

Present: Mayor Mitchell
Councillor Coe
Councillor Drumm
Councillor Emm
Councillor Gleed
Councillor Leahy
Councillor Roy
Councillor Yamada

Also Present: R. Petrie, Chief Administrative Officer
S. Beale, Commissioner of Public Works
P. LeBel, Commissioner of Community & Marketing Services
K. Nix, Commissioner of Corporate Services/Treasurer
R. Short, Commissioner of Planning
D. Speed, Fire Chief
S. Cassel, Acting Town Clerk
S. Dave, Legislative Coordinator

Regrets: None noted

1. Declarations of Pecuniary Interest

- 1.1** Councillor Emm made a declaration of pecuniary interest under the Municipal Conflict of Interest Act regarding Item 5.2, PL 63-15 Re: Sign By-law Amendment Application, Gerdau Ameristeel Corporation, South Blair Street (SBA-01-15) as a member of his family works for Gerdau Ameristeel. Councillor Emm did not participate in the discussion or vote on the matter.

2. Adoption of Minutes

- 2.1** Special Council - June 29, 2015 (Closed minutes of the In-Camera session under separate cover)
Regular Council - June 29, 2015
Special Council - June 30, 2015 (Closed minutes of the In-Camera session are under separate cover)
Special Council - July 27, 2015

Special Council - September 8, 2015 (Closed minutes of the In-Camera session are under separate cover)

Resolution # 399-15

Moved By Councillor Coe
Seconded By Councillor Roy

That the minutes be adopted.

Carried

3. Delegations/Presentations

- 3.1** Catherine Partlow, Member of Special Olympics Team Canada
Recognition/Award: Represented Canada at the Special Olympics World Summer Games in Los Angeles July 2015 and won Gold medals in the 100 m, 200 m, and 4 x 400 m relay

Mayor Mitchell attended the dais and was joined by Councillor Emm and P. LeBel, Commissioner of Community and Marketing Services. Catherine Partlow was welcomed onto the dais to be recognized for representing Canada at the Special Olympics World Summer Games in Los Angeles July 2015 and winning Gold medals in the 100 m, 200 m, and 4 x 400 m relay.

4. Correspondence

- 4.1** That the following requests be endorsed:
- September 25, 2015 - Franco-Ontarian Day
 - October, 2015 - Occupational Therapy Month
 - November 14, 2015 - World Diabetes Day
 - November 23, 2015 - Walk for Values Day
 - November 2015 - Type 1 Diabetes Awareness Month
 - September 25 to October 2, 2015 - Flag Raising - Franco-Ontarian Day
 - September 27 to October 4, 2015 - Flag Raising - Grandview Kids Week

Resolution # 400-15

Moved By Councillor Coe
Seconded By Councillor Roy

That the proclamations for Franco-Ontarian Day - September 25, 2015, Occupational Therapy Month - October 2015, World Diabetes Day - November 14, 2015, Walk for Values Day - November 23, 2015, Type 1 Diabetes Awareness Month - November 2015 and the flag raising for Franco-Ontarian Day - September 25 to October 2, 2015 and Grandview Kids Week - September 27 to October 4, 2015, be endorsed.

Carried

- 4.2** Correspondence from Kevin Arjoon, Acting City Clerk, City of Kingston dated September 3, 2015 regarding a deferred motion with respect to Hydro One.

Discussion ensued with respect to:

- the importance of Hydro One remaining a public company so that it can provide affordable and efficient electricity for future generations;
- the case study of Nova Scotia where electricity was privatized and rates went up significantly, and how a similar situation may arise in Ontario if Hydro One were to be privatized;
- the importance of due diligence, public consultation and full disclosure of all facts when determining whether or not to privatize a company;
- understanding the reasoning behind the City of Kingston putting this motion forward, and which other municipalities were supporting it; and
- collecting background information and analysis on the matter prior to making a decision to endorse the correspondence.

Resolution # 401-15

Moved By Councillor Drumm
Seconded By Councillor Leahy

That staff be requested to send a letter to the Honourable Kathleen Wynne, Premier of Ontario, advising that Whitby Town Council endorses the resolution as put forward by the City of Kingston regarding continued operation of Hydro One as a publicly owned asset, and that the sale of any Hydro One assets be limited solely to the sale to other public bodies, such as Ontario municipally owned utilities.

Carried later in the meeting [see following motion]

Resolution # 402-15

Moved By Councillor Emm
Seconded by Councillor Roy

That Item 4.2, Correspondence from Kevin Arjoon, Acting City Clerk, City of Kingston dated September 3, 2015 regarding a deferred motion with respect to Hydro One, be referred back to staff for a full report on the matter.

Motion Lost

The main motion was then carried on a recorded vote as follows:

	For	Against	Abstained
Councillor Lorne Coe	x		
Councillor Joe Drumm	x		
Councillor Michael Emm		x	
Councillor Derrick Gleed	x		
Councillor Chris Leahy	x		
Councillor Elizabeth Roy		x	
Councillor Steve Yamada	x		
Mayor Don Mitchell		x	
	5	3	0

5. Planning and Development Committee Report # 9 of the Planning and Development Committee - September 8, 2015

5.1 Planning and Development Department Report, PL 65-15 Re: Medallion (Dryden) Developments Ltd., Laneway Design for Future Development, Block 161 (MR-01-14 and Z-05-14)

Discussion ensued with respect to:

- the importance of setting design standards and reviewing best practices from other municipalities;
- timelines for when the design standards would be coming forward;
- ensuring that input from the West Whitby landowners is taken into account when preparing design standards; and
- drainage issues with respect to 3500 and 3540 Anderson Street, and whether the solutions to mitigate the matter are consistent with best practices from other municipalities.

Resolution # 403-15

Moved By Councillor Coe

Seconded By Councillor Emm

1. That Council approval of the major red line amendment (MR-01-14) and zoning by-law (Z-05-14) continue to apply in accordance with Planning Report PL 51-15;
2. That a zoning by-law implement the draft approved plan; and,
3. That the amended subdivision draft plan conditions as set out in Attachment 3 be approved by Council.

Carried

5.2 Planning and Development Department Report, PL 63-15
Re: Sign By-law Amendment Application, Gerdau Ameristeel Corporation, South Blair Street (SBA-01-15)

Having previously declared a conflict of interest, Councillor Emm did not vote on this matter.

Resolution # 404-15

Moved By Councillor Coe
Seconded By Councillor Glead

That Council approve Sign By-law Amendment Application SBA-01-15 to the Town of Whitby Sign By-law 5695-05 in accordance with the following site specific by-law amendment for Gerdau Ameristeel Corporation on lands known as Part 1 on Plan 40R-28078 and two (2) pylon sign variances:

1. That Council approve the definition of a pylon sign for the subject lands to read as follows: means a sign advertising the use or occupancy of an adjacent use on lands described as Part 1 on Plan 40R-28078, supported by one (1) or more poles or other support structure;
2. The sign amendment by-law shall specifically locate one (1) pylon sign within Part 1 on Plan 40R-28078, located a minimum of 2 metres from the curb on Gerdau Court and a maximum of 6 metres from South Blair Street;
3. That the sign amendment by-law be prepared for Council approval;
4. That Council approve sign variance to increase the maximum height for a pylon sign from 7.5 metres to 10.5 metres and to increase the maximum sign area for a pylon sign from 15 square metres to 23 square metres;
5. That Gerdau enter into an encroachment agreement for the Town lands which shall include leasing terms, indemnification and insurance requirements;

6. That Gerdau be responsible for the legal fees incurred for the preparation of the encroachment agreement; and,
7. That the Mayor and Clerk be authorized to execute the agreement.

Carried

5.3 Planning and Development Department Report, PL 68-15
Re: Whitby Sustainability Advisory Committee 2015 - 2018 Work Plan

Brief discussion ensued with respect to whether the Committee would provide comments on site plans and subdivisions, and how wetlands would be affected.

R. Short, Commissioner of Planning, advised that the Committee would not be providing comments on site plans or subdivisions, rather, their first priority would be to deal with corporate sustainability issues, followed by a community sustainability plan.

Resolution # 405-15

Moved By Councillor Coe
Seconded By Councillor Emm

1. That Planning Report PL 68-15 be received for information;
2. That Council approve the Whitby Sustainability Advisory Committee's proposed 2015 – 2018 Work Plan; and,
3. That Council approve the revisions to the Whitby Sustainability Advisory Committee Terms of Reference as outlined in this report.

Carried

5.4 Planning and Development Department Report, PL 67-15
Re: Sign By-law Amendment Application, Greenworld Investments Inc.,
5515 Thickson Road North (SBA-02-15)

Discussion ensued with respect to the read-o-graph sign contributing to distracted driving and whether there was any provincial legislation in place that pertains to this matter.

R. Short, Commissioner of Planning, advised that read-o-graph signs had been permitted within the sign by-law for several years.

S. Beale, Commissioner of Public Works, advised that in Toronto, digital billboards were becoming more prevalent and the City had passed by-laws with respect to their size and management. It was requested that

Town staff forward any reports on the matter to Council Members once they were addressed by the Province.

Resolution # 406-15

Moved By Councillor Coe
Seconded By Councillor Emm

That Council approve Sign By-law Amendment application SBA-02-15 to the Town of Whitby Sign By-law 5695-05 in accordance with the following site specific by-law amendment for Greenworld Investments Inc. on lands municipally known as 5515 Thickson Road North and one (1) sign variance:

1. That Council approve the use of a read-o-graph sign to be added to a pylon sign in an agricultural zone provided the read-o-graph portion of the pylon sign does not exceed fifty (50) percent of the total display surface area of the combined pylon/read-o-graph sign;
2. That the sign amendment by-law be prepared for Council approval; and,
3. That Council approve a sign variance to increase the maximum sign area for a pylon sign from 3 square metres to 6 square metres.

Carried

6. Operations Committee
Report # 9 of the Operations Committee - September 14, 2015

6.1 Community and Marketing Services Department Report, CMS 39-15
Re: 2014-2018 Recreation and Leisure Services Seniors Strategy Update

Discussion ensued with respect to:

- the importance of supporting older residents in the community by providing programs and services geared towards their well-being;
- focusing on value and choice for older residents by creating a strong roadmap for addressing their short and long term needs;
- taking into account the need to build new infrastructure that can house more services and programs for seniors as well as other demographics; and
- moving towards creating more inclusive and multicultural programming for seniors in Whitby.

Resolution # 407-15

Moved By Councillor Roy
Seconded By Councillor Glead

That Community and Marketing Services Department Report, CMS 39-15 regarding the progress on the 2014-2018 Recreation and Leisure Services Seniors Strategy be received as information.

Carried

6.2 Community and Marketing Services Department Report, CMS 37-15
Re: Brooklin Beerfest

Resolution # 408-15

Moved By Councillor Roy
Seconded By Councillor Glead

1. That Council approve the proposed downtown Brooklin Beerfest to be held Saturday, October 10, 2015 in downtown Brooklin and Grass Park, subject to the terms and conditions outlined in Community and Marketing Services Department Report, CMS 37-15;
2. That Council authorize the temporary closure of Roebuck Street for the event; and,
3. That Council provide an exemption to the Noise By-law No. 6917-14 during the hours of the proposed Brooklin Beerfest.

Carried

6.3 Community and Marketing Services Department Report, CMS 40-15
Re: Age-Friendly Community Plan

Discussion ensued with respect to:

- challenges in evolving to meet the needs of a growing community with varied demographics;
- the proposed framework supporting the continuation of working to help seniors participate fully in community life;
- fostering greater social cohesion through the framework; and
- aligning Town Council goals with the eight dimensions of age-friendly communities put forward by the World Health Organization.

Resolution # 409-15

Moved By Councillor Roy

Seconded By Councillor Gleed

That Council endorse the proposed framework for the development of the Age-Friendly Community Plan as outlined in Community and Marketing Services Department Report, CMS 40-15.

Carried

- 6.4** Community and Marketing Services Department and Public Works Department Joint Report, CMS 38-15
Re: Active Transportation Advisory Committee Terms of Reference

This item was referred back at Committee.

- 6.5** Community and Marketing Services Department Report, CMS 42-15
Re: Ontario Beverage Institute (OBI) and Durham Learning and Business District (dLab) FedDev Ontario Funding Application

Resolution # 410-15

Moved By Councillor Roy
Seconded By Councillor Gleed

That Community and Marketing Services Department Report, CMS 42-15 be received as information.

Carried

- 6.6** Community and Marketing Services Department Report, CMS 43-15
Re: Arena Lighting Replacement

Resolution # 411-15

Moved By Councillor Roy
Seconded By Councillor Gleed

That Community and Marketing Services Department Report, CMS 43-15 regarding arena lighting replacement be received as information.

Carried

- 6.7** Community and Marketing Services Department Report, CMS 44-15

Re: Shade Options for Parks

Detailed discussion ensued with respect to:

- addressing the concerns of the community with respect to sun exposure;
- public education programs for sun safety and prevention;
- ensuring that the budgetary aspect of the potential expenditure be taken into account as well as the severity of the issue of the harmful effects of sun exposure;
- potential for developers to contribute to projects such as shade shades in new developments;
- prioritizing the implementation of shade options to lessen budget impact; and
- looking at other communities that have implemented shade options in parks.

Resolution # 412-15

Moved By Councillor Roy

Seconded By Councillor Gleed

1. That Community and Marketing Services Department Report, CMS 44-15 concerning shade options for parks within the Town be received as information;
2. That Community and Marketing Services conduct a shade audit on playground areas, seating areas and weekend permitted sports fields within Town District parks and report back to Council in the 4th quarter with a shade priority program; and,
3. That the overall costs associated with a shade priority program be referred to future Capital budgets.

Carried

- 6.8** Corporate Services Department Report, CS 81-15
Re: 2016 Budget Process and Calendar

Resolution # 413-15

Moved By Councillor Roy

Seconded By Councillor Gleed

That the 2016 Budget Process and Calendar outlined in this report be approved by Council and that the Town Clerk establish the meeting dates, save and except, that the meetings with respect to the Budget

Summary Report and Public Overview and Input Meeting proposed for February 1, 2016 and February 4, 2016 respectively, be combined into the Operations Committee meeting to be held on February 1, 2016.

Carried

- 6.9** Corporate Services Department Report, CS 84-15
Re: Asset Management Requirements in the Federal Gas Tax Agreement

Resolution # 414-15

Moved By Councillor Roy
Seconded By Councillor Gleed

That report CS 84-15 from the Commissioner of Corporate Services/Treasurer be received as information.

Carried

- 6.10** Corporate Services Department Report, CS 85-15
Re: Second Quarter Projection Report as at June 30, 2015

Resolution # 415-15

Moved By Councillor Roy
Seconded By Councillor Gleed

That report No. CS 85-15 of the Commissioner of Corporate Services/Treasurer be received as information.

Carried

- 6.11** Corporate Services Department Report, CS 86-15
Re: Wireless Telephone Communications

Resolution # 416-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That Bell Mobility Inc. be approved as the communication provider of

wireless telephone services for a four (4) year term beginning October 1, 2015;

2. That the total annual estimated cost for the Town of Whitby in the amount of approximately \$56,973 per annum be approved; and,
3. That approval be granted for the continuation of the agreement for one (1) additional year based on satisfactory performance in the prior year and acceptable pricing.

Carried

- 6.12** Corporate Services Department and Public Works Department Joint Report, CS 87-15
Re: Supply and Delivery of Three (3) $\frac{3}{4}$ Ton Current Model Year, 9500 LB G.V.W, Four Wheel Drive, Pick Up Trucks with Plow Attachments (T-84-2015)

Resolution # 417-15

Moved By Councillor Roy
Seconded By Councillor Gleed

1. That the Town of Whitby accept the low tender bid of Georgian Chevrolet Buick GMC in the amount of \$122,630.00 (plus applicable taxes) for the supply and delivery of three (3) $\frac{3}{4}$ ton current model year, 9500 lb. G.V.W, four wheel drive, pick up trucks with plow attachments;
2. That the total estimated project cost for the Town of Whitby in the amount of \$130,788.29, be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 6.13** Public Works Department Report, PW 21-15
Re: Whitby Road Safety Citizen Advisory Committee Terms of Reference

This item was referred back at Committee.

- 6.14** Public Works Department Report, PW 36-15
Re: Town Comments on Draft 2016 Region of Durham Road Program and 9-Year Forecast

Detailed discussion ensued with respect to:

- potentially extending the environmental assessment (EA) on Lakeridge Road north of the Highway 407 to Myrtle Road;
- types of EAs already completed with respect to the Highway 407 work; and
- ensuring that the Transportation Master Plan takes into account the lands in Brooklin as part of its overall assessment work, including EAs.

Resolution # 418-15

Moved By Councillor Roy

Seconded By Councillor Gleed

1. That Report PW 36-15 be forwarded to the Region of Durham;
2. That the Region be requested to include sufficient funds in their 2016 – 10 Year Capital Roads Program to complete the following Town of Whitby priorities;
 - a. The need to coordinate and advance the below projects to 2016, with appropriate staging to reduce construction impacts and delays to users, and to address existing operational, capacity and safety concerns.
 - I. Brock Street widening from Rossland Road to Taunton Road;
 - II. Rossland Road widening between Civic Centre Drive and Garden Street;
 - III. Brock Street intersection improvements at Rossland Road;
 - IV. Manning Road intersection improvements at Brock Street; and,
 - V. Rossland Road intersection improvements at Garden Street.
 - b. The advancement of the realignment of Victoria Street from South Blair Street to Thickson Road from 2018 to 2017;
 - c. The advancement of the rehabilitation of Cochrane Street from Ferguson Street to Bonacord Avenue to 2017, including cycling lanes to complete north-south cycling route between Greenbelt Cycling Route and Waterfront Trail; and,
 - d. The advancement of the extension of Consumers Drive from Thickson Road to Thornton Road from 2017 to 2016.
3. That the Region be requested to initiate the following Environmental Assessments (EAs) associated with the Highway 407 project;
 - a. Lake Ridge Road from Dundas Street to Highway 407 from 2017(Dundas Street to Rossland Road) to 2016;
 - b. Baldwin Street from Taunton Road to Highway 407 in 2016 as currently identified; and,

- c. Thicksen Road from Taunton Road to Winchester Road from 2018 to 2016.
4. That the Region be requested to establish a 10 year watermain and sanitary sewer replacement program, that is coordinated with municipal road projects and consider preventative infrastructure maintenance needs; and,
5. In consultation with Town of Whitby staff, it is requested that opportunities for cycling infrastructure be identified on all Regional road projects within the Town of Whitby and that the Region be requested to establish a 5 year cycling facility implementation program that is coordinated with municipal projects.
6. Whitby Council has identified as a goal to obtain local ownership of Baldwin Street through downtown Brooklin from the Province during the 2014-2018 term of Council. Should the solution to obtaining local ownership require Regional participation and support, that this be identified as an early priority.

Carried

- 6.15** Fire and Emergency Services Department Report, FR 04-15
Re: Interoperable Radio System; Capital Funding Shortfall

Resolution # 419-15

Moved By Councillor Roy
Seconded By Councillor Glead

That Council approve a one-time payment from Reserves in the amount of \$200,981 of which \$43,753 will be funded from Development Charges, and \$157,228 will be from One-Time Reserves to pay for the budgeting shortfall in the Capital budget for Whitby's share of the Regional interoperable radio system, and for additional unanticipated costs.

Carried

- 6.16** Fire and Emergency Services Department Report, FR 09-15
Re: EpiPens on Fire Apparatus

Resolution # 420-15

Moved By Councillor Roy
Seconded By Councillor Glead

That Council receive for information that Whitby Fire and Emergency Services (WFES) will be receiving training on the use of EpiPens, after which time the pens will be carried on Fire Apparatus for use during medical emergencies.

Carried

7. Management Committee

Report # 3 of the Management Committee - June 30, 2015

7.1 Verbal Update from R. Petrie, Chief Administrative Officer
Re: Performance Appraisals

This item was referred back at Committee

7.2 Verbal Update from R. Petrie, Chief Administrative Officer
Re: Review of the City of Guelph Overtime Internal Audit

This item was referred back at Committee

7.3 Report # 4 of the Management Committee - September 15, 2015

Advisory Boards and Committees Code of Conduct

This item was referred back at Committee

7.4 Update from the Chief Administrative Officer
Re: Performance Appraisals

This item was referred back at Committee.

8. Notice of Motion

8.1 There were no notices of motions.

9. New and Unfinished Business

9.1 Councillor Roy advised that on Saturday, September 26, 2015 an event would be taking place on Victoria Street where the "known gap" for cycling infrastructure had finally been remedied.

9.2 Councillor Roy advised that on Saturday, September 26, 2015, the

artists chosen to paint the Bell Box Murals would be beginning their assigned projects. She listed the locations and the artists selected, and urged residents and Members of Council to stop and say hello if they were to drive by a Bell Box Mural location.

- 9.3** Councillor Coe advised that there was an article on poverty in the Metroland paper, and that there was currently a report in front of the Health and Social Services Committee at Durham Region that addressed this issue. He further advised that there were grants available to non-profit organizations and municipalities through the Poverty Reduction Fund.
- 9.4** Councillor Drumm advised that he would be pursuing the matter of a new Seniors Centre and wanted some discussion with Council Members with respect to planning for the infrastructure at the next Council meeting.
- 9.5** Councillor Yamada requested an update with respect to the progress and time frame for buying a new van for the Seniors Centre. S. Beale, Commissioner of Public Works, advised that staff would provide an update via memorandum to members of Council.
- 9.6** Councillor Emm requested an update with respect to the Lynde House and the Whitby Historical Society. P. LeBel, Commissioner of Community and Marketing Services, advised that there were 2 to 3 weeks of renovations still to be completed. He further advised that there would be an event in the fall of 2015 to introduce the new facility to the community and that the event would be advertised on the Town's website.

10. By-Laws

That the following by-laws be passed:

- 10.1** By-law # 7030-15, being a by-law to appoint certain persons as Municipal Law Enforcement Officers for the purpose of enforcing parking restrictions on private property
- 10.2** By-law # 7031-15, being a by-law to amend By-law # 2585, as amended, being the Zoning By-law for the Town of Whitby [Kiya Developments Inc.(Z-07-15)]
Refer to PL 37-15 and PL 46-15
- 10.3** By-law # 7032-15, being a by-law to being a by-law to lift and assume as part of the public highway, 0.3 metre reserve known as part of Nichol Avenue

- 10.4** By-law # 7033-15, being a by-law to lift and assume as part of the public highway, 0.3 metre reserves known as part of Bridlewood Boulevard, Charterhouse Drive, and Lady May Drive
- 10.5** By-law # 7034-15, being a by-law to grant an easement over lands to the Regional Municipality of Durham
Refer to CS 66-15

Resolution # 421-15

Moved By Councillor Leahy
Seconded By Councillor Yamada

That leave be granted to introduce By-law #7030-15 to 7034-15 and to dispense with the readings 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 # 422-15

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 Clerk to confirm the proceedings of the Council of the Town of Whitby at its regular meeting held on September 21, 2015 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 # 423-15

Moved By Councillor Leahy
Seconded By Councillor Emm

That the meeting adjourn.

Carried

The meeting adjourned at 8:29 p.m.

Susan Cassel, Acting Town Clerk

Don Mitchell, Mayor