



## Regular Council Minutes

February 3, 2025, 7:00 p.m.  
Council Chambers  
Whitby Town Hall

Present: Mayor Roy  
Councillor Bozinovski  
Councillor Cardwell  
Councillor Leahy  
Councillor Lee (Arrived at 7:03 p.m.)  
Councillor Lundquist  
Councillor Mulcahy  
Councillor Yamada (Left the meeting at 10:16 p.m., returned at 10:20 p.m.)

Regrets: Councillor Shahid

Also Present: M. Gaskell, Chief Administrative Officer  
M. Hickey, Fire Chief  
S. Klein, Deputy Chief Administrative Officer  
J. Long, Head of Organizational Effectiveness  
J. Romano, Commissioner of Community Services  
R. Saunders, Commissioner of Planning and Development  
F. Wong, Commissioner of Financial Services/Treasurer  
M. Dodge, Executive Advisor to the Mayor  
C. Harris, Town Clerk  
K. Narraway, Sr. Manager of Legislative Services/Deputy Clerk (Recording Secretary)

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1. Call To Order: The Mayor
  2. Call of the Roll: The Clerk
  3. Declarations of Conflict of Interest

There were no declarations of conflict of interest.

4. Adoption of Minutes

Regular Council - December 16, 2024 (Confidential Minutes Under Separate Cover)

**Resolution # 1-25**

Moved by Councillor Bozinovski

Seconded by Councillor Leahy

That the Regular Council Minutes of December 16, 2024 be approved.

**Carried**

5. Presentations

5.1 Recognition: Colin Lepre

Re: 2024 Junior Fire Chief

Mayor Roy attended the dais and was joined by Michael Hickey, Fire Chief. Colin Lepre was welcomed onto the dais and recognized for serving as the 2024 Junior Fire Chief.

5.2 James Meloche, Chief Executive Officer, and Jennifer Hammond, Vice President, Client Services, Community Care Durham (In-Person Attendance)

Re: OneConnect - Integrated Care for Adults Living with Frailty

James Meloche, Chief Executive Officer, and Jennifer Hammond, Vice President, Client Services, Community Care Durham provided a PowerPoint presentation regarding the Community Care Durham OneConnect program. Highlights of the presentation included:

- an overview of the challenges facing adults living with frailty, including loss of independence due to difficulties accessing unintegrated health care services;
- the current status of long-term care in the Province, noting that there is a significant waitlist for services;
- an overview of the proposed OneConnect program and how it can serve as an alternative to long-term care, allowing adults to remain in their homes and maintain independence for longer;

- the vision for the OneConnect program, including bundling social, mental wellness, home care, health care, activation, and respite services into a single program;
- information about the renovations taking place at the Community Care Durham site in Whitby;
- details about the initial funding request for the OneConnect program and how the program will be scalable in the future; and,
- the lower costs associated with the PACE model for independent living versus the traditional costs of long-term care.

A question and answer period ensued between Members of Council, Mr. Meloche, and Ms. Hammond regarding:

- details about the funding required for Community Care Durham to establish the OneConnect program;
- the strong support from area Members of Provincial Parliament for Community Care Durham programming;
- how Community Care Durham would scale their staffing model should they receive funding for the OneConnect program;
- the challenges faced by caregivers, including burnout from caring for aging relatives; and,
- timing for the renovations taking place at the Community Care Durham site in Whitby and opportunities to move the current food service programs offered at the facility to another location in the community.

## 6. Delegations

### 6.1 Zartasha Zainab, Resident (In-Person Attendance)

Re: Combatting Antisemitism and Hate Motivated Criminal Acts

#### **Refer to Item 11.1, Combatting Antisemitism and Hate Motivated Criminal Acts**

Zartasha Zainab, Resident, provided a PowerPoint presentation regarding the challenges associated with division, the stages of genocide as defined by Genocide Watch, examples of recent hateful behaviour in society, and opportunities to ensure that hate is addressed equitably in the community.

6.2 Richard Robertson, B'nai Brith Canada (In-Person Attendance)

Re: Combatting Antisemitism and Hate Motivated Criminal Acts & Protecting Canadian Values: Ban the Nazi Swastika in Canada

**Refer to Item 11.1, Combatting Antisemitism and Hate Motivated Criminal Acts & Item 11.2, Protecting Canadian Values: Ban the Nazi Swastika in Canada**

Richard Robertson, B'Nai Brith Canada, appeared before Council and provided an overview of the mission of B'Nai Brith Canada. Mr. Robertson indicated that he supported the motion related to combatting antisemitism, but would like to see the scope expanded to include a reporting mechanism for all acts of hate. Mr. Robertson noted that there has been a sharp increase in the number of hate incidents directed towards Jewish people and having a robust reporting mechanism would allow organizations like B'Nai Brith Canada to help respond to hate motivated incidents. The delegate stated that B'Nai Brith Canada supports banning the Nazi swastika and expressed that the public display of the symbol only promotes hate. Mr. Robertson highlighted the online petition organized by B'Nai Brith Canada to support banning the symbol and indicated that several other countries have already instituted similar bans.

A question and answer period ensued between Mr. Robertson and Members of Council regarding:

- the number of incidents of hateful and antisemitic behaviour towards Jewish people and how B'Nai Brith Canada defines antisemitic behaviour;
- confirmation that B'Nai Brith Canada is not part of the Canadian Anti-Hate Network;
- opportunities for B'Nai Brith Canada to work with the Town to develop a reporting mechanism for hateful behaviour;
- how B'Nai Brith Canada works with police forces across the country regarding hate incidents and how the Durham Regional Police Service and the Region's Anti-Racism Taskforce may be engaged on the development of a reporting mechanism;
- distinctions between the Nazi swastika and the swastika serving as a symbol of divinity in certain Indian religions and the importance of public education to differentiate the symbols; and,

- confirmation that the ban would apply to the public display of the Nazi swastika and that no Provinces in Canada have proposed a ban previously.

6.3 Denise Boudreau, Resident (Virtual Attendance)

Re: Combatting Antisemitism and Hate Motivated Criminal Acts & Protecting Canadian Values: Ban the Nazi Swastika in Canada

**Refer to Item 11.1, Combatting Antisemitism and Hate Motivated Criminal Acts & Item 11.2, Protecting Canadian Values: Ban the Nazi Swastika in Canada**

Denise Boudreau, Resident, appeared before Council and stated that there has been an increase in hate speech and hateful behaviour since the October 7, 2023 Hamas-led attack on Israel. Ms. Boudreau noted that there is a need to protect Jewish people in Canada, highlighting the significant rise in antisemitic behaviour. She suggested that there could be a coordinated approach between municipalities, led by municipal partnership organizations, including the Federation of Canadian Municipalities.

6.4 Betzalel Borenstein, Chabad Jewish Centre of Durham Region (In-Person Attendance)

Re: Combatting Antisemitism and Hate Motivated Criminal Acts & Protecting Canadian Values: Ban the Nazi Swastika in Canada

**Refer to Item 11.1, Combatting Antisemitism and Hate Motivated Criminal Acts & Item 11.2, Protecting Canadian Values: Ban the Nazi Swastika in Canada**

Betzalel Borenstein, Chabad Jewish Centre of Durham Region, appeared before Council and stated that the vast majority of people in Whitby are good, noting that there is a small group spreading hate in the community. Mr. Borenstein explained that the events that led to the Holocaust began in the late 1800s and highlighted the danger in not addressing hate in its infancy. Mr. Borenstein noted the unprecedented violence towards Jewish people in Canada, indicating that a Jewish girls school in Toronto was targeted by gunshots on three different occasions in 2024. The delegate indicated that antisemitic behaviour in the community causes fear for the Jewish community, making them concerned about attending services and educational programs, and displaying Jewish symbols in their homes.

A question and answer period ensued between Mr. Borenstein and Members of Council regarding:

- educating the public about the swastika serving as a symbol of divinity in certain Indian religions;
- communicating incidents of hateful behaviour to members of the public while reinforcing that hateful behaviour is not tolerated in the community; and,
- confirmation that the Durham Regional Police Service has reopened their investigation into recent incidents of swastikas found in washrooms at the Whitby Public Library Central Branch.

6.5 David Larmour, King Street Community Church (In-Person Attendance)

Re: Combatting Antisemitism and Hate Motivated Criminal Acts & Protecting Canadian Values: Ban the Nazi Swastika in Canada

**Refer to Item 11.1, Combatting Antisemitism and Hate Motivated Criminal Acts & Item 11.2, Protecting Canadian Values: Ban the Nazi Swastika in Canada**

David Larmour was not in attendance when called upon to provide a delegation.

6.6 Sari Watson, Quinte West Resident (Virtual Attendance)

Re: Combatting Antisemitism and Hate Motivated Criminal Acts & Protecting Canadian Values: Ban the Nazi Swastika in Canada

**Refer to Item 11.1, Combatting Antisemitism and Hate Motivated Criminal Acts & Item 11.2, Protecting Canadian Values: Ban the Nazi Swastika in Canada**

Sari Watson, Quinte West Resident, appeared before Council and indicated that she supports the motions to combat antisemitism and ban the Nazi swastika. Ms. Watson noted the importance of ensuring all residents feel safe and that no one should be the target of hateful behaviour.

6.7 Emma Cunningham, Durham District School Board Trustee (In-Person Attendance)

Re: Protecting Canadian Values: Ban the Nazi Swastika in Canada

**Refer to Item 11.2, Protecting Canadian Values: Ban the Nazi Swastika in Canada**

Emma Cunningham, Durham District School Board Trustee, appeared before Council indicating that she was appearing as a Trustee, but not on behalf of the Durham District School Board. Ms. Cunningham stated that she supports the ban on the public display of the Nazi swastika, noting that hate crimes against Jewish people are increasing in Durham Region, despite the population of Jewish people being a small portion of the Region's total population.

A question and answer period ensued between Ms. Cunningham and Members of Council regarding:

- how the Durham District School Board could be involved in supporting a reporting mechanism for hate incidents;
- confirmation that the Durham District School Board has not taken a position on the matter;
- the recent addition of education regarding the Holocaust to mandatory curriculum; and,
- the efforts of the Durham District School Board to address hateful behaviour.

6.8 Ira Walfish, Toronto Resident (Virtual Attendance)

Re: Protecting Canadian Values: Ban the Nazi Swastika in Canada

**Refer to Item 11.2, Protecting Canadian Values: Ban the Nazi Swastika in Canada**

Ira Walfish, Toronto Resident, appeared before Council and noted the importance of people in positions of power to act against antisemitic behaviour. Mr. Walfish indicated that there is a need for urgent action to address growing antisemitism.

6.9 Sam Eskenasi, La'ad Canada (Virtual Attendance)

Re: Protecting Canadian Values: Ban the Nazi Swastika in Canada

**Refer to Item 11.2, Protecting Canadian Values: Ban the Nazi Swastika in Canada**

Sam Eskenasi was not in attendance when called upon to provide a delegation.

## 7. Correspondence

### 7.1 Correspondence

That the following request be endorsed:

- Congenital Heart Disease Awareness Week - February 7 to 14, 2025
- National 211 Day - February 11, 2025
- Scout-Guide Week - February 16 to 23, 2025
- Girl Guides of Canada - Flag Raising - February 17 to 21, 2025
- Scouts Canada - Flag Raising - February 21 to 26, 2025
- Curling Day in Whitby - February 22, 2025
- Dominican Republic Independence Day - Flag Raising - February 27, 2025
- Amyloidosis Awareness Month - March 2025
- Jewish Heritage Month - May 2025
- Mental Health Week - Flag Raising - May 5 to 11, 2025
- Myasthenis Gravis Awareness Month - June 2025

#### **Resolution # 2-25**

Moved by Councillor Cardwell

Seconded by Councillor Yamada

That the proclamations for Congenital Heart Disease Awareness Week, National 211 Day, Scout-Guide Week, Curling Day in Whitby, Amyloidosis Awareness Month, Jewish Heritage Month, and Myasthenis Gravis Awareness Month, and the flag raisings for Girl Guides of Canada, Scouts Canada, Dominican Republic Independence Day, and Mental Health Week be endorsed.

#### **Carried**

- ### 7.2
- Memorandum from K. Narraway, Sr. Manager, Legislative Services/Deputy Clerk regarding Appointments to the Downtown Whitby Business Improvement Area



**Resolution # 3-25**

Moved by Councillor Lundquist  
Seconded by Councillor Mulcahy

That Council appoint Lindsay Cotton, Kathleen Mavin, and Samson Wong to the Downtown Whitby Business Improvement Area Board of Management for the term ending November 14, 2026.

**Carried**

8. Committee of the Whole Report - Planning and Development

Planning and Development - January 13, 2025

8.1 PDP 01-25, Planning and Development (Planning Services) Department Report

Re: Town-Initiated Official Plan Review – Final Recommended Official Plan Amendment 138: Whitby GO Protected Major Transit Area, File Number: OPA-2024-W/04

**Resolution # 4-25**

Moved by Councillor Lee  
Seconded by Councillor Leahy

1. That Council adopt Amendment 138 to the Whitby Official Plan, regarding the Whitby GO Protected Major Transit Station Area, as outlined in this Report, PDP 01-25;
2. That the Clerk forward the necessary documentation for Official Plan Amendment 138 to the Ministry of Municipal Affairs and Housing as the approval authority in accordance with Section 26 of the Planning Act; and,
3. That the Clerk send a Notice of Council's adoption of Amendment 138 to those persons and agencies who have requested further notification regarding the Whitby GO Protected Major Transit Area as part of the Town-Initiated Official Plan Review.

	<b>For</b>	<b>Against</b>	<b>Conflict</b>
Mayor Roy	X		

Councillor Bozinovski	X		
Councillor Cardwell		X	
Councillor Leahy	X		
Councillor Lee	X		
Councillor Lundquist		X	
Councillor Mulcahy	X		
Councillor Yamada	X		
<b>Results</b>	<b>6</b>	<b>2</b>	<b>0</b>

**Carried on a Recorded Vote (6 to 2)**

**8.2 PDP 02-25, Planning and Development (Planning Services) Department Report**

Re: Town-Initiated Official Plan Review – Final Recommended Official Plan Amendment 139: Strategic Growth Areas, Nodes and Corridors, File Number: OPA-2024-W/05

**Resolution # 5-25**

Moved by Councillor Lee

Seconded by Councillor Leahy

1. That Council adopt Amendment 139 to the Whitby Official Plan, regarding Strategic Growth Areas, Nodes and Corridors as outlined in this Report, PDP 02-25;
2. That the Clerk forward the necessary documentation for Official Plan Amendment 139 to the Ministry of Municipal Affairs and Housing as the approval authority in accordance with Section 26 of the Planning Act; and,
3. That the Clerk send a Notice of Council's adoption of Amendment 139 to those persons and agencies who have requested further notification regarding Strategic Growth Areas, Nodes and Corridors, as part of the Town-Initiated Official Plan Review.

**Carried**

8.3 PDP 03-25, Planning and Development (Planning Services) Department Report

Re: Official Plan Amendment and Zoning By-law Amendment Applications, 605 Winchester Road West, 693316 Ontario Limited, File Number: DEV-19-21 (OPA-2021-W/06, Z-12-21)

**Resolution # 6-25**

Moved by Councillor Lee

Seconded by Councillor Leahy

1. That Council approve Official Plan Amendment Number 142 to the Whitby Official Plan (File Number: OPA-2021-W/06), as shown on Attachment #5, and that a By-law to adopt Official Plan Amendment Number 142 be brought forward for consideration by Council; and,
2. That Council approve an amendment to Zoning By-law No. 1784 (Z-12-21), as outlined in Report PDP 03-25.

**Carried**

9. Committee of the Whole Report - General Government  
General Government - January 13 and 20, 2025

9.1 Terminate Contract with Local Authority Services to Save Taxpayers Money

**Resolution # 7-25**

Moved by Councillor Leahy

Seconded by Councillor Lundquist

That consideration of the motion regarding terminating the contract with LAS be referred to Staff to report to Council by the end of Q2 2025 regarding the Town's current accountability and transparency framework and the pros and cons, financial or otherwise of retaining the existing LAS contract or utilizing the Ombudsman for closed meeting investigations.

	<b>For</b>	<b>Against</b>	<b>Conflict</b>
Mayor Roy	X		
Councillor Bozinovski	X		

Councillor Cardwell	X		
Councillor Leahy		X	
Councillor Lee	X		
Councillor Lundquist	X		
Councillor Mulcahy	X		
Councillor Yamada	X		
<b>Results</b>	<b>7</b>	<b>1</b>	<b>0</b>

**Carried on a Recorded Vote (7 to 1)**

- 9.2 Memorandum from K. Palilionis, Climate Change Coordinator dated January 20, 2025 regarding 2025 Days of Environmental Significance for Proclamations

**Resolution # 8-25**

Moved by Councillor Lundquist  
Seconded by Councillor Bozinovski

That the proclamations for 2025 outlined in the Memorandum from K. Palilionis, Climate Change Coordinator dated January 20, 2025 be endorsed.

**Carried**

- 9.3 CAO 01-25, Office of the Chief Administrative Officer Department Report  
Re: Sponsorship and Advertising Asset Valuation Report

**Resolution # 9-25**

Moved by Councillor Lundquist  
Seconded by Councillor Bozinovski

1. That Report CAO 01-25, Sponsorship and Advertising Asset Inventory Valuation Report, be received for information; and,
2. That Council direct staff to seek Naming Rights for the Whitby Sports Complex and other facilities including Iroquois Park Sports

Centre and report back for approval as per the Municipal Property and Facility Naming Policy (Policy MS 250).

**Carried**

9.4 CAO 02-25, Office of the Chief Administrative Officer Report

Re: Okanagan Whitby Naming Rights Sponsorship of Arena 1 at Iroquois Park Sports Centre

**Resolution # 10-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

That Council approve entering a new (5) year sponsorship agreement effective April 1, 2025, with Okanagan Hockey Group Inc. for a Naming Rights Sponsorship at Iroquois Park Sports Centre (IPSC), and naming Arena 1 as "Okanagan Hockey Arena 1", based on the sponsorship package and other terms and conditions identified in Report CAO 02-25.

**Carried**

9.5 CAO 03-25, Office of the Chief Administrative Officer Report

Re: Community Strategic Plan - 2024 Annual Progress Report

**Resolution # 11-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

That Report CAO 03-25 related to the 2024 progress of the Community Strategic Plan be received for information.

**Carried**

9.6 CAO 04-25, Office of the Chief Administrative Officer Report

Re: Grant Summary 2024

**Resolution # 12-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

That Report CAO 04-25 be received for information.

**Carried**

- 9.7 CAO 06-25, Office of the Chief Administrative Officer, Financial Services Department, and Legal and Enforcement Services Joint Report

Re: Whitby Tourism Development Corporation Update

**Resolution # 13-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

1. That Report CAO 06-25 regarding updates on the Whitby Tourism Development Corporation be received for information;
2. That the Corporation of the Town of Whitby Asset Transfer Policy be approved, in the form set out in Attachment 1 to Report CAO 06-25; and,
3. That Staff be authorized to transfer funds fifty per cent (50%) of the balance of the Municipal Accommodation Tax collected, after the deduction of the Town's reasonable costs to administer the program, to the Whitby Tourism Development Corporation in accordance with the Asset Transfer Policy and Report CAO 06-25.

**Carried**

- 9.8 CLK 01-25, Office of the Town Clerk, Office of the Chief Administrative Officer, Financial Services Department, and Community Services Department Joint Report

Re: Member of Council Organized Community Events Policy

**Resolution # 14-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

That Council adopt the Member of Council Organized Community Events Policy appended to Staff Report CLK 01-25 as Attachment 1.

**Carried**

9.9 CLK 02-25, Office of the Town Clerk Report

Re: Customer Service Strategy and Service Whitby Update

**Resolution # 15-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

That Council receive Report CLK 02-25 for information.

**Carried**

9.10 CLK 03-25, Office of the Town Clerk Report

Re: Bill 241, Municipal Accountability Act

**Resolution # 16-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

That Report CLK 03-25 be received for information.

**Carried**

9.11 FS 02-25, Financial Services Department Report

Re: Development Agreement Securities Policy

**Resolution # 17-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

1. That Council approve the Development Agreement Securities Policy included as Attachment 1 of Staff Report FS 02-25;
2. That Council authorize the Treasurer to periodically update the appendices of the Development Agreement Securities Policy, specifically the letter of credit and surety bond templates, as necessary; and,
3. That Council approve updates to F 100 the "Investment Policy" and F 130 the "Required Securities Within Site Plan Agreements Policy" as outlined in Staff Report FS 02-25.

**Carried**

- 9.12 FS 06-25, Financial Services Department and Community Services  
Department Joint Report

Re: Supply and Delivery of Winter Control Services for Fifteen (15)  
Roadway Combination Trucks and Five (5) Loaders Including Operators  
and Supervision (T-582-2024)

**Resolution # 18-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

1. That the Town of Whitby accept the second lowest tender bid of VBN Paving Limited in the amount of \$1,411,637.50 (excluding applicable taxes) per year, subject to Consumer Price Index increases, for five (5) seasonal terms beginning November 15, 2025 and ending March 31, 2030 as outlined in Staff Report FS 06-25; and,
2. That approval be granted to extend this seasonal contract for up to three (3) additional one (1) year terms based on satisfactory vendor performance.

**Carried**

- 9.13 Whitburn Street – Change Speed Limit to 40km/h

**Resolution # 19-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski

1. That Staff be directed to bring forward the necessary by-law to change the speed limit on Whitburn Street from 50km/h to 40km/h; and,
2. That the Commissioner of Financial Services/Treasurer be directed to identify the appropriate funding source for the associated signage costs.

**Carried**



#### 9.14 Rental Unit Renovation By-law and Renovation Licence Program

A brief discussion ensued between Members of Council regarding the resources required to prepare a report on a potential rental unit renovation by-law and licensing program, the costs involved in hiring Staff to support a future program, and the impact of homelessness due to evictions from rental unit renovations on the community.

##### **Resolution # 20-25**

Moved by Councillor Leahy

Seconded by Councillor Bozinovski

Whereas Canada is experiencing a significant housing crisis, characterized by an increasing demand for rental housing and a decreasing availability of affordable housing options for individuals and families; and,

Whereas the housing shortages continue to pose challenges in Durham Region, including Whitby, and are exacerbated by rising rental rates, limited affordable housing stock, and a shortage of social and supportive housing, all of which have placed immense strain on the ability of low- and moderate-income individuals and families to find stable, affordable housing; and,

Whereas unscrupulous renovictions, a practice where landlords initiate evictions under the guise of major renovations or improvements to rental properties, have become a pervasive problem across Ontario, contributing further to housing instability and displacement of vulnerable tenants; and,

Whereas tenants who are wrongfully evicted in the name of renovations often face severe financial hardship, difficulty finding new rental accommodation, and emotional distress, while landlords may unlawfully profit from these evictions under the pretext of property upgrades; and,

Whereas the current legal and regulatory frameworks governing renovictions and tenant protections have proven insufficient to safeguard vulnerable tenants, leading to calls for stronger legislative action and more robust enforcement mechanisms to protect renters from exploitative practices; and,

Whereas municipalities have expressed concern about the negative impact that unscrupulous renovictions have on their communities, particularly with regard to housing availability, tenant displacement, and social equity; and,

Whereas it is of urgent public interest to implement stronger safeguards to protect tenants from renoviction abuse.

Now therefore be it Resolved:

1. That Staff be directed to investigate the feasibility, benefits, and cost of adopting a rental unit renovation by-law that would require landlords who issue an eviction notice (N-13) to a tenant to demolish, repair or renovate a unit to apply to the Town within a defined timeframe for a renovation licence prior to starting any work; and,
2. That the intent of such a rental unit renovation by-law and renovation licence program would be to protect affordable housing units by ensuring that tenants understand their right to move back into the unit once renovations are complete and by requiring landlords, for the duration of the renovation, to secure their tenant temporary arrangements that are comparable to the tenant's current unit or provide the tenant compensation in lieu; and,
3. That Staff be directed to investigate the feasibility, benefits, and cost of a by-law and permitting program regarding the demolition or conversion to non-residential rental units of six (6) or more residential rental units pursuant to Section 99.1 of the Municipal Act, 2001.

	<b>For</b>	<b>Against</b>	<b>Conflict</b>
Mayor Roy	X		
Councillor Bozinovski	X		
Councillor Cardwell	X		
Councillor Leahy		X	
Councillor Lee	X		
Councillor Lundquist	X		
Councillor Mulcahy	X		
Councillor Yamada		X	
<b>Results</b>	<b>6</b>	<b>2</b>	<b>0</b>

**Carried on a Recorded Vote (6 to 2)**

10. For information only - Committee of the Whole Minutes of January 13 and 20, 2025

11. Notice of Motion

11.1 Combatting Antisemitism and Hate Motivated Criminal Acts

Councillor Leahy introduced a motion to combat antisemitism and hate motivated criminal acts.

A discussion ensued between Members of Council regarding the importance of the motion and the need to support the Jewish community.

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

- the leadership role that the Durham Regional Police Service will need to assume to operationalize a policy or procedure for reporting hate motivated acts;
- the collection of information regarding hate motivated acts, noting that the Durham Regional Police Service is well positioned to serve as a centralized collection point;
- notifying human rights organizations when hate motivated acts occur in the community; and,
- liaising with other municipalities to see if there are comparable policies and procedures in place in other communities.

Moved by Councillor Leahy

Seconded by Councillor Yamada

1. That the Town of Whitby Council condemns in the strongest terms possible the recent acts of antisemitism and hate discovered at the Whitby Public Library and restates its commitment to an inclusive and welcoming town for all Whitby residents;
2. That Town Council reiterates its support for the past National Action Summit on antisemitism which had the participation of the Federal, Provincial and local governments;

3. That Town Council commit to looking for ways to educate residents about antisemitism and strategies to combat antisemitism including a possible antisemitism campaign; and,
4. That Town Council direct the Chief Administrative Officer to report on the possibility of establishing a protocol or policy to notify various human rights organizations when all hate motivated criminal acts are identified by Town staff. The intent of the protocol or policy is to assist them in the collection of empirical evidence related to hate crimes.

**Carried later in the meeting (See following motions)**

Moved by Councillor Lundquist

Seconded by Councillor Cardwell

That Item 4 of the main motion be amended to read as follows:

4. That Town Council direct the Chief Administrative Officer to liaise with DRPS and report on the possibility of establishing a protocol or policy to notify various human rights organizations when all hate motivated criminal acts are identified by Town staff. The intent of the protocol or policy is to assist them in the collection of empirical evidence related to hate crimes.

**Motion Withdrawn**

Moved by Councillor Bozinovski

Seconded by Councillor Mulcahy

That Item 4 of the main motion be amended to read as follows:

4. That Town Council direct the Chief Administrative Officer to report on the possibility of establishing a protocol or policy to notify various human rights organizations when all hate motivated criminal acts are identified by Town staff and consult with DRPS. The intent of the protocol or policy is to assist them in the collection of empirical evidence related to hate crimes.

**Carried**

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

Moved by Councillor Leahy

Seconded by Councillor Yamada

1. That the Town of Whitby Council condemns in the strongest terms possible the recent acts of antisemitism and hate discovered at the

Whitby Public Library and restates its commitment to an inclusive and welcoming town for all Whitby residents;

2. That Town Council reiterates its support for the past National Action Summit on antisemitism which had the participation of the Federal, Provincial and local governments;
3. That Town Council commit to looking for ways to educate residents about antisemitism and strategies to combat antisemitism including a possible antisemitism campaign; and,
4. That Town Council direct the Chief Administrative Officer to report on the possibility of establishing a protocol or policy to notify various human rights organizations when all hate motivated criminal acts are identified by Town staff and consult with DRPS. The intent of the protocol or policy is to assist them in the collection of empirical evidence related to hate crimes.

	<b>For</b>	<b>Against</b>	<b>Conflict</b>
Mayor Roy	X		
Councillor Bozinovski	X		
Councillor Cardwell	X		
Councillor Leahy	X		
Councillor Lee	X		
Councillor Lundquist	X		
Councillor Mulcahy	X		
Councillor Yamada	X		
<b>Results</b>	<b>8</b>	<b>0</b>	<b>0</b>

**Carried Unanimously on a Recorded Vote (8 to 0)**

#### 11.2 Protecting Canadian Values: Ban the Nazi Swastika in Canada

Councillor Leahy introduced a motion to advocate for a ban of the public display of the Nazi swastika in Canada.

A discussion ensued between Members of Council regarding the need to combat all forms of hate in the community, combating misinformation, addressing online hate, and the potential to ban all hateful symbols and iconography on Town property.

**Resolution # 22-25**

Moved by Councillor Leahy  
Seconded by Councillor Yamada

Whereas in recent years, Nazi iconography has surfaced with alarming frequency in the public sphere, used by an increasing number of groups and individuals to promote hate and instill fear within Canadian society; and,

Whereas since the atrocities of WWII, Nazi symbols of hate have become universally synonymous with systematic violence, terror and hate. The growing presence of Nazi symbols of hate in our country poses a threat to every single Canadian citizen, undermining the core values of equality, diversity, and inclusion that define our nation; and,

Whereas eighteen countries have already taken action to ban these symbols. It is imperative that Canada follow suit.

Now Therefore be it Resolved:

1. That Whitby Council supports B’Nai Brith’s call to the Government of Canada to pass legislation banning the public display of Nazi symbols of hate and iconography. Specifically, demanding that the Government of Canada immediately:
  - Ban the Nazi Hakenkreuz
  - Ban all Nazi symbols and iconography
2. That Whitby Council agrees that the people of Canada are counting on the federal government to ensure a future free from hate, where every Canadian is protected, valued, and respected.

	For	Against	Conflict
Mayor Roy	X		
Councillor Bozinovski	X		

Councillor Cardwell	X		
Councillor Leahy	X		
Councillor Lee	X		
Councillor Lundquist	X		
Councillor Mulcahy	X		
Councillor Yamada	X		
<b>Results</b>	<b>8</b>	<b>0</b>	<b>0</b>

**Carried Unanimously on a Recorded Vote (8 to 0)**

### 11.3 Proclaim Thursday, February 6, 2025 as “A Night of Joy”

Councillor Leahy introduced a motion requesting that Council proclaim Thursday, February 6, 2025 as "A Night of Joy".

Moved by Councillor Leahy

Seconded by Councillor Yamada

Whereas Station Gallery is an integral part of the cultural landscape of the Town of Whitby; and,

Whereas Station Gallery operates as a registered charity providing valuable cultural resources to the residents of Whitby; and,

Whereas the gallery building was purchased, physically moved across the street from its original site and officially opened on September 26, 1970 with a ceremony presided over by then Mayor Desmond Newman; and,

Whereas Station Gallery hosts numerous exhibits including an annual juried show with the most recent one entitled “Into The Now”; and,

Whereas artist Tamara Castonguay’s submission, entitled “Joy” a serpentine stone sculpture, was accepted and put on display as part of the show; and,

Whereas on January 9, 2025 an unknown person stole “Joy” and walked out of Station Gallery; and,

Whereas the Station Gallery staff reported the theft and took to social media with surveillance video of the culprit; and,

Whereas the Durham Regional Police Service, acting on tips received from the general public which were generated by the social media campaign, were able to locate the stolen art; and,

Whereas the Durham Regional Police Service (DRPS) and Station Gallery negotiated a return of the stolen art on January 12, 2025 without charges being laid; and,

Whereas Joy was returned to its creator but missed out on the opportunity to be a fulltime participant in the juried show; and,

Whereas Station Gallery has decided to host a one night, one piece, exhibit of Joy on February 6, 2025 as an means to thank the DRPS, the artist, and the community, and allow patrons to view the now famous Whitby sculpture; and,

Whereas the entire episode is a demonstration of the strong community bonds in Whitby, professional dedication of the DRPS, and community's love of artistic expression; and,

Whereas the Town has an established policy for the Issuance of Proclamations that requires community groups to apply with four weeks notice, which is not possible under the current circumstances.

Now Therefore be it Resolved:

1. That Whitby Council waive the Town's Policy for the Issuance of Proclamations for this one time;
2. That the Town of Whitby Council proclaim Thursday, February 6, 2025 as "A Night of Joy" in the Town of Whitby;
3. That the Mayor be directed to issue a proclamation certificate to the artist, Tamara Castonguay, and one to Station Gallery's board of directors on behalf of The Corporation of the Town of Whitby; and
4. That the Town of Whitby encourages all residents to visit Station Gallery on the evening of February 6, 2025.

**See following motion**

**Resolution # 23-25**

Moved by Councillor Lundquist

Seconded by Councillor Bozinovski



That consideration of the motion to proclaim Thursday, February 6, 2025 as "A Night of Joy" be referred to the Mayor to prepare a recognition certificate to present at the Station Gallery event.

	<b>For</b>	<b>Against</b>	<b>Conflict</b>
Mayor Roy	X		
Councillor Bozinovski	X		
Councillor Cardwell	X		
Councillor Leahy		X	
Councillor Lee	X		
Councillor Lundquist	X		
Councillor Mulcahy	X		
Councillor Yamada		X	
<b>Results</b>	<b>6</b>	<b>2</b>	<b>0</b>

**Carried on a Recorded Vote (6 to 2)**

#### 11.4 40 km/h Speed Limits in Area Specific Urban Neighbourhoods

Councillor Lee introduced a motion to include area specific urban neighbourhood speed limits of 40 km/h in the Traffic Calming Policy and Guidelines Project.

Moved by Councillor Lee

Seconded by Councillor Mulcahy

That area specific urban neighbourhood speed limits of 40 km/h be included in the Traffic Calming Policy and Guidelines Project with priority implementation going to neighbourhoods with higher levels of active transportation activities and higher rates of pedestrian and cyclist collisions.

**Carried later in the meeting (See following motions)**

Moved by Councillor Mulcahy

Seconded by Councillor Lee

That the motion for the previous question be called.

**Carried**

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

**Resolution # 24-25**

Moved by Councillor Lee

Seconded by Councillor Mulcahy

That area specific urban neighbourhood speed limits of 40 km/h be included in the Traffic Calming Policy and Guidelines Project with priority implementation going to neighbourhoods with higher levels of active transportation activities and higher rates of pedestrian and cyclist collisions.

	<b>For</b>	<b>Against</b>	<b>Conflict</b>
Mayor Roy	X		
Councillor Bozinovski		X	
Councillor Cardwell	X		
Councillor Leahy	X		
Councillor Lee	X		
Councillor Lundquist	X		
Councillor Mulcahy	X		
<b>Results</b>	<b>6</b>	<b>1</b>	<b>0</b>

**Carried on a Recorded Vote (6 to 1)**

**12. New and Unfinished Business**

At this point in the meeting, Mayor Roy vacated the Chair to seek leave to introduce a motion under New and Unfinished Business.

Deputy Mayor Mulcahy assumed the Chair.

**12.1 Support of Provincial and Federal Government Negotiations with the U.S. Government on Trade Tariffs**

Moved by Councillor Mulcahy  
Seconded by Mayor Roy

That a motion to introduce a matter pertaining to Support of Provincial and Federal Negotiations with the U.S. Government on Trade Tariffs be allowed due to its urgent nature.

**Carried on a Two Thirds Vote**

Mayor Roy introduced a motion regarding Support of Provincial and Federal Negotiations with the U.S. Government on Trade Tariffs.

Discussion ensued between Members of Council regarding the significant challenges tariffs would have on the Canadian and local economy, how supply chains would be impacted, and the importance of prioritizing the purchase of Canadian products.

**Resolution # 25-25**

Moved by Councillor Mulcahy  
Seconded by Mayor Roy

Whereas the Windsor-Detroit border crossing is the busiest commercial border crossing between Canada and the U.S., handling approximately one-third of all trade between the two countries (about \$1 billion per day); and,

Whereas If Ontario were a standalone country, it would be the U.S.'s third-largest trading partner with a near-perfect balance in two-way trade totalling CAD \$493 billion in 2023, employing millions of workers on both sides of the border.

Whereas the Ontario government estimates that the impact of the proposed tariffs on Canadian goods by the U.S. government could 450,000 - 500,000 Ontario jobs; and,

Whereas Premier Doug Ford has outlined Ontario's forthcoming Fortress Am-Can plan, which focuses on strengthening trade between Ontario and the U.S. focusing on key issues include national security, integrated and safe electricity grids, building out critical mineral supply chains and advanced manufacturing supply chains while bringing good jobs back home for workers on both sides of the border; and,

Whereas the federal government has established the Canada-U.S. relations council to support the federal government as it deals with

possible U.S tariffs that includes representatives from the auto sector, unions, industry and agriculture; and ,

Whereas trade between Ontario and the United States is very important to our residents and local economies and requires all levels of government to work together in the best interest of those residents.

Whereas according to data from the Association of Municipalities of Ontario, across Ontario municipalities are expected to spend approximately \$290 billion on infrastructure in the next 10 years; and,

Whereas municipalities have traditionally been prevented by trade agreements from giving preference to Buy Canadian; and,

Whereas many businesses in Whitby, including those in the manufacturing, automotive, and agricultural sectors, will face significant challenges because of U.S. imposed tariffs; and,

Whereas the Town of Whitby is actively engaging with local businesses, the Regional Municipality of Durham and other lower tier municipalities (including the membership of the Ontario Big City Mayors caucus) to understand the potential impacts of proposed U.S. tariffs and to collaborate on strategies to strengthen the local economy.

Therefore, be it resolved that, The Town of Whitby supports the provincial and federal governments efforts to strike a trade deal with the United States that will see a win for all involved when it comes to strengthening our economy and keeping Ontario jobs;

And that we call on the Prime Minister, federal ministers and the federal government's newly established Canada-U.S. relations council to take any and all measures to protect the interests of Ontario in any upcoming trade negotiations;

And that we ask the federal and provincial governments to remove any impediments to municipalities preferring Canadian companies for capital projects and supplies.

Be it further resolved that copies of this motion be sent to:

The Right Hon. Justin Trudeau, Prime Minister of Canada

The Hon. Doug Ford, Premier of Ontario

The Hon. Melanie Joly, Minister of Foreign Affairs

The Hon. Vic Fedeli, Minister of Economic Development, Job Creation and Trade

The Hon. Nate Erskine-Smith, Minister of Housing, Infrastructure and Communities

The Hon. Paul Calandra, Minister of Municipal Affairs and Housing

Josh Morgan, Chair, Big City Mayors' Caucus and Mayor of London

Marianne Mead Ward, Chair, Ontario Big City Mayors and Mayor of Burlington

Robin Jones, President, AMO and Mayor of Westport

Karen Redman, Chair, MARCO and Chair, Regional Municipality of Waterloo

Durham Region Municipalities

Durham Region MPPs

Durham Region MPs

	<b>For</b>	<b>Against</b>	<b>Conflict</b>
Mayor Roy	X		
Councillor Bozinovski	X		
Councillor Cardwell	X		
Councillor Leahy	X		
Councillor Lee	X		
Councillor Lundquist	X		
Councillor Mulcahy	X		
Councillor Yamada	X		
<b>Results</b>	<b>8</b>	<b>0</b>	<b>0</b>

**Carried Unanimously on a Recorded Vote (8 to 0)**

Mayor Roy resumed the Chair.

13. By-laws

**Resolution # 26-25**

Moved by Councillor Lundquist

Seconded by Councillor Cardwell

That leave be granted to introduce By-laws # 8145-25 to # 8151-25 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**

13.1 By-law # 8145-25

Being a By-law to designate certain portions of a registered Plan of Subdivision (SW-2014-04) as not being subject of Part Lot Control.

13.2 By-law # 8146-25

Being a By-law to designate certain portions of a registered Plan of Subdivision (SW-2013-02) as not being subject of Part Lot Control.

13.3 By-law # 8147-25

Being a By-law to amend By-law # 1784, as amended, being the Zoning By-law for the Town of Whitby.

Refer to PDP 08-24, Draft Plan of Subdivision and Zoning By-law Amendment Applications for 5035 Anderson Street, Whitby Anderson Estates Inc., File Numbers: DEV-14-21 (SW-2021-04, Z-09-21)

13.4 By-law # 8148-25

Being a By-law to adopt Amendment Number 138 to the Official Plan of the Town of Whitby.

Refer to PDP 01-25, Town-Initiated Official Plan Review – Final Recommended Official Plan Amendment 138: Whitby GO Protected Major Transit Area, File Number: OPA-2024-W/04

13.5 By-law # 8149-25

Being a By-law to adopt Amendment Number 139 to the Official Plan of the Town of Whitby.

Refer to PDP 02-25, Town-Initiated Official Plan Review – Final Recommended Official Plan Amendment 139: Strategic Growth Areas, Nodes and Corridors, File Number: OPA-2024-W/05

13.6 By-law # 8150-25

Being a By-law to adopt Amendment Number 141 to the Official Plan of the Town of Whitby.

Refer to PDP 53-24, Official Plan Amendment and Zoning By-law Amendment Applications, Menkes Champlain Inc., Unaddressed Parcel North Side of Stellar Drive, East of Thickson Road South, File Numbers: DEV-18-24 (OPA-2024-W/07, Z-07-24)

13.7 By-law # 8151-25

Being a By-law to amend By-law #1784, as amended, being the Zoning By-law for the Town of Whitby.

Refer to PDP 53-24, Official Plan Amendment and Zoning By-law Amendment Applications, Menkes Champlain Inc., Unaddressed Parcel North Side of Stellar Drive, East of Thickson Road South, File Numbers: DEV-18-24 (OPA-2024-W/07, Z-07-24)

14. Closed Session

Council did not move into closed session to consider the Confidential Memorandum from H. Ellis, Council and Committee Coordinator dated February 3, 2025 regarding Recommendation for Appointment to the Whitby Sustainability Advisory Committee.

14.1 Confidential Memorandum from H. Ellis, Council and Committee Coordinator dated February 3, 2025 regarding Recommendation for Appointment to the Whitby Sustainability Advisory Committee

**Resolution # 27-25**

Moved by Councillor Cardwell  
Seconded by Councillor Bozinovski

Recommendation:

That Council appoint Ginette Best to the Whitby Sustainability Advisory Committee for the term ending November 14, 2026.

**Carried**

15. Rising and Reporting

There were no matters considered in closed session. Therefore, Council did not rise and report.

16. Confirmatory By-law

**Resolution # 28-25**

Moved by Councillor Lee

Seconded by Councillor Lundquist

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 February 3, 2025 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**

17. Announcements

Members of Council highlighted the upcoming Family Day activities in the community.

18. Adjournment

Moved by Councillor Bozinovski

Seconded by Councillor Lundquist

That the meeting adjourn.

**Carried**

The meeting adjourned at 10:30 p.m.

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Christopher Harris, Town Clerk

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Elizabeth Roy, Mayor