

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, NOVEMBER 21, 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
M. Gerrard, Fire Chief
P. LeBel, Director of Community & Marketing Services
R. Short, Director of Planning
N. Tellis, Manager of Treasury Services
D. Wilcox, Town Clerk
M. Pettit, Deputy Clerk

1. DISCLOSURES OF INTEREST

There were no disclosures of interest.

2. BY-LAW TO ADOPT THE MINUTES – BY-LAW NO. 6546-11

RESOLUTION NO. 318-11

Minutes of Council Meetings – October 31, 2011, November 1 and
November 7, 2011

Councillor Mitchell seconded by Councillor Montague moved for 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 October 31, 2011 and the Special Meetings of Council held on November 1, 2011 and November 7, 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 6546-11 considered read a first, second, and third time and finally passed.

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3. PRESENTATIONS/DELEGATIONS

- (i) Presentation to the Public Works Department of a Special Recognition Watershed Award by Russ Powell, CAO, Central Lake Ontario Conservation for the completion of three stormwater quality enhancement projects
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Mayor Perkins, Councillor Mitchell, Chair of Public Works, and S. Beale, Director of Public Works were joined on the dais by Russ Powell, CAO, Central Lake Ontario Conservation Authority (CLOCA), who presented Director Beale with the Watershed Award in recognition of the outstanding stormwater quality enhancement projects undertaken by the Town of Whitby.

- (ii) Recognition of Whitby Pee Wee 1 Lacrosse

Mayor Perkins, Councillor Emm, Chair of Community & Marketing Services and P. LeBel, Director of Community & Marketing Services were joined on the dais by Shawn Williams, Head Coach and team members of the Whitby Pee Wee 1 Lacrosse team. The team was recognized for their accomplishment of winning the Field Provincials, Peterborough Laker Tournament, Zone Championship, placing first in qualifiers for Provincials and for winning the Box Provincials.

- (iii) Recognition of Whitby Girls Softball Association – Novice Select Team

Mayor Perkins, Councillor Emm, Chair of Community & Marketing Services and P. LeBel, Director of Community & Marketing Services were joined on the dais by Andy Parnham and Laurie Carroll, Head Coaches and team members of the Whitby Girls Softball Association Novice Select Team. The team was recognized for their accomplishment of being the Provincial Women's Softball Association (PWSA) 2011 Provincial Bronze Medal Winners; and for being Gold Medalists in four 2011 Select Tournaments and Silver Medalists in two 2011 Select Tournaments with an overall 2011 record of 29 – 3.

- (iv) Recognition of Jennifer Beckberger, Whitby Dolphins Swim Club

Mayor Perkins, Councillor Emm, Chair of Community & Marketing Services and P. LeBel, Director of Community & Marketing Services, welcomed Jennifer Beckberger to the dais. Jennifer was recognized for her accomplishments at the recent Pan American Games in Mexico, where, as a member of the Canadian swim team, she received a silver

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medal in the 4 x 100 m medley and a bronze medal in the 4 X 100 m freestyle at the Pan American Games in Mexico.

(v) Recognition of Kristina Vaculik

Mayor Perkins, Councillor Emm, Chair of Community & Marketing Services and P. LeBel, Director of Community & Marketing Services, welcomed Kristina Vaculik and her coach Elena Davydova to the dais. Kristina is a member of the Canadian women's artistic gymnastics team and she won a silver team medal, a bronze medal in the all round competition and a silver medal for her balance beam performance at the Pan American Games in Mexico.

4. CORRESPONDENCE

(i) CORR 28-11

That the following request be proclaimed:

Epilepsy Awareness Month – March 2012 and Purple Day for Epilepsy Awareness – March 26, 2012

RESOLUTION NO. 318-11

MOVED by Councillor Coe
Seconded by Councillor Drumm

That CORR 28-11, being a request for Proclamation for Epilepsy Awareness Month – March 2012 and Purple Day for Epilepsy Awareness – March 26, 2012, be endorsed.

CARRIED

(ii) CORR 29-11

Copy of a petition and correspondence from residents of Belmont Court with respect to Correspondence dated September 20, 2011 to Residents of Belmont Court from the Public Works Department, Town of Whitby, regarding Traffic Island Rehabilitation

RESOLUTION NO. 319-11

MOVED By Councillor Coe
Seconded by Councillor Emm

That CORR 29-11, being a copy of a petition and correspondence from residents of Belmont Court with respect to Correspondence dated

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September 20, 2011 to Residents of Belmont Court from the Public Works Department, Town of Whitby, regarding Traffic Island Rehabilitation, be referred to the Director of Public Works.

CARRIED

5. STANDING COMMITTEES

- (b) Operations Committee – November 14, 2011
Report No. 12
Recommendations to Council

- 4.1 Community & Marketing Services Report, Item CMS 58-11
Re: Ashburn and Spencer Community Centres – Committees of Council

COUNCIL DECISION:

1. That Community and Marketing Services Department Report CMS 58-11 pertaining to the Ashburn Community Centre and Spencer Community Centre be received as information;
2. That Council approve and appoint the individuals on the Ashburn Community Centre Board and the Spencer Community Centre Board, identified on Attachment Nos. 2 and 3, as a Committee of Council for a two-year term; and,
3. That the Terms of Reference for the Ashburn Community Centre and Spencer Community Centre Committees of Council be approved.

- 4.3 Corporate Services Report, Item CS 81-11
Re: Remuneration for Livestock Valuer

COUNCIL DECISION:

1. That Report CS 81-11 of the Director, Corporate Services and Treasurer be received;
2. That the remuneration paid to the citizen appointed livestock valuer for the Town of Whitby be increased to \$80.00 per visit, plus mileage; and

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3. That the Clerk be authorized to bring forward the necessary by-law to give effect to the increase.
- 4.5 Fire Report, Item FR 3-11
Re: Proposed Radio Communications System, "NEXTGEN"
– Next Generation Common Communications Platform

COUNCIL DECISION:

1. That Report FR 3-11 of the Fire Chief be received; and
2. That Council approve Whitby Fire and Emergency Services participation in the Request for Proposal with respect to the "NextGen" Radio Communications Platform initiative for the possible procurement of a replacement for the existing radio system, in co-operation with the Region of Durham, and the eight (8) Regional Fire Services.

RESOLUTION NO. 320-11

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

That Items 4.1 and 4.3 to 4.5 of Report No. 12 of the Operations Committee dated November 14, 2011, be adopted, save and except Item 4.4.

CARRIED

- 4.4 Public Works Report, Item PW 46-11
Re: Ontario One Call Service System

RESOLUTION NO. 321-11

MOVED By Councillor Mitchell
Seconded by Councillor Roy

1. That the Town of Whitby join a Trial Membership in the Ontario One Call Service System for a one time membership fee of \$1,000 for the 2012 and 2013 calendar years; and,
2. That Staff report back to Council prior to 2014 regarding the continuation of membership in the Ontario One Call Service System along with the anticipated annual costs for 2014 and beyond.

CARRIED

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5. STANDING COMMITTEES

- (c) Management Committee – November 15, 2011
Report No. 4
Recommendations to Council

2.4 Job Titles of Senior Staff

RESOLUTION NO. 322-11

MOVED BY Councillor Drumm
Seconded by Councillor Coe

1. That the titles of the following senior staff positions be changed as follows:
 - a) That the Manager of Operational Services be changed to Director of Operational Services; and
 - b) That all Department Heads currently entitled Director of their respective Departments be changed to Commissioner of their respective Departments; and
2. That the Chief Administrative Officer take the necessary action to give effect to these changes.

CARRIED

6. NOTICE OF MOTION

There were no notices of motion.

7. NEW AND UNFINISHED BUSINESS

7.1 Whitby/Brooklin Block Parent Program Update

Councillor Emm advised he was in receipt of an email from Johanna Hopper, Chair, Whitby/Brooklin Block Parent program, to advise that some work has been done by the public since the article appeared in the Whitby This Week newspaper advising the program would be ending. Councillor Emm enquired if the Town had been in contact with Ms. Hopper. The Chief Administrative Officer advised that he had not spoken directly to her but would be in touch and provide an update.

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7.2 Peter Perry Award Winner – Former Mayor Des Newman

Mayor Perkins advised she had the pleasure of presenting the Peter Perry Award to former Mayor Des Newman at the recent awards ceremony and that this is the first time a former Mayor has been a recipient of the award.

7.3 Christmas in the Village – Friday, November 25th

Councillor Hanson advised that Christmas in the Village will take place in the village of Brooklin starting off the weekend celebrations with the lighting of the Christmas tree on Friday, November 25th at 6:00 p.m. at Grass Park. All are welcome to join in the festivities.

7.4 Holiday House Tour– Saturday, November 26th

Councillor Coe advised that the Holiday House Tour presented by the Station Gallery is scheduled to take place on Saturday, November 26th and that tickets are still available for purchase. Check out their website at whitbystationgallery.com

7.5 Road Watch Program

Councillor Drumm provided a status report with a number of statistics recently collected by the Road Watch program and advised that the committee needs new members and encouraged residents who wish to get involved to apply.

7.6 Paving in Established Neighbourhoods Damaging Tree Canopy

Councillor Drumm advised that the practice of improving the pavement in older established neighbourhoods damages the tree canopies due to the heat output from the pulverization/paving machine used for this purpose and enquired if Public Works was doing something to mitigate this. S. Beale, Director of Public Works, advised that the Town was adjusting their tender specifications on the equipment to ensure that the exhaust tips are pointed downward away from the tree canopy to prevent damage.

7.7 Emerald Ash Borer

Councillor Drumm advised that he was concerned about the ramifications of the infestation to ash trees in public areas and also on private property and enquired what information had been provided to residents in this regard. S. Beale, Director of Public Works, advised that an article has

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been included in the Whitby Perspective and information is available on the Town's website advising residents of how to deal with an emerald ash borer infestation on their private property.

Councillor Montague commented he had heard there were injections that could be given to ash trees that would slow or halt the progress of the emerald ash borer infestation and though they were reported to be expensive they might be less expensive than having to replace all the trees affected by the disease.

Councillor Mitchell advised that the scale of the devastation from this infestation is inconceivable and encouraged Council members and the public to read *The Empire of the Beetle: How Human Folly and a Tiny Bug Are Killing North America's Great Forests*, by Andrew Nikiforuk which investigates the rise of this invasive beetle outbreak. This book is available at the Whitby Public Library.

7.8 CBC Report: Glass Enclosed High-Rise Buildings

Councillor Drumm advised that he had heard of a recent CBC article that reported that glass enclosed high-rise buildings had a lifespan of only 25 years, after which problems with the glass structure began to appear. With the possibility of having glass enclosed high-rise buildings within the Town in the future, Councillor Drumm wanted Council members to be aware of this report.

RESOLUTION NO. 323-11

MOVED BY Councillor Drumm
Seconded by Councillor Montague

That the rules be suspended in order to introduce a motion with respect to glass enclosed high-rise buildings.

CARRIED ON A TWO THIRDS
MAJORITY VOTE

RESOLUTION NO. 324-11

MOVED BY Councillor Drumm
Seconded by Councillor Montague

That the Town Clerk be directed to acquire copies of the CBC report regarding glass enclosed high-rise buildings and report back on the findings.

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7.9 Off-Leash Dog Park Public Meeting

Councillor Montague advised that the recent public meeting regarding a proposed Off-Leash Dog Park was well attended and valuable input and support from the public was received. Councillor Montague encouraged residents who still wish to provide input into the process to contact P. LeBel, Director of Community and Marketing Services or the Town Clerk.

7.10 Neighbourhood Watch

Councillor Roy suggested that Morgen Dobson, Co-ordinator of the Neighbourhood Watch, be invited to a future Operations Committee to provide a presentation and update on the status of the program. The Director of Public Works will follow up on this matter.

7.10 International Day of Persons with Disabilities – Friday, December 2nd

Councillor Mitchell advised that the Whitby Public Library would be hosting the 2nd International Day of Persons with Disabilities interactive event on Friday, December 2nd from 9:30 a.m. – 12 noon and encouraged Town staff and the public to attend and participate in this experience.

7.11 Clarification of Job Title Changes

Councillor Mitchell clarified that the recommendation from the Management Committee to change job titles for senior staff passed earlier in the meeting reflected only a name change and not any increase in pay rates.

7.12 Council in Committee of the Whole – Official Plan Review – Monday, November 28th at 6:30 p.m.

Councillor Coe reminded residents that there is an upcoming meeting of Council in Committee of the Whole on Monday, November 28th at 6:30 p.m. in the Meeting Hall, 575 Rossland Road East. The purpose of the meeting is to receive the draft policy discussion papers for the Official Plan Review.

8. BY-LAWS

- 6547-11 By-law to establish certain lands as public highways [Brooklin Olde Town Inc. Subdivision – Plan 40M-2207]

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- 6548-11 By-law to amend By-law No. 1862-85 to regulate traffic on highways in the Town of Whitby with reference to Section "N" – Stop Signs. [Brooklin Olde Town Inc. Subdivision – Plan 40M-2207]
- 6549-11 By-law to designate certain portions of a registered plan of subdivision as not being subject to part lot control. [Kaitlin Group (Villas of Brooklin) – Blocks 1 – 6 on Registered Plan 40M-2440]
- 6550-11 By-law to appoint certain persons as Municipal Law Enforcement Officers for the purpose of enforcing parking restrictions on private property.
- 6551-11 By-Law To Provide For The Appointment And Remuneration Of A Livestock Valuer [Refer to Corporate Services Report, CS 81-11]
- 6552-11 By-law to repeal By-law No. 6519-11, Being a By-law to stop-up and close part of the public highway known as Carnwith Drive.
- 6553-11 By-law to amend By-law No. 6413-10, Amendment No. 90 to the Official Plan [Refer to Planning Report, Item PL 66-11 – Whitby Official Plan Review: Intensification Strategy – Policies for Other Intensification Sites – (OPA-2009-W/02)]

RESOLUTION NO. 325-11

MOVED by Councillor Roy seconded by Councillor Drumm that leave be granted to introduce By-law Nos. 6547-11 to 6553-11, 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

9. CONFIRMATORY BY-LAW NO. 6554-11

RESOLUTION NO. 326-11

MOVED by Councillor Coe seconded by Councillor Hanson 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 November 21, 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

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By-law No. 6554-11 considered read a first, second and third time and finally passed.

10. ADJOURNMENT

RESOLUTION NO. 327-11

MOVED by Councillor Coe
Seconded by Councillor Emm

That the meeting be adjourned.

CARRIED

The meeting adjourned at 8:16 p.m.

Debi A. Wilcox, Town Clerk

Patricia Perkins, Mayor