

MINUTES OF A SPECIAL MEETING OF THE COUNCIL OF THE CORPORATION OF THE TOWN OF WHITBY HELD ON MONDAY, JUNE 9, 2008 AT THE HOUR OF 5:30 P.M. IN COMMITTEE ROOM ONE OF THE WHITBY MUNICIPAL BUILDING AS CALLED BY THE HEAD OF COUNCIL

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PRESENT: Mayor Perkins

Councillors Coe, Emm, Mitchell, Pitchforth, Roy and Scott

Mayor Perkins in the Chair

ALSO PRESENT: R. S. Petrie, Chief Administrative Officer  
K. R. Nix, Director of Corporate Services/Treasurer  
K. MacCarl, Fire Chief  
P.G. LeBel, Director of Community and Marketing Services  
S. Beale, Director of Public Works  
B. Short, Director of Planning  
C. Collier, Manager of Human Resources  
S. Pohjola, Town Solicitor  
N. Tellis, Manager of Treasury Services  
C. Swan, Executive Assistant to Mayor and Council  
M. Pettit, Deputy Clerk  
S. Cassel, Clerk/Stenographer

1. DISCLOSURES OF INTEREST

Councillor Roy declared a pecuniary interest with respect to Public Works Report, Item PW 35-08 specifically relating to the Dundas Street West component of the Report.

Councillor Mitchell declared a pecuniary interest with respect to Public Works Report, Item PW 35-08 specifically relating to the Ashburn Road component of the Report.

2. PRESENTATIONS

RESOLUTION NO. 161-08

MOVED by Councillor Emm  
Seconded by Councillor Scott

That the following part of this meeting be closed to the public as the subject matter involves labour relations and negotiations.

CARRIED

Only Members of Council, the Deputy Clerk, Kent MacCarl, Carol Collier, Shelly Pohjola and Cheryl Swan were present for the following item.

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2. (Continued)

Confidential – Personnel Matter

RESOLUTION NO. 162-08

MOVED by Councillor Mitchell  
Seconded by Councillor Pitchforth

That Council direct staff to put forth a final offer with an acceptance date of one week from Tuesday June 10, 2008.

CARRIED  
UNANIMOUSLY

RESOLUTION NO. 163-08

MOVED by Councillor Mitchell  
Seconded by Councillor Coe

That Council reconvene in public.

CARRIED

2.1 Public Works Report, Item PW 35-08  
Re: Highway 407 East Extension (Brock Road to Highway 35/115)  
Environmental Assessment, Technically Recommended Route – Preliminary  
Design

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Suzanne Beale, Director of Public Works, led Council through a presentation. Discussions ensued.

Having declared a pecuniary interest, Councillor Roy did not take part in the discussion relating to Dundas Street West.

Having declared a pecuniary interest, Councillor Mitchell did not take part in the discussion relating to Ashburn Road.

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2. (Continued)

RESOLUTION NO. 164-08

MOVED by Councillor Coe  
Seconded by Councillor Pitchforth

1. That Council endorse the Joint Public Works and Planning Department Report, Item PW 35-08 plus the recommendations in bold/italics on the MTO preliminary design work provided to the Town regarding Town road access, realignment requirements and treatments, as they relate to the Highway 407 mainline and the West Durham Link.
2. That a copy of the Joint Public Works and Planning Department Report, Item PW 35-08 be forwarded to the Ministry of Transportation of Ontario (MTO), Totten Sims Hubicki Associates (TSH), URS Canada, the Region of Durham, Town of Ajax, City of Pickering, City of Oshawa and the Municipality of Clarington.
3. That Town staff meet with MTO, TSH and URS Canada representatives to discuss the contents of this report and future requirements and impacts associated with the proposed eastern extension of Highway 407.
4. That staff continue to provide Council with status updates at key milestones and decision points in the planning and design process for Highway 407.

CARRIED

2.2 Community and Marketing Services Report, Item CMS 20-08  
Re: Whitby Indoor Soccer Facility

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Peter LeBel, Director of Community and Marketing Services introduced the report. Doug French, Treasurer, Whitby Iroquois Soccer Club, appeared before Council and stated he was in support of the report recommendation.

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2. (Continued)

RESOLUTION NO. 165-08

MOVED by Councillor Emm  
Seconded by Councillor Scott

1. That Council approve the construction of an indoor soccer facility on the Town owned property at Rossland Rd. West (RP 40R-2579, Part 4) that is currently leased to the Whitby Iroquois Soccer Club (WISC);
2. That the current lease agreement with WISC be terminated and replaced with an agreement to include an indoor soccer facility;
3. That Council approve the general terms and conditions contained in this report as the basis for an agreement between the Town of Whitby and the Whitby Iroquois Soccer Club;
4. That the Mayor and Clerk be authorized to execute the agreement upon final review by the Town's solicitor;
5. That Council approve total estimated project costs for the construction of an indoor soccer facility in the amount of \$2,953,000, and that the financing for the project be detailed in the agreement as follows:
  - Upfront Contribution from the Whitby Iroquois Soccer Club of \$350,000 and
  - Debenture financing issued by the Town in the amount of \$2,603,000 to be fully repaid by the Whitby Iroquois Soccer Club through regular monthly payments during a twenty (20) year term;
6. That the future replacement costs of the dome fabric (estimated 17-20 years) and major mechanical components of the building (20-25 years) be secured through additional regular annual contributions by the Whitby Iroquois Soccer Club to the Town of Whitby with the contributions held and controlled in a reserve fund and that Council authorize the Treasurer to determine the annual contributions necessary and negotiate the appropriate amount and effective date (expected within 36 months of occupancy);
7. That the Town of Whitby accept the low tender as submitted by Snyder Construction of Ashburn, Ontario in the amount of \$2,664,795 (\$2,537,900 net of the GST) for the construction of the indoor soccer facility; and,

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2. (Continued)

8. That the Mayor and Clerk be authorized to execute the construction contract documents, upon satisfactory execution of the agreement with the Whitby Iroquois Soccer Club.

CARRIED

3. ADJOURNMENT

RESOLUTION NO. 166-08

MOVED by Councillor Emm at 7:04 p.m.  
Seconded by Councillor Coe

That this June 9, 2008 Special Meeting of the Council of The Corporation of the Town of Whitby adjourn.

CARRIED

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Martha Pettit, Deputy Clerk

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Patricia Perkins, Mayor