

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION  
OF THE TOWN OF WHITBY HELD ON MONDAY, MAY 28, 2012 AT THE HOUR OF  
7:00 P.M. IN THE MEETING HALL OF THE WHITBY MUNICIPAL BUILDING

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PRESENT: Mayor Perkins  
Councillor Coe  
Councillor Drumm  
Councillor Emm  
Councillor Hanson  
Councillor Mitchell  
Councillor Montague  
Councillor Roy

Mayor Perkins in the Chair

STAFF PRESENT: P. LeBel, Acting Chief Administrative Officer/Commissioner of  
Community & Marketing Services  
S. Beale, Commissioner of Public Works  
M. Gerrard, Fire Chief  
K. Nix, Commissioner of Corporate Services/Treasurer  
S. Pohjola, Town Solicitor  
E. Belsey, Manager, Long Range Planning & Strategic Design  
D. Wilcox, Town Clerk  
S. Stones, Clerk/Stenographer

Mayor Perkins noted that Habitat for Humanity Durham, a charitable organization that builds affordable housing, is holding a "Pennies for Habitat" drive to bring awareness to their cause. She also advised that through the Mayor's Community Development Fund, \$100 will be donated and she encouraged everyone to participate in the penny drive to be held at Iroquois Park Sports Centre on Thursday, May 31, 2012 from 4:30 p.m. to 5:00 p.m.

1. DISCLOSURES OF INTEREST

There were no disclosures noted.

2. BY-LAW TO ADOPT THE MINUTES – BY-LAW NO. 6613-12

RESOLUTION NO. 138-12

Minutes of Council Meeting – May 7, 2012

Councillor Emm, seconded by Councillor Montague, moved for leave to introduce a by-law and to dispense with the reading of the by-law by the Clerk to adopt the minutes of the Regular Meeting of Council held on May 7, 2012 and that the same be considered read a first, second and third time and finally passed and

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that the Mayor and the Clerk sign the same and the Seal of the Corporation be thereto affixed.

CARRIED

By-Law 6613-12 considered read a first, second, and third time and finally passed.

3. PRESENTATIONS/DELEGATIONS

- (a) Recognition of local Canadian Tire Stores for their support of the Canadian Tire Jump Start Program

Mayor Perkins, Councillor Drumm, Chair of Community & Marketing Services, P. LeBel, Acting CAO/Commissioner of Community & Marketing Services and S. Klein, Manager of Recreation, welcomed Harry Bell, Regional Manager of Canadian Tire Jump Start Charities and Doug Moser, Owner, Canadian Tire Store, South Whitby, to the dias. It was noted that Stan Schofield, Manager, Canadian Tire Store, North Whitby, was unable to attend the evening's presentations. P. LeBel advised the Canadian Tire Jump Start Charities provide ongoing support to families with children and youth in financial need to participate in sport and recreation programs. He explained in 2011, Canadian Tire Jump Start provided \$21,734 to 203 Whitby children, between the ages of 4 to 18, to allow them the opportunity to participate in sport and recreation programs.

- (b) Junior Fire Department Program Sponsorship Presentation – Sponsored by BMO – Bank of Montreal by BMO Senior Vice President and Senior Auditor, Chris Begy along with Fire Chief, Michael Gerrard

Mayor Perkins, Councillor Montague, Chair of Fire Services and Fire Chief Michael Gerrard invited Bank of Montreal Senior Vice President and Senior Auditor, Chris Begy to the dias. Mr. Begy, on behalf of the Bank of Montreal, a supporter of the Junior Fire Department Program in Whitby since 1972, presented the Town with a cheque in the amount of \$6,500. Operated through the Whitby Fire and Emergency Services, the program offers one-week fire safety sessions to boys and girls aged 11 and 12 during the months of July and August each year. The programs provide campers with an interactive opportunity to learn about fire safety and gain insight into the career of a firefighter.

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4. CORRESPONDENCE

4.1 CORR 13-12

That the following request be proclaimed:

- Spina Bifida and Hydrocephalus Awareness Month – June 2012

Discussion ensued on the matter.

RESOLUTION NO. 139-12

MOVED by Councillor Coe

Seconded by Councillor Mitchell

That CORR 13-12, being a request for proclamation for Spina Bifida  
and Hydrocephalus Awareness Month – June 2012, be endorsed.

CARRIED

5. STANDING COMMITTEES

- (a) Planning and Development Committee – May 14, 2012  
Report No. 5  
Recommendations to Council

- 3.1 Planning Report, Item PL 27-12  
Re: Application for Zoning By-law Amendment by Ceilo Realty Limited  
(Z-07-12) – 1121 Dundas Street East

COUNCIL DECISION:

1. That Council approve zoning application (Z-07-12), subject to the conditions in Section 8.0 of Planning Report Item PL 27-12; and,
2. That the amending By-law be presented for Council's approval.

- 4.3 Planning Report, Item PL 31-12  
Re: Zoning Amendment Application – 1725432 Ontario Ltd.  
– (Z-08-11) – 4070 Garrard Road

COUNCIL DECISION:

1. That Council approve Zoning Amendment application Z-08-11 to amend Town of Whitby Zoning By-law 1784;

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2. That the Clerk forward a copy of Council's decision to the Commissioner of Planning of the Region of Durham, all Interested Parties, and the Ontario Municipal Board;
  3. That Council direct staff to conduct a zoning study to determine the appropriate future uses for lands at the northwest corner of Taunton and Garrard Roads and that the Commissioner of Planning report back to Council with the study process and timeline; and,
  4. That a By-law to amend Town of Whitby Zoning By-law No. 1784 be brought forward for consideration by Council.
- 4.4 Planning Report, Item PL 32-12  
Re: Site Plan Application – Durham Catholic District School Board  
– Construction of a 2-storey Elementary School – (SP-02-12)  
– 160 Cachet Boulevard
- 

COUNCIL DECISION:

1. That Council approve Site Plan Application (SP-02-12) subject to the Conditions of Approval contained in Section 8.0 of Planning Report Item PL 32-12;
  2. That Council approve the granting of a vehicular easement over a portion of Cachet Park to the Durham Catholic District School Board and that the Board be responsible for all costs incurred for the preparation and registration of the easement in accordance with the conditions of approval contained in Section 8.0 of Planning Report Item PL 32-12; and,
  3. That the Mayor and Clerk be authorized to execute the required documents.
- 4.5 Planning Report, Item PL 33-12  
Re: Earth Hour 2012 Results

COUNCIL DECISION:

1. That Planning Report Item No. PL 33-12, regarding the Town of Whitby's participation in Earth Hour on March 31, 2012 be received as information; and,
2. That a copy of this report be forwarded to the Durham District School Board, the Durham Catholic District School Board, Whitby

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Hydro, Whitby Library Board, the Station Gallery and the Chamber  
of Commerce and the Durham Region Astronomical Association.

- 4.6 Planning Report, Item PL 35-12  
Re: Minor Variance to the Sign By-law – Daniel Johnson Architects Inc. for  
Starbucks Coffee Canada – (SB-01-12) – 80 Thickson Road South
- 

COUNCIL DECISION:

That Council approve minor variance application SB-01-12 to the Town of  
Whitby Sign By-law 5695-05 for Starbucks Coffee Canada in accordance  
with the following amendments;

1. To increase the wall sign projection from 50 cm (0.5 metres) to 150  
cm (1.5 metres) for the Starbucks Coffee signs 'C' and 'D' on the  
east and south elevations respectively, and;
2. To increase the menu board sign area from 1.0 square metre to 3.0  
square metres.

- 4.7 Planning Report, Item PL 36-12  
Re: Zoning Amendment Application to Permit the Extension of a Temporary  
Use By-law – Barnes Memorial Funeral Home (Richard Barnes) – (Z-09-12)  
– 5295 Thickson Road North
- 

COUNCIL DECISION:

1. That Council approve the application submitted by Barnes  
Memorial Funeral Home for the extension of the temporary use on  
the subject property of a funeral home for a period of three (3)  
years; and,
2. That the amending by-law be brought forward for Council approval.

- 4.8 Planning Report, Item PL 39-12  
Re: Zoning By-law Amendment Application to Permit the Extension of a  
Temporary Use – 2172633 Ontario Inc. Residential Sales Office – (Z-06-12)  
– 105 Rossland Road West
- 

COUNCIL DECISION:

1. That Council approve the application submitted by ARG Group Inc.  
for the extension of a temporary use on the subject property for a

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residential sales office, for an additional period of three (3) years;  
and,

2. That the amending by-law be brought forward for Council approval.

4.9 Planning Report, Item PL 40-12  
Re: Ontario's Feed-in-Tariff Program – Results of Two-Year Review

COUNCIL DECISION:

1. That Planning Report Item PL 40-12 be received as information;
2. That Planning Report Item PL 40-12 be forwarded to the Ontario Power Authority and the Ministry of Energy for the purposes of seeking clarification of the following under the new Feed-in-Tariff (FIT) 2.0 program:
  - a) The term “residential” under section 2.1d) i) of the new Feed-in-Tariff Program Rules requires improved, clear and precise definition to assure consistent interpretation across the Province.
3. That should the proposed Zoning Opinion/Zoning Certificate forms become a requirement for proponents under the Feed-in-Tariff (FIT) 2.0 program, that the preferred approach be the use of the Zoning Opinion form and that the Commissioner of Planning be the Town of Whitby's delegated signing authority;
4. That should the proposed Zoning Opinion/Zoning Certificate forms become a requirement under the Feed-in-Tariff (FIT) 2.0 program, that Planning staff be authorized to bring forward an amendment to the Fee Schedule; and,
5. That Planning Staff report back once the final Feed-in-Tariff ( FIT) 2.0 program rules have been posted.

4.10 Planning Report, Item PL 41-12  
Re: Draft Plan of Condominium – 2234223 Ontario Inc. c/o Oxnard Homes  
– (CW-2012-01) – Southwest Corner of Thicksen Road North and  
Summerside Avenue

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COUNCIL DECISION:

1. That Council approve the Draft Plan of Condominium (CW-2012-01) subject to the comments and conditions in Section 8 of Planning Report Item PL 41-12;
2. That the Mayor and Clerk be authorized to execute the condominium agreement for the subject property; and,
3. That the Clerk advise the Commissioner of Planning at the Region of Durham of Council's decision.

RESOLUTION NO. 140-12

MOVED BY Councillor Emm  
Seconded by Councillor Montague

That Items 3.1 and 4.1 to 4.10 of Report No. 5 of the Planning & Development Committee dated May 14, 2012, be adopted, save and except Items 4.1 and 4.2.

CARRIED

- 4.1 Planning Report, Item PL 28-12  
Re: Staff Report – Downtown Whitby Development Steering Committee (DWDSC) – 2011 Annual Report and Strategic Action Plan Update

General discussion ensued on the matter.

RESOLUTION NO. 141-12

COUNCIL DECISION:

MOVED BY Councillor Emm  
Seconded by Councillor Montague

1. That the Downtown Whitby Development Steering Committee (DWDSC) Annual Report and Strategic Action Plan Update 2011 dated March 2012, be received as information;
2. That Staff circulate the report for departmental comments; and
3. That Staff report back to Planning and Development Committee of Council by June 2012 with any proposed actions resulting from departmental review.

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CARRIED UNANIMOUSLY ON A  
RECORDED VOTE

- 4.2 Planning Report, Item PL 29-12  
Re: Staff Report – Brooklin Downtown Development Steering Committee  
(BDDSC) – 2011 Annual Report and Strategic Action Plan Update
- 

General discussion ensued on the matter.

RESOLUTION NO. 142-12

COUNCIL DECISION:

MOVED BY Councillor Emm  
Seconded by Councillor Montague

1. That the Brooklin Downtown Development Steering Committee (BDDSC) Annual Report 2011 dated March, 2012, be received as information;
2. That Staff circulate the report for departmental comments; and
3. That Staff report back to Planning and Development Committee of Council by June 2012 with any proposed actions resulting from departmental review.

CARRIED

- (b) Operations Committee – May 22, 2012  
Report No. 7  
Recommendations to Council
- 

- 4.1 Community & Marketing Services Report, Item CMS 31-12  
Re: Community Connection Executive Board Appointments

COUNCIL DECISION:

1. That Community and Marketing Services Department Report CMS 31-12 pertaining to the Community Connection program be received as information;
2. That Council approve and appoint the following individuals to the Community Connection Executive Board, as a Committee of



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Council for a term ending May 31, 2013 or until a successor is  
appointed:

Chair  
Jody Pierson

Vice Chair  
Mitu Verpal

Treasurer  
Linda Martinolich

Human Resources Liaison  
Kit Bauldry

Special Events Liaison  
Dave Sansom

School Liaisons

Bellwood  
Denise Higashi

Brooklin Village  
Shona Casola

Donald A. Wilson  
Julie Yarwood

Glen Dhu  
Diba Chung

John Dryden  
Carol Webber

Meadowcrest  
Jim McGrorey

Ormiston  
Faizal Walani

Pringle Creek  
Marlyn Mohammed

Sinclair  
Jackie Moore

Whitby Shores  
Susan Long

3. That the updated Terms of Reference for the Community  
Connection Committee of Council be approved.

- 4.3 Community & Marketing Services Report, Item CMS 33-12  
Re: Majestic Park – Whitby Shores

COUNCIL DECISION:

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1. That Council approve the proposed design plan for Majestic Park located in Whitby Shores as identified in Community and Marketing Services Report CMS 33-12;
  2. That Staff be authorized to proceed with the detailed working drawings, specifications and tender documents for Majestic Park; and,
  3. That the Majestic Park project be tendered and that Staff report back to Council with a recommendation of the preferred general contractor, construction timing and budget analysis.
- 4.4 Community & Marketing Services Report, Item CMS 34-12  
Re: New Horizons for Seniors Program Grant

COUNCIL DECISION:

1. That Community and Marketing Services Department Report CMS 34-12 pertaining to grant funding from the New Horizons for Seniors Program for the proposed 'Immigrant and Newcomer Seniors Support Program' be received as information; and,
  2. That Council endorse the development of the proposed 'Immigrant and Newcomer Seniors Support Program' and its implementation by the CMS Department Seniors Services Section in collaboration with the Seniors Services Committee of Council.
- 4.5 Corporate Services/Public Works Joint Report, Item CS 25-12  
Re: John Street Reconstruction – (T-6-2012) – Brock St./Dundas St. Area

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Eagleson Construction in the amount of \$965,454.07 (excluding taxes) for the reconstruction of John Street West from High Street to Brock Street North subject to approval from the Regional Municipality of Durham for their portion in the amount of \$435,300.49 for watermain and sanitary sewer replacement works;
2. That the total estimated project cost for the Town of Whitby's portion of the road reconstruction in the amount of \$850,000.00 be approved; and,

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3. That the Mayor and Clerk be authorized to execute the contract documents.
  - 4.6 CMS/Corporate Services Joint Report, Item CS 29-12  
Re: Iroquois Park Sports Centre (IPSC) Skate Park Restoration  
(T-45-2012)
- 

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Decora Building Restoration Ltd. in the amount of \$51,697.50 (excluding taxes) for the repair and restoration of the Iroquois Park Sports Centre Skate Park;
  2. That an over expenditure in the amount of \$7,607.38 be approved to be funded from Maintenance savings from previously tendered projects;
  3. That the total estimated project cost in the amount of \$57,607.38 be approved; and,
  4. That the Mayor and Clerk be authorized to execute the contract documents.
- 4.7 CMS/Corporate Services Joint Report, Item CS 30-12  
Re: Cullen Central Park – Bocce Court Construction – (T-46-2012)
- 

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Marnix Infrastructure Inc. in the amount of \$86,245.90 (excluding taxes) for the construction of two (2) bocce courts in Cullen Central Park;
  2. That the total estimated project cost in the amount of \$109,283.83 be approved; and,
  3. That the Mayor and Clerk be authorized to execute the contract documents.
- 4.8 Corporate Services/Public Works Joint Report, Item CS 31-12  
Re: Supply and Delivery of One (1) 2012 Industrial Tractor with  
Attachments – (T-39-2012)
- 

COUNCIL DECISION:

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1. That the Town of Whitby accept the low tender of Strongco Limited Partnership bid in the total net amount of \$70,500.00 (plus applicable taxes) for the supply and delivery of one (1) 2012 Industrial Tractor with Attachments which includes a trade-in allowance;
  2. That the total estimated project cost for the Town of Whitby in the amount of \$71,740.80 be approved; and,
  3. That the Mayor and Clerk be authorized to execute the contract documents.
- 4.9 Corporate Services Report, Item CS 32-12  
Re: Consulting Services for the Detailed Design for the Reconstruction of  
White's Bridge – (RFP-29-2012) – Columbus Road
- 

COUNCIL DECISION:

1. That the Town of Whitby accept the highest scoring proposal of SRM Associates in the amount of \$92,755.00 (excluding taxes) for a detailed design for the reconstruction of White's Bridge;
  2. That an over expenditure in the amount of \$12,258.00 be approved, of which \$9,843.00 is to be funded from one time reserves and \$2,415.00 from Developmental Charges;
  3. That the total estimated project cost for the Town of Whitby in the amount of \$100,000.00 be approved; and,
  4. That the Mayor and Clerk be authorized to execute the contract documents.
- 4.10 Corporate Services/Public Works Joint Report, Item CS 33-12  
Re: Road Rehabilitation – Rural – (T-503-2012)
- 

COUNCIL DECISION:

- 1 That the Town of Whitby accept the low tender of Furfari Paving Co. Ltd in the amount of \$1,027,186.05 (excluding taxes) for Road Rehabilitation - Rural as required by the Town;
- 2 That the total estimated project cost for the Town of Whitby in the amount of \$1,290,000.00 be approved; and,

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3. That the Mayor and Clerk be authorized to execute the contract documents.
  - 4.11 Corporate Services/Public Works Joint Report, Item CS 35-12  
Re: Glen Dhu and Fifewood Stormwater Facilities – (T-10-2012)  
– Anderson St./Rossland Rd.
- 

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Loc Pave Construction Ltd. in the amount of \$717,400.00 (excluding taxes) for the construction of Glen Dhu and Fifewood Stormwater Facilities;
  2. That the total estimated project cost in the amount of \$890,000 be approved;
  3. That Council approve an over expenditure in the amount of \$93,246 of which \$38,035 is to be funded from one time reserves, and \$55,211 is to be funded from additional Development Charges;
  4. That Council authorize staff to retain the services of AECOM in the amount of \$50,000.00 for Contract Inspection and Administration Services for the Glen Dhu and Fifewood Stormwater Facilities contract; and,
  5. That the Mayor and Clerk be authorized to execute the contract documents.
- 4.12 Corporate Services/Public Works Joint Report, Item CS 36-12  
Re: Supply and Delivery of One (1) 2012 16' Rotary Mower – (T-42-2012)
1. That the Town of Whitby accept the low tender bid of G.C. Duke Equipment Ltd. in the net amount of \$62,400.00 (plus applicable taxes) for the supply and delivery of one (1) 2012 16' Rotary Mower which includes a trade-in allowance; and,
  2. That the total estimated project cost for the Town of Whitby in the amount of \$63,498.24 be approved; and,
  3. That the Mayor and Clerk be authorized to execute the contract documents.
- 4.13 Corporate Services/Public Works Joint Report, Item CS 37-12  
Re: Supply and Delivery of Three (3) 2012 Extended Cab 1/2 Ton Rear

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Wheel Drive Short Box, Pickups – (T-40-2012)

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COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Oxford Dodge Chrysler bid in the amount of \$57,612.00 (plus applicable taxes) for the supply and delivery of Three (3) 2012, Extended Cab ½ Ton Rear Wheel Drive, Short Box, Pick Ups;
  2. That the total estimated project cost for the Town of Whitby in the amount of \$68,915.97 be approved; and,
  3. That the Mayor and Clerk be authorized to execute the contract documents.
- 4.14 Corporate Services Report, Item CS 38-12  
Re: Building Permit Fees Annual Report 2011

COUNCIL DECISION:

That Report CS 38-12 of the Commissioner of Corporate Services/Treasurer be received as information.

- 4.15 Corporate Services Report, Item CS 39-12  
Re: Annual Statement of Development Charge Reserve Funds as at December 31, 2011
- 

COUNCIL DECISION:

1. That the annual Statement of Development Charge Reserve Funds as at December 31, 2011 be received for information; and,
  2. That a copy of the Statement be forwarded to the Minister of Municipal Affairs and Housing.
- 4.16 Corporate Services Report, Item CS 40-12  
Re: Release of Easement in Favour of Bell Canada Between 262 and 300 Lupin Drive and 263 and 301 Lupin Drive – Blocks A and B, Plan M905
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1. That the Town of Whitby release the easement registered as Instrument No. TW12178 over Block A, Plan M905, between 262 and 300 Lupin Drive and Block B, Plan M905, between 263 and 301 Lupin Drive; and
  2. That the Mayor and Clerk be authorized to execute the required documents.
- 4.17 Corporate Services Report, Item CS 41-12  
Re: Road Repairs/Replacement – 1710 Charles Street – North and South Buildings

COUNCIL DECISION:

1. That Staff be authorized to proceed immediately to repair the flat roof of the office at the south building at 1710 Charles Street in accordance with the conditions set out in this report; and,
  2. That Staff proceed to issue a tender to repair the roofs on the north and south buildings as outlined in Option A of this report.
- 4.18 Corporate Services/Public Works Joint Report, Item CS 42-12  
Re: Supply and Delivery of Traffic Marking Paint – (T-55-2012)

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender of Lafrentz Road Services Ltd in the amount of \$64,375.00 (excluding taxes) for the supply and delivery of traffic marking paint as required by the Town;
  2. That the Mayor and Clerk be authorized to execute the contract documents.
- 4.19 Corporate Services Report, Item CS 43-12  
Re: First Quarter Projection Report as of March 31, 2012

COUNCIL DECISION:

That Report No. CS 43-12 of the Commissioner of Corporate Services/Treasurer be received as information.

- 4.20 Corporate Services/Public Works Joint Report, Item CS 45-12  
Re: Supply and Delivery of One (1) 2012 15,000 G.V.W. Truck with

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Van Style Body – (T-47-2012)

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender bid of Donway Ford Sales Limited in the net amount of \$70,698.00 (plus applicable taxes) for the supply and delivery of one (1) 2012 15,000 G.V.W. Truck with Van Style Body;
2. That the total estimated project cost for the Town of Whitby in the amount of \$71,942.28 be approved;
3. That the over expenditure in the amount of \$10,942.28 be funded from savings within the maintenance envelope be approved; and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

- 4.21 Corporate Services/Public Works Joint Report, Item CS 46-12  
Re: Supply and Delivery of One (1) 2012 15,000 G.V.W. Cab and Chassis  
Complete with Articulated Crane and Dump Body – (T-51-2012)
- 

COUNCIL DECISION:

1. That the Town of Whitby accept the low tender bid of Donway Ford Sales Limited in the amount of \$66,672.00 (plus applicable taxes) for the supply and delivery of one (1) 2012 15,000 G.V.W. Cab and Chassis Complete with Articulated Crane and Dump Body;
2. That the total estimated project cost for the Town of Whitby in the amount of \$67,845.43 be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

- 4.22 Corporate Services Report, Item CS 48-12  
Re: Applications for Cancellation, Reduction, Adjustment and/or Refund  
of Taxes
- 

COUNCIL DECISION:

That applications for cancellation, reduction, adjustment and/or refund of



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taxes be approved as listed in this report, in the amount of \$1,908,834.01 for the taxation years 2001 to 2011 inclusive.

- 4.23 Corporate Services Report, Item CS 49-12  
Re: To Authorize the Supervisor of Revenue and Assessment Review Officer to Appeal Selected Property Assessments on Behalf of the Town of Whitby
- 

COUNCIL DECISION:

That Council authorize the Supervisor of Revenue and the Assessment Review Officer to file a Notice of Complaint, on behalf of the Town of Whitby, for the assessment values on certain properties within the Town of Whitby, as set out in Corporate Services Report, Item 49-12.

- 4.24 Corporate Services Report, Item CS 50-12  
Re: 2012 Final Tax Billing
- 

COUNCIL DECISION:

1. That the tax rates for the year 2012 General Municipal Town levies be approved as indicated in Schedule "A", attached;
2. That the tax due dates for the final tax bills for the Residential, Farmland and Managed Forest tax classes be June 25, 2012 and September 24, 2012;
3. That the Treasurer be authorized to set the appropriate due dates for the capped tax classes (Commercial, Industrial and Multi-residential) once all billing factors are known; and,
4. That a By-law be brought forward to set the Town of Whitby due dates and levy rates for 2012 in accordance with the approved budgets and regulations.

- 4.25 CMS/Corporate Services Joint Report, Item CS 51-12  
Re: RFP-35-2012 Supply and Delivery of Office Furniture – Iroquois Park Sports Centre – CMS Department Renovation – IPSC
- 

COUNCIL DECISION:

1. That the Town of Whitby accept the highest scoring proposal of Avis Office Furniture in the amount of \$65,315 (excluding taxes) to

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supply and install office furniture for the new CMS Department  
office re-location at Iroquois Park Sports Centre;

2. That the total cost of this component of the project in the amount of \$74,388.59 be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

4.26 Corporate Services Report, Item CS 52-12

Re: Easement in Favour of the Regional Municipality of Durham:

Part of Lots 26, 27 and 28 – Broken Front Concession

---

COUNCIL DECISION:

1. That the Town of Whitby grant permanent easements to the Regional Municipality of Durham, described Firstly as Part of Lot 26, Broken Front Concession being designated as Parts 1, 2 and 3, Plan 40R-24871; Secondly Part of Lot 27, Broken Front Concession being designated as Parts 1, 2, 3 and 4 Plan 40R-24879; and Thirdly Part of Lots 27 and 28, Broken Front Concession being designated as Parts 1, 2, 3 and 4 Plan 40R-24868;
2. That the Clerk prepare the required By-law for Council adoption;
3. That the Mayor and Clerk be authorized to execute the required documents; and,
4. That the Clerk forward a copy of Corporate Services Report, Item CS 52-12 to the Regional Municipality of Durham.

5.1 Community & Marketing Services Report, Item CMS 36-12

Re: Whitby Hydro Naming Rights Sponsorship at Iroquois Park Sports Centre

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COUNCIL DECISION:

That Council approve the Whitby Hydro naming rights sponsorship at Iroquois Park Sports Centre, including renaming Arena 5 to 'Whitby Hydro SaveONenergy Arena 5', under the terms and conditions identified in Community and Marketing Services Report CMS 36-12.

5.4 Advertising of Appointments to Committees of Council

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COUNCIL DECISION:

That staff review the appointment process of Committees of Council including the Terms of Reference in order to bring uniformity to the committees where appointments are advertised.

RESOLUTION NO. 143-12

MOVED BY Councillor Mitchell  
Seconded by Councillor Drumm

That Items 4.1 to 4.28, 5.1 and 5.4 of Report No. 7 of the Operations Committee dated May 22, 2012, be adopted, save and except Items 4.2, 4.27 and 4.28.

CARRIED

- 4.2 Community & Marketing Services Report, Item CMS 32-12  
Re: The Broad Reach Foundation – Request for Dockage and Storage at  
Port Whitby Marina
- 

Brief discussion ensued on the matter.

RESOLUTION NO. 144-12

MOVED BY Councillor Mitchell  
Seconded by Councillor Drumm

COUNCIL DECISION:

That Council authorize a 35% discount on Port Whitby Marina fees for dockage and winter storage for two vessels owned and operated by The Broad Reach Foundation, as outlined in Community and Marketing Services Report CMS 32-12.

CARRIED

- 4.27 Public Works Report, Item PW 14-12  
Re: Burns Street East and Sawdon Drive/Devon Port Lane Intersection –  
(STT-BU-1) – Burns Street/Thickson Road Area
- 

General discussion ensued on the matter.

RESOLUTION NO. 145-12

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COUNCIL DECISION:

MOVED BY Councillor Mitchell  
Seconded by Councillor Drumm

1. That Council approve the 2012 design and installation of an Intersection Pedestrian Signal at Burns Street and Sawdon Drive/Devon Port Lane, along with on-road bicycle lanes on Burns Street, at an estimated cost of \$115,000, to be funded from one-time reserves;
2. That staff continue to monitor in 2012 and 2013 the pedestrian crossing volumes as well as the vehicular speeds and volumes along Burns Street;
3. That an Adult Crossing Guard not be placed at this location until speeds are below 60 km/h which is in conformance with the Highway Traffic Act related to Crossing Guards; and,
4. That a copy of Public Works Report PW 14-12 be forwarded to the Region of Durham, Bellwood Public School and the Durham District School Board.

CARRIED

4.28 Public Works Report, Item PW 27-12  
Re: Noise Exemption Request – Whitby Ribfest

General discussion ensued on the matter.

RESOLUTION NO. 146-12

COUNCIL DECISION:

MOVED BY Councillor Mitchell  
Seconded by Councillor Drumm

1. That Council approve the Rotary Club of Whitby Sunrise's request for an exemption from the provisions of Noise By-law 292-70 to host the first annual Ribfest at Victoria Fields on July 13, 2012 from 2:00 PM to 11:00 PM, on July 14, 2012 from 11:00 AM to 11:00 PM and on July 15, 2012, from 11:00 AM to 7:00 PM; and,
2. That Council direct staff to update the Town's website to include a link to the Whitby Ribfest website ([www.whitbyribfest.com](http://www.whitbyribfest.com)).

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CARRIED

- (c) Management Committee – May 15, 2012  
Report No. 2  
Recommendations to Council

- 2.1 Chief Administrative Officer Report, Item CAO 02-12  
Salary Administration Policy for Full-time, Non-Union and Management  
Employees
- 

COUNCIL DECISION:

1. That Report CAO 02-12 of the Chief Administrative Officer be received;
2. That the Salary Administration Policy for Full-Time, Non-Union and Management Employees, Policy 1-1-59, included as Attachment 1 to this report be approved, and;
3. That the appropriate officials of the Town of Whitby be authorized to take the necessary actions to give effect thereto.

- 3.1 Human Resources – Interim Compensation – Public Works

COUNCIL DECISION:

That the recommendation as contained in the In Camera minutes of May 15, 2012 with respect to Item 3.1 a) be adopted.

RESOLUTION NO. 147-12

MOVED BY Councillor Drumm  
Seconded by Councillor Montague

That Items 2.1 and 3.1 of Report No. 2 of the Management Committee dated May 15, 2012, be adopted.

CARRIED

6. NOTICE OF MOTION

There were no notices of motion at the meeting.

7. NEW & UNFINISHED BUSINESS

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7.1 Senior Care Strategy – Ministry of Health and Long Term Care

Councillor Coe advised that the Ontario Ministry of Health and Long Term Care is implementing a senior care strategy empowering seniors to self lead in their own care. He explained the consultative process will take place during the summer and further information is available on the Ontario government website at [www.serviceontario.ca](http://www.serviceontario.ca).

7.2 Traffic Situation in Downtown Whitby

Councillor Drumm advised that three members of the Road Watch committee, including himself, were in the downtown area on May 23, 2012 to advise the public of their role in the way of traffic safety. The committee will continue their endeavours in due course.

7.3 101<sup>st</sup> Annual Brooklin Spring Fair

Councillor Hanson advised the Brooklin Spring Fair, in addition to the annual fair parade, is taking place this upcoming weekend and encouraged everyone to attend.

7.4 First Durham Bike Summit

Councillor Mitchell stated that the first Durham Bike Summit – Share the Road takes place on Wednesday, May 30<sup>th</sup> at the Jubilee Pavilion in Oshawa and advised the link to the event is on the Town website at [www.whitby.ca](http://www.whitby.ca).

7.5 Block Parent Program

Councillor Roy advised the Block Parent Program has had an aggressive membership drive and the numbers of participants is increasing. She apprised Council members that the Block Parents will also be represented at the Brooklin Spring Fair.

8. BY-LAWS

6614-12 By-law to appoint Brent Rice as a Municipal Law Enforcement Officer.

6615-12 By-law to designate the property composed of Block 32 on Registered Plan 40M-2145 as not being subject to part lot control. [File 40M-2145, Block 32]

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- 6616-12 By-law to assume certain roads as a public highway for road widening purposes. [Part 45 on 40R-27480 – Summerside Avenue]
- 6617-12 Easement in favour of the Regional Municipality of Durham: Part of Lots 26, 27 and 28 – Broken Front Concession [Corporate Services Report, CS 52-12]
- 6618-12 By-law to amend Zoning By-law No. 1784, as amended by changing the zoning from A-Agricultural to A-8-Agricultural – Exception 8 to permit the temporary use of a funeral home until July 10, 2015 for the land situated on the east side of Thickson Road North, north of Conlin Road municipally know as 5295 Thickson Road North, Town of Whitby shown with a dot pattern as the Subject Land. The effect of the zoning change is to grant the use of the Subject Land for a funeral home for a further three year period. [Reference PL 36-12 - Barnes Memorial Funeral Home – 5295 Thickson Road North – Z-09-12]
- 6619-12 By-law to amend Zoning By-law No. 2585, as amended, by changing the zoning to permit the temporary use of the existing single detached dwelling for a residential sales office until June 29, 2015, for the land situated on the south side of Rossland Road West, and west of Brock Street North, municipally known as 105 Rossland Road West, Town of Whitby shown as the Subject Land. The effect of the zoning change is to grant permission for the existing single detached dwelling to continue to operate as a residential sales office for a further three year period. [Reference PL 39-12 - 2172633 Ontario Inc. - Z-06-12]
- 6620-12 By-law to amend Zoning By-law No. 2585, as amended, by changing the zoning from C2-S-Special Purpose Commercial, to C2-S-9 Special Purpose Commercial – Exception 9 for the land located at 1121 Dundas Street East shown as the Subject Land. The effect of the zoning change is to permit the additional use of a place of worship on the Subject Land. [Reference PL 27-12 - D.G. Biddle (Ceilo Reality Ltd.) – Z-07-12]

9. CONFIRMATORY BY-LAW NO. 6621-12

RESOLUTION NO. 148-12

MOVED by Councillor Roy, seconded by Councillor Hanson, that leave be

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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 May 28, 2012, 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. 6621-12 considered read a first, second and third time and finally passed.

10. ADJOURNMENT

RESOLUTION NO. 149-12

MOVED by Councillor Coe  
Seconded by Councillor Emm

That the meeting be adjourned.

CARRIED

The meeting adjourned at 8:10 p.m.

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Debi A. Wilcox, Town Clerk

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Patricia Perkins, Mayor