

Present: Mayor Mitchell
Councillor Alexander
Councillor Leahy
Councillor Lee
Councillor Mulcahy
Councillor Newman
Councillor Roy
Councillor Shahid
Councillor Yamada

Also Present: M. Gaskell, Chief Administrative Officer
S. Beale, Commissioner of Public Works
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
J. Romano, Manager of Facilities - Operations
C. Siopis, Manager of Corporate Communications
D. Speed, Fire Chief
C. Harris, Town Clerk
S. Mulekar, Council and Committee Coordinator (Recording Secretary)

Regrets: None noted

The meeting commenced at 7:03 p.m. due to the Special Council Meeting held prior to the Committee of the Whole meeting.

Call to Order

Call of the Roll: The Clerk

1. Declarations of Pecuniary Interest

- 1.1 Mayor Mitchell declared a pecuniary interest under the Municipal Conflict of Interest Act regarding Item 10.21, Report PW 16-19, Owner's Engineering Services for the Mid Arterial Environmental Assessment as he has an interest in a property located at 5455 Ashburn Road which

may be impacted by the western portion of the arterial.

Planning and Development

Councillor Roy assumed the Chair.

2. Presentations - Planning and Development

2.1 There were no presentations.

3. Delegations - Planning and Development

3.1 There were no delegations.

4. Correspondence - Planning and Development

4.1 There was no correspondence.

5. Staff Reports - Planning and Development

5.1 Planning and Development Department Report, PL 40-19
Re: Temporary Use Zoning By-law Amendment Application File: DEV-13-19 (Z-07-19), 3825 Coronation Road, Tribute Communities

Recommendation:

Moved By Councillor Leahy

1. That Council approve a proposed Zoning By-law Amendment (Z-07-19) for the extension of a temporary use at 3825 Coronation Road. The temporary use is for a residential sales office for an additional three year period; and,
2. That the Zoning By-law Amendment be brought forward for Council's consideration.

Carried

6. New and Unfinished Business - Planning and Development

6.1 New and Unfinished Business - Planning and Development
There was no New and Unfinished business.

General Government

Councillor Yamada assumed the Chair.

7. Presentations - General Government

7.1 John Presta, Director, Environmental Services, Region of Durham and
Alfred Ho, Project Manager, Region of Durham
Re: Whitby Water Supply Plant

John Presta and Alfred Ho appeared before Committee regarding the expansion plans for Whitby's Water Supply Plant. Highlights of the presentation included:

- Region of Durham has over 14 water supply systems and 11 waste supply systems;
- that RDH Architects specializing in public infrastructure projects and AECOM Architects are the architectural partners;
- proposed expansion would add advanced water treatment process;
- architectural design has been refined and respects the surrounding land use, waterfront trail, and includes more open space;
- proposed design would include an open plaza, green roof, and an observation deck;
- proposed expansion would include year round pathways, and incorporate public art; and,
- timelines for design process is 2.5 years and timeline for construction is 2.5 years, making the expansion complete by 2024.

A question and answer period ensued between Members of Committee and Mr. Presta regarding:

- the location of proposed expansion to be on the south side of Water Street;
- that the expansion will have minimal impact on the existing park space and water front trail in the area;
- the design to include aesthetic elements and being compatible with the surrounding features;
- if there had been any dialogue with Station Gallery regarding the placement of public art;
- when the next expansion of water supply would be required based on development forecasts; and,
- that sustainable materials would be used for surface treatment to reduce runoff.

8. Delegations - General Government

8.1 There were no delegations.

9. Correspondence - General Government

9.1 Memorandum from C. Harris, Town Clerk
Re: Active Transportation and Safe Roads Advisory Committee
Recommendation to Council Requesting that Staff Report Back on the
Feasibility of Adopting a Complete Streets Policy

A brief question and answer period ensued between Members of Committee and Town Staff regarding collaborating with the Region of Durham and the Province of Ontario given the breakdown of highway ownership within the Town.

Recommendation:

Moved By Councillor Newman

That Staff report back on the feasibility of adopting a complete streets policy and how a complete streets policy would impact current practices.

Carried

9.2 Memorandum from C. Harris, Town Clerk
Re: Active Transportation and Safe Roads Advisory Committee
Recommendation to Council to Investigate into the Loss of Financial
Support Subsequent to the Cancellation of the Ontario Municipal
Commuter Cycling Program

A question and answer period ensued between Members of Committee and Town Staff regarding:

- the total amount of funding that was lost;
- the benefits the past funding had in terms of capital projects for active transportation; and,
- the importance of replacing the lost funding.

Recommendation:

Moved By Councillor Mulcahy

That Staff be directed to inquire regarding the intention of the Province to replace or enhance funding lost due to the cancellation of the Ontario Municipal Commuter Cycling Program.

Carried

It was the consensus the Committee to hear Item 10.16, Community and Marketing Services Department Report, CMS 16-19, at this time.

10. Staff Reports - General Government

10.1 Office of the Town Clerk Department Report, CLK 04-19
Re: Review of the 2018 Municipal Election

Recommendation:

Moved By Councillor Leahy

That Report CLK 04-19 be received for information.

Carried

10.2 Corporate Services Department Report, CS 16-19
Re: T-501-2019 – Urban Road Resurfacing and Overlay
A question and answer period ensued between Members of Committee and Town Staff regarding:

- whether Four Seasons is a compliant contractor per Town's procurement and tender requirements; and,
- whether the Town has past experience of working with this contractor, and on what kind of projects.

It was the consensus of the Committee to refer Item 10.2, CS 16-19 to a closed session later in the meeting.

Having considered the remainder of the agenda, the Committee resumed consideration of Item 10.2, CS 16-19, at this time.

Recommendation:

Moved By Councillor Leahy

That Council move in-camera in accordance with Procedure By-law # 7462-18, Closed Meeting Policy G 040, and the Municipal Act, 2001, Section 239 (2) (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Carried

This portion of the meeting was closed to the public. [Refer to the closed session minutes of the meeting – Town Clerk has control and custody.]

Recommendation:

Moved By Councillor Yamada

That the Committee rise from the closed session of the Committee of the Whole meeting.

Carried

Reporting into Open Session

Councillor Yamada advised that during the closed portion of the meeting, Committee received advice subject to solicitor-client privilege.

Recommendation:

Moved By Councillor Lee

1. That the Town of Whitby accept the low bid as submitted by Four Seasons Site Development Ltd. in the amount of \$3,268,482.50, (plus applicable taxes) for all labour, materials, equipment and supervision necessary to complete the Urban Road Resurfacing and Overlay Program as required by the Town of Whitby;
2. That Council approve budget of \$590,000.00 to fund the Rossland Road West resurfacing project and that the funding source(s) be determined by the Treasurer;
3. That Council approve a new budgetary project of \$150,000.00 related to the required road asbestos testing and that the funding source(s) be determined by the Treasurer;
4. That the Total Project Cost of \$3,804,000.00 be approved; and,
5. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

10.3 Corporate Services Department Report, CS 19-19

Re: Prudent Investor Standard for Municipal Investments: Next steps

A question and answer period ensued between Members of Committee

and Town Staff regarding:

- how much money would be invested through the third party commission, and how the money would be invested;
- whether this option would offer a broader investment pool and increase the returns on investments; and,
- clarification regarding the project timeline.

Recommendation:

Moved By Councillor Alexander

1. That Report No. CS 19-19 Prudent Investor Standard for Municipal Investments: Next Steps of the Commissioner of Corporate Services/Treasurer be received for information; and,
2. That staff undertake further due diligence to determine the best approach to move to the prudent investor standard and report back to Council with a recommendation by the third quarter of 2019.

Carried

10.4 Corporate Services Department and Public Works Department Joint Report, CS 21-19
Re: RFP-4-2019 – Owner's Engineering Services for the Des Newman Blvd. Overhead at CP Rail

Recommendation:

Moved By Councillor Alexander

1. That the Town of Whitby accept the highest ranking proposal submitted by GHD Limited in the amount of \$186,800.00 (plus applicable taxes) for the provision of Owner's Engineering Services for the Des Newman Blvd. Overhead at CP Rail (Phase 1);
2. That the Total Project Cost (Phase 1) of \$210,087.68 be approved;
3. That approval be granted to award Phase 2 in an estimated amount of \$198,200.00 (plus applicable taxes, CPI) subject to satisfactory performance and subject to budget approval;
4. That approval be granted to award Phase 3 in an estimated amount of \$98,700.00 (plus applicable taxes, CPI) subject to satisfactory performance and subject to budget approval; and,
5. That the Mayor and Clerk be authorized to execute the contract

documents.

Carried

- 10.5** Corporate Services Department and Public Works Department Joint Report, CS 22-19
Re: T-21-2019 – Pole Replacement

Recommendation:

Moved By Councillor Newman

1. That the Town of Whitby accept the low bid as submitted by Alineutility Limited in the amount of \$365,141.24, (plus applicable taxes) for all labour, materials, equipment and supervision necessary to complete pole replacement as required by the Town of Whitby;
2. That the Total Project Cost of \$411,567.72 be approved; and,
3. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 10.6** Corporate Services Department and Public Works Department Joint Report, CS 23-19
Re: T-513-2019 – Surface Treatment and Slurry Seal

Recommendation:

Moved By Councillor Lee

1. That the Town of Whitby accept the low bid as submitted by Miller Paving Limited in the amount of \$311,116.25 (plus applicable taxes) for all labour, materials, equipment and supervision necessary to complete surface treatment and slurry seal as required by the Town of Whitby;
2. That the Total Project Cost of \$346,591.89 be approved;
3. That Council approve a budget increase of \$12,000.00 and that the funding source(s) be determined by the Treasurer; and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

10.7 Corporate Services Department Report, CS 25-19
Re: T-510-2019 – Urban Boulevard Grounds Maintenance

A question and answer ensued between the Members of Committee and Town Staff regarding:

- past concerns with the contractor not collecting garbage from the boulevard prior to cutting the grass;
- how performance concerns would be addressed through the contract;
- development of a communication plan to inform residents of the Town's boulevard grass cutting schedule; and,
- financial impact of moving from a 15 day to a 12 day boulevard grass cutting cycle.

Recommendation:

Moved By Councillor Leahy

1. That the Town of Whitby accept the low tender bid of D and G Property Maintenance Ltd. in the annual amount of \$156,578.40 (plus applicable taxes) for the labour, materials, equipment and supervision necessary to complete a large multi-location area of urban boulevards grounds maintenance at various locations as required by the Town of Whitby for a three (3) year seasonal contract term;
2. That approval be granted to extend this contract for up to two (2) additional one (1) year seasonal terms provided the Successful Bidder's performance is satisfactory, timely completion of work requirements, quality of work and budget approval in the subsequent years;
3. That the total estimated annual project cost for the Town of Whitby in the amount of \$159,334.17 be approved; and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

10.8 Corporate Services Department Report, CS 26-19
Re: Remuneration and Expenses Paid to Mayor and Members of Council and Council Appointees to Boards - 2018

Recommendation:

Moved By Councillor Leahy

That Report CS 26-19 of the Commissioner of Corporate Services/
Treasurer be received for information.

Carried

10.9 Community and Marketing Services Department and Corporate Services
Department Joint Report, CS 28-19
Re: T-14-2019 – Portage Park Splash Pad Replacement

A question and answer period ensued between Members of Committee
and Town Staff regarding:

- whether this is the last splash pad in the Town constructed of asphalt to be replaced;
- the lifecycle of a concrete versus asphalt splash pad; and,
- the consultant fees being for electrical design and bonding.

Recommendation:

Moved By Councillor Alexander

1. That the Town of Whitby accept the low bid as submitted by 2SC Contracting Inc. in the amount of \$194,206.00, (plus applicable taxes) for all labour, materials, equipment and supervision necessary to complete the splash pad replacement as required by the Town of Whitby;
2. That the budget for the Portage Park Splash Pad Replacement be increased to \$226,755; with the funding source(s) to be determined by the Treasurer;
3. That the total project cost including contingency of \$226,755 be approved; and,
4. That the Mayor and Clerk be authorized to execute the contract documents to give effect thereto.

Carried

10.10 Community and Marketing Services Department Report, CMS 10-19
Re: Valleywood Park Development Proposal 65 Valleywood Drive

A discussion ensued between the Members of Committee and Town Staff regarding:

- what portion of the park the Town would own;
- process to determine assessed value and where the funds

received from the sale would be allocated;

- whether it is the only public-private park development project in the Town; and,
- the impact of traffic on the park design and public access.

Recommendation:

Moved By Councillor Alexander

1. That Council receive Community and Marketing Services Report CMS 10-19 regarding a proposed public-private agreement with Schlegel Villages Inc. to jointly develop Valleywood Park;
2. That in accordance with the provision of the Municipal Act, 2001, and the Town of Whitby's Acquisition, Sale or Other Disposition of Land Policy and By-law, the Town give notice of its intention to sell a portion of the subject property, 40R-20470 Part 3 and 7, for the development of a parkette to Schlegel Villages Inc, (Attachment 1);
3. That the property be declared surplus and an advertisement be placed in the newspaper, a notice posted on the Town's website and a sign installed on the property for not less than ten days;
4. That Parks Staff be directed to finalize the terms and conditions of the sale and park development agreement of a portion of the Valleywood Park property as outlined within Community and Marketing Services Report CMS 10-19 to Schlegel Villages Inc. for the purposes of developing a local park in perpetuity;
5. That provided no objection is received by the Town in connection with the proposed sale, that a by-law be brought forward to authorize the sale; and,
6. That Council authorize the Mayor and Clerk to execute the necessary documents to give effect thereto.

Carried

It was the consensus of Committee to hear Item 10.1, Office of the Town Clerk Department Report, CLK 04-19, at this time.

**10.11 Community and Marketing Services Department Report, CMS 11-19
Re: 2019 Earth Day/Week Activities**

Recommendation:

Moved By Councillor Shahid

1. That Council endorse the Earth Day/Week activities outlined in Community and Marketing Services Report CMS 11-19; and,
2. That Council acknowledges the Earth Day/Week sponsors and organizers.

Carried

10.12 Community and Marketing Services Department Report, CMS 12-19
Re: Luther Vipond Memorial Arena Refrigeration Plant Repairs

A question and answer period ensued between Members of Committee and Town Staff regarding:

- whether the project includes an energy recovery system;
- whether the new Brooklin sports complex location would include an energy recovery system;
- whether the selected condenser and chiller would be transferred to the new sports complex; and,
- lifecycle of the condenser and chiller.

Recommendation:

Moved By Councillor Mulcahy

1. That Council approve a budget in the amount of \$251,000 for the replacement of the condenser and chiller and related components at Luther Memorial Arena (LVMA);
2. That the funding source be determined by the Treasurer; and,
3. That Council approve the award of this project to CIMCO Refrigeration as a sole source for the supply, delivery and installation of the condenser and chiller at LVMA as an exception to the Town's Purchasing Policy.

Carried

10.13 Community and Marketing Services Department Report, CMS 13-19
Re: Hydro One Networks Incorporated Recreational Trail Licence Agreements

A brief question and answer period ensued between Members of Committee and Town Staff regarding requesting Hydro One to offset project costs.

Recommendation:

Moved By Councillor Newman

1. That Council authorize the Mayor and Clerk to execute two (2) public recreational licence agreements with Hydro One Networks Incorporated for the purpose of recreational trail construction and use, as detailed in Community and Marketing Services Report CMS 13-19; and,
2. That the Mayor and Clerk be authorized to execute the required licence agreements and all documentation to give effect thereto.

Carried

10.14 Community and Marketing Services Department and Office of the Chief Administrative Officer Joint Report, CMS 14-19
Re: World Council on City Data

A question and answer period ensued between Members of Committee and Town Staff regarding using the International Organization for Standardization (ISO) indicators to evaluate the Town's performance.

Recommendation:

Moved By Councillor Lee

1. The Council receive Report CMS 14-19 on the ISO 37120 platinum-level certification from the World Council on City Data for information; and,
2. That Council direct Staff to report annually on ISO 37120 indicators for City Services and Quality of Life.

Carried

10.15 Community and Marketing Services Department Report, CMS 15-19
Re: Port Whitby Marina Boat Storage Expansion

A question and answer period ensued between Members of Committee and Town Staff regarding whether the proposed expansion would be permanent and whether there would be impact to the waterfront trail.

Recommendation:

Moved By Councillor Newman

1. That Council approve using the vacant municipal property at

- 1700 Charles Street for outdoor marina storage and vehicle parking subject to a successful minor variance application;
2. That a minor variance application be submitted to permit outdoor boat, trailer storage and vehicle parking; and,
 3. That Council approve a budget of \$100,000 for this project funded through development charges and the Marina Reserve Fund.

Carried

10.16 Community and Marketing Services Department Report, CMS 16-19
Re: Brooklin Cenotaph Re-location Project

A question and answer period ensued between Members of Committee, Town Staff, and a representative of the Royal Canadian Legion regarding:

- that conversations between Town Staff and the Royal Canadian Legion have occurred and are ongoing;
- confirmation that the Town assuming the project would result in saving the HST;
- Town Staff and the Legion being able to meet the project deadline; and,
- Staff providing confirmation for the Council meeting that the Town's assumption of the project will not jeopardize federal funding.

Recommendation:

Moved By Councillor Lee

1. That Council approve funding of \$25,000 for the Brooklin Cenotaph re-location project that would be reimbursed by the Brooklin Legion Branch 152 from a grant received from Veteran Affairs Canada once the project is complete;
2. That Council support the Cenotaph re-location project by providing additional funding of \$14,000 to complete the landscaping works associated with the project; and,
3. That the Brooklin Cenotaph relocation project to be located to the square at the Brooklin Community Centre and Library be completed in time for the November 2019 Remembrance Day ceremonies.

Carried later in the meeting [See following motions]

Recommendation:

Moved By Councillor Newman

That Item 4 be added to the main motion as follows:

4. That the Town of Whitby assume management of the Brooklin Cenotaph Re-location project with the assistance of Stafford Monuments in order to benefit the project with the municipal HST rebate on the total project costs.

Amendment withdrawn

The main motion was then carried.

It was the consensus the Committee to hear Item 10.10, Community and Marketing Services Department Report, CMS 10-19, at this time.

10.17 Community and Marketing Services Department Report, CMS 17-19
Re: Security Policy

Recommendation:

Moved By Councillor Lee

That Council approve the proposed draft Security Policy as outlined in Community and Marketing Services Report CMS 17-19.

Carried

10.18 Legal and By-law Services Department Report, LS 08-19
Re: Town Brewery "Manufacturer's Tied House Licence" Application to the Alcohol and Gaming Commission of Ontario (AGCO) – Update

Recommendation:

Moved By Councillor Roy

That the Mayor and Clerk be authorized to execute the agreement attached to Report LS 08-19 between Town Brewery and the Town of Whitby, including any other documents that are consistent with the principles contained in the agreement.

Carried

10.19 Legal and By-law Services Department Report, LS 09-19
Re: 2019 Legal and By-law Services Department Fees and Charges

A brief question and answer period ensued between Members of Committee and Town Staff regarding the impact on revenues resulting from the proposed increase in fees.

Recommendation:

Moved By Councillor Newman

1. That Council approve the proposed fees and services for the Legal and By-law Services Department as outlined within Report LS 09-19; and,
2. That the Town Clerk be directed to bring forward a by-law to amend the Fees and Charges By-law to give effect to the recommendations contained in Report LS 09-19.

Carried

10.20 Public Works Department Report, PW 15-19
Re: Strategic Asset Management Policy

A question and answer period ensued between Members of Committee and Town Staff regarding:

- whether the utility assets would be considered as part of the policy; and,
- whether the asset management program is of benefit to the Town other than being required to obtain gas tax funding.

Recommendation:

Moved By Councillor Shahid

1. That Report PW 15-19 regarding the Strategic Asset Management Policy be endorsed by Council;
2. That Staff continue to undertake asset management initiatives to remain in compliance with Ontario Regulation 588/17 and the Municipal Funding Agreement for the Transfer of Federal Gas Tax Funds; and,
3. That Staff Report back to Council in June 2019 with an updated Municipal Asset Management Plan.

Carried

- 10.21** Public Works Department and Corporate Services Department Joint Report, PW 16-19
Re: Owner's Engineering Services for the Mid Arterial Environmental Assessment

Having previously declared a conflict of interest, Mayor Mitchell did not take part in the discussion or vote on the matter.

Recommendation:

Moved By Councillor Leahy

1. That based on their skills and experience and considerable knowledge of the area and project requirements, GHD Limited be retained as the Owner's Engineer to assist Town staff with the oversight and project management of the Mid Arterial Roadway Environmental Assessment (EA) between the City of Oshawa and Cochrane Street through south Brooklin;
2. That the Town be a co-proponent in the Mid Arterial Roadway EA to be completed by Fieldgate Developments;
3. That GHD develop the Terms of Reference (TOR) for the Mid Block Arterial Roadway EA and work with Fieldgate Developments on the finalization of the TOR which will be issued by Fieldgate;
4. That the Town be a co-proponent on the selection team for the successful consultant to complete the EA and an approver for all payment certificates associated with the EA works undertaken by Fieldgate Developments;
5. That the Commissioner of Public Works be provided the authority to negotiate a scope of services agreement with GHD with estimated per annum costs in the order of \$200,000 to be paid through the existing Mid Arterial Roadway capital budget; and,
6. That Town staff provide Council with regular status updates on the progress of the EA.

Carried

- 10.22** Public Works Department Report, PW 17-19
Re: Town of Whitby's Comments to the Ministry of the Environment, Conservation and Parks on "Reducing Litter and Waste in Our Communities: Discussion Paper"

A question and answer period ensued between Members of Committee and Town Staff regarding:

- the total tons of organic waste collected;
- safety concerns for Town Staff given the improper disposal of sharp objects; and,
- the leadership role required of the Province of Ontario in educating residents on waste diversion.

Recommendation:

Moved By Councillor Alexander

1. That Council receives this report for information, and;
2. That Council endorse and authorize staff to submit the comments in Attachment 1 regarding the Ministry of Environment, Conservation and Parks (MECP) request for comments by April 20, 2019 on “Reducing Litter and Waste in Our Communities”.

Carried

11. New and Unfinished Business - General Government

11.1 Ravensedge Court Sidewalk

A question and answer period ensued between Members of Committee and Town Staff regarding:

- the sidewalk being funded as a result of development;
- location of the Canada Post super mail box in the cul-de-sac;
- the construction of a sidewalk being included in the subdivision agreement;
- the need for the homeowner to seek legal counsel based on information provided at the time of purchase;
- the benefits of a sidewalk to the existing residents and how it addresses safety concerns and the need to promote a walkable community; and,
- engineering standards providing that a car could be parked in the driveway despite the sidewalk.

Recommendation:

Moved By Councillor Shahid

That the planned construction and installation of a sidewalk on the west

side of Ravensedge Court be cancelled.

Motion lost

11.2 Three-Way Stop at Whitby Shores Greenway and Scadding Avenue

A question and answer period ensued between Members of Committee and Town Staff regarding:

- whether a new traffic study would offer any new information related to this intersection; and,
- examining alternate approaches to resolve the traffic concerns.

Recommendation:

Moved By Councillor Newman

That Staff be directed to prepare a report about the placement of a three-way stop at Whitby Shores Greenway and Scadding Avenue and report back to Council by Q4 2019.

Carried

11.3 Traffic Calming Measures at McQuay Boulevard (Colonel Farewell Public School)

A question and answer period ensued between Members of Committee and Town Staff regarding:

- being able to address concerns regarding McQuay Boulevard as part of the Scott Street traffic assessment report;
- traffic concerns of a similar nature not being limited to McQuay Boulevard, and opportunities to address on a Town wide basis;
- the request being prioritized after foundational studies are completed by the Traffic Division within Public Works;
- the need for education to address importance of adhering to the traffic laws; and,
- alternate methods to implement traffic calming measures.

Recommendation:

Moved By Councillor Newman

That Staff review the merits of traffic calming features to address the speeding along McQuay Boulevard in the area of Colonel Farewell Public School including a particular focus on improved markings of the

two school cross walks and the creation of a general usage pedestrian cross walk to assist pedestrians in the area and report to Council.

Carried

11.4 Ontario Bingo Modernization Initiative

Recommendation:

Moved By Councillor Roy

Whereas, the Ontario Bingo Modernization Initiative proposed by the Alcohol and Gaming Commission of Ontario (AGCO) seeks to modernize Bingo Halls across the Province through the implementation of online electronic gaming;

Whereas, to date the AGCO has worked on the implementation of online electronic gaming primarily with the Commercial Gaming Association of Ontario who represent only a portion of the entire bingo industry; and,

Whereas, the proposed implementation of online electronic gaming creates an unfair advantage for those Bingo Halls who are selected for implementation and threatens the viability of traditional paper Bingo Halls; and,

Whereas, the exclusion of certain Bingo Halls from the online electronic gaming model will severely reduce the amount of charitable funds that can be raised for partnered charities in certain regions of the Province.

Now Therefore be it Resolved:

1. That the Council of The Corporation of the Town of Whitby hereby requests that the AGCO reconsider its position of modernizing certain Bingo Halls through the implementation of online electronic gaming while excluding others, and that the AGCO be requested to create an equal and level playing field for all Ontario Bingo Halls; and,
2. That the Clerk be directed to send a copy of this resolution to the AGCO, the Attorney General (Ontario), all Durham MPPs, and the City of Oshawa.

Carried

11.5 Development of a Standalone Election Signs By-law

A discussion ensued between Members of Committee regarding:

- limiting election signs impacting candidates' campaigns;
- concerns regarding freedom of expression issue in relation to Canada's Charter of Rights and Freedom;
- complaints related to election signs during municipal elections;
- ensuring an equal number of intersections in each ward where signs could be placed; and,
- whether the proposed changes would be of advantage to incumbents or challengers.

Recommendation:

Moved By Councillor Mulcahy

1. That in the interest of protecting sightlines and improving road safety by limiting the number of non-regulatory signs along highways and at intersections, that Staff be directed to develop a new standalone election sign by-law before the end of Q2 2019 that will achieve the following objectives;
 - a. limiting the placement of election signs to 30 intersections/locations across the Town;
 - b. maximum of 2 signs per candidate be permitted at each of the identified intersections/locations;
 - c. that election signs be prohibited outside of the identified intersections/locations except for election signs displayed on private property with the consent of the property owner;
 - d. that a maximum height for election signs be established;
 - e. that the period of time that election signs can be displayed be reduced from 6 weeks from the date of an election to 4 weeks from the date of an election;
 - f. that candidates for Mayor, Regional Councillor, Regional Chair, and School Board Trustee be permitted to place election signs at each of the identified intersections/locations; and,
 - g. that candidates for Ward Councillor be permitted to place election signs at the identified intersections/locations within the Ward, but not elsewhere in the municipality, and,
2. For the purpose of Item 1(a), that Staff consider the following intersections/locations for review as potential intersections/locations for the placement of election signs with the understanding that some of these intersections are provincially controlled meaning that Staff would have to consult with the Province:

- Hamlet of Ashburn
- Hamlet of Macedonian Village
- Columbus Road and Ashburn Road
- Columbus Road and Baldwin Street
- Columbus Road and Thickson Road
- Ashburn Road and Highway 7
- Baldwin Street and Winchester Road
- Winchester Road and Thickson Road
- Conlin Road and Thickson Road
- Taunton Road and Country Lane
- Taunton Road and Baldwin Street
- Taunton Road and Anderson Street
- Taunton Road and Thickson Road
- Dryden Blvd and Garden Street
- Rossland Road and Cochrane Street
- Rossland Road and Anderson Street
- Rossland Road and Garrard Road
- Manning Road and Brock Street
- Manning Road and Garden Street
- Manning Road and Thickson Road
- Bonacord Avenue and McQuay Boulevard
- Jeffery Street and Dundas Street
- Cochrane Street and Dundas Street
- Anderson Street and Dundas Street
- Garrard Road and Dundas Street
- Burns Street and Annes Street
- Burns Street and Brock Street
- Burns Street and Thickson Road
- Gordon Street and Victoria Street
- Brock Street and Victoria Street

Carried

11.6 Municipal Voters' List

Recommendation:

Moved By Councillor Newman

Whereas, concerns over the quality of the Municipal Voters List is not a new phenomenon;

Whereas, in 2012, the Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO) published a Voters List Position Paper

and since that time has been advocating for transformational changes to the way that Ontario creates and maintains the Voters' List for municipal elections;

Whereas, the Preliminary List of Electors, which forms the Voters' List in Ontario, is supplied by data from the Municipal Property Assessment Corporation (MPAC);

Whereas, despite the incremental changes made by MPAC, MPAC has a limited ability to fix the currency and accuracy issues that impairs the current process and the Voters' List continues to be flawed with data inaccuracies and outdated information; and ,

Whereas, a transformational solution to the way that the Voters' List is created and managed is required.

Now Therefore Be it Resolved:

1. That the Council of the Town of Whitby supports the re-establishment of the multi-stakeholder working group between the Ministry of Municipal Affairs, Ministry of Finance, AMCTO, MPAC, Elections Canada and Elections Ontario in exploring and identifying ways to create and maintain the Voters' List for Municipal Elections;
2. That representatives from MPAC be invited to a future Committee of the Whole meeting to hear the Town of Whitby's concerns and advise the Town of Whitby on what steps MPAC will be taking in the future; and,
3. That a copy of this motion, respecting the Voter's List for Municipal Elections be circulated to all Durham Region municipalities and the Association of Municipalities of Ontario (AMO).

Carried

11.7 Contribution Rebate Program

Recommendation:

Moved By Councillor Leahy

That Staff be directed to review the Town's Rebate Contribution Program under By-law # 6351-10 and report back on the uptake of the program from the 2018 Election and opportunities to increase local participation in the program for the 2022 election.

Carried

It was the consensus of the Committee to resume consideration of Item 10.2, CS 16-19, at this time.

12. Adjournment

12.1 Motion to Adjourn

Recommendation:

Moved By Councillor Alexander

That the meeting adjourn.

Carried

The meeting adjourned at 10.24 p.m.

13. Advisory Committee Minutes – For Information Only

- 13.1**
- Active Transportation and Safe Roads Advisory Committee Minutes - March 14, 2019

Christopher Harris, Town Clerk