

**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  
B. Rice, Acting Commissioner of Public Works  
R. Short, Commissioner of Planning  
D. Speed, Fire Chief  
N. Tellis, Manager of Treasury Services  
D. Wilcox, Town Clerk  
S. Cassel, Deputy Clerk

**Regrets:** None noted

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1. Declarations of Pecuniary Interest

1.1 There were no declarations of pecuniary interest.

2. Adoption of Minutes

2.1 Special Council - March 9, 2015 (Closed minutes of the In-Camera Session under separate cover)  
Regular Council - March 9, 2015  
Special Council - March 16, 2015 (Closed minutes of the In-Camera Session under separate cover)  
Special Council - March 23, 2015

**Resolution # 148-15**

Moved By Councillor Coe

Seconded By Councillor Roy

That the minutes be adopted.

**Carried**

3. Delegations/Presentations

**3.1** Recognition of Matt Cardwell

Award/Accomplishment: Prime Minister Volunteer Awards - Emerging Leader

Mayor Mitchell attended the dais and was joined by Councillor Roy. Matt Cardwell was welcomed onto the dais to recognize him for his accomplishment in receiving the Prime Minister Volunteer Award for Emerging Leader.

**3.2** John Vickery

Re: Community and Marketing Services Department, Public Works Department and Planning and Development Department Joint Report, CMS 20-15  
Downtown Music Festival

John Vickery, 1132 Brock Street South, appeared before Council and stated that he was in support of the staff recommendation outlined in the report. Mr. Vickery provided an overview of the proposed event which would include music from three different Blue's Bands. He stated that the festival would be a family event and include local vendors from the area and bring business to Downtown Whitby merchants. The event was anticipated to bring between three and five thousand people to Downtown Whitby. Mr. Vickery expressed that the old Fire Hall site was ideal for the festival and that it would provide a cultural event in the Downtown and would aid in Council's goals of revitalizing the area. Mr. Vickery further stated that he hoped that the event would become an annual festival.

A question and answer period ensued with respect to:

- the operating budget for the festival;
- what communication had taken place with the Chamber of Commerce, local businesses and DRPS;
- what provisions were in place in the event that there was inclement weather; and,
- provisions to ensure that garbage was maintained within the appropriate receptacles during the festival.

Mr. Vickery stated that they would be approaching all the businesses in the area and would be available to answer any questions regarding the event.

**Resolution # 149-15**

Moved By Councillor Emm  
Seconded By Councillor Leahy

That the order of the agenda be changed to hear Item 8.1, CMS 20-15 at this time.

**Carried**

4. Correspondence

4.1 That the following request be endorsed:

- April 28, 2015 - Day of Mourning
- June 2015 - Senior's Month

**Resolution # 150-15**

Moved By Councillor Coe  
Seconded By Councillor Roy

That the proclamations for Day of Mourning - April 28, 2015 and Senior's Month - June 2015, be endorsed.

**Carried**

5. Planning and Development Committee  
Report # 4 of the Planning and Development Committee - March 16, 2015

5.1 Planning and Development Department Report, PL 24-15  
Re: Designation of R.A. Sennett Public School, located at 300 King Street, as being of Historic and Architectural Value and Interest under Part IV of the Ontario Heritage Act, R.S.O c. O.18.

Brief discussion ensued regarding Council's commitment to designate the former R.A. Sennett Public School and the opportunities to reuse the building noting that it was a beautiful historical building with a sizeable lot.

**Resolution # 151-15**

Moved By Councillor Coe  
Seconded By Councillor Emm

1. That the Planning Report Item No. PL 24-15 be received as information;
2. That the Notice of Intent to Designate R.A. Sennett School, located at 300 King Street, be published as per section 29. (1.1) of the Ontario Heritage Act, R.S.O 1990 c. O.18.; and,
3. That, if there are no objections to the designation in accordance with section 29. (6) of the Ontario Heritage Act, the Clerk be authorized to introduce the by-law designating the property under Part IV, Section 29 of the Ontario Heritage Act, following Council's final decision on the planning application as submitted by 360 Incentives.

**Carried**

- 5.2** Planning and Development Report, PL 23-15  
Re: Appointment of Control Architect Williams & Stewart Associates,  
Part of Lot 18, Concession 3, Adalan Development Corporation

**Resolution # 152-15**

Moved By Councillor Coe  
Seconded By Councillor Emm

1. That Council appoint the firm of Williams & Stewart Associates as Control Architect for the subdivision plan Adalan Development Corp.; and,
2. That the Subdivider Adalan Development Corp. and the Builder Brookfield Residential and Williams & Stewart Associates be advised of Council's appointment and the Subdivider's financial obligations as set out in Section 8.0 of Planning Report PL 23-15.

**Carried**

- 5.3** Planning and Development Department Report, PL 27-15  
Re: LACAC Heritage Whitby Committee Annual Report 2014

**Resolution # 153-15**

Moved By Councillor Coe

Seconded By Councillor Emm

That Council receive as information the LACAC Heritage Whitby Committee 2014 Annual Report.

**Carried**

- 5.4** Planning and Development Department Report, PL 29-15  
Re: Ontario's Climate Change Discussion Paper

**Resolution # 154-15**

Moved By Councillor Coe  
Seconded By Councillor Emm

1. That Council receive Planning and Development Report Item PL 29-15 for information;
2. That the Clerk, on behalf of the Town of Whitby forward to the Ministry of Environment and Climate Change a copy of Report PL 29-15 and Whitby comments as set out under Section 5 to Report PL 29-15;
3. That Planning and Development Report Item PL 29-15 be forwarded to Region of Durham, CLOCA, local MPPs, Minister of Environment and Climate Change and the Senior Management Team;
4. The Province be requested to amend the Building Code and other Regulatory Instruments to mandate zero-carbon homes in new developments based on a final target date and milestone markers;
5. The Province promote and support residential retro-fits of existing housing stock to achieve significant energy efficiencies; and,
6. The Province promote and support zero and reduced carbon transportation options.

**Carried**

- 5.5** Planning and Development Department Report, PL 28-15  
Re: Zoning By-law Amendment Application to Permit the Extension of a Temporary use for a Residential Sales Office

**Resolution # 155-15**

Moved By Councillor Coe  
Seconded By Councillor Emm

1. That Council approve the zoning application (Z-02-15) submitted by ARG Group Inc. for the extension of a temporary use at 105 Rossland Road West as a temporary residential sales office, for an additional period of three (3) years; and,
2. That the amending by-law be brought forward for Council approval.

**Carried**

**5.6** Planning and Development Department Report, PL 22-15  
Re: Ministry of Transportation Surplus Lands

Discussion ensued with respect to the need to have the employment lands released to provide for the growth that will occur in West Whitby and Brooklin. Further discussion ensued regarding the opportunities that the employment lands would provide in closing the gap between the residential and commercial tax base to provide balanced growth both in population and employment.

**Resolution # 156-15**

Moved By Councillor Coe  
Seconded By Councillor Emm

1. That Planning and Development Report Item PL 22-15 be received for information;
2. That Council request that the Ministry of Transportation expeditiously identify, declare surplus, and release designated employment lands that are not required for the Highway 407 or the Highway 412 link, to the market place with the opening of these highways;
3. That the Ministry be advised that the lands identified in Section 5.3 of Planning Report PL 22-15, be protected for future road needs, and the valley lands north and south of Highway 407 near Memorial Park are of future municipal interest for green space purposes; and,
4. That a copy of Council's resolution and Planning and Development Report PL 22-15 be forwarded to the Ontario Minister of Transportation, the Minister of Economic Development, Employment and Infrastructure, Minister of Municipal Affairs and Housing, the Region of Durham, City of Pickering, City of Oshawa, and Municipality of Clarington.

**Carried**

6. Operations Committee  
Report # 4 of the Operations Committee - March 23, 2015

**6.1** Public Works Department Report, PW 19-15  
Re: Watford Street and Carnwith Drive Intersection Review

Detailed discussion ensued with respect to Item 4 of the recommendation with a focus on:

- Council's goals for safe streets;
- the need for long term solutions for local roads that would enhance safety and encourage reduced vehicle speed;
- the role of stop signs and their effectiveness in different communities;
- the value of having a traffic mitigation plan and toolkit that would be applied to the entire Town;
- the distinct aspects of Carnwith Drive in that it is a four lane road that travels through residential communities and the risks associated for pedestrians in this regard;
- the recommendations from staff in the report and the risks with implementing unwarranted stop signs;
- the issues of speeding in the area and throughout the Town;
- the measurable data from the results of the recommended features of bump outs and bike lanes and how this data would be measured with the addition of four way stop signs;
- the need to be fiscally responsible in the planning of traffic calming measures throughout the Town, ensuring that these items are included in annual budgets and not implemented as one-time projects;
- the impacts for the children and parents of the three schools in the area in ensuring that the roads are safe; and,
- the opportunity that the one year trial will provide as to whether the implementation of a four way stop sign is effective in this area.

**Resolution # 157-15**

Moved By Councillor Roy

Seconded By Councillor Gleed

1. That Council authorize the expenditure of \$123,500, financed \$61,565 by Development Charges and \$61,935 from one time funds for the design and construction of intersection curb extensions (bump-outs) at the intersections of Carnwith Drive and Watford Street and Carnwith Drive and Croxall Boulevard, as well as bike lanes and lane narrowing along Carnwith Drive between Vallance Way and Downey Drive;
2. That Council authorize staff to Tender and award the Carnwith Drive project to the lowest compliant bidder provided such tenders are

within or do not exceed by more than 10%, the requested budget of \$123,500; and,

3. That the Mayor and Clerk be authorized to execute the contract documents; and,
4. That four way stop signs be installed at the intersection of Carnwith Drive and Watford Street on a one year trial basis and that staff report back to council after the one year period with the results of the trial period and recommendations for the future.

**Carried unanimously on a recorded vote as follows:**

	<b>For</b>	<b>Against</b>	<b>Abstained</b>
Councillor Lorne Coe	x		
Councillor Joe Drumm	x		
Councillor Michael Emm	x		
Councillor Derrick Gleed	x		
Councillor Chris Leahy	x		
Councillor Elizabeth Roy	x		
Councillor Steve Yamada	x		
Mayor Don Mitchell	x		
	8	0	0

**6.2** Public Works Department Report, PW 16-15  
Re: Rented Winter Control Equipment

**Resolution # 158-15**

Moved By Councillor Roy  
Seconded By Councillor Gleed

1. That Report PW 16-15 be received as information; and,
2. That Council endorse the recommendation for staff to proceed with a tender for the rental of winter maintenance equipment (and operators) for the term of five years plus three optional one year terms.

**Carried**

**6.3** Public Works Department and Legal and Human Resource Services  
Department Report, PW 23-15  
Re: Proposed Revisions to Fill Control Regulations



Discussion ensued regarding fill controls and the need to address the dumping of vacuum trucks in the new by-law that will allow staff to be able to investigate these matters.

**Resolution # 159-15**

Moved By Councillor Roy

Seconded By Councillor Gleed

1. That Public Works/Legal and Human Resource Services Report PW 23-15 be received for information;
2. That staff be directed to hold a public meeting in April 2015 to present proposed changes to the Town's fill control regulations to interested stakeholders; and,
3. That staff be directed to prepare a new Fill Control By-law based on the information in this report and in consideration of comments received from stakeholders at the public meeting and from other departments and outside agencies and to report back to Operations Committee in June 2015 with a final draft of the by-law.

**Carried**

**6.4 Public Works Department Report, PW 24-15**

Re: Highway 407 - Desmond G. Newman Boulevard (Formerly New Coronation Road) Financial Compensation from the Ministry of Transportation

**Resolution # 160-15**

Moved By Councillor Roy

Seconded By Councillor Gleed

1. That Report PW 24-15 be received as information;
2. That Council authorize Town staff to finalize the agreement with the Ministry of Transportation regarding financial compensation and land transfer for Desmond G. Newman Boulevard (formerly New Coronation Road) as a result of the approval of the Highway 407 EA;
3. That the Town of Whitby acquire the parcels of land listed in Attachment 2, from the Ministry of Transportation for the Desmond G. Newman Boulevard (formerly New Coronation Road) right-of-way; and,
4. That the Mayor and Clerk be authorized to execute the required documents.

**Carried**

- 6.5** Community Marketing Services Department and Corporate Services  
Department Report, CS 12-15  
Re: Coach Park Landscape Construction

**Resolution # 161-15**

Moved By Councillor Roy  
Seconded By Councillor Gleed

1. That the Town of Whitby accept the low tender as received from Royalcrest Paving and Contracting Ltd in the amount of \$173,709.10 (excluding provisional items and HST) for the landscape construction of Coach Park;
2. That an over expenditure in the amount of \$40,327.32 be approved and funded through development charges and one time funds;
3. That the total estimated project cost in the amount of \$191,436.38 be approved; and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

**Carried**

- 6.6** Public Works Department and Corporate Services Department Report,  
CS 21-15  
Re: Supply & Placement of Surface Treatment and Slurry Seal on  
Surface Treated Roads

**Resolution # 162-15**

Moved By Councillor Roy  
Seconded By Councillor Gleed

1. That the Town of Whitby accept the low tender of Miller Paving Limited in the amount of \$367,392.26 (including Provisional Item pulverization with base stabilization and excluding HST) for all labour, materials and equipment necessary to complete the supply & placement of surface treatment and slurry seal on various surface treated roads within the Town of Whitby;
2. That the total estimated cost in the amount of \$420,000.00 be approved; and,

3. That the Mayor and Clerk be authorized to execute the contract documents.

**Carried**

- 6.7** Public Works Department and Corporate Services Department Report, CS 22-15  
Re: Pavement Crack Sealing

**Resolution # 163-15**

Moved By Councillor Roy  
Seconded By Councillor Gleed

1. That the Town of Whitby accept the low compliant tender of R & N Maintenance in the amount of \$106,210.00 for all labour, materials and equipment necessary to complete pavement crack sealing at various locations within the Town of Whitby;
2. That the total estimated cost in the amount of \$123,000.00 be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

**Carried**

- 6.8** Community and Marketing Services Department Report, CMS 14-15  
Re: 2015 Earth Day/Week Activities

Brief discussion ensued regarding the sponsors for Earth Week and whether staff had received the results from Whitby Hydro for Earth Hour. R. Short, Commissioner of Planning stated that they had not been provided with the results from Whitby Hydro but would provide this information to Council once it had been obtained.

**Resolution # 164-15**

Moved By Councillor Roy  
Seconded By Councillor Gleed

1. That Council endorse the recommendations regarding Earth Day/Week activities as outlined in Community and Marketing Services Department Report CMS 14-15; and,
2. That Council acknowledge and thank the Earth Day/Week sponsors and organizers.

**Carried**

- 6.9** Community and Marketing Services Report, CMS 15-15  
Re: Ethno-cultural and Diversity Advisory Committee 2014 Review and Proposed 2015 Work Plan

**Resolution # 165-15**

Moved By Councillor Roy  
Seconded By Councillor Glead

1. That Council receive as information the Ethno-cultural and Diversity Advisory Committee of Council's 2014 summary of activities and accomplishments;
2. That Council approve the Ethno-cultural and Diversity Advisory Committee of Council's proposed 2015 Work Plan and the actions contained within;
3. That Council approve the Ethno-Cultural and Diversity Advisory Committee of Council updated Terms of Reference; and,
4. That the Clerk forward a copy of Community and Marketing Services Department Report CMS 15-15 to the Durham Region Local Diversity and Immigration Partnership Council.

**Carried**

- 6.10** Community and Marketing Services Department Report, CMS 17-15  
Re: 2015 Port Whitby Marina Boater Event Program

**Resolution # 166-15**

Moved By Councillor Roy  
Seconded By Councillor Glead

1. That Council approve the recommended 2015 Port Whitby Marina boater event program as summarized in Community and Marketing Services Report CMS 17-15;
2. That Council approve an expenditure not exceeding \$2,000 to be funded from the Port Whitby Marina Operating Budget for the provision of a boater appreciation/family day event on July 25th, 2015;
3. That Council approve the addition of three catered boater events including a Mother's Day Brunch on May 10th, 2015, a Father's Day

Brunch on June 21st, 2015, and a Christmas Dinner and Dance on November 21st, 2015; and,

4. That Council approve reserving the Port Whitby Marina Avalon Lounge on Fridays and Sundays during the prime boating season (commencing Victoria Day weekend to September 30) for use by Marina boaters for organized or informal get-together opportunities.

**Carried**

**6.11** Fire and Emergency Services Department Report, FR 01-15  
Re: Adoption of Emergency Management Changes

A question and answer period ensued regarding the measures in place to deal with various types of disasters. D. Speed, Fire Chief, stated there are a series of principles and steps taken to deal with all emergencies and depending on the nature of the emergency, experts are called in to provide assistance. He advised Members of Council that one of the goals of Fire Services is to develop individual plans for specific disasters.

**Resolution # 167-15**

Moved By Councillor Roy  
Seconded By Councillor Gleed

1. That a new Town of Whitby Emergency Plan in accordance with the recommendations of Report FR 01-15 be approved;
2. That Council approve the MOA (identified as Attachment 3 to this report) between the Abilities Center and the Town of Whitby, to utilize the Center as an emergency evacuation site for South Whitby in the event of an emergency;
3. That Council approve funding for costs associated with the relocation of the Alternate Emergency Operations Center (AEOC), and that this funding be drawn from Capital Reserves; and,
4. That the Clerk be directed to take the necessary steps to repeal By-law #5548-04 and adopt a new By-law to enact a new Emergency Management Plan and Emergency Program for the Town of Whitby. Specifically:
  - a) Amendments to the approved Emergency Management Plan be approved, (identified as Attachment 1 to this report) in keeping with the requirements of the Emergency Management and Civil Protection Act RSO 1990 (EMCPA) and Ontario Regulation 380/04;
  - b) Formation of an Emergency Management Program Committee and Emergency Management Program, (identified as Attachment

2 to this report), as per the Emergency Management and Civil Protection Act RSO 1990 (EMCPA) and Ontario Regulation 380/04; and,

- c) Approval of the Abilities Center and Brooklin Community Center and Library as evacuation centers, and relocation of the Alternate Emergency Operations Center (AEOC) from Fire Hall 1 to the Brooklin Community Center and Library, along with the installation of an emergency generator, the provision of required technology and equipment, and the installation of an internet pipe at this location.

**Carried**

- 6.12** Corporate Services Department Report, CS 24-15  
Re: Remuneration and Expenses Paid to Mayor and Members of Council and Council Appointees to Local Boards - 2014

**Resolution # 168-15**

Moved By Councillor Roy  
Seconded By Councillor Gleed

That Report CS 24-15 of the Commissioner of Corporate Services/Treasurer be received for information.

**Carried**

- 7. Notice of Motion

- 7.1** There were no notices of motion.

- 8. New and Unfinished Business

- 8.1** Community and Marketing Services Department, Public Works Department and Planning and Development Department Joint Report, CMS 20-15  
Re: Downtown Music Festival

A question and answer period ensued with respect to the participation of businesses during the festival. P. LeBel, Commissioner of Community and Marketing Services, advised Members of Council that businesses will be informed and that they would be looking into opportunities for retailers and restaurants to become involved in promoting their businesses during the event.

Further discussion ensued regarding the opportunity to place notices and ads for the event on the Town's website and in the Whitby Perspective publication.

**Resolution # 169-15**

Moved By Councillor Drumm  
Seconded By Councillor Coe

1. That Council approve the proposed Downtown Music Festival and the associated activities to be held Saturday, June 27, 2015 in downtown Whitby, subject to the terms and conditions outlined in the joint Departmental report CMS 20-15;
2. That Council authorize the use of the former Fire Hall building located at 201 Brock Street South and the adjacent parking lot for the event;
3. That Council authorize the closure of Colborne Street from 8:00 a.m. to 9:00 p.m. on Saturday, June 27, 2015;
4. That Council provide an exemption to the Town's Noise By-law #6917-14 during the hours of the proposed Downtown Music Festival; and,
5. That Council approve the allocation of municipal resources for the event and the cost be funded from one time reserves.

**Carried unanimously on a recorded vote as follows:**

	<b>For</b>	<b>Against</b>	<b>Abstained</b>
Councillor Lorne Coe	x		
Councillor Joe Drumm	x		
Councillor Michael Emm	x		
Councillor Derrick Gleed	x		
Councillor Chris Leahy	x		
Councillor Elizabeth Roy	x		
Councillor Steve Yamada	x		
Mayor Don Mitchell	x		
	8	0	0

- 8.2** Councillor Drumm raised the matter of the notice of construction for the Port Whitby Sanitary Trunk Sewer project noting that the construction would affect Victoria Street between Watson and Gordon Street and Watson Street, west of Charles Street to Victoria.

- 8.3 Councillor Roy provided information regarding an event taking place at the Regent Theatre in the City of Oshawa, through UOIT, on Wednesday, April 1st on building a better economy.
- 8.4 Councillor Coe advised that residents are invited to participate in the Ontario Child Health Study being conducted by McMaster University and that more information on the study is available on the Region of Durham's website [www.durham.ca](http://www.durham.ca).

9. By-Laws

That the following by-laws be passed:

- 9.1 By-law # 6973-15, being a by-law to appoint Fausta Sutton as a Municipal Law Enforcement Officer
- 9.2 By-law # 6974-15, being a by-law to appoint to appoint certain persons as Municipal Law Enforcement Officers for the purpose of enforcing parking restrictions on public streets and property
- 9.3 By-law # 6975-15, being a by-law to appoint certain persons as Municipal Law Enforcement Officers for the purpose of enforcing parking restrictions on private property (Paragon Security)
- 9.4 By-law # 6976-15, being a by-law to appoint certain persons as Municipal Law Enforcement Officers for the purpose of enforcing parking restrictions on private property (Nemesis Security)

**Resolution # 170-15**

Moved By Councillor Emm  
Seconded By Councillor Roy

That leave be granted to introduce By-law #6973-15 to 6976-15 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**

10. Confirmatory By-Law

- 10.1 Confirmatory By-law



**Resolution # 171-15**

Moved By Councillor Yamada  
Seconded By Councillor Coe

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 March 30, 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**

11. Adjournment

11.1 Motion to Adjourn

**Resolution # 172-15**

Moved By Councillor Coe  
Seconded By Councillor Drumm

That the meeting adjourn.

**Carried**

The meeting adjourned at 8:58 p.m.

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Debi A. Wilcox, Town Clerk

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Don Mitchell, Mayor