

**Present:** Mayor Mitchell (participating electronically)  
Councillor Drumm (participating electronically)  
Councillor Leahy (participating electronically)  
Councillor Lee (participating electronically)  
Councillor Mulcahy (participating electronically)  
Councillor Newman (participating electronically)  
Councillor Roy (participating electronically)  
Councillor Shahid (participating electronically)  
Councillor Yamada (participating electronically)

**Also Present:** M. Gaskell, Chief Administrative Officer  
H. Ellis, Executive Advisor to the Mayor  
J. Romano, Commissioner of Community Services  
D. Speed, Fire Chief  
A. McCullough, Director of Finance/Deputy Treasurer  
J. Kittle, Director of Operational Services  
W. Mar, Commissioner of Legal and Enforcement Services/Town Solicitor  
C. Harris, Town Clerk  
K. Narraway, Manager of Legislative Services/Deputy Clerk  
K. Douglas, Legislative Specialist (Recording Secretary)

**Regrets:** None noted

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1. Declarations of Pecuniary Interest
  - 1.1 There were no declarations of pecuniary interest.
2. Correspondence
  - 2.1 Memorandum from M. Gaskell, Chief Administrative Officer dated November 13, 2020 regarding an Application for Association of Municipalities Ontario (AMO) Board of Directors Position – Commissioner Warren Mar

**Resolution # 231-20**

Moved By Councillor Yamada  
Seconded By Councillor Drumm

That Council for the Town of Whitby hereby endorses Warren Mar, Commissioner of Legal and Enforcement Services/Town Solicitor, to serve on the AMO Board of Directors as part of the Large Urban Caucus.

**Carried**

- 2.2** Correspondence # 2020-887 received by C. Harris, Town Clerk, from Central Lake Ontario Conservation Authority (CLOCA) regarding Bill 229, Protect, Support and Recover from COVID-19 Act - Schedule 6 - Conservation Authorities Act

Discussion ensued between Members of Council regarding:

- the affects of population growth, global warming, flooding, and other natural disasters; and,
- the impact that the proposed Bill 229, including Schedule 6, will have on the conservation authority's ability to protect the environment.

**Resolution # 232-20**

Moved By Councillor Newman  
Seconded By Councillor Leahy

Whereas the Province has introduced Bill 229, Protect, Support and Recover from COVID 19 Act including Schedule 6 – Conservation Authorities Act; and,

Whereas the proposed Bill 229 introduces a number of changes and new sections that could remove and/or significantly hinder the role of conservation authorities in regulating development, the permit appeal process and engaging in the review and appeal of planning applications; and,

Whereas the Town of Whitby values and relies on the natural habitats and water resources within its jurisdiction for the health and well-being of residents; values the conservation authority's work to prevent and manage the impacts of flooding and other natural hazards; and values the conservation authority's work to ensure safe drinking water amongst other matters.

Now Therefore be it Resolved:

1. That the Mayor and Council of the Town of Whitby endorse and support the request of CLOCA's Board of Directors to remove Schedule 6 from Bill 229; and,
2. That the Clerk send a copy of this resolution to the Premier, Minister of Environment, Conservation and Parks, the Minister of Natural Resources and Forestry, the Minister of Municipal Affairs and Housing, the Minister of Finance, MPP Lorne Coe, Regional Chair John Henry and local municipalities in the Region of Durham.

**Carried**

Moved By Councillor Roy

Seconded By Councillor Mulcahy

That Council suspend the rules of procedure to allow the introduction of a motion regarding the "Red - Control" COVID-19 Restrictions in Durham Region.

**Carried on a Two-Thirds Vote**

## **2.3 "Red – Control" COVID-19 Restrictions in Durham Region**

Councillor Roy introduced the motion regarding the Province's recent decision to move Durham Region into the "Red - Control" level of the COVID-19 response framework. She indicated that the overall health of the community is the top priority, but that there is also a need to support the local economy while following COVID-19 safety protocols.

Discussion ensued between Members of Council regarding:

- the need for objective measures and evidence to determine whether the primary source of COVID-19 transmission occurs in private gatherings or local businesses;
- the negative impacts that local businesses may face as a result of the COVID-19 restrictions;
- the importance of supporting public health initiatives; and,
- the number of new and active COVID-19 cases in Durham Region.

**Resolution # 233-20**

Moved By Councillor Roy

Seconded By Councillor Shahid

Whereas the health and wellbeing of Whitby residents is the top priority for the Town of Whitby and Council, and there is a continuing need to abide by Health Directives including mask-wearing, hand-washing, physical distancing, and limiting contacts; and,

Whereas businesses in Whitby have been impacted by restrictive measures intended to slow the transmission of COVID-19; and,

Whereas many business owners have made substantial investments in a time of declining revenues to modify their spaces and acquire personal protective equipment to ensure a safe environment for their employees and customers; and,

Whereas the majority of business owners in Whitby have followed public health guidelines through the pandemic and have seen no evidence that they are an important source of community transmission; and,

Whereas the Region of Durham Health Department COVID-19 Data Tracker indicates that the majority of active cases of COVID-19 in the Region have been acquired through household contacts or other close contacts as opposed to workplace contacts or community contacts.

Now Therefore be it Resolved:

1. That the Council of the Town of Whitby requests that the Province adopt a targeted approach, backed by conclusive local data, when considering enacting restrictions on any business sectors in Whitby and Durham Region; and,
2. That the Province be requested to review Durham Region's active COVID-19 cases on a weekly basis to determine if local restrictions can be reduced, including sector specific reductions for businesses; and,
3. That the Clerk be directed to circulate a copy of this resolution to the Premier, Minister of Health, Minister of Finance, M.P. Ryan Turnbull, M.P.P. Lorne Coe, Durham Region M.P.P.s, Durham Region Chief Medical Officer of Health, and Durham Region municipalities.

**Carried unanimously on a recorded vote as follows:**

	<b>For</b>	<b>Against</b>	<b>Abstained</b>
Councillor Drumm	x		
Councillor Leahy	x		

Councillor Lee	x		
Councillor Mulcahy	x		
Councillor Newman	x		
Councillor Roy	x		
Councillor Shahid	x		
Councillor Yamada	x		
Mayor Mitchell	x		
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3. By-Laws

That the following by-laws be passed:

**3.1** By-law # 7687-20, being a by-law to amend Fees and Charges Bylaw # 7220-17.

Refer to FR 02-20, Adoption of Two New Cost Recovery Programs – Motor Vehicle Collisions, Contaminated Equipment

**3.2** By-law # 7688-20, being a by-law to designate certain portions of a registered Plan of Subdivision (SW-2016-06) as not being subject of Part Lot Control.

**Resolution # 234-20**

Moved By Councillor Mulcahy  
Seconded By Councillor Shahid

That leave be granted to introduce By-laws # 7687-20 and # 7688-20 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**

4. Confirmatory By-Law

**4.1** Confirmatory By-law

**Resolution # 235-20**

Moved By Councillor Leahy  
Seconded By Councillor Lee

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 council meeting held on November 23, 2020 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**

5. Adjournment

5.1 Motion to Adjourn

Moved By Councillor Newman  
Seconded By Councillor Drumm

That the meeting adjourn.

**Carried**

The meeting adjourned at 7:06 p.m.

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Christopher Harris, Town Clerk

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Don Mitchell, Mayor