

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 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
P. LeBel, Director of Community & Marketing Services
M. Gerrard, Fire Chief
K. Nix, Director of Corporate Services/Treasurer
R. Short, Director of Planning
D. Wilcox, Town Clerk
M. Pettit, Deputy Clerk

1. DISCLOSURES OF INTEREST

Councillor Emm made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 4.8, Corporate Services Report, Item CS 22-11, Re: Applications for Cancellation, Reduction, Adjustment and/or Refund of Taxes as he has a family member employed by one of the property owners listed in Schedule "A" to the report. Councillor Emm did not take part in the discussion or vote on the matter.

Mayor Perkins made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 4.4, Community & Marketing Services Report, Item CMS 17-11, Community & Marketing Services Department Facility Rental Fees, in addition to correspondence that deals with the same issue and the delegation of Fred Sidaros, as she has a family member who is working with the Whitby Minor Hockey Association on a contractual basis. Mayor Perkins did not take part in the discussion

2. BY-LAW TO ADOPT THE MINUTES – BY-LAW NO. 6452-11

RESOLUTION NO. 57-11

Minutes of Council Meetings – February 7, 2011, February 9, 2011 and
February 14 (2)

Councillor Hanson, seconded by Councillor Emm, moved to leave to introduce a

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

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 February 7, 2011 and the Special Meetings of Council held on February 9, 2011 and 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 Clerk sign the same and the Seal of the Corporation be thereto affixed.

CARRIED

By-Law 6452-11 considered read a first, second, and third time and finally passed.

3. PRESENTATIONS/DELEGATIONS

- (i) Margaret Clayton
Recognition Award – Ontario Heritage Trust

Mayor Perkins, Councillor Drumm and R. Short, Director of Planning, joined Margaret Clayton on the dias to recognize her dedicated efforts in Heritage preservation in the Town of Whitby.

- (ii) Rouge Valley Health System
David Brazeau, Director, Public Affairs and Community Relations

David Brazeau, Director, Public Affairs and Community Relations, provided an update on the Rouge Valley Health System and what has been done to improve and expand on services available at both Rouge Valley Ajax, Pickering, and Rouge Valley Centenary site.

- (iii) Anthony Biglieri, Principal of The Biglieri Group Ltd.,
Planning Report, Item PL 12-11
Re: Applications to Amend the Whitby Official Plan and Zoning
By-law 2585 – 2074359 Ontario Ltd. – (OPA 2008-W/08 – Z-18-08)
1010 Dundas Street East

Anthony Biglieri, Principal, The Biglieri Group Ltd., appeared before Council and respectfully requested that Council not approve the recommendations as presented. He requested that Council approve the report recommendations as found in Planning Report, Item PL 12-11, as originally brought forward to the Planning & Development Committee. Mr. Biglieri provided sample photos of houses with similar types of design.

Having previously declared a conflict, Mayor Perkins vacated the Chair and did not participate in the discussion on the following matter. Deputy Mayor Drumm assumed the Chair.

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- (iv) Fred Sidaros, Whitby Minor Hockey Association
– Update on Ice Rental Fees
Re: Community & Marketing Services Report, CMS 17-11

Fred Sidaros, Whitby Minor Hockey Association (WMHA), appeared before Council and advised that WMHA members have spoken loud and clear to convince Council members about problems related to the surcharge fee, ice allocation and ice availability. Mr. Sidaros advised the original debt had been repaid in good faith but now needs to stop and advised the Town to look at the baseline fee instead of continuing with a surcharge. With respect to the ice allocation, he advised he has never seen a formalized policy and feels a policy needs to be formalized that will be beneficial to residents and minor sports organizations. Mr. Sidaros commented that Whitby needs new arenas now, not in two years and advised that WMHA is expanding with the expansion of the population. He feels there must be a win-win solution and recommends the \$25 charge be removed and instead the Town should add \$15 to the base fee which would be more acceptable to the WMHA.

4. CORRESPONDENCE

- (i) CORR 4-11
Correspondence – Email – dated February 23, 2011 from David Bowie
Subject: Arena Ice and Floor Rental Fees
Re: Community & Marketing Services Report, CMS 17-11
-

RESOLUTION NO. 58-11

MOVED BY Councillor Drumm
Seconded by Councillor Coe

That CORR 4-11 being correspondence dated February 23, 2011 from David Bowie regarding Community & Marketing Services Report, CMS 17-11, Arena Ice and Floor Rental Fees, be received and referred to consideration of Community & Marketing Services Report, CMS 17-11.

CARRIED

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- (ii) CORR 5-11
Correspondence – Email – dated February 23, 2011 from Ross Mitcham
Subject: Arena Ice and Floor Rental Fees
Re: Community & Marketing Services Report, CMS 17-11
-

RESOLUTION NO. 59-11

MOVED BY Councillor Drumm
Seconded by Councillor Coe

That CORR 5-11 being correspondence dated February 23, 2011 from Ross Mitcham regarding Community & Marketing Services Report, CMS 17-11, Arena Ice and Floor Rental Fees, be received and referred to the consideration of Community & Marketing Services Report, CMS 17-11.

CARRIED

- (iii) CORR 6-11
Correspondence – Email – dated February 28, 2011 from Dan Coombes
Subject: Arena Ice and Floor Rental Fees
Re: Community & Marketing Services Report, CMS 17-11
-

RESOLUTION NO. 60-11

MOVED BY Councillor Drumm
Seconded by Councillor Coe

That CORR 6-11 being correspondence dated February 28, 2011 from Dan Coombes regarding Community & Marketing Services Report, CMS 17-11, Arena Ice and Floor Rental Fees, be received and referred to the consideration of Community & Marketing Services Report, CMS 17-11.

CARRIED

Mayor Perkins resumed the Chair.

5. STANDING COMMITTEES

- (a) Planning and Development Committee – February 14, 2011
Report No. 3
Recommendations to Council
-

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

3.2 Planning Report, Item PL 13-11

Ann Evans

Re: Zoning Amendment Application – Temporary Garden Suite
(Z-18-10) – 870 Columbus Road West

COUNCIL DECISION:

1. That Council approve zoning amendment application Z-18-10 subject to the comments and conditions outlined in Report No. PL 13-11;
2. That Council authorize the Mayor and Clerk to execute an Amending Site Plan Agreement; and,
3. That a By-law to amend Zoning By-law No. 1784 be brought forward for consideration by Council.

3.3 Planning Report, Item PL 15-11

1638230 Ontario Ltd. (Kaitlin Group)

Re: Zoning Amendment Application to remove “H” Holding Provision
– (Z-07-10) – 10 Winchester Road West

COUNCIL DECISION:

1. That Council rescind Item # 9 of Resolution 299-07 dated October 29, 2007, (Attachment #5); and,
2. That staff be directed to bring forward an amending zoning by-law to remove the ‘H’ holding symbol and repeal section 2(a) of By-law 6007-07.

4.1 Planning Report, Item 9-11

Re: Draft Approved Plan of Subdivision – Fill Haul Route
– TFP Whitby Developments Inc. – (SW-2005-03) – Part of Lot 31,
Concession 3

COUNCIL DECISION:

As a result of a change in circumstances due to an endangered species being present on the approved route it is hereby recommended that:

1. That Council rescind Item #9 of Resolution 206-08 dated July 7, 2008;

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

2. That Staff be directed to issue a fill permit for the haul route requested subject to the terms and conditions identified in Planning Report, Item PL 9-11; and,
 3. That a communications strategy be a requirement of the permit.
- 4.3 Planning Report, Item 11-11
Re: Site Plan Application – Ed Dickhoff – (SP-02-11)
– 9645 Baldwin Street North
-

COUNCIL DECISION:

1. That Council approve the Site Plan Application (SP-02-11) subject to the recommendations and conditions as set out by the Planning Department in Section 7C of Planning Report, PL 11-11; and,
2. That the Mayor and Clerk be authorized to execute the Site Plan Agreement.

RESOLUTION NO. 61-11

MOVED BY Councillor Coe
Seconded by Councillor Roy

That Report No. 3 of the Planning & Development Committee dated February 14, 2011, be adopted, save and except Items 3.1, 4.2 and 4.4.

CARRIED

- 3.1 Planning Report, Item PL 12-11
2074359 Ontario Ltd.
Re: Applications to Amend the Whitby Official Plan and Zoning
By-law 2585 – (OPA 2008-W/08 – Z-18-08)– 1010 Dundas Street East
-

Detailed discussion ensued on the matter.

MOVED BY Councillor Coe
Seconded by Councillor Roy

1. That the Official Plan and Zoning By-law amendments only be brought forward for approval at such time as the owner has made a satisfactory site plan application to the Town of Whitby in accordance with the Planning Act and policies of Whitby's Official Plan to secure the development proposal through a full site plan

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

with building elevations, landscaped plans, phasing plans and transportation/access assessment.

2. That the building heights for the proposed stacked townhouses within the medium density area be restricted to three storeys.

CARRIED AS AMENDED
LATER IN THE MEETING
[See Following Motions]

MOVED BY Councillor Drumm
Seconded by Councillor Roy

That Item #2 of the main motion be deleted and replaced with the following:

2. That the stacked town houses be deleted and that all the lands designated and intended for medium density development be limited to block town houses;
3. That any unit adjacent to the developed residential properties on Crawforth Street be limited to 2 storeys within the Zoning By-law; and
4. That the medium density development be at the range of about 30 units per net hectare.

The Chair ruled that the motion was out of order as it (Item #2) was contrary to the main motion.

Councillor Drumm appealed the decision of the Chair. The question; "shall the decision of the Chair be sustained?" was put forward and the decision of the Chair was sustained on a majority vote.

RESOLUTION NO. 62-11

MOVED BY Councillor Roy
Seconded by Councillor Coe

That the main motion be divided, with Item # 2 being considered first.

CARRIED

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

Item #2 of the main motion was then before Council.

RESOLUTION NO. 63-11

MOVED BY Councillor Coe
Seconded by Councillor Roy

2. That the building heights for the proposed stacked townhouses within the medium density area be restricted to three storeys.

CARRIED ON A RECORDED
VOTE AS FOLLOWS

Yes

Councillor Coe
Councillor Emm
Councillor Hanson
Councillor Mitchell
Councillor Montague
Mayor Perkins

No

Councillor Drumm
Councillor Roy

Further discussion ensued on this matter with Members of Council seeking clarification from staff.

RESOLUTION NO. 64-11

MOVED BY Councillor Mitchell
Seconded by Councillor Coe

That the main motion be amended to reflect the following:

1. That the Official Plan and Zoning By-law applications as amended be approved and that Amendment No. 95 and the amending zoning by-law be brought forward for Council's approval at such time as the owner has made a satisfactory site plan application to the Town of Whitby in accordance with the Planning Act and policies of Whitby's Official Plan to secure the development proposal through a full site plan with building elevations, landscaped plans, phasing plans and transportation/access.
3. That the blocked townhouses be restricted to a maximum height of two storeys.

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

4. That the Clerk forward a Notice of decision to the Region of Durham's Commissioner of Planning and those persons and agencies who had requested to be notified of Council's decision.

CARRIED ON A RECORDED
VOTE AS FOLLOWS

Yes

Councillor Coe
Councillor Emm
Councillor Hanson
Councillor Mitchell
Councillor Montague
Councillor Roy
Mayor Perkins

No

Councillor Drumm

The main motion, as amended, was then CARRIED.

- 4.2 Planning Report, Item 10-11
Re: Earth Hour 2011

RESOLUTION NO. 65-11

MOVED BY Councillor Coe
Seconded by Councillor Roy

COUNCIL DECISION:

1. That Planning Report Item No. PL 10-11, regarding the Town of Whitby's participation in Earth Hour on March 26, 2011 be received as information;
2. That the Clerk be authorized to register the Town of Whitby to participate in Earth Hour 2011;
3. That businesses and all residents of Whitby be encouraged to participate in Earth Hour 2011; and,
4. That a copy of this report be forwarded to the Durham District School Board, the Durham Catholic School Board, Whitby Hydro, the Library Board and Station Gallery.

CARRIED

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- 4.4 Planning Report, Item 14-11
Re: Proposed Work Plan and Background Information for a Zoning Study
on Residential Development within the Immediate Parkview
Boulevard area
-

RESOLUTION NO. 66-11

MOVED BY Councillor Coe
Seconded by Councillor Roy

COUNCIL DECISION:

1. That Planning Report PL 14-11 be received for information;
2. That Council endorse the proposed work plan for a zoning study on residential development within the immediate Parkview Blvd area as outlined within Planning Report PL 14-11; and,
3. That Council authorize staff to proceed with scheduling a public open house for the purpose of public consultation on the subject matter.

CARRIED

5. STANDING COMMITTEES

- (b) Operations Committee – February 22, 2011
Report No. 3
Recommendations to Council
-

- 4.2 Community & Marketing Services Report, Item CMS 14-11
Re: Proposed Whitby in Bloom Program 2011
-

COUNCIL DECISION:

1. That Community and Marketing Services Report Item CMS 14-11 be received as information;
2. That Council endorse the Town's registration in the non-evaluated Membership Program as part of the Provincial Edition of the Communities in Bloom program; and,

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

3. That subject to approval of the 2011 Operating Budget, Council endorse the Whitby In Bloom Committee of Council and Staff's recommendations for the 2011 program.
- 4.5 Corporate Services Report, Item CS 18-11
Re: Supply and Operation of Refreshment Vehicle or Refreshment Cart – (IQ-557-2011)

COUNCIL DECISION:

1. That approval be granted for a three (3) year seasonal contract term, subject to the conditions in Report CS-18-11, for the Supply and Operation of Refreshment Vehicle or Refreshment Cart from Dogger's, Jenny's Chip Truck and Delicious Softee per the terms and conditions identified in Report CS-18-11;
 2. That Council grant staff permission to negotiate with any suitable vendor(s) for the Victoria Fields location as no bids were received; and,
 3. That the Mayor and Clerk be authorized to execute the necessary contract documents.
- 4.6 Corporate Services Report, Item CS 19-11
Re: Supply and Delivery of Portable Toilets – (T-555-2011)

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of P.T.R. Portable Toilet Rentals in the annual amount of \$20,786.00 (not including taxes) for the supply and delivery of portable toilets for a one (1) year seasonal contract term;
2. That approval be granted to extend the agreement beyond the initial one (1) year term on an annual basis for up to two (2) additional one (1) year terms providing the company's annual performance and product quality is satisfactory, timely service and budget approval in consecutive years. For approved additional years, the unit prices will be adjusted according to the annual rate of change in the Consumer Price Index (C.P.I.), All items, Ontario as published thirty (30) days prior to the expiry of the current term; and,

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

3. That the appropriate Town staff take the necessary action to give effect thereto.
- 4.7 Corporate Services/Public Works Joint Report, Item CS 20-11
Re: Municipal Class Environmental Assessment Study – Garden Street –
Dryden Boulevard to Taunton Road – (RFP-1-2011)

COUNCIL DECISION:

1. That the Town of Whitby accept the highest scoring proposal of Cole Engineering Group in the amount of \$74,993.00 plus applicable taxes for the Municipal Class Environmental Assessment Study for improvements to Garden Street from Dryden Boulevard to Taunton Road;
 2. That the total estimated project cost for the Town of Whitby in the amount of \$98,812.87 be approved; and,
 3. That the Mayor and Clerk be authorized to execute the necessary contract documents
- 4.9 Public Works Report, Item PW 13-11
Re: Solid Waste Collection Service Improvements – (E3200)

COUNCIL DECISION:

1. That Council approve a change in the solid waste collection day in Downtown Whitby from Tuesday to Thursday, beginning July 5, 2011; and,
 2. That the waste collection boundaries be adjusted to accommodate growth and the change of collection day in Downtown Whitby.
- 4.10 Public Works Report, Item PW 16-11
New Boulevard By-law

COUNCIL DECISION:

1. That Council authorize the Clerk to bring forward a new Boulevard By-law for Council approval as shown in Attachment 1 to Report PW 16-11 with amendments to Sections 5.02, 6.06 and 6.07; and,
2. That Council request the Region of Durham to delegate by bylaw, authority to the Town Municipal Law Enforcement Officers to

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

enforce the said bylaw as included in Attachment 1 on Highways
under Regional jurisdiction.

RESOLUTION NO. 67-11

MOVED BY Councillor Mitchell
Seconded by Councillor Montague

That Report No. 3 of the Operations Committee dated February 22, 2011,
be adopted, save and except Items 4.1, 4.3, 4.4 and 4.8.

- 4.1 Community & Marketing Services Report, Item CMS 13-11
Re: Royal Bank of Canada After School Grant Program

RESOLUTION NO. 68-11

MOVED BY Councillor Mitchell
Seconded by Councillor Montague

COUNCIL DECISION:

1. That Council direct Staff to make applications to the Royal Bank of Canada (RBC) After School Grant Program to offer After School Programs at West Lynde and John Dryden Public Schools; and,
2. That Staff report back to Council on the RBC applications if successful regarding the implementation of the After School Programs.

CARRIED

- 4.3 Community & Marketing Services Report, Item CMS 16-11
Re: Public Art Policy

RESOLUTION NO. 69-11

MOVED BY Councillor Mitchell
Seconded by Councillor Montague

COUNCIL DECISION:

1. That Council direct staff to develop a draft Public Art Policy regarding the acquisition of public art and the display of donated or loaned art in municipal facilities or on municipal property;

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

2. That staff consult with various local arts organizations, such as the Station Gallery, Durham Arts Council, and the Ashburn Art Circle, among others in the community, in the preparation of the draft policy; and,
3. That staff report back with a draft Public Art Policy for Council's consideration.

CARRIED

Having declared a conflict of interest, Mayor Perkins vacated the Chair and did not participate in the discussion or vote on the following matter. Deputy Mayor Drumm assumed the Chair.

4.4 Community & Marketing Services Report, Item CMS 17-11
Re: Ice and Floor Arena Rental Fees

A detailed discussion on the matter ensued.

RESOLUTION NO. 70-11

MOVED BY Councillor Mitchell
Seconded by Councillor Emm

COUNCIL DECISION:

1. That Council approve the proposed arena ice and floor rental fees for the period April 1, 2011 to March 31, 2012 as outlined in Attachment No.1;
2. That the \$25.00 per hour and the \$9.00 per hour surcharge levied on all ice and floor rentals respectively at all arena operations be maintained at the current level; ; save and except that the \$25 surcharge fee at Luther Vipond Memorial Arena be lowered to \$15 for minor sports organizations only;
3. That ice rental fees not be adjusted for Tournament Play and at Luther Vipond Memorial Arena (LVMA);
4. That a Non-resident ice rental fee not be instituted;
5. That Council repeal By-law No. 6299-10 to impose fees for arena ice and floor rentals provided by the Community and Marketing Services Department;

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

6. That Council authorize the Clerk to bring forward a new by-law for Council approval to implement the proposed arena ice and floor rental fees as outlined in the staff report;
7. That staff prepare minor modifications to the existing Ice User Policy No. 610014 'Distribution of Arena Ice Time at Town Operated Facilities';
8. That staff report back to Council with proposed modifications to the Ice User Policy prior to the annual meeting (April 2011) with the ice user groups to plan the following season's ice allocation; and,
9. That staff report back with a cost competitive report of Town facilities to neighbouring municipalities of Ajax, Pickering, Oshawa and Clarington.

CARRIED

Mayor Perkins resumed the Chair.

Having declared a conflict of interest, Councillor Emm did not participate in the discussion or voting on this matter.

- 4.8 Corporate Services Report, Item CS 22-11
Re: Applications for Cancellation, Reduction, Adjustment and/or
Refund of Taxes
-

RESOLUTION NO. 71-11

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

COUNCIL DECISION:

That applications for cancellation, reduction, adjustment and/or refund of taxes be approved as listed in this report, in the amount of \$985,892.89 for the taxation years 2002 to 2010 inclusive.

CARRIED

- (c) Management Committee – February 15, 2011
Report No. 1
Recommendations to Council
-

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

2.2 Council Compensation Policy

COUNCIL DECISION:

That By-law Number 4299-98 (being a by-law to provide for the realignment of remuneration paid to the Mayor and Members of Council having regard to the average remuneration paid in the other lakeshore communities in Durham Region) be amended to incorporate the practice and similar Council remuneration by-law provisions of Durham Region and other lower tier municipalities regarding the payment of retirement or severance remuneration, and to reflect the past practice of this municipality since June 4, 2001, regarding payment of retirement or severance remuneration to the Mayor and Members of Council on the following basis:

1. A Member of Council , with service of more than three consecutive years, may, upon written application to the Clerk by the Member or by a representative duly designated in writing by the Member, receive retirement remuneration upon ceasing to be a Member by reason of:
 - (i) election defeat;
 - (ii) resignation;
 - (iii) leaving office; or
 - (iv) becoming deceased while in office.
2. No Member shall be entitled to receive retirement remuneration who ceases to be a Member by reason of, or by resignation which is a result of:
 - (i) removal from office by judicial process;
 - (ii) disqualification under or operation of any Act of Parliament of Canada or the Legislature of the Province of Ontario.
3. Retirement remuneration shall be equal to one month of salary for a Member, times the total number of years of qualified service to the Member, to a maximum of the average retirement remuneration paid in the other lakeshore urban communities in Durham Region.
4. Where a Member of Council has qualified to receive retirement remuneration as a result of ceasing to be a Member of Council as provided herein and again becomes a Member of Council, any subsequent calculation of retirement remuneration:
 - (i) shall commence from the date that the Member has served for more than three consecutive years;

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

- (ii) shall be limited to the maximum remuneration as specified, less any previous period of time for which the Member has received retirement remuneration.
- 5. A written application for retirement remuneration must be received by the Clerk within six calendar months of ceasing to be a Member, otherwise any entitlement to retirement remuneration shall be forfeited.
- 6. The calculation of the amount of the retirement remuneration pursuant to paragraph 3 or 4 herein, shall use twelve months for a year and any remainder of six months or more shall be rounded up to the next higher number, and, if the remainder is less than six months, the calculation of the years of service shall be unaffected.
- 7. In the event of the death of a person while a Member of Council, retirement remuneration shall be paid to the estate of such Member.

RESOLUTION NO. 72-11

MOVED BY Councillor Drumm
Seconded by Councillor Coe

That Report No. 1 of the Management Committee dated February 15, 2011, be adopted.

CARRIED

6. NOTICE OF MOTION

6.1 Full Service Hospital in Whitby

RESOLUTION NO. 73-11

MOVED BY Councillor Drumm
Seconded by Councillor Mitchell

COUNCIL DECISION:

- 1. That Council re-affirm its support for a new, centrally located full service hospital in Whitby; and

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

2. That Town staff report back on the dedication of lands located on Baldwin Street, municipally described as Con. 5, Pt Lot 24, RP40R-24388 Part 9 (23.09 acres) to Lakeridge Health Whitby for the purpose of a new Whitby hospital. (These lands are at the future intersection of 407 and Baldwin Street just south of the Brooklin Towne Centre Plaza).

CARRIED

7. CONFIDENTIAL MATTERS

In accordance with Procedural By-law 6125-08 and the provisions of the *Municipal Act*, an In Camera meeting of Council was held prior to the regularly scheduled meeting.

RESOLUTION NO. 74-11

MOVED BY Councillor Montague
Seconded by Councillor Coe

That Council go In Camera in accordance with the provisions of the Municipal Act and Procedural By-law 6125-08 for the purpose of dealing with matters that relate to personal matters about an identifiable individual.

CARRIED

7.1 Council Appointments to Boards and Committees
Property Standards Review Committee

Information on the applications received for Appointment were reviewed In Camera in accordance with the Municipal Freedom of Information and Protection of Privacy Act and the personal information was used solely for the purpose of assessing the applicant's qualifications for appointment to the Property Standards Review Committee.

MOVED BY Councillor Coe
Seconded by Councillor Drumm

That Council rise and report during the open session of Council.

CARRIED

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

Council recessed from the In Camera Session at 6:16 p.m. and reconvened in the Council Chambers at 7:00 pm.

8. NEW AND UNFINISHED BUSINESS

- 8.1 Planning Report, Item PL 17-11
Re: Proposed Integrated Accessibility Regulation

RESOLUTION NO. 75-11

MOVED BY Councillor Drumm
Seconded by Councillor Emm

COUNCIL DECISION:

1. That Planning Report No. PL 17-11 be received for information;
2. That the Clerk of the Town of Whitby forward Planning Report No. PL 17-11 to the Accessibility Directorate of Ontario as the Town's comments on the Proposed Integrated Accessibility Regulation;
3. That the Province of Ontario be requested to develop training materials, policy templates and compliance standards to help obligated organizations meet the requirements of this Regulation prior to adoption of the Regulation;
4. That the Province of Ontario be requested to provide funding to assist obligated organizations meet the requirements of this Regulation; and,
5. That following approval of the proposed Integrated Accessibility Regulation, Administration in consultation with the Accessibility Advisory Committee report back to the Planning and Development Committee of Council on a strategy for the development and implementation of policies and processes required to meet the Town's obligations under the new Regulation.

CARRIED

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8.2 Council Appointments to Boards and Committees
Property Standards Review Committee

RESOLUTION NO. 76-11

MOVED BY Councillor Coe
Seconded by Councillor Drumm

COUNCIL DECISION:

That Council appoint the following persons to the Property Standards Review Committee until November 30, 2014 or until a successor is appointed.

Members

Frank Mielewczyk
Shane Perera
Grant Taylor

Alternative Members

John Beswick
Kevin Clarke

CARRIED

9 BY-LAWS

- 6453-11 By-law to assume Dreamcrest Court as a Public Highway. (Refer to Shadab Homes Limited – Plan 40M-2195)
- 6454-11 By-law to amend Traffic By-law No. 1862-85, as amended, to regulate traffic on highways in the Town of Whitby with respect to Schedule “N”, Stop Signs. (Refer to Shadab Homes Limited – Plan 40M-2195)
- 6455-11 By-law to appoint certain persons as Municipal Law Enforcement Officers for the purpose of enforcing parking restrictions on private property.
- 6456-11 By-law to regulate the maintenance, occupancy, use of, and other matters pertaining to boulevards under the jurisdiction of the Town of Whitby. (Refer to Public Works Report, Item PW 16-11)

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- 6457-11 By-law to approve fees for arena ice and floor rentals for 2011 – 2012. (Refer to Community & Marketing Services Report, Item CMS 17-11)
- 6458-11 By-law to provide for the realignment of remuneration paid to the Mayor and Members of Council regarding the payment of retirement or severance remuneration.
- 6459-11 By-law to amend Zoning By-law No. 1784, as amended, by removing the 'H' Holding symbol and changing the zoning from H-R5A*-5 – Holding Residential (R5A*) Zone – Exception 5 to R5A*-5 – Residential (R5A*) Zone Exception 5 for the lands situated south of Heber Down Crescent north of Winchester Road West. The effect of the zoning change is to permit the development of the land for residential purposes.

RESOLUTION NO. 77-11

MOVED by Councillor Mitchell, seconded by Councillor Roy, that leave be granted to introduce By-law Nos. 6453-11 to 6459-11, 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

10. CONFIRMATORY BY-LAW NO. 6460-11

RESOLUTION NO. 78-11

MOVED by Councillor Drumm, seconded by Councillor Montague, 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 March 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 No. 6460-11 considered read a first, second and third time and finally passed.

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, MARCH 7, 2011 AT THE HOUR OF
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

11. ADJOURNMENT

RESOLUTION NO. 79-11

MOVED by Councillor Coe
Seconded by Councillor Emm

That the meeting be adjourned.

CARRIED

The meeting adjourned at 9:45 p.m.

Debi A. Wilcox, Town Clerk

Patricia Perkins, Mayor