



Committee of the Whole Minutes

April 15, 2024, 7:00 p.m.
Council Chambers
Whitby Town Hall

Present: Mayor Roy
Councillor Bozinovski (Virtual Attendance)
Councillor Cardwell
Councillor Leahy
Councillor Lee
Councillor Lundquist
Councillor Mulcahy
Councillor Shahid
Councillor Yamada

Also Present: M. Gaskell, Chief Administrative Officer
M. Hickey, Fire Chief
S. Klein, Director of Strategic Initiatives
T. Painchaud, Sr. Manager, Transportation Services
F. Santaguida, Commissioner of Legal and Enforcement Services/Town Solicitor
P. Thistle, Director, Operational Services
F. Wong, Commissioner of Financial Services/Treasurer
C. Harris, Town Clerk
K. Narraway, Sr. Manager of Legislative Services/Deputy Clerk
L. MacDougall, Council and Committee Coordinator (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. Consent Agenda

Prior to consideration of Planning and Development matters, Councillor Mulcahy recognized Mayor Roy for her response to and actions undertaken at the scene of a recent vehicle accident that occurred on the Don Valley Parkway en route to a Town related event in Toronto. Councillor Mulcahy additionally requested that Council and the community support the advocacy campaign for a new hospital in Whitby.

5. Planning and Development

Councillor Mulcahy assumed the Chair.

5.1 Presentations

There were no presentations.

5.2 Delegations

5.2.1 Wenda Abel, Resident (In-Person Attendance)

Re: PDE 02-24, Planning and Development (Engineering Services)
Department Report
Port Whitby Traffic Consideration

Refer to Item 5.4.1, PDE 02-24

Wenda Abel, Resident, appeared before the Committee and advised that she was pleased that the pedestrian crosswalk for Watson Street at the Waterfront Trail was approved, noting that its installation was a priority due to the pedestrian and vehicle traffic increasing as summer approaches. She enquired about the rationale to exclude the portion of Watson Street east of Charles Street from the Community Safety Zone and requested that consideration be given to include the eastern portion of Watson Street to Harbour Street. She stated that signage was in place for a speed limit of 40 km/h on streets in Whitby Shores and asked why a Traffic Study would need to be undertaken prior to lowering the speed limit to 40 km/h in Port Whitby. Ms. Abel noted the area residents' frustration due to the continued speeding and aggressive driving as speed limits remain at 50 km/h. She stated that it was counterintuitive not to lower the speed limit to 40 km/h throughout Port Whitby in tandem with the Community Safety Zone on Brock Street and Watson Street. Ms. Abel stated that the installation of speed humps on Watson Street East and Charles Street south of

Watson Street was a high priority to reduce speed, aggressive driving, and heavy trucks on busy residential streets. Ms. Abel noted that speed humps could be approved and installed quickly. She stated that the signalization at the intersection of Brock Street and Watson Street was urgent due to children, school buses, transport trucks, and speeding vehicles in the area. She requested that a pedestrian crosswalk or a crossing guard be implemented right away at this intersection to provide children safe passage across the street to board school buses and travel to Watson Park. Ms. Abel stated that the on-road planters, wayfinding signage, construction traffic rerouting, and radar speed feedback signage were helpful but provide little contribution to deter speeding, aggressive driving, and truck incursion. She indicated that the Port Whitby safety and traffic control measures have not been updated to reflect changes in conditions for 10 years, noting the number of years of advocacy by her neighbour which has finally resulted in a plan for solutions. She urged Council to be proactive and to direct Staff to prepare implementation timelines for the traffic calming measures to make Port Whitby safer.

5.3 Correspondence

There was no correspondence.

5.4 Staff Reports

5.4.1 PDE 02-24, Planning and Development (Engineering Services) Department Report

Re: Port Whitby Traffic Consideration

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

- confirmation that the Region would have to approve a reduction in the speed limit on Brock Street, and that the cost for improvements along Victoria Street or Brock Street would be financed by the Region;
- establishing a base line for current parking and traffic infraction volumes to determine the effectiveness of additional enforcement by By-law Services and the Durham Regional Police Service;

- whether there was a traffic plan to accommodate current and future development in the Port Whitby area;
- whether consideration has been given to the Port Whitby area with respect to the proposed legislation to eliminate the requirement for a minimum number of parking spaces per residence for new builds near transit areas;
- whether the implementation of speed humps, radar signs, and on-road planters on Charles Street and Watson Street were included in traffic calming plans for 2023 or 2024; and,
- the approximate cost to implement the traffic calming elements in the proposed motion, clarification on the cost for the implementation of the Community Safety Zone, and whether the total cost would be included as part of the allocated budget for 2024.

Recommendation:

Moved by Councillor Lundquist

1. That Report PDE 02-24 be received for information;
2. That Council direct Staff to undertake the following traffic calming elements identified in Report PDE 02-24 in the Port Whitby area as soon as reasonably possible in 2024:
 - a. Implementation of a Community Safety Zone from Charles Street to Dufferin Street;
 - b. The addition of crosswalk pavement markings at stop signs to delineate pedestrian crossings;
 - c. An area specific speed limit of 40 km/h and installation of signage at entry points into the community and supplementary signage throughout Port Whitby to advise drivers of the speed limit;
 - d. Request additional enforcement from By-law Services and Durham Regional Police Service for parking and the Highway Traffic Act infractions, respectively; and,
3. That Item P&D-0017 be removed from the New and Unfinished Business list.

Carried

5.5 New and Unfinished Business - Planning and Development

There was no new and unfinished business.

6. General Government

Councillor Lundquist assumed the Chair.

6.1 Presentations

6.1.1 Janice Atwood and Jeff Abrams, Co-Principals, Principles Integrity (Virtual Attendance)

Re: Correspondence # 2024-235 from Janice Atwood and Jeff Abrams, Co-Principals, Principles Integrity regarding the Integrity Commissioners Annual Report - Town of Whitby

Refer to Item 6.3.1, Correspondence # 2024-235 from Janice Atwood and Jeff Abrams, Co-Principals, Principles Integrity regarding the Integrity Commissioners Annual Report - Town of Whitby

Jeff Abrams, Co-Principal, Principles Integrity, provided a presentation regarding the Integrity Commissioners Annual Report for the Town of Whitby. Highlights of the presentation included:

- detailed information about the purpose and role of the Integrity Commissioner;
- the activities of the Integrity Commissioner for the Town of Whitby between November 2022 and January 31, 2024 including policy development and education, consulting and advice, and complaint investigation and resolutions; and,
- detailed information about ethical themes around the province including the disclosure of confidential information from closed meetings, non-disparagement, overstepping roles, and the strong mayor powers.

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

- whether the Province and Integrity Commissioners were working together to address the actions of Council Members as they relate to the ethical themes around the Province;
- whether complaints received by the Integrity Commissioners from municipalities across the Province were higher than normal and whether there was any data indicating the percentage of complaints on an annual basis;
- mitigating the weaponization of the Integrity Commissioner should the Province decide to amend the Municipal Act to permit vacating a Member's seat on Council;
- discussion about whether a Member of Council would have to bear the cost of their defence should a complaint be administered by an Integrity Commissioner; and,
- whether there would be any recourse for a Member of Council in a situation where there were repeated frivolous or vexatious complaints.

It was the consensus of the Committee to hear Item 6.3.1, Correspondence # 2024-235 from Janice Atwood and Jeff Abrams, Co-Principals, Principles Integrity regarding the Integrity Commissioners Annual Report - Town of Whitby, at this time.

6.1.2 Peter Veiga, Manager, Waste Management Operations, Regional Municipality of Durham (Virtual Attendance)

Re: CMS 06-24, Community Services Department Report
Blue Box Transition to Full Extended Producer Responsibility – July 1, 2024

Refer to Item 6.4.1, CMS 06-24

Peter Veiga, Manager, Waste Management Operations, Regional Municipality of Durham, appeared before the Committee and provided a PowerPoint presentation regarding the blue box transition to full extended production responsibility. Highlights of the presentation included:

- detailed information about the Blue Box Regulation transferring responsibility for blue box recycling from municipalities to Producers;

- details about the roles and responsibilities of Producers, the eligible and ineligible sources, the three-year phase-in and associated key dates;
- detailed information about the key messages to residents about the blue box transition, and the communication channels/methods and timelines;
- detailed information about the Enhanced Green Bin including its launch, promotion, and additional materials to be accepted; and,
- information about the Enhanced Green Bin campaign communication channels and timelines.

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

- the effective date for the enhanced green bin and how additional bins for extra capacity would be distributed;
- whether there would be any change to the use of compostable bags for the green bin, and the ability to include plastic, i.e., animal waste bags, in the green bins;
- whether communications through both the Region and Whitby would take place during the transition period for the enhanced green bin collection;
- confirmation that the administration, collection schedule, and container types for blue box collection would not change until after January 1, 2026;
- the potential changes to the blue box collection effective January 1, 2026, and whether there would be any reduction in services;
- whether the transition in responsibility for the blue box collection would result in a cost savings to the Region, and whether there would be any loss of employment of Regional Staff;
- confirmation that the Region has one of highest diversion rates for recyclable materials in Ontario and the impact that

the removal of small businesses from receiving collection would have on the diversion rates;

- the possibility of changing the type of container for recycling from bins to carts;
- whether enough dialogue has occurred with the Province by the lower and upper tier municipalities with respect to advocating for continued blue box collection for small businesses;
- whether messaging about recycling would still occur through the Whitby Waste Buddy App;
- the possibility of the Region providing a presentation to residents at a community meeting; and,
- whether a letter of support to the Province regarding the need for blue box collection for small businesses would be beneficial.

6.2 Delegations

There were no delegations.

6.3 Correspondence

6.3.1 Correspondence # 2024-235 from Janice Atwood and Jeff Abrams, Co-Principals, Principles Integrity regarding the Integrity Commissioners Annual Report - Town of Whitby

Recommendation:

Moved by Mayor Roy

That Correspondence # 2024-235 from Janice Atwood and Jeff Abrams, Co-Principals, Principles Integrity regarding the Integrity Commissioners Annual Report - Town of Whitby be received for information.

Carried

It was the consensus of the Committee to hear Item 6.1.2, Presentation by Peter Veiga, Manager, Waste Management Operations, Regional Municipality of Durham, at this time.

6.4 Staff Reports

6.4.1 CMS 06-24, Community Services Department Report

Re: Blue Box Transition to Full Extended Producer Responsibility –
July 1, 2024

Recommendation:

Moved by Mayor Roy

1. That Report CMS 06-24 be received for information;
2. That staff be directed to continue the collection of batteries through a pilot program utilizing the Town of Whitby's curbside waste and organics collection program; and,
3. That the Commissioner, Community Services and the Commissioner, Financial Services/Treasurer be authorized to execute an Agreement for promotional and education services with Circular Materials Ontario, in a form as approved by the Commissioner of Legal Services/Town Solicitor, or their designate.

Carried

6.4.2 CAO 07-24, Office of the Chief Administrative Officer Report

Re: 9-1-1 Telephone System Agreement with Durham Region

Recommendation:

Moved by Councillor Lundquist

1. That Report CAO 07-24 be received;
2. That the Mayor and Clerk be authorized to sign the 9-1-1 Joint Powers Agreement; and,
3. That the Region of Durham be so advised.

Carried

6.5 New and Unfinished Business - General Government

There was no new and unfinished business.

7. Adjournment

Motion to Adjourn

Recommendation:

Moved by Councillor Yamada

That the meeting adjourn.

Carried

The meeting adjourned at 8:33 p.m.