

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CORPORATION
OF THE TOWN OF WHITBY HELD ON MONDAY, JANUARY 16, 2012 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, Commissioner of Public Works
M. Gerrard, Fire Chief
P. LeBel, Commissioner of Community & Marketing Services
K. Nix, Commissioner of Corporate Services/Treasurer
R. Short, Commissioner of Planning
D. Wilcox, Town Clerk
M. Pettit, Deputy Clerk

Mayor Perkins on behalf of Council and Town staff wished Councillor Drumm a Happy Birthday.

Mayor Perkins advised that Item 7.1 under New and Unfinished Business re: Planning Report, PL 08-12 Re: Recreation of Merged Lots – Request to Waive Fees – 121 St. John Street East, had been withdrawn from the agenda and would be considered at the Planning Meeting of January 23, 2012.

1. DISCLOSURES OF INTEREST

There were no disclosures of interest.

2. BY-LAW TO ADOPT THE MINUTES – BY-LAW NO. 6570-12

RESOLUTION NO. 05-12

Minutes of Council Meetings – December 12, 2011 and January 9, 2012

Councillor Mitchell seconded by Councillor Drumm 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 December 12, 2011 and the Special Meeting of Council held on January 9, 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

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By-Law No. 6570-12 considered read a first, second, and third time and finally passed.

3. PRESENTATIONS/DELEGATIONS

- a) John Dolstra and Judge Phil Gaynor
Re: Installation of Plaque – Highway of Heroes Bridge

John Dolstra and Judge Phil Gaynor appeared before Council and provided an update and clarification on their request to install a plaque on the Brock Street Bridge. Mr. Dolstra advised that they plan to work in partnership with the Town and other organizations in order to raise \$50,000 toward this goal and respectfully withdraw their initial request to have Town staff set up the process of receiving donations from the public as this would be completed by the Legions. Mr. Dolstra advised they still require a letter of support from Council to proceed with the project and would welcome monetary donations from the Town to assist in the project.

RESOLUTION NO. 06-12

MOVED by Councillor Coe
Seconded by Councillor Emm

That Item 7.2 of New and Unfinished Business re: Installation of Plaque – Highway of Heroes Bridge be brought forward on the agenda for consideration at this time.

CARRIED

RESOLUTION NO. 07-12

MOVED by Councillor Drumm
Seconded by Councillor Coe

That the matter re: Installation of Plaque – Highway of Heroes Bridge be lifted from the table.

CARRIED

General discussion ensued on the matter.

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RESOLUTION NO. 08-12

MOVED by Councillor Drumm
Seconded by Councillor Emm

That the concept of placing a plaque on the Highway of Heroes Bridge,
Brock Street South be referred to staff to work with the delegation and
provide a report back for Council's consideration.

CARRIED

4. CORRESPONDENCE

- (i) CORR 01-12
Copy of correspondence dated December 20, 2011 from C. Anne
Greentree, Deputy Clerk, Corporation of the Municipality of Clarington
directed to the Honourable Dalton McGuinty, Premier of Ontario, with
respect to the Municipality's Resolution #GPA-719-11, Special Provincial
Funding to Cover Municipal Deficits
-

RESOLUTION NO. 09-12

MOVED by Councillor Drumm
Seconded by Councillor Coe

That CORR 01-12, being correspondence from the Deputy Clerk of the
Corporation of the Municipality of Clarington regarding Special Provincial
Funding to Cover Municipal Deficits be endorsed.

CARRIED

5. STANDING COMMITTEES

- (a) Management Committee – December 20, 2011
Report No. 5
Recommendations to Council
-

2.2 Technical Amendment Required to the Council Compensation By-law

COUNCIL DECISION:

1. That the Town Clerk be authorized to prepare the necessary by-law
to make the following technical amendments to By-law No. 6500-11,

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in accordance with the provisions of the Municipal Act;

1. That item 2 reflect \$36,875.; and
2. That Item 3 reflect the following changes (changes underlined);
2. In each successive year increases for the Mayor and Members of Council shall be based on the average of the remuneration paid to the Mayors and Members of Council, respectively, in the other lakeshore urban communities in Durham Region and that effective January 1, 2011 amendments to the rates will be processed once the rates are confirmed for that current year, but no later than December 1st each year.

RESOLUTION NO. 10-12

MOVED BY Councillor Drumm
Seconded by Councillor Coe

That Item 2.2 of Report No. 5 of the Management Committee dated December 20, 2011, be adopted.

CARRIED

2.3 Municipal Office Needs Assessment

General discussion ensued on the matter.

RESOLUTION NO. 11-12

MOVED BY Councillor Drumm
Seconded by Councillor Coe

COUNCIL DECISION:

1. That Council approve the proposed accommodations plan outlined in the Chief Administrative Officer's Report No. CAO 04-11 to address the short term departmental office requirements for personnel at municipal headquarters;
2. That the Administration be authorized to retain the services of an architectural consultant to undertake the design work associated with the proposed short term accommodations plan;

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3. That the Administration be authorized to issue tenders to secure competitive bids from qualified general contractors for the construction of the office space and qualified office furniture suppliers and installers for the short term accommodations plan;
4. That Council authorize the Administration to undertake a comprehensive review of the long term municipal accommodation needs and scenarios and to retain the professional services of a consultant(s) to work with senior staff on the project; and
5. That long term office accommodation scenarios include a review of the office expansion opportunity at the current Rossland Road headquarters location; the opportunity to locate the municipal headquarters in other areas of the municipality; and the corresponding financial impacts of all scenarios.

CARRIED

- (b) Operations Committee – January 9, 2012
Report No. 1
Recommendations to Council
-

- 4.1 Community & Marketing Services Report, Item CMS 01-12
Re: Harbour Days Committee of Council
-

COUNCIL DECISION:

1. That Community and Marketing Services Department Report CMS 01-12 pertaining to the appointment of a Whitby Harbour Days Committee of Council be received as information;
2. That the Terms of Reference for the Whitby Harbour Days Committee of Council be approved; and,
3. That the Town Clerk be directed to advertise for applicants for the Whitby Harbour Days Committee of Council.

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- 4.2 Community & Marketing Services Report, Item CMS 02-12
Re: Whitby County Town Carnival Committee of Council

COUNCIL DECISION:

1. That Community and Marketing Services Department Report CMS 02-12 regarding the Whitby County Town Carnival be received as information;
2. That the Terms of Reference for the Whitby County Town Carnival Committee of Council be approved; and,
3. That the Town Clerk be directed to advertise for applicants for the Whitby County Town Carnival Committee of Council.

- 4.6 Public Works Report, Item PW 01-12
Re: Fees for Services and Activities Provided and Performed by the Town of Whitby Public Works Department
-

COUNCIL DECISION:

1. That Council approve the proposed Fees for Services and Activities provided by the Public Works Department as outlined within Report PW 01-12.
2. That Council authorize the Clerk to bring forward an amending By-law to By-law 6150-09 as amended, for Council approval as shown in Attachment 1 to Report PW 01-12.

RESOLUTION NO. 12-12

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

That Items 4.1 to 4.6, inclusive, of Report No. 1 of the Operations Committee dated January 9, 2012, be adopted, save and except Items 4.3, 4.4 and 4.5.

CARRIED

- 4.3 Community & Marketing Services Report, Item CMS 03-12
Re: Playground Program
-

General discussion ensued on the matter.

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RESOLUTION NO. 13-12

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

COUNCIL DECISION:

That Report CMS 03-12 re: Playground Program be referred to the 2012 budget process to determine whether a drop-in program can be accommodated.

CARRIED

4.4 Community & Marketing Services Report, Item CMS 04-12
Re: Ethno-cultural and Diversity Advisory Committee of Council

General discussion ensued on the matter.

RESOLUTION NO. 14-12

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

COUNCIL DECISION:

1. That Community and Marketing Services Department Report CMS 04-12 regarding the Race Relations and Diversity Committee of Council be received as information;
2. That Council approve changing the name of the Committee to the 'Ethno-cultural and Diversity Advisory Committee';
3. That the revised Terms of Reference for the Ethno-cultural and Diversity Advisory Committee of Council be approved as amended to reflect in Section 3.3 of the Terms of Reference that a staff representative from the Region's Diversity and Immigration Program be included as a non-voting member.; and,
4. That the Town Clerk be directed to advertise for applicants for the Ethno-cultural and Diversity Advisory Committee of Council.

CARRIED

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- 4.5 Corporate Services Report, Item CS 02-12
Re: Correspondence from the City of Pickering re: Notice of Motion
– Banning of Shark Fins
-

General discussion ensued on the matter.

RESOLUTION NO. 15-12

MOVED BY Councillor Mitchell
Seconded by Councillor Roy

COUNCIL DECISION:

1. That staff be directed to bring forward a by-law similar to that of the City of Pickering to ban the possession, sale, trade and distribution of shark fins or shark fin products within the Town of Whitby; and
2. That the Clerk be directed to forward a request on behalf of Council to the Federal Government, Health Canada and the Provincial Government to take appropriate action.

CARRIED

6. NOTICE OF MOTION

There were no notices of motion at the meeting.

7. NEW AND UNFINISHED BUSINESS

- 7.1 Planning Report, PL 08-12 **(WITHDRAWN)**
Re: Recreation of Merged Lots – Request to Waive Fees
– 121 St. John Street East
-

The report was withdrawn.

7.3 Full Signalization at Intersection of Baldwin and Campbell Streets

Councillor Hanson expressed thanks to Public Works staff for the installation of the signal lights at the intersection of Baldwin and Campbell Streets.

7.4 Thank you to Town Staff and Fire & Emergency Services

Councillor Coe expressed thanks to Town Staff and Fire and Emergency

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Services for attending to him during a recent traffic accident.

7.5 Glass Condos in Hi-rises – Review of Toronto newsarticle

Councillor Drumm expressed concerns about the issues raised in the article and asked that Council members be given an opportunity to discuss the matter in detail. The Chief Administrative Officer advised that he would co-ordinate a training and education session for Council on the matter later in the spring.

7.6 Budget Meeting – Wednesday, January 18, 2012 – 7:00 p.m.

Councillor Roy reminded audience members and viewers that there was a Special Council meeting regarding the budget scheduled later in the week.

7.7 Block Parent Program Update

Councillor Roy provided an update on the Block Parent program and asked if Council would consider having Johanna Hopper, Former Chair, Whitby/Brooklin Block Parent program attend a future Council meeting to be recognized for her years of hard work in ensuring the success of the Block Parent program.

7.8 Traffic Impacts During Rehabilitation of Brock Street Bridge

Councillor Emm expressed concerns about the upcoming construction on the Brock Street South Bridge and how this would affect traffic flow in the area, specifically its affect on Henry Street related to GO traffic. Commissioner Beale advised that lane closures are anticipated and that staff will be working with the Region of Durham to review signal times to assist in traffic flow. Commissioner Beale was requested to provide a resolution on this matter asking for co-ordinated efforts between the Region of Durham, the Ministry of Transportation and the Town of Whitby to ensure a seamless operation during the construction phase for Council's consideration at the next Council meeting.

8. BY-LAWS

- 6571-12 By-law to assume various streets as public highways [Baif Developments Ltd. Phase 3 – Plan 40M-2362 – Puttingedge Drive, Morningstar Avenue, Barnabas Street and Dryden Boulevard]
- 6572-12 By-law to amend By-law No. 1862-85 to regulate traffic on highways in the Town of Whitby with reference to Section “N” –

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Stop Signs. [Baif Developments Ltd. Phase 3 – Plan 40M-2362 –
Puttledge Drive, Morningstar Avenue, Barnabas Street and
Dryden Boulevard]

- 6573-12 By-law to appoint certain persons as Municipal Law Enforcement
Officers for the purpose of enforcing parking restrictions on public
property.
- 6574-12 By-law to appoint certain persons as Municipal Law Enforcement
Officers for the purpose of enforcing parking restrictions on private
property.
- 6575-12 By-law to impose fees for certain services and activities provided or
done by the Town of Whitby, Public Works Department [Refer to
Public Works Report, PW 01-12 - Fees For Services And Activities
Provided And Performed By The Town Of Whitby Public Works
Department]
- 6576-12 By-law to provide for a technical amendment to By-law No.
6500-11, being a by-law to provide for Council remuneration and
expenses
- 6577-12 By-law to assume and dedicate certain lands as a public highway
for street widening purposes [Glen Hill – Part 19]
- 6578-12 By-law to amend By-law No. 1862-85 to regulate traffic on
highways in the Town of Whitby with reference to Section “B” – No
Parking. [Refer to Planning Report, PL 73-11 – Site Plan
Application – Oxnard Homes – SP-06-11]

RESOLUTION NO. 16-12

MOVED by Councillor Hanson, seconded by Councillor Emm, that leave be
granted to introduce By-law Nos. 6571-12 to 6578-12, 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

9. CONFIRMATORY BY-LAW NO. 6579-12

RESOLUTION NO. 17-12

MOVED by Councillor Montague, seconded by Councillor Coe, 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 January 16, 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. 6579-12 considered read a first, second and third time and finally passed.

10. ADJOURNMENT

RESOLUTION NO. 18-12

MOVED by Councillor Coe
Seconded by Councillor Emm

That the meeting be adjourned.

CARRIED

The meeting adjourned at 8:14 p.m.

Debi A. Wilcox, Town Clerk

Patricia Perkins, Mayor