

**Present:** Mayor Mitchell  
Councillor Alexander  
Councillor Leahy  
Councillor Lee  
Councillor Mulcahy (arrived at 6:24 p.m.)  
Councillor Newman  
Councillor Roy  
Councillor Shahid  
Councillor Yamada

**Also Present:** M. Gaskell, Chief Administrative Officer  
S. Beale, Commissioner of Public Works  
P. LeBel, Commissioner of Community & Marketing Services  
W. Mar, Commissioner of Legal and By-law Services/Town Solicitor  
K. Nix, Commissioner of Corporate Services/Treasurer  
R. Saunders, Commissioner of Planning and Development  
C. Siopis, Manager of Corporate Communications  
C. Harris, Town Clerk  
L. MacDougall, Temporary Legislative Coordinator (Recording Secretary)

**Regrets:** None noted

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1. Declarations of Pecuniary Interest
  - 1.1 There were no declarations of pecuniary interest.
2. Delegation
  - 2.1 Ali Asgary  
Re: Legal and By-law Services Department Report, LS 26-18  
Privately-Run Cannabis Retail Stores and the Ontario Cannabis Licence Act, 2018  
  
Mr. Asgary withdrew his delegation request.
3. Correspondence

- 3.1** Correspondence # 2018-731 received by the Town Clerk from Ralph Walton, Regional Clerk/Director of Legislative Services, The Regional Municipality of Durham dated October 12, 2018 regarding Appointments to Conservation Authorities and Land Division Committee.

**Resolution # 313-18**

Moved By Councillor Roy  
Seconded By Councillor Leahy

1. That Alexander Georgieff be appointed as the Whitby representative on the Durham Region Land Division Committee; and,
2. That a copy of this resolution be forwarded to the Regional Clerk, The Regional Municipality of Durham, for submission to Regional Council for its consideration.

**Carried**

**4.** Items for Consideration

- 4.1** Office of the Chief Administrative Officer Report, CAO 18-18  
Re: 1855 Board of Directors Appointment

**Resolution # 314-18**

Moved By Councillor Leahy  
Seconded By Councillor Yamadda

1. That Council appoint a Town of Whitby representative to the board of directors of the not-for-profit corporation that will operate the Innovation Hub Accelerator (1855) in the former provincial land registry building acquired by the municipality; and,
2. That Peter LeBel, Commissioner of Community and Marketing Services, be appointed as the Town's representative for the period of January 1, 2019 - December 31, 2022.

**Carried**

- 4.2** Corporate Services Department Report, CS 53-18  
Re: 2019 Interim Tax Billing

**Resolution # 315-18**

Moved By Councillor Yamada  
Seconded By Councillor Leahy

That a by-law be brought forward to allow for the Interim Tax Billing for the 2019 taxation year.

**Carried**

- 4.3** Office of the Town Clerk Report, CLK 13-18  
Re: Town of Whitby Appointments to the Central Lake Ontario  
Conservation Authority

**Resolution # 316-18**

Moved By Councillor Roy  
Seconded By Councillor Alexander

1. That Office of the Town Clerk Report, CLK 13-18 be received;
2. That the following Regional Councillors be nominated to sit on the Central Lake Ontario Conservation Authority on a rotating one-year term basis as follows:

<b>Term</b>	<b>Appointments</b>
January 1, 2019 to December 31, 2019	Mayor Mitchell Councillor Leahy Councillor Yamada Councillor Mulcahy
January 1, 2020 to December 31, 2020	Mayor Mitchell Councillor Leahy Councillor Roy Councillor Mulcahy
January 1, 2021 to December 31, 2021	Mayor Mitchell Councillor Yamada Councillor Roy Councillor Mulcahy
January 1, 2022 – November 14, 2022	Mayor Mitchell Councillor Leahy

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	Councillor Yamada Councillor Roy
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3. That a copy of this report and resolution be forwarded to the Regional Clerk, The Regional Municipality of Durham, for submission to Regional Council for its consideration.

**Carried**

**4.4 Office of the Town Clerk Report, CLK 14-18**  
Re: Council and Standing Committee Structure and Procedure By-law Amendments

Discussion ensued between Members of Council and Staff regarding:

- whether the proposed four-week schedule for public meetings would prolong the application process and/or fit within current practice;
- improving efficiencies by holding planning public meetings outside of the Standing Committee structure;
- creating more clarity regarding the purpose of the public meetings;
- the flexibility to include planning and development and general government reports on the same Committee of the Whole agenda;
- current matters considered at the Management Committee which could be included in the Council/Committee of the Whole structure;
- the frequency of Management Committee meeting cancellations and the challenges associated with attending the meetings during the day; and,
- approval of the proposed Council and Committee meeting structure on a pilot basis with a report back on the effectiveness of Committee of the Whole prior to the end of 2019.

Moved By Councillor Roy  
Seconded By Councillor Leahy

1. That Council adopt the Committee of the Whole Standing Committee structure of Council in accordance with the amendments to the Procedure By-law in Attachment 2;
2. That statutory public meetings held in accordance with the Planning Act be conducted as per Section 6 of the Procedure By-law in Attachment 2;
3. That Council adopt the Standing Committee, Council and Public

- Meetings schedule for 2019 as provided for in Attachment 1;
4. That the Members of Council elected by general vote, except the Mayor, each serve as Deputy Mayor for a calendar year, with the exception of the Member who received the most votes, who would serve the remainder of 2018 and from January 1st to November 14th 2022;
  5. That the role of Department Chairs be removed from the Procedure By-law, save and except the role of Chair of Finance/Budget;
  6. That the Mayor be delegated the authority to appoint a vice-chair for Management Committee, and chairs and vice-chairs to chair the respective portions of the Committee of the Whole agenda dealing with matters of planning and development and general government; and,
  7. That the Mayor be delegated the authority to appoint a Ward Councillor as an alternate member to Durham Region Council in accordance with Sections 23.2 and 268 of the Municipal Act.

**Carried later in the meeting [See following motions]**

Moved By Councillor Roy  
Seconded By Councillor Leahy

That the main motion be amended by adding the following as Item 8:  
8. That the Clerk report to the January 7, 2019 Committee of the Whole meeting on the opportunity to eliminate the Management Committee, and identify options for considering the business of Management Committee through Committee of the Whole and/or Council.

**Carried**

Moved By Councillor Leahy  
Seconded By Councillor Yamada

- That Item 1 be amended by adding the following after "Attachment 2": "on a pilot basis for 2019, and that the Town Clerk be directed to report back on the effectiveness of Committee of the Whole prior to the end of 2019".
- That Item 4 be amended by adding "2022" following January 1st.

**Carried**

The main motion, as amended, was then carried as follows:

**Resolution # 317-18**

Moved By Councillor Roy

Seconded By Councillor Leahy

1. That Council adopt the Committee of the Whole Standing Committee structure of Council in accordance with the amendments to the Procedure By-law in Attachment 2 on a pilot basis for 2019, and that the Town Clerk be directed to report back on the effectiveness of Committee of the Whole prior to the end of 2019;
2. That statutory public meetings held in accordance with the Planning Act be conducted as per Section 6 of the Procedure By-law in Attachment 2;
3. That Council adopt the Standing Committee, Council and Public Meetings schedule for 2019 as provided for in Attachment 1;
4. That the Members of Council elected by general vote, except the Mayor, each serve as Deputy Mayor for a calendar year, with the exception of the Member who received the most votes, who would serve the remainder of 2018 and from January 1st 2022 to November 14th 2022;
5. That the role of Department Chairs be removed from the Procedure By-law, save and except the role of Chair of Finance/Budget;
6. That the Mayor be delegated the authority to appoint a vice-chair for Management Committee, and chairs and vice-chairs to chair the respective portions of the Committee of the Whole agenda dealing with matters of planning and development and general government;
7. That the Mayor be delegated the authority to appoint a Ward Councillor as an alternate member to Durham Region Council in accordance with Sections 23.2 and 268 of the Municipal Act; and,
8. That the Clerk report to the January 7, 2019 Committee of the Whole meeting on the opportunity to eliminate the Management Committee, and identify options for considering the business of Management Committee through Committee of the Whole and/or Council.

**Carried**

- 4.5** Legal and By-law Services Department Report, LS 26-18  
Re: Privately-Run Cannabis Retail Stores and the Ontario Cannabis Licence Act, 2018

Discussion ensued between Members of Council and Staff regarding:

- public feedback on the ability to use cannabis in public places;
- regulating the public use and consumption of cannabis in the same manner as alcohol;
- whether there were opportunities to be more restrictive in terms of the use of cannabis in public places; and,
- whether there would be any benefit to delay the enactment of the Town's by-law until the Region of Durham enacts its by-law.

**Resolution # 318-18**

Moved By Councillor Roy

Seconded By Councillor Yamada

1. That Council enact the Cannabis By-law, save and except references to cannabis use on highways, and the Smoking Restrictions By-law appended to Report LS 25-18 as Attachments 2 and 3;
2. That Council requests the Province amend the relevant laws and regulations governing the use of cannabis in order that the use and consumption of cannabis in public places be regulated in the same manner as alcohol in accordance with the Liquor Licence Act; and,
3. That the Clerk be directed to send correspondence to the Premier, Minister of Finance, MPP Lorne Coe, and Region of Durham Commissioner of Health.

**Carried**

**4.6** Legal and By-law Services Department Report, LS 26-18  
Re: Privately-Run Cannabis Retail Stores and the Ontario Cannabis Licence Act, 2018

Discussion ensued between Members of Council and Staff regarding:

- informing and educating the public about the new rules and regulations;
- the possible repercussions of opting out with respect to where cannabis would be purchased;
- the attempt to normalize cannabis (a recreational drug) use as if it were tobacco;
- penalizing municipalities financially should they not opt-in prior to January 22nd;
- the elimination of the municipality's right to regulate cannabis use on sidewalks;
- the method(s) that would be utilized to obtain public feedback;

- the timeline associated with commencing the channels of engagement to receive public feedback from the community;
- whether staff have explored the procurement of other vendors to lower costs related to the telephone survey;
- the timeline associated with receiving funds related to the legalization of cannabis from the Province;
- the feasibility of offering a community open house and whether delegations would be received when the report comes back to Council;
- confirmation that staff do not have information from the AGCO regarding the number of provincial inspectors that will be assigned to monitor private cannabis retail stores in the municipality;
- confirmation that daycare and post-secondary schools are not subject to the 150 metre set back from retail stores; and,
- confirmation that the costs to the Town associated with the legalization of cannabis are unknown.

Moved By Councillor Roy

Seconded By Councillor Leahy

1. That staff be directed to obtain public feedback regarding whether or not privately-run cannabis retail stores should be permitted in Whitby;
2. That staff report back to Council in January 2019, prior to the province's opt-out deadline, with information about the public's feedback and any additional information requested by Council or provided by the province regarding privately-run cannabis retail stores; and,
3. That a letter be sent to the AGCO requesting that if a local municipality allows privately-run cannabis retail stores, then the AGCO should directly notify the municipality about each application for a retail store authorization, similar to the process used for liquor licence applications.

**Carried later in the meeting [See following motions]**

Moved By Councillor Roy

Seconded By Councillor Shahid

That Item 1 be amended by adding the following after "public feedback" and before "regarding whether": "through a telephone and online survey".



**Carried**

Moved By Councillor Roy  
Seconded By Councillor Alexander

That Item 3 of the main motion be referred to the Regular Council meeting of January 21, 2019.

**Carried**

The main motion, as amended, was then carried as follows:

**Resolution # 319-18**

Moved By Councillor Roy  
Seconded By Councillor Leahy

1. That staff be directed to obtain public feedback through a telephone and online survey regarding whether or not privately-run cannabis retail stores should be permitted in Whitby; and,
2. That staff report back to Council in January 2019, prior to the province's opt-out deadline, with information about the public's feedback and any additional information requested by Council or provided by the province regarding privately-run cannabis retail stores.

**Carried**

**4.7** Community and Marketing Services Department Report, CMS 46-18  
Re: General Motors Corporation Restructuring - Oshawa Assembly Plant Closure

A brief question and answer period ensued between Members of Council regarding whether there has been any feedback from the current government with respect to the request to eliminate the tolls on Highway 412 and dialogue with Lorne Coe, Member of Provincial Parliament for Whitby.

**Resolution # 320-18**

Moved By Councillor Lee  
Seconded By Councillor Leahy

1. That Community and Marketing Services Report CMS 46-18 regarding the closure of the General Motors Oshawa Assembly Plant at the end of 2019 be received;
2. That Council endorse the following resolution:

Whereas General Motors Corporation announced the restructuring of performance resulting in the closure of the Oshawa Assembly Plant at the end of 2019;

Whereas approximately 2,500 union employees at the General Motors Oshawa Assembly Plant will lose their jobs and therefore their livelihood after 2019;

Whereas approximately 1,000 additional employees working at auto parts manufacturers, auto parts assemblers and service providers located in Whitby and area municipalities will also be affected as a result of the General Motors Oshawa Assembly Plant closure;

Whereas the auto sector employees that will be displaced will require the support of all levels of government to assist them through the difficult transition period to retrain, develop new skills and secure new career opportunities, while supporting themselves and their families through the transition period;

Whereas General Motors is accelerating its global transformation through product development and processes in advanced technologies related to electric and autonomous vehicle programs;

Whereas Durham Region has the talent pool, the advanced technologies and infrastructure to support the development of electric and autonomous vehicles, backed by the University of Ontario Institute of Technology's Automotive Centre of Excellence (ACE), Durham College's AI Hub, Durham College's School of Skilled Trades, Apprenticeship and Renewable Technology (START), Trent University's Business E-Commerce and Computer Systems Center, Durham Region's Autonomous Vehicle Innovation Network (AVIN), the Spark Centre and Whitby's 1855 Accelerator;

Therefore Be It Resolved, that the Provincial and Federal Governments be requested to provide equitable treatment and program support (enhanced employment insurance benefits,

skills development and retraining programs, apprenticeships, etc.) for ALL affected auto sector employees that will be displaced, including the auto parts manufacturers, assemblers and service providers located in Whitby - Durham Region;

That the Provincial and Federal Governments provide financial support through grants and incentives to Durham College to expand capacity at the School of Skilled Trades, Apprenticeship and Renewable Technology (START) demonstrating tangible support for Durham Region and the displaced workforce in order to enhance and/or develop new skills to secure new employment opportunities;

That the Provincial and Federal Governments provide both renewed and new funding support to advance the Durham Region Innovation Ecosystem which is focused on business development and job creation in knowledge based sectors (specifically Whitby's 1855 Accelerator, Spark Centre in Oshawa, Community Innovation Lab, Brilliant Entrepreneurship and Durham College AI Hub);

That the Provincial and Federal Governments economic development ministries and agencies work alongside Durham Region and the Area Municipalities economic development departments to promote the region's growth opportunities, its skilled labour force, availability of value based employment lands and industrial space, and quality of life advantages, to secure new business investment opportunities to replace the 3,500+ jobs that will be lost in the auto sector;

That the Province eliminate the tolls on Highway 412 which are a distinct disadvantage and disincentive to Durham Region to efficiently move goods, services and people and to attract and retain prestige industrial and office investments and value added jobs for the employment lands abutting the provincial highway; and,

And that the Clerk forward a copy of Community and Marketing Services Report CMS 46-18 to Celina Caesar-Chavannes, Member of Parliament for Whitby; Lorne Coe, Member of Provincial Parliament for Whitby; Don Lovisa, President of Durham College; Commissioner of the Region of Durham Planning and Economic Development Department; President of the Whitby Chamber of Commerce; Suzanne McNutt, Senior Business Advisor-Durham Region, Ministry of Economic

Development, Job Creation and Trade; Dan Ruby, Business Development Manager, Ontario Centres of Excellence.

**Carried**

5. Notice of Motion

**5.1 Whitby Council 2018-2022 Goals**

Discussion ensued between Members of Council regarding the tracking of Council's Goals and providing an annual report highlighting progress.

**Resolution # 321-18**

Moved By Councillor Roy

Seconded By Councillor Leahy

That the Council of the Town of Whitby adopt the following Council Goals for the 2018-2022 Term of Council:

1. To build a strong, respectful Council team with a positive shared vision and four-year action plan; to ensure all municipal affairs are conducted with professionalism and integrity.
2. To enhance the transparency and accessibility of Town Hall and ensure effective public consultation and engagement, including greater opportunities for voter engagement through the municipal election process.
3. To deliver local jobs and prosperity through strategic planning and promotion that builds resilience and economic diversity.
4. To make workplace morale a priority by building a collaborative, inclusive, respectful and creative work environment that engages the abilities of all staff to solve problems, accomplish new things and deliver the best outcomes to residents.
5. To continue the Whitby tradition of responsible financial management and respect for taxpayers; and to understand the importance of affordability and sustainability to a healthy, balanced community.
6. To ensure Whitby is clearly seen by all stakeholders to be business and investment friendly and supportive; and to continuously improve the customer experience and the effectiveness and efficiency of communications, service delivery and approvals.
7. To accelerate the pedestrian focus of our historic downtown cores; to leverage municipal tools and resources to generate downtown supportive investments; to facilitate the continued

growth of our Innovation District; and to gain care and control of Baldwin Street through downtown Brooklin.

8. To make our streets and neighbourhoods safer through innovative and best-practice design standards and traffic calming measures that reduce traffic speeds; to increase citizen involvement in building Complete Streets; to effectively manage parking on residential streets and in our downtowns; and to reduce the traffic impact of new developments on existing neighbourhoods.
9. To remain the community of choice for families and become the community of choice for seniors and job creators; and to focus new growth around the principles of strong, walkable and complete neighbourhoods that offer mobility choices.
10. To become the destination of choice for visitors; to realize the economic, cultural and social potential of our downtowns, waterfront, green spaces and major attractions; to support and facilitate new community events and increase recreational opportunities along our waterfront.

**Carried Unanimously**

6. By-laws

- 6.1 By-law # 7459-18, being a by-law to designate certain portions of a registered Plan of Subdivision (S-216-92) as not being subject of Part Lot Control.
- 6.2 By-law # 7460-18, being a by-law to provide for an interim tax levy for the year 2019.  
Refer to Report CS 53-18
- 6.3 By-law # 7461-18, being a by-law to appoint Kevin Narraway as Deputy Clerk.
- 6.4 By-law # 7462-18, being a by-law to repeal and replace the Procedure By-law (# 7279-17).  
Refer to Report CLK 14-18
- 6.5 By-law # 7463-18, being a by-law to prohibit the smoking or vaporizing of recreational cannabis in public places in the Town of Whitby.  
Refer to Report LS 25-18
- 6.6 By-law # 7464-18, being a by-law to regulate the smoking of tobacco

and vaping in municipal buildings and on municipal properties in the Town of Whitby.

Refer to Report LS 25-18

**Resolution # 322-18**

Moved By Councillor Leahy

Seconded By Councillor Lee

That leave be granted to introduce By-laws # 7459-18 to # 7464-18 and to dispense with the reading 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**

7. Confirmatory By-law

7.1 Confirmatory By-law

**Resolution # 323-18**

Moved By Councillor Mulcahy

Seconded By Councillor Leahy

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 special meeting held on December 11, 2018 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**

8. Adjournment

8.1 Motion to Adjourn

Moved By Councillor Alexander

Seconded By Councillor Newman

That the meeting adjourn.

**Carried**

The meeting adjourned at 7:07 p.m.

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Christopher Harris, Town Clerk

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Don Mitchell, Mayor