

Present: Mayor Mitchell
Councillor Alexander
Councillor Leahy
Councillor Lee
Councillor Mulchay
Councillor Newman
Councillor Roy
Councillor Shahid
Councillor Yamada

Also Present: M. Gaskell, Chief Administrative Officer
S. Beale, Commissioner of Public Works
P. LeBel, Commissioner of Community & Marketing Services
W. Mar, Commissioner of Legal and By-law Services/Town Solicitor
K. Nix, Commissioner of Corporate Services/Treasurer
R. Saunders, Commissioner of Planning and Development
C. Siopis, Manager of Corporate Communications
D. Speed, Fire Chief
C. Harris, Town Clerk
K. Narraway, Deputy Clerk (Recording Secretary)

Regrets: None noted

1. Declarations of Pecuniary Interest

- 1.1** Councillor Mulcahy made a declaration under the Municipal Conflict of Interest Act regarding Item 7.20, Advertising the Town Page in Community Newspapers, as she owns a newspaper in the Town of Whitby. Councillor Mulcahy did not take part in the discussion or vote on this matter.

2. Adoption of Minutes

- 2.1** Special Council - September 17, 2018 (Confidential Minutes under separate cover)
Regular Council - September 17, 2018
Inaugural Council - December 3, 2018

Special Council - December 6, 2018
Special Council - December 10, 2018
Special Council - December 11, 2018
Special Council - January 7, 2019 (Confidential Minutes under separate cover)
Special Council - January 14, 2019

Resolution # 01-19

Moved By Councillor Lee
Seconded By Councillor Roy

That the Special Council minutes of September 17, 2018, the Regular Council minutes of September 17, 2018, the Inaugural Council minutes of December 3, 2018, the Special Council minutes of December 6, 2018, the Special Council minutes of December 10, 2018, the Special Council minutes of December 11, 2018, the Special Council minutes of January 7, 2019, and the Special Council minutes of January 14, 2019, be adopted.

Carried

3. Presentations

3.1 Kaitlyn Bridgeman

Award/Recognition: 2018 Whitby Junior Fire Chief

Mayor Mitchell attended the dais and was joined by Councillor Newman and Dave Speed, Fire Chief. Kaitlyn Bridgeman was welcomed onto the dais and recognized as the winner of the 2018 Whitby Junior Fire Chief contest. Kaitlyn spoke about the highlights of her time as a Junior Fire Chief and passed along a public safety message about the importance of sleeping with bedroom doors closed in order to keep children protected in the event of a house fire.

3.2 Joanne Ashley

Award/Recognition: Dr. Bob Scott Award in Disease Prevention

Mayor Mitchell attended the dais and was joined by Councillor Roy and Leigh Anderson. Joanne Ashley was welcomed onto the dais and recognized for receiving the Dr. Bob Scott Award in Disease Prevention.

3.3 Award/Recognition: Life Saving Action at the Whitby Civic Recreation Centre on October 31, 2018

Mayor Mitchell attended the dais and was joined by Councillor Alexander, Matthew Gaskell, Chief Administrative Officer and Peter LeBel, Commissioner of Community and Marketing Services. Troy Jackson, Usma Mir, Michael Smith, Darby Elliott and Malcolm Branton were welcomed onto the dais and recognized for their life saving action at the Whitby Civic Recreation Centre on October 31, 2018.

4. Delegations

- 4.1** Shelly Rooney representing Whitby Eagles
Re: Community and Marketing Services Department Report, CMS 03-19
Community and Marketing Services Department - 2019 Programs and Services Fees

Moved By Councillor Leahy
Seconded By Councillor Yamada

That the rules of procedure be suspended to hear a delegation from Shelly Rooney regarding Item 7.14, CMS 03-19.

Carried on a Two Thirds Vote

Shelly Rooney, representing Whitby Eagles, appeared before Council and stated that she is the president of the Whitby Eagles girls' softball association. Ms. Rooney indicated that increased user fees could make sports inaccessible to members of the public. Ms. Rooney stated that user fees for baseball diamonds were 10 percent of the Whitby Eagles' expenses in 2017 and in 2019 she expects user fees to account for 30 percent of their budget. Ms. Rooney requested that fees be frozen at 2018 levels for a 2-year period.

A question and answer period ensued between Ms. Rooney and Members of Council regarding:

- whether or not improved sports facilities in other municipalities are privately owned or municipally owned;
- the amount that the organization would need to increase registration fees in order to accommodate the proposed user fee increase; and,
- when registration for the 2019 season began.

5. Correspondence

- 5.1** That the following requests be endorsed:
- January 2019 - Tamil Heritage Month

- February 18 to 24, 2019 - Scout-Guide Week
- March 26, 2019 - Epilepsy Awareness Day/Purple Day
- March 2019 - Epilepsy Awareness Month
- April 1 to 12, 2019 - Kiwanis Music Festival Weeks
- February 18 to 22, 2019 - Flag Raising - Scouts Canada
- February 25 to March 1, 2019 - Flag Raising - Girl Guides of Canada

Resolution # 02-19

Moved By Councillor Newman
Seconded By Councillor Yamada

That the proclamations for Tamil Heritage Month, Scout-Guide Week, Epilepsy Awareness Day/Purple Day, Epilepsy Awareness Month, Kiwanis Music Festival Weeks, and the flag raisings for Scouts Canada and Girl Guides of Canada, be endorsed.

Carried

6. Committee of the Whole Report
Planning and Development - January 7, 2019

- 6.1** Planning and Development Department Report, PL 3-19
Re: Zoning By-law Amendment Application Z-13-18, Lambert Oil (1986) Limited, 4505 Baldwin Street South

Resolution # 03-19

Moved By Councillor Roy
Seconded By Councillor Shahid

1. That Council approve an amendment to Zoning By-law 1784 (Application Z-13-18) subject to the conditions contained in Attachment #4 of Report PL 3-19; and,
2. That the Zoning By-law Amendment to remove the 'H' Holding symbol on the subject land be brought forward for consideration by Council at such time as all of the conditions have been met.

Carried

- 6.2** Planning and Development Department Report, PL 2-19
Re: Draft Plan of Condominium Application CW-2016-04, Stafford

Homes Ltd., 401 Reynolds Street - Revised

Resolution # 04-19

Moved By Councillor Roy

Seconded By Councillor Shahid

1. That Council approve the Draft Plan of Condominium (File CW-2016-04) subject to the comments included in Planning Report PL 2-19 and the conditions of draft plan approval included in Attachment #3;
2. That Staff be authorized to prepare a Condominium Agreement;
3. That the Mayor and Clerk be authorized to sign any necessary documents; and,
4. That the Region of Durham Commissioner of Planning and Development be advised of Council's decision.

Carried

- 6.3** Planning and Development Department Report, PL 5-19
Re: Draft Plan of Condominium Application CW-2018-01, Gordon Scadding Developments Limited, Southwest Corner of Scadding Avenue and Gordon Street

Resolution # 05-19

Moved By Councillor Roy

Seconded By Councillor Shahid

1. That Council approve the Draft Plan of Condominium (File CW-2018-01) subject to the comments included in Planning Report PL 5-19 and the conditions of draft plan approval included in Attachment #4;
2. That Staff be authorized to prepare a Condominium Agreement;
3. That the Mayor and Clerk be authorized to sign any necessary documents; and,
4. That the Clerk advise the Commissioner of Planning and Economic Development at the Region of Durham of Council's decision.

Carried

- 6.4** Planning and Development Department Report, PL 8-19

Re: Application for Zoning By-law Amendment Recommendation Report – 2528367 Ontario Inc. 721 and 723 Dundas Street West, File Number – Z-03-18

Resolution # 06-19

Moved By Councillor Roy
Seconded By Councillor Shahid

1. That Council approve the proposed amendment to Zoning By-law # 2585 (Application Z-03-18), to permit the proposed development; and,
2. That a Zoning By-law Amendment or Amendments to implement the proposed development be brought forward for Council's approval, including the removal of the 'H' symbol at such time as the proponent has satisfied conditions related to servicing through the site plan approval process.

Carried

- 6.5** Planning and Development Department Report, PL 6-19
Re: Variance to the Permanent Sign By-law for Two (2) Wall Signs at 1601 Champlain Avenue (Wendy's), File No. SB-03-18

Resolution # 07-19

Moved By Councillor Roy
Seconded By Councillor Shahid

That Council approve a variance to the Town of Whitby Sign By-law # 7379-18 for Prombank Investment Ltd. (Wendy's) at 1601 Champlain Avenue, to permit two (2) wall signs at 1.07 and .91 metres above the adjacent grade.

Carried

- 6.6** Planning and Development Department Report, PL 7-19
Re: Variance to the Permanent Sign By-law for a Pylon Sign in Addition to a Ground Sign at 50 Paul Burns Way (Lynde Creek Village), File No. SB-04-18

Resolution # 08-19

Moved By Councillor Roy
Seconded By Councillor Shahid

That Council approve a variance to the Town of Whitby Sign By-law # 7379-18 for Esprit Lifestyle Communities (Lynde Creek Village), at 50 Paul Burns Way, to permit one pylon sign with an area of 5.79 square metres.

Carried

- 6.7** Planning and Development Department Report, PL 1-19
Re: Bill 139 - Two-Year Moratorium on Applications to Amend a Secondary Plan

Resolution # 09-19

Moved By Councillor Roy
Seconded By Councillor Shahid

That, upon final approval of OPA 108, any requests to submit an application to amend the Brooklin Community Secondary Plan be considered by Council on an individual basis, notwithstanding the two-year moratorium provided for under the Planning Act.

Carried

- 6.8** Planning and Development Department Report, PL 4-19
Re: Guide and Terms of Reference for Urban Design Plans and Comprehensive Block Plans

Resolution # 10-19

Moved By Councillor Roy
Seconded By Councillor Shahid

That the Guide, Terms of Reference (ToR) and Submission Responsibilities for both a Comprehensive Block Plan (CBP) and an Urban Design Plan (UDP) dated November 2018, be endorsed by Council for use by Developers, landowners and their consultants.

Carried

7. Committee of the Whole Report

General Government - January 7 and 14, 2019

- 7.1** Community and Marketing Services Department Report, CMS 01-19
Re: Appointment of Members of Whitby Seniors' Services to the
Seniors' Services Committee of Council

Resolution # 11-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That Council approve and appoint the following members of Whitby Seniors' Services to the Whitby Seniors' Services Committee of Council for a period of one year ending December 31, 2019:
 - a. Suzanne Allen;
 - b. Shirley Barnes;
 - c. Jackie Brown;
 - d. Mike Brown;
 - e. Moya Bugelli;
 - f. Roger Caughell;
 - g. Carol James;
 - h. Tom McNown;
 - i. Bob Toyama; and,
 - j. Patricia Turrell.
2. That Council approve the revised Terms of Reference for the Seniors' Services Committee of Council and that Council delegate authority for the Seniors' Services Committee of Council to set fees for programs under the Committee's Terms of Reference and scope of work, specifically Drop-In programs.

Carried

- 7.2** Community and Marketing Services Department Report, CMS 02-19
Re: Community Development Funds – 2018 Annual Report

Resolution # 12-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

That Community and Marketing Services Department Report CMS 02-19 regarding the 2018 Annual Report for the Mayor's Community

Development Fund and the Performing Arts Community Development Fund be received.

Carried

- 7.3** Community and Marketing Services Department Report, CMS 06-19
Re: Desjardins Insurance Arena 6 Naming Rights Sponsorship at
Iroquois Park Sports Centre

Resolution # 13-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

That Council approve the Desjardins Insurance Naming Rights Sponsorship at Iroquois Park Sports Centre (IPSC), including renaming Arena 6 to 'Desjardins Arena 6', under the terms and conditions identified in Community and Marketing Services Report CMS 06-19.

Carried

- 7.4** Corporate Services Department Report, CS 01-19
Re: To Authorize the Treasurer to Vest the Two Properties that did not
have a Successful Purchaser from the February 2018 Tax Sale

Resolution # 14-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That Council authorize the Treasurer to vest the property with the legal description (PIN 26504-0142 (LT) LT 18 7th Double Range PL H50031 Whitby; LT19 7th Double Range PL H50031 Whitby as in TW7275, except PT 1 40R6024, TW13886, TW17526, D135546, D466480, TW13523; S/T Execution 92-06037, If Enforceable; S/T Execution 93-02443, If Enforceable; S/T Execution 93-02587, If Enforceable; S/T Execution 96-01752, If Enforceable; S/T Execution 97-03452, If Enforceable; Whitby) into the ownership of the Town of Whitby; and,
2. That Council authorize the Treasurer to vest the property located on 2.Wilson House Drive with legal description (PIN 26581-0226 LT, Block 38 Plan 40M2040, Whitby) into the ownership of the Town of Whitby.

Carried

- 7.5** Corporate Services Department Report, CS 08-19
Re: Temporary Borrowing By-law

Resolution # 15-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

That a By-law be brought forward to authorize the temporary borrowing of an amount up to Fifteen Million dollars for cash flow purposes, if required, at any one time during the calendar year 2019.

Carried

- 7.6** Corporate Services Department Report, CS 09-19
Re: Properties Eligible for Tax Sale

Resolution # 16-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

That Report Number CS 09-19 identifying properties currently eligible to be advertised for tax sale be received as information.

Carried

- 7.7** Public Works Department Report, CS 06-19
Re: T-107-2018 Three Dual Stream Side Loaders with Organics Bucket and Two Single Stream Side Loading Refuse Trucks

Resolution # 17-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That the Town of Whitby accept the low tender bid of Shu-Pak Equipment Inc. in the amount of \$1,387,050.00 (plus applicable taxes) for the supply and delivery of three (3) replacement Dual

- Stream Side Loaders with Organics Buckets and two (2) replacement Single Stream Side Loading Refuse Trucks;
2. That the total estimated project cost of \$1,416,962.08 be approved; and,
 3. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 7.8** Office of the Chief Administrative Officer Report, CAO 01-19
Re: Corporate Communications Annual Update

Resolution # 18-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

That Report CAO 01-19 be received for information.

Carried

- 7.9** Office of the Chief Administrative Officer Report, CAO 03-19
Re: Community Engagement Strategy and Action Plan

Resolution # 19-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That Report CAO 03-19 be received for information;
2. That staff continue to undertake the development and implementation of the Community Engagement Strategy and Action Plan expected to launch late Q1 2019;
3. That staff Report annually on the Community Engagement Strategy and Action Plan; and,
4. That recommendations resulting from the Strategy and Action Plan be referred to the 2019 budget process as decision items.

Carried

- 7.10** Office of the Administrative Officer Report, CAO 04-19
Re: 2019 Special Events

Resolution # 20-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That Report CAO 04-19 be received for information;
2. That the following Town events, coordinated through the Corporate Communications Division, continue to be hosted in 2019 as outlined in Section 4.1:
 - a. Family Day;
 - b. Doors Open;
 - c. Canada Day;
 - d. Whitby in Bloom Garden Tour and Speaker Series;
 - e. Movies in the Park;
 - f. Harvest Festival;
 - g. Open Streets;
 - h. Christmas in the Village; and,
 - i. Whitby Tree Lighting.
3. That Council authorize staff to update the following Town events as outlined in Section 4.2:
 - a. Culture in the Square;
 - b. Music in the Park (Whitby and Brooklin); and,
 - c. Fresh Air in the Square.

Carried

- 7.11** Office of the Town Clerk Report, CLK 01-19
Re: Management Committee

Resolution # 21-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That the Clerk be directed to bring forward amendments to the Procedure By-law to disband Management Committee and take any other actions necessary to effect this change; and,
2. That the mandate of Management Committee be divided between Committee of the Whole for non-confidential matters and in camera Council meetings for confidential matters.

Carried

7.12 Legal and By-law Services Department Report, LS 02-19
Re: Privately-Run Cannabis Retail Stores and the Ontario Cannabis
Licence Act, 2018 – Update

Discussion ensued with respect to:

- whether or not opting-in or opting-out of cannabis retail sales would affect the public consumption of cannabis;
- whether or not opting-in or opting-out would result in more private property owners growing recreational cannabis on their properties;
- the possibility of receiving odour complaints from the outdoor cultivation of cannabis;
- the need to provide a safe place to purchase recreational cannabis and the benefits of using funding for education about cannabis;
- potential economic benefits of private cannabis retail stores in the Town;
- that Council had previously supported the concept of a government-operated cannabis retail store;
- the possibility of opting-out now and then opting-in at a later date and reviewing best practices from other municipalities;
- that opting-out may allow for the illegal sale of cannabis to continue;
- the financial model proposed by the Provincial government;
- the results of the Town's telephone and online surveys which showed that the majority of respondents supported the Town opting-out of private retail cannabis stores;
- the medical benefits of cannabis for pain relief;
- the lack of complaints received by the Town about public use of cannabis;
- the Town's recently enacted Cannabis By-law;
- the lack of ability for the Town to control the location and total number of private cannabis retail stores; and,
- that approximately 80 municipalities in the province have chosen to opt-out.

Resolution # 22-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. In accordance with the Cannabis Licence Act, 2018, cannabis retail stores are hereby prohibited from being located within the municipality of The Corporation of the Town of Whitby;

2. That a copy of this resolution and Report LS 02-19, including the results of the two public surveys and a summary of the reasons why the community is opposed to opting in, be sent to the Minister of Finance, the Alcohol and Gaming Commission of Ontario, Local MP and MPP, Durham Region Police Service, Regional Municipality of Durham, and Local Area Municipalities prior to the province's deadline to opt out of cannabis retail store sales;
3. That the Mayor be authorized to send a letter to the AGCO, Ontario Minister of Finance, Premier of Ontario, federal Minister of Finance, federal Minister of Justice, and our local MP and MPP indicating that Whitby and the Region of Durham should receive a guaranteed, meaningful share of cannabis revenues from the province and federal government, through a revenue sharing formula that provides a fair fixed percentage of annual net revenues, regardless of whether cannabis retail stores are located in the municipality;
4. That the Durham Regional Police Service be requested to take appropriate action regarding any illegal cannabis retail stores in Whitby; and,
5. That further to the resolution adopted by Council on December 11, 2018, that the Province be requested to amend Section 115(3) of the Municipal Act to allow municipalities to prohibit cannabis in all public places, including highways, sidewalks, and boulevards so that municipalities have local control over public consumption of cannabis and the ability to restrict its public use in the same manner as alcohol.

Carried on a recorded vote as follows:

	For	Against	Abstained
Mayor Mitchell	x		
Councillor Alexander	x		
Councillor Leahy	x		
Councillor Lee		x	
Councillor Mulcahy		x	
Councillor Newman	x		
Councillor Roy		x	
Councillor Shahid	x		
Councillor Yamada	x		
	6	3	0

It was the consensus of Council to take a short recess. Council

recessed at 8:18 p.m. and reconvened at 8:28 p.m.

7.13 Office of the Chief Administrative Officer Report, CAO 02-19
Re: 2018 Community Survey Results

Resolution # 23-19

Moved by Councillor Yamada
Seconded by Councillor Leahy

1. That Report CAO 02-19 be received for information;
2. That staff utilize the Community Survey results to develop the goals and/or action plans that will arise out of the proposed Corporate Strategic Plan; and,
3. That staff continue to undertake a public opinion poll every two years in order to benchmark resident satisfaction with Town programs and services.

Carried

7.14 Community and Marketing Services Department Report, CMS 03-19
Re: Community and Marketing Services Department - 2019 Programs and Services Fees

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

- the number of fees that would be affected by a general referral the Floor, Sports Fields and Park fees adjustments;
- the possibility of a 2-year freeze on Floor, Sports Fields and Park fees adjustments;
- that there would be a \$50,000 impact to the 2019 budget and a \$100,000 impact to the 2020 budget if Floor, Sports Fields and Park fees were held at 2018 levels for a 2-year period;
- the need for additional consultation with all the affected user groups;
- the benefits of receiving a report from Town Staff analyzing the impact of freezing fees for a 2-year period; and,
- the benefits of ongoing communication with all recreation user groups.

Moved by Councillor Leahy
Seconded By Councillor Roy

That the motion be divided to consider Item 1(g) separately.

Carried

Resolution # 24-19

Moved By Councillor Leahy
Seconded By Councillor Roy

1. That Council approve the proposed fees as outlined in Attachments 1, 2 and 3, with the effective dates as follows:
 - a. Recreation program fees adjustments effective September 1, 2019 to March 24, 2020 (Attachment 1);
 - b. Camp fees, Membership fees and Admission fees adjustments effective April 1, 2019 to March 24, 2020 (Attachment 1);
 - c. Port Whitby Marina fees adjustments effective February 15, 2019 to February 14, 2020 (Attachment 1);
 - d. Park Features fees adjustments effective March 25, 2019 to March 24, 2020 (Attachment 1);
 - e. Halls and Facility Rental fees adjustments effective April 1, 2020 to March 31, 2021 (Attachment 2); and,
 - f. Ice fees adjustments effective April 1, 2019 to August 31, 2020 (Attachment 3).
2. That the Clerk be authorized to amend the Consolidated Fees and Charges By-law # 7220-17 to include the new Community and Marketing Services Fees Schedules.

Carried

Resolution # 25-19

1(g) That Floor, Sports Fields and Parks fees adjustments effective April 1, 2019 to October 30, 2020 (Attachment 3) be referred staff to investigate a 2-year freeze on sports fields fees and to continue consultations with the Whitby Tennis Club.

Carried

- 7.15** Community and Marketing Services Report, CMS 04-19
Re: Recreation Subsidization Program

Resolution # 26-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That Council receive CMS Report 04-19 on the Recreation Subsidization Program as information; and,
2. That the Recreation Subsidization Policy remain status quo, with the subsidy amount being 100% for individuals receiving social assistance or living below the Low Income Cut-off (LICO) and a 50% subsidy level for individuals living within 25% of LICO.

Carried

7.16 Public Works Department Report, PW 02-19
Re: Fees for Services and Activities Provided and Performed by the Town of Whitby Public Works Department

Resolution # 27-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That Council approve the proposed Fees for Services and Activities provided and performed by the Public Works Department as outlined within Public Works Report PW-02-19; and,
2. That the Town Clerk be directed to bring forward a by-law to amend the Fees and Charges By-law to give effect to the recommendations contained in Report PW-02-19.

Carried

7.17 Public Works Department Report, PW 3-19
Re: Climate Change Staff Grant

Resolution # 28-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That Council endorse the Climate Change Staff Grant of \$125,000 being approved by the Federation of Canadian Municipalities (FCM) under the FCM's Municipalities for Climate Change Innovation Program (MCIP) to fund a new temporary

staff position over 24 months to implement the Town's climate change specific initiatives focused on the Town's storm water infrastructures;

2. That Council approve a total budget of \$174,000, funded by the FCM grant and existing Capital program, over a 24 month period for the new temporary staff position as outlined in Section 5 - Financial Considerations; and,
3. That the Public Works Department, in consultation with Human Resource Services, implement the recruitment of the temporary Climate Change Specialist (storm water) for a 24 month period.

Carried

- 7.18** Corporate Services Department Report, CS 03-19
Re: 2018 Reserve and Reserve Funds Projected Uncommitted Balances

Members of Council spoke briefly about the importance of building a reserve fund for the Town.

Resolution # 29-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

That the uncommitted 2018 year end reserve and reserve fund projections included in Attachment 1 of this report be received for information.

Carried

- 7.19** Corporate Services Department Report, CS 04-19
Re: 2018 Operating Projection Report as at November 30, 2018

Resolution # 30-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That report No. CS 04-19 of the Commissioner of Corporate Services/Treasurer is received as information;
2. That the Treasurer be authorized to transfer to/from reserves/reserve funds as required for the purposes of

- addressing the actual year-end position; and,
3. That based on year end results staff conduct a fourth quarter review of 2018 results to identify potential ongoing revenue and/or expenditure opportunities.

Carried

7.20 Advertising the Town Page in Community Newspapers

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

Resolution # 31-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

That the matter of allocating funds to re-establish advertising the Town Page in community newspapers be referred to the 2019 Budget Meetings scheduled on February 11 and February 19, 2019.

Carried

7.21 Bill 66, Restoring Ontario's Competitiveness Act, 2018

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

- that Bill 66 is an omnibus bill that covers a lot of different topics;
- the amount of time that has been provided by the Province to review the bill;
- the need to protect clean water and food sources;
- the purpose of the bill is to support job creation by reducing regulations in various pieces of legislation;
- the potential impact to environmentally sensitive areas;
- future opportunities to provide additional comments to the Province about the bill;
- the Town's planning and development efforts and focus on protecting the environment;
- changes in the licensing threshold for home day cares; and,
- that the bill is at first reading and that the final bill may look very different.

Resolution # 32-19

Moved By Councillor Yamada
Seconded By Councillor Leahy

1. That Council endorse the letter from Commissioner Warren Mar to the Minister of Economic Development, Job Creation and Trade and the Minister of Municipal Affairs and Housing dated January 18, 2019 regarding Bill 66 - Restoring Ontario's Competitiveness Act, 2018; and,
2. That the letter to the Ministers regarding Bill 66 also include a recommendation that a provincial/municipal liaison committee be formed, through AMO if it is agreeable, to jointly review, consider all municipal comments and amendments and make recommendations to the Province prior to the passage of Bill 66.

Carried

8. Notice of Motion

8.1 There were no notices of motion.

9. New and Unfinished Business

9.1 Corporate Services Department Report, CS 10-19
Re: 2019 Budget Target Report

A brief question and answer period ensued between Members of Council regarding the opportunity to review during the budget process the capital program and the sequencing of projects.

Resolution # 33-19

Moved By Councillor Leahy
Seconded By Councillor Alexander

1. That report CS 10-19 be received for information; and,
2. That having regard for the information presented, the proposed budget include: \$2.3M to maintain services; \$1.3M to maintain the Town's assets in a state of good repair; and \$1.4M to address growth/future, representing an overall 1.94% on the property tax bill, or an additional \$8.36 per month for the average Whitby residential taxpayer, and that Council set this as the target.

Carried

10. By-laws

That the following by-laws be passed:

- 10.1** By-law # 7466-19, being a by-law to authorize the borrowing of a sum or sums not exceeding an aggregate of Fifteen Million Dollars for the year 2019.
Refer to Report CS 08-19
- 10.2** By-law # 7467-19, being a by-law to amend Procedure By-law # 7462-18.
Refer to Report CLK 01-19
- 10.3** By-law # 7468-19, being a by-law to dedicate and assume as part of the Public Highway, 0.3 metre reserves known as part of Joshua Boulevard.
- 10.4** By-law # 7469-19, being a by-law to assume Bridlewood Boulevard and Charterhouse Drive as shown on Plan 40M-2512, as public highways (Whitby Mews Developments Inc., SW-2005-01).
- 10.5** By-law # 7470-19, being a by-law to assume Myette Drive as shown on Plan 40M-2441, as a public highway (1466098 Ontario Ltd., SW-2003-05).
- 10.6** By-law # 7471-19, being a by-law to amend By-law # 1862-85, to regulate traffic on highways in the Town of Whitby (Schedule N – Stops Signs).
- 10.7** By-law # 7472-19, being a by-law to amend the Fees and Charges By-law # 7220-17.
Refer to Reports CMS 03-19 and PW 02-19

Resolution # 34-19

Moved By Councillor Leahy
Seconded By Councillor Mulcahy

That leave be granted to introduce By-laws # 7466-19 to # 7472-19 and to dispense with the reading 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

11. Confirmatory By-Law

11.1 Confirmatory By-law

Resolution # 35-19

Moved By Councillor Leahy
Seconded By Councillor Newman

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 January 21, 2019 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 # 36-19

Moved By Councillor Mulcahy
Seconded By Councillor Shahid

That the meeting adjourn.

Carried

The meeting adjourned at 9:01 p.m.

Christopher Harris, Town Clerk

Don Mitchell, Mayor