

Present: Mayor Mitchell
Councillor Alexander
Councillor Leahy (arrived at 6:09 p.m.)
Councillor Lee
Councillor Mulcahy
Councillor Newman
Councillor Roy
Councillor Shahid
Councillor Yamada

Also Present: M. Gaskell, Chief Administrative Officer
S. Beale, Commissioner of Public Works
W. Mar, Commissioner of Legal and By-law Services/Town Solicitor
K. Nix, Commissioner of Corporate Services/Treasurer
D. Speed, Fire Chief
M. McDonnell, Manager, Sustainability, Heritage, Downtown and Community Development
M. Powers, Manager, Parks, Long Range Planning and Culture
S. Klein, Director of Strategic Initiatives
H. Ellis, Executive Advisor to the Mayor
K. Narraway, Manager of Legislative Services/Deputy Town Clerk
S. Mulekar, Council and Committee Coordinator (Recording Secretary)

Regrets: None noted

Call to Order

Call of the Roll: The Clerk

1. Declarations of Pecuniary Interest

- 1.1 Mayor Mitchell declared a pecuniary interest under the Municipal Conflict of Interest Act regarding Item 10.2, Report CAO 15-19 as the western portion of the lands identified by Staff as the recommended

future hospital site are part of 5455 Ashburn Road, a property that is owned by Mayor Mitchell and his family.

Note: Report CAO 15-19 was withdrawn and not discussed or voted on.

Planning and Development

Councillor Roy assumed the Chair.

2. Presentations - Planning and Development

2.1 There were no presentations.

3. Delegations - Planning and Development

3.1 There were no delegations.

4. Correspondence - Planning and Development

4.1 There was no correspondence.

5. Staff Reports - Planning and Development

5.1 Planning and Development Department Report, PL 51-19 Re: Durham Community Energy Plan

A question and answer period ensued between Members of the Committee and Town Staff regarding:

- clarification on the Durham Community Energy Plan (DCEP) being incorporated into the Town's sustainability development guidelines;
- the timelines to introduce development guideline standards for new construction; and,
- the possibility of collaborating with various stakeholders to implement the DCEP.

Recommendation:

Moved By Councillor Mulcahy

1. That Council endorse in principle the Durham Community Energy Plan (DCEP), including the reduction target of 80% by 2050 and the Low Carbon Pathway scenario as the preferred energy scenario for implementation; and,
2. That any initiatives arising from the development of the DCEP work plan, be referred to the annual Business Planning and

Budget Process.

Carried

6. New and Unfinished Business - Planning and Development

6.1 New and Unfinished Business - Planning and Development

There was no New and Unfinished Business.

General Government

Councillor Yamada assumed the Chair.

7. Presentations - General Government

7.1 Attila Hertel, Transportation Engineer, IBI Group
Re: Public Works Department Report, PW 14-19
Parking Master Plan (PMP) Status Update

Tara Painchaud, Manager of Transportation and Parking Services, and Attila Hertel, Transportation Engineer, IBI Group, appeared before the Committee. Highlights of the presentation included:

- IBI Group was hired as a consultant for the parking master plan to conduct consultation, data analysis and develop recommendations;
- compared to other municipalities in Ontario, Whitby and Brooklin offered low hourly municipal lot parking rates;
- study results indicated insufficient municipal lot parking in certain areas of downtown Whitby, the need for additional on-street parking meters in downtown Whitby, the need for additional technology to improve parking enforcement systems, and the need for a pilot program to review a residential on-street parking permit system;
- short term recommendations (2019-2020) included permitting overnight parking in municipal parking lots, providing additional on-street metered parking, and promoting private public partnerships with businesses in the area;
- medium term recommendations (2020-2022) included developing a municipal parking lot event strategy, implementing accessible on-street parking, investigating the possibility of sponsored or discounted micro-transit, and promoting the Brooklin municipal parking lot as a commuter/ride share lot;
- long term recommendations (2022-2025) included creating a Parking Authority for the Town, modernizing municipal parking lot

design standards, introducing technology for parking enforcement, and introducing a residential on-street parking permit system; and,

- a Phase 2 public consultation meeting would be held in downtown Whitby on June 5, 2019.

A question and answer period ensued between Members of the Committee, Staff and Mr. Hertel, regarding:

- clarification on the residential on-street parking permit pilot project including details on the streets identified for the pilot project and the possibility of advancing the pilot program to an earlier date;
- restrictions included with the residential on-street parking permit system for households with more than two cars and the potential impacts of vehicles parking on-street in the winter;
- the possibility of conducting public consultation after the residential on-street parking permit pilot program;
- timelines for updating the technology used for online on-street parking registration;
- whether cash-in-lieu received for parking would be utilized for parking related development only;
- clarification on how private public partnerships would be evaluated;
- exploring the possibility of adding parking structures within new developments to address future parking needs; and,
- whether additional information could be made available about the Town of Innisfil's partnership with Uber for on-demand transit.

8. Delegations - General Government

- 8.1** Linda Mastrobuono, 216 Brock Street, appeared before the Committee and raised concerns regarding the availability of parking for clients of downtown Whitby businesses during the construction phase of the Station No. 3 development by Brookfield Homes. She noted that the contractors working on the property would require parking in municipal parking lot 5 and would make it difficult for business owners, staff, and clients to find parking.

A question and answer period ensued between Members of the Committee, Town Staff and Ms. Mastrobuono regarding the possibility of initiating a dialogue with Brookfield Homes to mitigate parking concerns and determining potential solutions.

It was the consensus of the Committee to hear Item 10.11, Report PW 14-19, at this time.

9. Correspondence - General Government

9.1 There was no correspondence.

10. Staff Reports - General Government

10.1 Office of the Chief Administrative Officer Report, CAO 14-19
Re: 1855 Board of Directors Appointment

A brief question and answer period ensued between Members of the Committee and Town Staff regarding the recent realignment of the Economic Development Division into the Office of the Chief Administrative Officer and if this was intended to raise the profile of economic development in the Town.

Recommendation:

Moved By Councillor Leahy

That Council appoint the Chief Administrative Officer, or his/her designate, as the Town of Whitby's representative to the board of directors of the not-for-profit corporation that will operate the Innovative Hub Accelerator (1855).

Carried

10.2 Office of the Chief Administrative Officer Report, CAO 15-19
Re: Lakeridge Health Hospital – Whitby Site

This report was withdrawn.

10.3 Fire and Emergency Services Department Report, FR 02-19
Re: (WFES') 2018 Annual Report

A question and answer period ensued between Members of the Committee and Town Staff regarding:

- the possibility of collaborating with the Region of Durham Paramedic Services for shared services;
- clarification about the number of times mutual aid was required from the City of Oshawa in comparison to the 2017 Annual Report; and,
- an update on the progress of the training facility and its current status.

Recommendation:

Moved By Councillor Newman

That Council receive for information, Whitby Fire and Emergency Services' (WFES') 2018 Annual Report.

Carried

10.4 Legal and By-law Services Department Report, LS 12-19
Re: Amendments to the Refreshment Vehicle By-law

A question and answer period ensued between Members of the Committee and Town Staff regarding clarification on the fee structure for frozen treat vehicles and the permitted areas of the Town that these vehicles would be allowed to operate in.

Recommendation:

Moved By Councillor Shahid

1. That staff be directed to bring forward a new by-law to Council for approval, in a form satisfactory to the Town Clerk, to replace the Town's existing Refreshment Vehicle By-law, incorporating the provisions set out in Report LS 12-19 and Attachment # 1; and,
2. That staff be directed to bring forward a new by-law to Council for approval, in a form satisfactory to the Town Clerk, to amend the Town's Fees and Charges By-law to incorporate the new Refreshment Vehicle licensing fees as set out in Report LS 12-19.

Carried

10.5 Legal and By-law Services Department and Public Works Department
Joint Report, LS 13-19
Re: Amendments to the Site Alteration By-law

A brief question and answer period ensued between Members of the Committee and Town Staff regarding clarification about how the proposed amendment would be interpreted and if it would be effective in reducing the number of exempted site alterations.

Recommendation:

Moved By Councillor Mulcahy

That the Town Clerk be directed to bring forward a by-law to amend the Site Alteration By-law to give effect to the revised subsection 3.5. contained in Report LS 13-19.

Carried

10.6 Corporate Services Department Report, CS 27-19
Re: 2018 Year End Capital Report and 2019 Uncommitted Reserve / Reserve Fund Projection

A question and answer period ensued between Members of the Committee and Town Staff regarding:

- clarification on the reduction in one time reserves;
- the possibility of developing the Corporate Development Reserve Policy prior to the approval of transfer of reserve funds; and,
- the ability to use reserves to help implement the Whitby Sustainable Guidelines and Low Carbon Pathway.

Recommendation:

Moved By Councillor Leahy

1. That report CS 27-19 be received for information;
2. That Council authorizes the Treasurer to transfer \$316,828 from the tax based budget released during year-end review into the IT Reserve to fund future CITSP projects;
3. That Council authorizes the transfer of \$1,000,000 from the One-Time Reserve Fund (LTFR) to the Corporate Development Reserve and direct Staff to bring forward a Corporate Development Reserve Policy by the end of 2019;
4. That Council authorizes the commitment of \$1,000,000 from the One-Time Reserve Fund (LTFR) towards potential costs associated with the Corporate Re-organization;
5. That Council authorizes the funding of the \$1,000,000 commitment to Durham College for the expansion of the Whitby Campus payable in five equal annual payments of \$200,000 be pre-committed from the One-Time Reserve Fund (LTFR); and,
6. That Council approves the Federal Gas Tax Reserve Fund Policy, the Parks Reserve Fund Policy, the Parking Reserve Fund Policy, the Marina Reserve Fund Policy, and the Arena Reserve Policy.

Carried

- 10.7** Corporate Services Department Report, CS 32-19
Re: 2018 Year End Operating Variances

Recommendation:

Moved By Councillor Shahid

1. That report CS 32-19 of the Commissioner of Corporate Services/Treasurer is 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

- 10.8** Corporate Services Department Report, CS 35-19
Re: Building Permit Fees Annual Report 2018

Recommendation:

Moved By Councillor Alexander

That Report CS 35-19 of the Commissioner of Corporate Services/Treasurer be received as information.

Carried

- 10.9** Corporate Services Department and Legal and By-law Services
Department Joint Report, CS 39-19
Re: Whitby Hydro/ Elexicon Inter-Creditor Agreement with Shareholders
and Toronto Dominion Bank

A brief question and answer period ensued between Members of the Committee and Town Staff regarding clarification on the difference between Elexicon Energy Corporation and Elexicon Energy Inc. and the debt amount owed by Elexicon Energy Corporation to TD Canada Trust Bank.

Recommendation:

Moved By Councillor Mulcahy

1. That the Town of Whitby enter into an inter-creditor agreement with The Toronto-Dominion Bank ("TD Bank"), Elexicon Corporation, Elexicon Energy Inc. (collectively, "Elexicon"), The Corporation of the Municipality of Clarington, The Corporation of the Town of Ajax, The Corporation of the City of Pickering, and The Corporation of the City of Belleville (collectively, the "shareholders");
2. That a by-law, substantially in the form attached hereto as Attachment # 1, be brought forward authorizing the Town to enter into an inter-creditor agreement with TD Bank, Elexicon, and the shareholders; and,
3. That the Mayor and Clerk be authorized to execute the required documents to give effect thereto.

Carried

10.10 Public Works Department Report, PW 13-19
Re: Stormwater Management Facility Needs Study Update 2019

A question and answer period ensued between Members of the Committee and Town Staff regarding:

- clarification on the future designs for storm water management ponds and how many storm water management ponds were required for future development in West Whitby and Brooklin;
- the new design features for storm water management ponds;
- the possibility of using storm water management ponds to mitigate flooding concerns for areas built prior to the 1980s; and,
- whether flood risk management studies would be conducted independently or in collaboration with the Central Lake Ontario Conservation Authority.

Recommendation:

Moved By Councillor Alexander

1. That Report PW 13-19 on Stormwater Management Facility Needs Study Update 2019, be received for information; and,
2. That the Key findings from the Stormwater Management Facility Needs Study Update 2019, be referred to the 2020 business planning and budget process.

Carried

10.11 Public Works Department Report, PW 14-19
Re: Parking Master Plan (PMP) Status Update

A question and answer period ensued between Members of the Committee and Town Staff regarding:

- identifying a communications plan for the Whitby Business Improvement Area (BIA) and other stakeholders;
- the possibility of the BIA collaborating with other businesses to hire a shuttle service vehicle for business users in the downtown;
- the possibility of working with Google and other applications such as Waze to add municipal parking lots on maps;
- clarification about the administrative monetary penalty system, its implementation, and the process of disputing parking penalty notices;
- clarification on the type of parking signage that would be used;
- duration of the residential on-street parking permit pilot project;
- the possibility of advancing the full rollout of the residential on-street parking permit program to an earlier date;
- clarification on charging for parking spaces at the Centennial Building and whether it would impact the community groups who use the facility; and,
- performance monitoring and whether there would be an annual evaluation of parking programs.

Recommendation:

Moved By Councillor Leahy

1. That Report PW14-19 be received as information regarding the key findings to date of the Parking Master Plan for Downtown Whitby and Downtown Brooklin (see Attachment 1 for the Study Areas) which are to be presented to the public and stakeholders for comment;
2. That Council approve the installation of new parking meters in Downtown Whitby in 2019 or as soon as possible (see Attachment 2 for proposed locations) following public consultation in early June. The new parking meters will be funded from the Parking Reserve account;
3. That Council approve the expansion of the parking lease program currently in place for municipal parking lots to certain existing/proposed on-street parking meter locations;
4. That Staff report back to Council immediately after the June public consultation with any feedback received regarding the

- recommended implementation plan for parking meters in 2019;
5. That Council approve the expansion of Municipal Lot 5 (Green Street/Colborne Street) to the east on Town owned lands to create approximately 20-25 spaces. Completion as soon as possible and funding would be from the Parking Reserve;
 6. That Staff work with the Region of Durham and Developers of the Fire Hall site to implement in 2019 temporary pedestrian signals on Brock Street at Colborne Street;
 7. That Staff work with the Region of Durham on the installation of Intersection Pedestrian Signals on Dundas Street at Centre Street and Athol Street, as soon as possible. Funding would be through monies currently in the capital budgets for the subject signals in 2020 and 2022;
 8. That Staff be directed to initiate an Expression of Interest (EOI) for outsourcing management of the existing municipal parking lots (except Municipal Lot 7, Municipal Lot 8 and the Centennial Building) and a Private Public Partnership (3P) or Design-Build Operate (DBO) model for new parking structure(s) within Downtown Whitby;
 9. That Staff present the preliminary recommendations (see Attachment 2 and Attachment 3) to the public and stakeholders on the Parking Master Plan in June 2019; and,
 10. That Staff report back to Council in September 2019 following public and stakeholder consultation with the Parking Master Plan document and final recommendation for Council's consideration.

Carried

It was the consensus of the Committee to hear Item 10.1, Report CAO 14-19, at this time.

11. New and Unfinished Business - General Government

11.1 Services for Autism Spectrum Disorder

Discussion ensued between Members of the Committee and Town Staff regarding:

- whether the matter could be referred to Staff requesting suggestions to support existing autism programs and the possibility of offering additional programs within the Town;
- the possibility of postponing the matter until additional information is provided by the Province; and,
- whether a letter could be drafted by the Mayor in collaboration with Autism Ontario and Grandview Children's Centre and sent to the Province to address the funding concerns.

Based on the discussion, the Mayor indicated he would prepare a letter to the Province advising of the significant concern being expressed by the community with regard to the proposed changes to funding and services for those with Autism Spectrum Disorder.

Recommendation:

Moved By Councillor Lee

Whereas according to the National Autism Spectrum Disorder Surveillance System (NASS), Autism Spectrum Disorder (ASD) is one of the most common developmental disabilities in Canada with 1 in 66 children being diagnosed with ASD;

Whereas according to the Canadian Medical Association Journal, approximately 1 percent of the Canadian population is affected by ASD, which means there are over 100,000 Ontarians on the autism spectrum;

Whereas the Province of Ontario must be prepared to support children and adults within the context of development, learning, family and community, ensuring that each person with ASD is provided with the means to achieve a high quality of life;

Whereas the Province of Ontario must support the individual needs of a person with ASD using evidence-based treatment and a needs-based funding model;

Whereas school boards are expecting an influx of approximately 1,000 students with ASD as families lose funding for treatment services, resulting in educators being tasked with providing care for children with ASD without appropriate support or resources; and,

Whereas the funding model changes proposed by the Province will result in thousands of families currently receiving behavioural therapy seeing drastic cutbacks in funding for these services;

Now Therefore be it Resolved:

1. That the Council of The Corporation of the Town of Whitby formally requests the Minister of Children, Community and Social Services suspend implementation of the proposed funding model changes and continue to identify and advocate for a sustainable funding plan for individuals with ASD to ensure adequate resources for Applied Behavioural Analysis and necessary

- therapies;
2. That the Minister of Children, Community and Social Services work collaboratively with families, community partners and stakeholders to develop a funding plan which will ensure that every person with ASD has access to needs-based funding and individualized programming;
 3. That children and youth currently enrolled in specialized programming continue to receive these services; and,
 4. That a copy of this resolution be forwarded to Premier Ford, Minister Fedeli, Minister MacLeod, MPP Lorne Coe, Region of Durham Council, Chairs of the respective school boards in the Region of Durham, and the Association of Municipalities of Ontario.

Note: The disposition of the matter, Item 11.1, was determined through the referral motion below.

Recommendation:

Moved By Councillor Leahy

That the motion to the Province regarding changes to funding for Autism Spectrum Disorder be referred to Staff to investigate opportunities that the Town can support families and persons with autism through municipal programs and services.

Carried

11.2 Seniors' Van Town Hall Meeting

Discussion ensued between Members of the Committee and Town Staff regarding:

- the ability to amend the language used within the motion and to remove the words town hall meeting and replace them with information meeting;
- clarification on the purpose of the information meeting and whether it would provide meaningful solutions;
- the ability for Staff to communicate with seniors and to help them identify alternate transportation options to access the Seniors' Centre;
- whether Staff could provide a memorandum to Council outlining the content of the discussion and feedback received at the information meeting;
- the timeline to conduct the information meeting and advancing it

- to June 2019; and,
- the timeline of any potential donation from Elexicon Energy to support the operating costs of the Seniors' Van Service.

Recommendation:

Moved By Councillor Shahid

That Staff be directed to hold a town hall meeting with members of the Seniors' Centre to provide information regarding the discontinuation of the Seniors' Van service at the end of August 2019 and alternative transportation options to access the Seniors' Centre.

Carried later in the meeting [See following motions]

Recommendation:

Moved By Councillor Newman

That the main motion be divided into two motions as follows:

1. That Staff be directed to hold a town hall meeting; and,
2. That Staff be directed to provide information regarding the discontinuation of the Seniors' Van service at the end of August 2019 and alternative transportation options to access the Seniors' Centre.

Motion Lost

Recommendation:

Moved By Mayor Mitchell

That the main motion be amended by replacing the words "town hall" with "information meeting" and by adding "that Staff provide a memorandum to Council after the information meeting as to the outcome of the meeting and topics that were discussed.

Carried

The main motion, as amended, was then carried as follows:

Recommendation:

Moved By Councillor Shahid

That Staff be directed to hold an information meeting with members of the Seniors' Centre to provide information regarding the discontinuation of the Seniors' Van service at the end of August 2019 and alternative transportation options to access the Seniors' Centre and that Staff provide a memorandum to Council after the information meeting as to the outcome of the meeting and topics that were discussed.

Carried

12. Adjournment

12.1 Motion to Adjourn

Recommendation:

Moved By Councillor Leahy

That the meeting adjourn.

Carried

The meeting adjourned at 8:55 p.m.

13. Advisory Committee Minutes – For Information Only

- 13.1
- Brooklin Downtown Development Steering Committee Minutes - April 25, 2019
 - Ethno-cultural and Diversity Advisory Committee Minutes - May 2, 2019

Kevin Narraway, Manager of Legislative
Services/Deputy Town Clerk