approved growth projects.

Carried

- 6.8** Planning and Development Department and Corporate Services
Department Joint Report, CS 40-15
Re: Supply and Delivery of Three (3), Current Model Year, Small
Compact SUV/Crossover Vehicles (T-28-2015)

Resolution # 241-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That the Town of Whitby accept the low tender bid of Durham Chrysler Dodge Jeep Ram LTD. in the amount of \$61,260.00 (plus applicable taxes) for the supply and delivery of three (3), current model year, small compact SUV/Crossover vehicles;
2. That the total estimated project cost for the Town of Whitby in the amount of \$70,738.18, be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 6.9** Corporate Services Department and Public Works Department Joint
Report, CS 42-15
Re: LED Streetlight Technology (RFP-55-2015)

Resolution # 242-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That the Town of Whitby accept the highest scoring proposal of LED Roadway Lighting Ltd. in the amount of \$2,657,683.30 (excluding taxes) for a three year term to provide LED Luminaires to replace a select group of existing Town HPS streetlight fixtures;
2. That approval be granted for the option to extend the contract for two (2) additional one (1) year terms based on satisfactory performance, product quality, pricing, as well as budget approval for subsequent years;
3. That the total estimated project cost of \$2,903,740.22 be approved;

- and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 6.10** Corporate Services Department and Public Works Department Joint Report, CS 43-15
Re: Environmental Assessment Ferguson Avenue (RFP-20-2015)

Discussion ensued regarding the traffic concerns on Ferguson Avenue and the need to consider including the area south of Highway 7 in the environmental assessment area.

Resolution # 243-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That the Town of Whitby accept the highest scoring proposal of Dionne Bacchus & Associates Consulting Engineers Ltd. in the amount of \$104,960 (excluding taxes) to provide consulting services for an Environmental Assessment – Ferguson Avenue as required by the Town of Whitby;
2. That the total estimated project cost in the amount of \$125,000 be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 6.11** Corporate Services Department Report, CS 44-15
Re: 2015 Final Tax Billing

Resolution # 244-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That the tax rates for the year 2015 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, Pipeline and Managed Forest tax classes be June 23, 2015 and September 24, 2015;

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 2015 in accordance with the approved budgets and regulations.

Carried

- 6.12** Corporate Services Department Report, CS 45-15
Re: Applications for Cancellation, Reduction, Adjustment and/or Refund of Taxes

Resolution # 245-15

Moved By Councillor Roy
Seconded By Councillor Gleed

That applications for cancellation, reduction, adjustment and/or refund of taxes be approved as listed in this report, in the amount of \$1,960,100.64 for the taxation years 2004 to 2014 inclusive.

Carried

- 6.13** Corporate Services Department Report, CS 46-15
Re: To Authorize the Manager of Revenue and Assessment Review Officer to Appeal Selected Property Assessments on behalf of the Town of Whitby

Resolution # 246-15

Moved By Councillor Roy
Seconded By Councillor Gleed

That Council authorize the Manager 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 CS 46-15.

Carried

- 6.14** Corporate Services Department Report, CS 47-15
Re: Mayor's Community Development Fund

Detailed discussion ensued regarding:

- the importance of transparency and clarity in the policy;
- the composition of the Grant Review Committee;
- the importance of annual reporting on how the grants are disbursed and the impacts to the organizations receiving them;
- the ability to review the policy annually to provide for the ability to improve upon it;
- the use of Town staff to assist at events and other opportunities that may be available for supporting and staffing events;
- the need to look at best practices from other municipalities in the creation of the policy;
- the importance of determining the lead cause and ensuring that the criteria is clearly detailed within the policy;
- creating awareness of the policy through social media and other forms of communication; and,
- the need to be able to measure success.

Resolution # 247-15

Moved By Councillor Roy

Seconded By Councillor Gleed

1. That Report No. CS 47-15 of the Commissioner of Corporate Services/Treasurer be received as information; and,
2. That staff be directed to bring forward for Council approval a policy for the Mayor's Community Development Fund based on the recommendations in this report.

Carried

- 6.15** Fire and Emergency Services Department Report, FR 06-15
Re: Contribution to Kids Safety Village of Durham Region

Resolution # 248-15

Moved By Councillor Roy

Seconded By Councillor Gleed

That Council approve a request from the Kids Safety Village of Durham Region (The Village) for a one time monetary contribution in the amount of \$15,000 from one time Reserves towards their \$700,000 fundraising campaign to refurbish and enlarge the Village, with this contribution being contingent upon the Board of Directors raising sufficient funds to

allow the project to proceed.

Carried

6.16 Community and Marketing Services Department Report, CMS 22-15
Re: TORONTO 2015 Pan Am/Parapan Am Games Torch Relays and Update

A brief question and answer period ensued with respect to what time people would be arriving in Brooklin, the reasons for the early closure of Vipond Road and the impacts to the school for children being dropped off.

Resolution # 249-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That Community and Marketing Services Report CMS 22-15 regarding the Toronto 2015 Pan Am/Parapan Am Torch Relays and update be received for information;
2. That Council approve two municipal Torch Relay activations; one at Town Hall and one at the Brooklin Community Centre and Library;
3. That Council approve the temporary closure of Vipond Road between Montgomery Street and Price Street between 8:00 a.m. and 2:00 p.m. on Monday, June 8 to accommodate the Torch Relay and associated event activations, and;
4. That Council approve the temporary closure of the eastern section of the Whitby Civic Recreation Complex/Municipal Building Parking Lot between 6:00 p.m. Sunday, June 7 to 12:00 p.m. Monday, June 8.

Carried

6.17 Community and Marketing Services Department Report, CMS 26-15
Re: Whitby Seniors Services Van Program

Resolution # 250-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That Council approve the replacement of the Whitby Seniors Services Van;
2. That the Whitby Seniors Services Van Program be enhanced to

provide accessible taxi service and Durham Region Specialized Services as outlined in the staff report; and,

3. That the fee to ride the Whitby Seniors Services Van be increased from \$1.50 to \$2.00 per ride effective when the new van comes into service.

Carried

- 6.18** Public Works Department and Legal and Human Resource Services
Department Joint Report, PW 28-15
Re: Storm Sewer By-law

Brief discussion ensued with respect to staff creating a user friendly format of the by-law so that it will be easily understood by residents.

Resolution # 251-15

Moved By Councillor Roy
Seconded By Councillor Gleed

That Council adopt the proposed Storm Sewer By-law.

Carried

7. Notice of Motion

- 7.1** There were no notices of motion.

8. New and Unfinished Business

- 8.1** Corporate Services Department and Public Works Department Joint
Report CS 49-15
Re: Supply and Delivery of Trees (T-518-2015)

Having previously declared a conflict of interest, Mayor Mitchell vacated the Chair and did not take part in the discussion or vote on this matter.

Deputy Mayor Drumm assumed the Chair.

Discussion ensued with respect to:

- the contingency in place for the replacement of trees if they do not survive;
- the timelines for the replacement of trees and how this was being communicated to the public; and,
- the process involved in selecting the supplier.

Resolution # 252-15

Moved By Councillor Leahy
Seconded By Councillor Emm

1. That the Town of Whitby accept the low tender bid of Environs Wholesale Nursery Ltd. in the amount of \$544,557.00 (plus applicable taxes) for a three (3) year seasonal contract for the supply and delivery of trees;
2. That approval be granted to extend this seasonal contract for up to two (2) additional one (1) year terms based on the company's product quality, satisfactory performance, proposed pricing and budget approval in the subsequent years;
3. That the budget of \$378,878.14 for years two (2) and three (3) of this tender be preapproved and funded by one time reserves;
4. That the total estimated three (3) year project cost for the Town of Whitby in the amount of \$615,676.14 be approved; and,
5. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

Mayor Mitchell resumed the Chair.

- 8.2** Corporate Services Department and Public Works Department Joint Report, CS 50-15
Re: Tree Planting and Stump Removal (T-585-2015)

Discussion ensued regarding:

- the notices that have been provided to residents;
- the process for selecting tree species for each property;
- the communication plan to the public and the need to ensure the Town's website is updated to provide information to the public.

Resolution # 253-15

Moved By Councillor Coe
Seconded By Councillor Roy

1. That the Town of Whitby accept the low tender bid of Wilderness Environmental Services in the amount of \$898,500.00 (plus applicable taxes) for a three (3) year seasonal contract for tree planting and stump removal services;

2. That approval be granted to extend this seasonal contract for up to two (2) additional one (1) year terms based on the company's product quality, satisfactory performance, proposed pricing and budget approval in the subsequent years;
3. That the budget of \$625,136.00 for years two (2) and three (3) of this tender be preapproved and funded by one time reserves;
4. That the total estimated three (3) year project cost for the Town of Whitby in the amount of \$1,015,844.10 be approved; and,
5. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 8.3** Corporate Services Department and Public Works Department Joint Report, CS 51-15
Winter Control Services Five (5) Front End Loader and Operators (T-582-2015)

Resolution # 254-15

Moved By Councillor Coe
Seconded By Councillor Roy

1. That the Town of Whitby accept the low tender bid of Melrose Paving Co. Ltd., in the amount of \$1,156,425.00 (plus applicable taxes) for the provision of five (5) front end loaders with operators to supplement roadway plowing, sanding/salting operations during the winter season as required by the Town of Whitby for a five (5) year term;
2. That approval be granted to extend this seasonal contract for up to three (3) additional one (1) year terms based on satisfactory performance, continued budget approval and approval of the equipment by the Town's Superintendent of Fleet in the subsequent years;
3. That the total estimated project cost for the Town of Whitby in the amount of \$1,176,778.08, be approved; and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 8.4** Corporate Services Department and Public Works Department Joint Report, CS 53-15
Re: Winter Control Services Twelve (12) Roadway Combination Trucks

and Operators (T-581-2015)

Resolution # 255-15

Moved By Councillor Coe

Seconded By Councillor Roy

1. That the Town of Whitby accept the low tender bid of Don Cordingly Gradall Rental Ltd., in the amount of \$3,251,988.00 (plus applicable taxes) for the provision of twelve (12) roadway combination trucks with operators to supplement roadway plowing, sanding/salting operations during the winter seasons as required by the Town of Whitby for a five (5) year term;
2. That approval be granted to extend this seasonal contract for up to three (3) additional one (1) year terms based on satisfactory performance, continued budget approval and approval of the equipment by the Town's Superintendent of Fleet in the subsequent years;
3. That the total estimated project cost for the Town of Whitby in the amount of \$3,309,222.99, be approved; and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 8.5 Councillor Drumm raised the matter of the Road Watch Committee and commended the Committee for obtaining a grant from the Ministry of Transportation that will be used to purchase a radar message board that will be used solely in Whitby.
- 8.6 Councillor Drumm raised the matter of the email that he had sent to Members of Council regarding the swings in downtown Montreal and the need to look at creative ways to improve Whitby's Downtowns.
9. By-Laws
That the following by-laws be passed:
 - 9.1 By-law # 6995-15, being a by-law to designate certain portions of a registered Plan of Subdivision as not being subject to Part Lot Control (40M-2428, Block 64, Sundance MPI Developments Inc.)
 - 9.2 By-law # 6996-15, being a by-law to set and levy tax rates for the calendar year 2015 for the Town of Whitby purposes and to set penalty and interest rates for unpaid taxes

(Refer to CS 44-15)

- 9.3** By-law # 6997-15, to appoint certain persons as Municipal Law Enforcement Officers for the purpose of enforcing parking restrictions on private property
- 9.4** By-law # 6998-15, being a by-law to outline controls for the discharge of pollutants to the storm sewer system
(Refer to PW 28-15)
- 9.5** By-law # 6999-15, being a by-law to designate certain portions of a registered Plan of Subdivision as not being subject to Part Lot Control (40M-2352, Block 183, Brookvalley Developments Inc. c/o J.D Barnes Ltd.)

Resolution # 256-15

Moved By Councillor Leahy
Seconded By Councillor Gleed

That leave be granted to introduce By-law #6995-15 to 6999-15 and to dispense with the readings 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

Resolution # 257-15

Moved By Councillor Coe
Seconded By Councillor Leahy

That Council take a short recess.

Carried

Council reconvened at 9:10 p.m.

Resolution # 258-15

Moved By Councillor Coe
Seconded By Councillor Yamada

That Council move In-Camera in accordance with the provisions of Procedural By-law # 6794-13 and the Municipal Act, 2001, Section 239 (2) (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

Carried

10. Confidential Matter

10.1 Confidential Verbal Update by the Commissioner of Community and Marketing Services
Re: Potential Litigation, IPSC

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.]

Resolution # 259-15

Moved By Councillor Coe
Seconded By Councillor Leahy

That Council rise from the In Camera Session of the Regular Meeting of Council.

Carried

11. Confirmatory By-Law

11.1 Confirmatory By-law

Resolution # 260-15

Moved By Councillor Gleed
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 regular meeting held on May 4, 2015 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

12. Adjournment

12.1 Motion to Adjourn

Resolution # 261-15

Moved By Councillor Gleed
Seconded By Councillor Leahy

That the meeting adjourn.

Carried

The meeting adjourned at 9:29 p.m.

Debi A. Wilcox, Town Clerk

Don Mitchell, Mayor