

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

Also Present: M. Gaskell, Chief Administrative Officer
S. Beale, Commissioner of Public Works
A. Kennedy, Executive Advisor to the Mayor
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
D. Speed, Fire Chief
C. Harris, Town Clerk
S. Cassel, Deputy Clerk (Recording Secretary)

Regrets: None noted

Remembrance Day Colour Guard

Remembrance Day Colour Guard comprised of members of Whitby Legion Branch 112 and Brooklin Legion Branch 152

Resolution # 480-17

Moved By Councillor Emm
Seconded By Councillor Drumm

That the order of the agenda be changed to receive the Whitby and Brooklin Legion Remembrance Day Colour Guard, listed as Item 3.1 on the agenda, at this time.

Carried

1. Declarations of Pecuniary Interest

- 1.1** Mayor Mitchell made a declaration of pecuniary interest under the Municipal Conflict of Interest Act regarding Items 6.5, PL 85-17 and 10.7, By-law # 7333-17, specifically pertaining to Sections 11.5.25.5 (a) and 11.5.31.2 of Amendment 108 to the Whitby Official Plan for the Proposed Brooklin Community Secondary Plan as he has an interest in property located at 5455 Ashburn Road. Mayor Mitchell did not take part in the discussion or voting on By-law # 7333-17, or discussion and voting on the recommendation relating to the aforementioned sections of Item 6.5.
- 1.2** Councillor Drumm made a declaration of pecuniary interest under the Municipal Conflict of Interest Act regarding Item 7.6, Corporate Services Department Report, CS 85-17 regarding 2018 Proposed Grants with respect to matters relating to the Whitby Public Library as he has a family member who is employed by the Whitby Public Library. Councillor Drumm did not take part in the voting on this matter.
- 1.3** Councillor Leahy made a declaration of pecuniary interest under the Municipal Conflict of Interest Act with respect to Item 7.12, FR 10-17 regarding Accessory Apartments - Public Education Initiatives and Process Improvements, as he is the owner of an accessory apartment. Councillor Leahy did not take part in the discussion or voting on this matter.

2. Adoption of Minutes

- 2.1** Regular Council - October 10, 2017
Special Council - October 16, 2017 - 5:30 p.m.
Special Council - October 16, 2017 - 6:24 p.m. (Confidential minutes under separate cover)

Resolution # 481-17

Moved By Councillor Leahy
Seconded By Councillor Mulcahy

That the minutes be adopted.

Carried

3. Presentations

3.1 Remembrance Day Colour Guard comprised of members of Whitby Legion Branch 112 and Brooklin Legion Branch 152

A Remembrance Day Colour Guard comprised of members of Whitby Legion Branch 112 and Brooklin Legion Branch 152 was presented.

Mayor Mitchell attended the dais and welcomed Lorraine Duncan, President, Whitby Legion Branch 112 and Jack Blue, Sergeant at Arms, Brooklin Legion Branch 152.

Ms. Duncan advised that the Whitby Legion Remembrance Day service would be held on November 11, 2017 at 11:00 a.m. at the Cenotaph in Whitby and that the Branch's Remembrance Day dinner would take place on November 11th at the Royal Canadian Legion, 117 Byron Street South, commencing at 6:30 p.m.

Mr. Blue advised that Brooklin Legion Branch 152 would hold a Remembrance Day service on November 10, 2017 at 1:00 p.m. at Luther Vipond Memorial Arena and that the Brooklin Branch dinner would be held on November 5th at the Royal Canadian Legion, 56 Baldwin Street, commencing at 6:00 p.m.

3.2 Lucas Parnam

Award/Recognition: 2017 Whitby Junior Fire Chief

Mayor Mitchell attended the dais and was joined by Councillor Drumm and Dave Speed, Fire Chief. Lucas Parnam was welcomed onto the dais and recognized as the winner of the 2017 Whitby Junior Fire Chief contest.

3.3 Lorraine Sunstrum-Mann, Chief Executive Officer, Grandview Children's Centre

Re: Update on Grandview Children's Centre Capital Build

Lorraine Sunstrum-Mann, Chief Executive Officer, Grandview Children's Centre appeared before Council and provided a PowerPoint presentation which included an overview of Grandview's programs and the success stories of several children who have attended the Centre.

Ms. Sunstrum-Mann also provided an update on the Capital Project for the Grandview Children's Centre and the upcoming sign unveiling to kick off the project. She thanked Council for their advocacy of the ongoing project and requested Council to consider a financial gift of \$120,000 over the next five years to contribute to the Project.

A brief question and answer period ensued between Members of Council and Ms. Sunstrum-Mann regarding:

- the new site for the Centre;
- accommodation for current and future enrollment demands; and,
- whether there would be additional satellite locations.

Resolution # 482-17

Moved By Councillor Emm

Seconded By Councillor Leahy

That the rules of procedure be suspended to allow the introduction of a motion pertaining to the request from Grandview Children's Centre for a donation of funds from the Town.

Carried on a Two-third Vote

Resolution # 483-17

Moved By Councillor Roy

Seconded By Councillor Yamada

That the request for donation to the Grandview Children's Centre Capital Project of \$120,000 over the next five years be referred to the 2018 Budget process.

Carried

4. Delegations

4.1 Victor Veninga

Re: Renaming of the Centennial Building

Victor Veninga, 100 Glen Hill Drive South, representing residents at Durham Christian Homes, appeared before Council and stated that residents were upset about the motion pertaining to the renaming of the Centennial Building and were requesting that the motion be deleted.

A brief question and answer period ensued between Members of Council and Mr. Veninga clarifying that his position was not in support of changing the name of the Centennial Building.

4.2 Quentin D'Souza representing Durham Real Estate Investors Club

Re: Planning and Development Department Report FR 10-17
Accessory Apartments - Public Education Initiatives and Process
Improvements

Quentin D'Souza, representing Durham Real Estate Investors Club, appeared before Council and stated that he felt that he had not adequately answered the questions posed by the Committee at the Operations Meeting of October 23, 2017 pertaining to parking requirements for accessory apartments in other cities. Mr. D'Souza stated that he had conducted some further research and advised that no additional parking was required in Ottawa, in areas of downtown Cobourg, as well as several other municipalities in the Greater Toronto Area and beyond. He stated that property owners had interest in converting illegal apartments; however, there were challenges in meeting the Town's parking requirements. Mr. D'Souza commented that to create more housing and eliminate illegal suites, changes would need to occur. He further commented that there was a need for more housing for young families and seniors and therefore more accessory apartments. He stated that current accessory apartment owners should be encouraged to legalize their apartments to create the needed housing.

A brief question and answer period ensued between Members of Council and Mr. D'Souza regarding:

- the Town's parking requirements and clarification from staff on potential changes; and,
- in the absence of parking requirements, other potential options that could accommodate vehicles of residents in accessory apartments such as the widening of driveways and on-street parking and the associated issues these options may create.

5. Correspondence

5.1 There was no correspondence.

6. Planning and Development Committee
Report # 9 of the Planning and Development Committee - October 16, 2017

6.1 Planning and Development Department Report, PL 81-17
Re: Zoning By-law Amendment Application and Site Plan Application
Amica (Taunton) Inc., 95 Taunton Road East (Z-11-17 and SP-13-17)

Resolution # 484-17

Moved By Councillor Gleed

Seconded By Councillor Yamada

1. That a Zoning By-law Amendment to remove the 'H' Holding symbol on the subject land (Application Z-11-17) be brought forward for Council's approval;
2. That Council approve development plans for the subject land (Site Plan Application SP-13-17) subject to:
 - a. the completion of revisions to the proposed plans as outlined in Report PL 81-17; and,
 - b. the conditions of approval set out in Attachment #7 of Report PL 81-17; and,
3. That the Mayor and Clerk be authorized to execute the Site Plan Agreement.

Carried

- 6.2** Planning and Development Department Report, PL 84-17
Re: Site Plan Application, 1804072 Ontario Inc., 450 Myrtle Road West (SP-18-17)

Resolution # 485-17

Moved By Councillor Gleed
Seconded By Councillor Yamada

That the site alteration plans for 450 Myrtle Road West (Site Plan Application – SP-18-17) not be approved.

Carried unanimously on a recorded vote as follows:

	For	Against	Abstained
Councillor Joe Drumm	x		
Councillor Michael Emm	x		
Councillor Derrick Gleed	x		
Councillor Chris Leahy	x		
Councillor Rhonda Mulcahy	x		
Councillor Elizabeth Roy	x		
Councillor Steve Yamada	x		
Mayor Don Mitchell	x		
	8	0	0

- 6.3** Planning and Development Department Report, PL 82-17

Re: Process for Removing Properties from the Municipal Heritage Register

Resolution # 486-17

Moved By Councillor Gleed
Seconded By Councillor Yamada

1. That the document entitled “De-listing Properties from the Municipal Heritage Register” in Attachment #1 to Report PL 82-17 be endorsed as the process to consider requests for removal of properties from the municipal heritage register; and,
2. That MD-2258 be removed from the new and unfinished business list.

Carried

- 6.4** Planning and Development Department, Community and Marketing Services Department, Public Works Department, Corporate Services Department and Corporate Communications Joint Report, PL 83-17
Re: Downtown Whitby Action Plan Update

Resolution # 487-17

Moved By Councillor Gleed
Seconded By Councillor Yamada

1. That Report No. PL 83-17, Downtown Whitby Action Plan Update, be received for information;
2. That staff report semi-annually on the progress of the Downtown Whitby Action Plan; and,
3. That MD – 3720 be removed from the new and unfinished business list.

Carried

- 6.5** Planning and Development Department Report, PL 85-17
Re: Recommended Official Plan Amendment 108 - Brooklin Community Secondary Plan (OPA-2013-W/02)

Having previously declared a conflict of interest, Mayor Mitchell did not take part in the discussion or vote on any matters pertaining to Sections 11.5.25.5 (a) and 11.5.31.2 of Amendment 108 to the Whitby Official

Plan for the Proposed Brooklin Community Secondary Plan.

Resolution # 488-17

Moved By Councillor Gleed

Seconded By Councillor Yamada

1. That Amendment 108 to the Whitby Official Plan, for the Proposed Brooklin Secondary Plan, as shown on Attachment #1 be adopted by by-law save and except Sections 11.5.25.5 (a) and 11.5.31.2;
2. That the Clerk forward to the Region of Durham, within fifteen days of adoption of Amendment 108 to the Whitby Official Plan, the necessary documentation for a non-exempt Official Plan Amendment;
3. That the Clerk send a Notice of Council's adoption of Amendment 108 to those persons and agencies who have requested further notification regarding the Brooklin Study; and,
4. That, in accordance with Section 26(7) of the Planning Act, the Region of Durham be advised that Official Plan Amendment 108,
 - a. conforms with provincial plans or does not conflict with them;
 - b. has regard to matters of Provincial interest; and.
 - c. is consistent with the 2014 Provincial Policy Statement.

Carried

Having previously declared a conflict of interest, Mayor Mitchell vacated the Chair for this portion of the meeting.

Deputy Mayor Roy assumed the Chair.

Resolution # 489-17

Moved By Councillor Gleed

Seconded By Councillor Leahy

That Sections 11.5.25.5 (a) and 11.5.31.2 of Amendment 108 to the Whitby Official Plan, for the Proposed Brooklin Secondary Plan, be adopted by by-law.

Carried

Mayor Mitchell resumed the Chair.

7. Operations Committee
Report # 10 of the Operations Committee - October 23, 2017

7.1 Corporate Services Department Report, CS 88-17
Re: Long Range Financial Plan Forecast: Draft Results Summary

Resolution # 490-17

Moved By Councillor Emm
Seconded By Councillor Yamada

1. Council receives for information purposes the Long Range Financial Plan Forecast: Draft Results Summary from the Commissioner of Corporate Services;
2. That Council's feedback is incorporated into the final Long Range Financial Plan Forecast final report; and,
3. That Staff bring back the final report to Council for consideration at the December 4, 2017 Operations Committee meeting.

Carried

7.2 Public Works Department Report, PW 24-17
Re: Operations Centre – Phase 1 Expansion Proposed Design

Resolution # 491-17

Moved By Councillor Emm
Seconded By Councillor Yamada

1. That Council approve the proposed design for the Operations Centre Phase 1 expansion plan (See Attachment 1), as outlined in Report PW 24-17 and illustrated in Attachments 2, 3 and 4;
2. That staff be authorized to continue to refine the design and proceed with the detailed working drawings and tender documents; and,
3. That the project be tendered and that staff report back to Council with a recommendation of the preferred contractor, construction timing and budget analysis.

Carried

7.3 Office of the Town Clerk Report, CLK 24-17
Re: Boards and Committees Review – Overview of Consultation and

Recommendations for Streamlining Advisory Committees

Resolution # 492-17

Moved By Councillor Emm

Seconded By Councillor Yamada

1. That Council approve the Boards and Committees Policy as shown in Attachment #1 appended to this report, and that the former Boards and Advisory Committees of Council Policy be repealed;
2. That Council approve the amended Terms of References for the following boards and committees, appended as Attachment #2 to this report:
 - a. Accessibility Advisory Committee;
 - b. Active Transportation & Safe Roads Advisory Committee;
 - c. Animal Services Appeal Committee;
 - d. Brooklin Downtown Development Steering Committee, with changes to Membership and Composition to come into effect December 1, 2018;
 - e. Committee of Adjustment;
 - f. Community Connection Executive Board of Directors;
 - g. Ethno-cultural & Diversity Advisory Committee;
 - h. Grants Review Committee;
 - i. Groveside Cemetery Board;
 - j. Heritage Whitby Advisory Committee (formerly LACAC Heritage Whitby);
 - k. Property Standards Appeal Committee;
 - l. Road Watch Committee;
 - m. Whitby Community Beautification Committee (formerly the Whitby in Bloom Committee);
 - n. Whitby Seniors' Services Committee;
 - o. Whitby Sustainability Advisory Committee; and,
 - p. Whitby Youth Council.
3. That the Commissioner of Community and Marketing Services, Commissioner of Corporate Services, and the Clerk be directed to review the Terms of Reference for the Spencer and Ashburn Community Centres and bring them forward at a later date;
4. That the Clerk be authorized to bring forward a by-law to repeal and replace By-law # 6180-09 to rename and adopt the Terms of Reference for the Heritage Whitby Advisory Committee (formally LACAC Heritage Whitby);
5. That the Clerk be authorized to bring forward remuneration by-laws for the Animal Services Appeal Committee, Property Standards Appeal Committee, and Compliance Audit Committee;

6. That the Whitby County Town Carnival Committee and the Harbour Day Committee be merged and renamed the Whitby Canada Day Advisory Committee, beginning January 2018, and the Town Clerk be authorized to develop an interim Terms of Reference, noting that this committee will only be active for the remainder of the Council term;
7. That the Whitby Canada Day Advisory Committee and Doors Open Whitby Advisory Committee be dissolved following the conclusion of this Council term on November 30, 2018, with the former members being registered with the future Special Events Volunteer Program; and,
8. That a quarterly meeting schedule be adopted for the Downtown Whitby Development Steering Committee and Brooklin Downtown Development Steering Committee, with additional joint meetings of the two committees being held semi-annually, starting on December 1, 2018; and,
9. That the Downtown Whitby Development Steering Committee be requested to review its mandate and strategic plan to ensure a coordinated approach to Downtown Whitby initiatives in light of efforts being undertaken by the Downtown Whitby Business Improvement Area, Whitby Chamber of Commerce and Olde Whitby Neighbourhood Association (OWNA).

Carried

- 7.4** Public Works Department and Corporate Services Department Joint Report, CS 84-17
Re: Co-Operative Tender of the Supply and Delivery of Unleaded Regular Gasoline, Ethanol Blended Gasoline, Ultra Low Sulphur Diesel Fuel, Clear Diesel (#1 and #2), Coloured Diesel Fuel and Biodiesel (T-257-2017)

Resolution # 493-17

Moved By Councillor Emm
Seconded By Councillor Yamada

1. That the Town of Whitby accept the low compliant tender bid of Canada Clean Fuels Inc. in the estimated amount of \$2,782,236.00 (plus applicable taxes) for the supply and delivery of gas and diesel fuel for the three (3) year term;
2. That approval be granted to extend this contract for up to two (2) additional years based on the company's satisfactory performance and budget approval in subsequent years; and,

3. That the Mayor and Clerk be authorized to execute the contract documents

Carried

7.5 Public Works Department Report, PW 28-17
Re: Scott Street Crosswalk Consideration and Traffic Calming Review

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

- the proposed re-purposing of an existing Crossing Guard for the new crosswalk; and,
- the timelines for determining whether an additional Crossing Guard would be needed.

Staff were requested to review the opportunities and submit a Decision Item as part of the 2018 Budget if the position would be needed.

Resolution # 494-17

Moved By Councillor Emm
Seconded By Councillor Yamada

1. That flexible in-street signage and bollards, line painting and No Stopping signage, be installed on Scott Street, within the school zone adjacent to Dr. Robert Thornton Elementary Public School;
2. That Council approve the proposed amendment to the Traffic By-law 1862-85 to incorporate the following change to Schedule "A", Stopping restrictions on the east and west side of Scott Street between Manning Road to 170m south of Hazelwood Drive Identified in Attachment C of Report PW 28-17;
3. That Council authorize the Clerk to bring forward an amending By-law to By-law 1862-85, for Council approval;
4. That staff review opportunities in 2018 to repurpose an existing school crossing guard and relocate to the subject school site; and,
5. That a copy of the Report PW 28-17 be provided to the Durham District School Board and Durham Student Transportation Services.

Carried

7.6 Corporate Services Department Report, CS 85-17
Re: 2018 Proposed Grants

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

Resolution # 495-17

Moved By Councillor Emm

Seconded By Councillor Leahy

1. That Report CS 85-17 from the Commissioner of Corporate Services/Treasurer be received as information; and,
2. That the 2018 grant request funding outlined in the report be included for consideration in the 2018 Budget Target Report.

Carried

- 7.7** Corporate Services Department and Office of the Chief Administrative Officer Joint Report, CS 86-17
Re: Municipal Headquarters Needs Analysis and Master Plan (RFP-27-2017)

Resolution # 496-17

Moved By Councillor Emm

Seconded By Councillor Yamada

1. That the Town of Whitby accept the highest scoring proposal as submitted by Moriyama and Teshima Architects (MTA) in the amount of \$211,716.00 (excluding applicable taxes) for the Municipal Headquarters Needs Analysis and Master Plan project;
2. That the total estimated project cost in the amount of \$225,442.19 be approved;
3. That an additional \$175,442.19 of budget be funded from the Corporate Development Reserve; and,
4. That the Mayor and Clerk be authorized to execute the contract documents.

Carried

- 7.8** Public Works Department Report, PW 25-17
Re: Fleet Maintenance Operational Study – Final Report

Resolution # 497-17

Moved By Councillor Emm
Seconded By Councillor Yamada

1. That report PW 25-17 titled Fleet Maintenance Operational Study – Final Report be received as information;
2. That the staffing recommendations outlined in the report be referred to the 2018 Draft Operations budget for consideration;
3. That staff work toward prioritization and implementation of the short, medium and long term study recommendations as budget and resources permit;
4. That staff proceed with Fleet Master Plan Study, as approved in the 2017 Capital budget, with the issue of a Request for Proposals; and,
5. That the Town of Whitby Asset Management Plan be amended to reflect the 10 year Total Average Annual Requirement of \$3.1 million and Sustainable Lifecycle Requirement of \$4.2 million.

Carried

7.9 Office of the Chief Administrative Officer Report, CAO 07-17
Re: Corporate Strategic Plan

Resolution # 498-17

Moved By Councillor Emm
Seconded By Councillor Yamada

1. That the Chief Administrative Officer's Report CAO 07-17 – Corporate Strategic Plan be received for consideration;
2. That Council approve the commencement of a process to create and implement a new Corporate Strategic Plan;
3. That Council approve securing, Peter Spratt, of Collins Barrow Durham Consultants Inc., to assist the Town in the creation of the new Corporate Strategic Plan;
4. That Council Approve an amount up to \$50,000.00 as a retainer for the Consultant to initiate the planning process of the Strategic Plan, with the source of funding to be determined at the discretion of the Commissioner of Corporate Services; and,
5. That Council approve the timing of commencing the process of developing a Corporate Strategic Plan to begin in October, 2017.

Carried

- 7.10** Office of the Chief Administrative Office Report, CAO 15-17
Re: Service Delivery Review Implementation Update

Resolution # 499-17

Moved By Councillor Emm
Seconded By Councillor Yamada

That Report CAO 15-17 be received for Information.

Carried

- 7.11** Legal and By-law Services and Fire and Emergency Services
Department Joint Report, LS 17-17
Re: Construction Site Fire Protection Policy

Resolution # 500-17

Moved By Councillor Emm
Seconded By Councillor Yamada

That Council approve the "Construction Site Fire Protection Policy"
attached to Report No. LS 17-17.

Carried

- 7.12** Fire and Emergency Service Department, Legal and By-law Services
and Planning and Development Department Joint Report, FR 10-17
Re: Accessory Apartments - Public Education Initiatives and Process
Improvements

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

Discussion ensued regarding the matters raised by Mr. D'Souza during
his delegation. Mr. D'Souza was requested to formally submit questions
to the Clerk so that they could be reviewed and addressed by Staff.

Staff were further requested to review and consider the correspondence
submitted by Mr. Pizzolato at the October 23rd Operations Committee
meeting.

Discussion continued regarding the Affordable and Seniors' Housing
Task Force Report that would be forthcoming at the next Regional

Council Committee of the Whole meeting and the correlation of this Report to the Town's Accessory Apartment By-law and associated regulations.

Resolution # 501-17

Moved By Councillor Emm

Seconded By Councillor Mulcahy

1. That Council receive Report FR 10-17 for information;
2. That Council direct staff to proceed with the public education initiatives identified in Section 5 of this report; and,
3. That the Clerk be directed to bring forward a by-law to amend the provisions of Accessory Apartment By-law #6322-10.

Carried

- 7.13** Fire and Emergency Services Department Report, FR 11-17
Re: Update on the Progress of Whitby Fire and Emergency Services' Response to the Jury Recommendations of the Coroner's Inquest - 917 Dundas Street

Resolution # 502-17

Moved By Councillor Emm

Seconded By Councillor Yamada

That Council receive as information an update on the progress of the implementation of recommendations from the 917 Dundas Street West fire Coroner's Inquest.

Carried

- 7.14** Community and Marketing Services Department Report, CMS 46-17
Re: Community and Marketing Services Department - 2018 Programs and Services Fees

Resolution # 503-17

Moved By Councillor Emm

Seconded By Councillor Yamada

1. That Council approve the proposed fees as outlined in

Attachment 1 – with Recreation and Parks fees being effective March 26, 2018 to March 24, 2019 and Port Whitby Marina fees being effective February 15, 2018 to February 14, 2019;

2. That the Clerk be directed to include the proposed fees as Schedule J – Recreation, Schedule K – Port Whitby Marina, and Schedule L – Park Features, forming part of By-law XXXX-17 (Consolidated Fees and Charges By-law) as amended; and to authorize the Clerk to bring into effect the By-law as amended with the effective dates listed; and,
3. That staff report back to Council regarding proposed fees for Arena Ice/Floor Rentals for 2018/2019 and Banquet Hall and Facility Rentals for 2019/2020.

Carried

- 7.15** Office of the Chief Administrative Officer Report, CAO 14-17
Re: Whitby Water Supply Plant Expansion

Resolution # 504-17

Moved By Councillor Emm
Seconded By Councillor Yamada

1. That the Chief Administrative Officer's Report CAO 14-17 pertaining to the planned expansion of the Durham Region Whitby Water Supply Plant be received for information; and,
2. That the Clerk forward a copy of Chief Administrative Officer's Report CAO 14-17 to the Clerk and Commissioner of the Public Works Department at the Regional Municipality of Durham.

Carried

- 7.16** Electronic Participation in Meetings Open to the Public

Resolution # 505-17

Moved By Councillor Emm
Seconded By Councillor Yamada

Whereas amendments to the Municipal Act, 2001 through Bill 68, Modernizing Ontario's Municipal Legislation Act, provide that on January 1, 2018 a member of Council, of a local board or a committee of either of them, can participate electronically in a meeting which is open to the

public;

Now Therefore be it Resolved:

That the Clerk be directed to report to the December 4, 2017 Operations Committee with an information report that includes a cost estimate and timeline to implement audio only (not video) electronic participation in Council Chambers, consideration of how electronic participation could impact the operation and flow of meetings, and associated procedural considerations

Carried

7.17 Resident and Community Associations

Resolution # 506-17

Moved By Councillor Emm

Seconded By Councillor Yamada

That the Town Clerk be directed to report back with opportunities to implement a program to register resident and community associations with the Town for public and corporate reference, and for such associations to receive notification of municipal issues and public meetings which may be relevant to them.

Carried

8. Notice of Motion

8.1 Renaming of the Centennial Building

Detailed discussion ensued regarding the merits for renaming the Centennial Building and other potential opportunities to honour Bob Attersley and the Attersley family name.

Resolution # 507-17

Moved By Councillor Drumm

Seconded By Councillor Leahy

That the Centennial Building be renamed the Bobby Attersley Building.

Motion Lost

8.2 Legalization of Marijuana in Canada

Detailed discussion ensued regarding:

- placement of outlets stores for the sale of cannabis in Whitby;
- the Town's ability to influence store locations through zoning regulations; and,
- opportunities for the surtax, collected by the Federal and Provincial Governments, to be shared with the Town to offset costs associated with education and by-law enforcement.

Resolution # 508-17

Moved By Councillor Roy

Seconded By Mayor Mitchell

Whereas the Government of Canada introduced legislation to legalize and regulate recreational cannabis in Canada starting July 1, 2018;

Whereas the Province of Ontario released their Plan to Regulate Legalized Cannabis and Ontario's Cannabis Retail and Distribution Model on September 8, 2017;

Whereas the Province intends to consult with various organizations, including municipalities, regarding the legalization of cannabis and the location of provincially-operated cannabis retail stores;

Whereas The Regional Municipality of Durham adopted Resolution 2017-606 on October 11, 2017 recommending that the Region work with all lower tier municipalities to create a single by-law related to recreational cannabis; and,

Whereas Region staff will also be reporting back to Regional Council on the ability to create a surtax on the sale of cannabis products, to offset the education and safety costs related to the use of cannabis.

Now Therefore the Council of The Corporation of the Town of Whitby hereby directs that:

1. Staff report back on the Province's proposed cannabis retail and distribution model and the impact it may have on the Town;
2. Staff collaborate with the Region with respect to a Region-wide response to recreational cannabis and retail stores, and report

back to Council with respect to the Region's proposed by-law and the Region's potential for a surtax on recreational cannabis sales; and,

3. The applicable federal and provincial government ministries be notified that any increased tax revenues and cost savings from cannabis legalization should be shared with the Town of Whitby to benefit youth and social services, drug awareness education, and municipal law enforcement within Whitby.

Carried

8.3 Association of Municipalities of Ontario Local Share Funding

Resolution # 509-17

Moved By Councillor Roy

Seconded By Councillor Leahy

Whereas Ontarians identify infrastructure and transit as the biggest problems facing their municipal government and Ontarians already pay the highest property taxes in the country;

Whereas municipalities have limited authority to make changes that are needed to reduce the cost of delivering municipal services and financing infrastructure projects;

Whereas a ten-year projection (2016-2025) of municipal expenditures against inflationary property tax and user fee increases shows there to be an unfunded average annual need of \$4.9 billion to fix local infrastructure and provide for municipal operating needs;

Whereas this gap calculation presumes all existing and multi-year planned federal and provincial transfers to municipal governments will be fulfilled;

Whereas each municipal government in Ontario faces unique issues, fiscal health is a challenge shared by all municipal governments, regardless of size;

Whereas diversifying municipal revenues strengthens municipal long-term infrastructure planning and financing and would reduce the vulnerability of municipal governments to any federal or provincial changes and their own respective fiscal health; and,

Whereas a 1% increase to the provincial portion of the HST, adjusted for low income rebates, would result in about \$2.5 billion in new revenue would be distributed equitably to help every municipal government in Ontario fund their infrastructure and services with greater predictability.

Now Therefore be it Resolved:

That Council supports the Association of Municipalities of Ontario in its efforts to secure this new source of revenue to help fund critical municipal services like roads, bridges, transit, clean water and other services.

Carried

8.4 Projecting Signs in the Historic Downtowns

Brief discussion ensued regarding the importance of consulting with the Downtown Whitby BIA and the Heritage Whitby Advisory Committee on amendments to the sign by-law as it relates to signs in downtown Whitby.

Resolution # 510-17

Moved By Councillor Roy
Seconded By Mayor Mitchell

Whereas the Permanent Sign By-law does not currently permit projecting signs;

Whereas the historic look and feel of projecting signs is complimentary to the downtowns;

Whereas internally illuminated signs and electronic signs of all types do not support the vision of historic downtowns;

Whereas in the interest of supporting downtown businesses, internally illuminated signs and electronic signs which currently exist should be permitted to remain in place until such time as they are modified or replaced.

Now Therefore the Council of The Corporation of the Town of Whitby hereby directs that:

1. The Commissioner of Legal and By-law Services/Town Solicitor

and the Commissioner of Planning and Development be directed to report back to Council on amendments to the Permanent Sign By-law to allow projecting signs, and prohibit new internally illuminated signs and electronic signs within the downtown areas of Whitby; and,

2. That the Downtown Whitby BIA and the Heritage Whitby Advisory Committee be consulted as part of the process.

Carried

9. New and Unfinished Business

- 9.1** There was no new and unfinished business.

10. By-Laws

That the following by-laws be passed:

- 10.1** By-law # 7327-17, being a by-law to amend Accessory Apartment Registration By-law # 6322-10.
Refer to Report FR 10-17
- 10.2** By-law # 7328-17, being a by-law to rename and adopt the terms of reference for the Municipal Heritage Committee.
Refer to Report CLK 24-17
- 10.3** By-law # 7329-17, being a by-law for the remuneration of members of the Animal Services Appeal Committee.
Refer to Report CLK 24-17
- 10.4** By-law # 7330-17, being a by-law for the remuneration of the Property Standards Appeal Committee.
Refer to Report CLK 24-17
- 10.5** By-law # 7331-17, being a by-law to amend By-law # 1862-85, to regulate traffic on highways in the Town of Whitby.
Refer to Report PW 28-17
- 10.6** By-law # 7332-17, being a by-law to amend the Fees and Charges By-law # 7220-17.
Refer to Report CMS 46-17
- 10.7** By-law # 7334-17, being a by-law to repeal previous by-laws

establishing certain boards and committees.
Refer to Report CLK 24-17

Resolution # 511-17

Moved By Councillor Yamada
Seconded By Councillor Emm

That leave be granted to introduce By-laws # 7327-17 to # 7332-17 and By-law # 7334-17, 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

Having previously declared a conflict of interest, Mayor Mitchell vacated the Chair for this portion of the meeting.

Deputy Mayor Roy assumed the Chair.

- 10.8** By-law # 7333-17, being a by-law to adopt Amendment Number 108 to the Official Plan of the Town of Whitby.
Refer to Report PL 85-17

Resolution # 512-17

Moved By Councillor Leahy
Seconded By Councillor Mulcahy

That leave be granted to introduce By-law # 7333-17 and to dispense with the reading of the by-law 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

Mayor Mitchell resumed the Chair.

11. Confirmatory By-Law

11.1 Confirmatory By-law

Resolution # 513-17

Moved By Councillor Leahy
Seconded By Councillor Yamada

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 October 30, 2017 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 # 514-17

Moved By Councillor Leahy
Seconded By Councillor Emm

That the meeting adjourn.

Carried

The meeting adjourned at 9:11 p.m.

Christopher Harris, Town Clerk

Don Mitchell, Mayor