

MINUTES OF A SPECIAL MEETING OF THE COUNCIL OF THE CORPORATION OF  
THE TOWN OF WHITBY HELD ON MONDAY, FEBRUARY 14, 2011 AT THE HOUR OF  
6:15 P.M. IN COMMITTEE ROOM ONE OF THE WHITBY MUNICIPAL BUILDING

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PRESENT: Mayor Perkins

Mayor Perkins in the Chair

Councillor Coe  
Councillor Drumm  
Councillor Emm  
Councillor Hanson  
Councillor Mitchell  
Councillor Montague  
Councillor Roy

STAFF PRESENT: R. Petrie, Chief Administrative Officer  
J. Austin, Manager, Development Control Design & Technical  
Services  
S. Pohjola, Town Solicitor  
R. B. Short, Director of Planning  
M. Pettit, Deputy Clerk

ALSO PRESENT: A. Biggart, Ritchie Ketcheson Hart & Biggart, LLP

In accordance with Procedural By-law 6125-08 and the provisions of the *Municipal Act*, an In Camera meeting of Council was held for the purpose of receiving advice that is subject to solicitor-client privilege, including communications necessary for that purpose and matters that relate to litigation or potential litigation, including matters before administrative tribunals, affecting the Town.

1. DISCLOSURES OF INTEREST

There were no disclosures of interest.

RESOLUTION NO. 49-11

MOVED by Councillor Coe  
Seconded by Councillor Hanson

That Council go In Camera in accordance with the provisions of the Municipal Act for the purpose of dealing with matters relating to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose and matters that relate to litigation or potential litigation, including matters before administrative tribunals.

CARRIED

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2. CONFIDENTIAL MATTERS

- 2.1 Verbal Update from the Town Solicitor  
Appeal by Adalan Development Corp to Ontario Municipal Board  
Zoning By-law Amendment (By-law 1784) and  
Draft Plan of Subdivision Applications  
OMB Case File – PL100580
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Members of Council were provided with an overview of the matter by S. Pohjola, Town Solicitor and A. Biggart, Ritchie Ketcheson Hart & Biggart, LLP, the Town's Solicitor for this matter.

[Refer to the In Camera minutes. Town Clerk has custody and control of these minutes.]

RESOLUTION NO. 50-11

MOVED by Councillor Drumm  
Seconded by Councillor Emm

That Council rise out of the In Camera session of Council.

CARRIED

RESOLUTION NO. 51-11

MOVED by Councillor Drumm  
Seconded by Councillor Emm

That the direction as provided to staff and noted in the Confidential Minutes of February 14, 2011 be ratified.

CARRIED

3. CONFIRMATORY BY-LAW NO. 6450-11

RESOLUTION NO. 52-11

MOVED by Councillor Coe, seconded by Councillor Roy, that leave be granted to introduce a by-law and to dispense with the reading of the by-law by the Town

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Clerk to confirm the proceedings of the Council of the Town of Whitby at its special meeting held on February 14, 2011 and that the same be considered read a first, second and third time and finally passed and that the Mayor and the Town Clerk sign the same and the Seal of the Corporation be thereto affixed.

CARRIED

4. ADJOURNMENT

RESOLUTION NO. 53-11

MOVED by Councillor Montague  
Seconded by Councillor Emm

That the meeting be adjourned.

CARRIED

The meeting adjourned 7:08 p.m.

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Martha A. Pettit, Deputy Clerk

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Patricia Perkins, Mayor