



## City Council Meeting AGENDA

Monday, September 26, 2022, 9:30 a.m.  
Council Chamber

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### Pages

#### **Public Meeting**

##### **Recognition of Indigenous Lands**

The City of Oshawa is situated on treaty land that is steeped in rich indigenous history and is the present day home to many First Nations, Metis and Inuit people. Today, we acknowledge that we are gathering on land covered under the Williams Treaties, and the traditional territories of the Mississaugas of Scugog Island First Nation.

##### **Council Member Announcements**

(As may be presented by Council Members)

##### **Additional Agenda Items**

(As may be presented at the meeting)

##### **Declarations of Pecuniary Interest**

(As may be presented by Council Members)

##### **Presentations**

None

##### **Delegations**

###### **Mark Allen - Item DS-22-195**

Mark Allen requesting to address City Council concerning Item DS-22-195 regarding a request for a report concerning high speed internet north of Highway 407 in Oshawa.

## **Matters Requiring Direction**

- CNCL-22-62 - Libero Mazzaroppi, Mayor, City of Aquino Submitting Correspondence Requesting Twinship between the City of Oshawa and the City of Aquino** 35

## **Items Pulled from Information Package**

- CNCL-22-57 - Resolution passed by the Council of the Region of Durham concerning Increased Noise due to Modified Vehicles in Durham (INFO-22-183) (All Wards)** 37

(Placed on the agenda at the request of Councillor Neal in order to be endorsed.)

- CNCL-22-56 - David Spackman Submitting Correspondence Requesting to Address City Council concerning the Contract with Rent-A-Bench (INFO-22-206) (Ward 2)** 39

(Placed on the agenda at the request of Councillor Nicholson in order to hear the delegation. Requires a 2/3 vote of members present to reconsider Council's previous direction from September 27, 2021 on the matter.)

- CNCL-22-63 - Correspondence received from Dean Lindsay resigning from the Oshawa Active Transportation Advisory Committee (INFO-22-205) (All Wards)** 41

(Placed on the agenda at the request of Councillor McConkey in order to be referred to staff for consideration of ensuring the function of the Advisory Committee and the role of Committee members is appreciated and assists the continuous improvement of The Corporation of the City of Oshawa.)

- CNCL-22-64 - Resolution passed by the Council of the Town of Ajax requesting the Province amend Section 268 of the Municipal Act to provide for appointing alternates to the upper-tier Council (INFO-22-184) (All Wards)** 43

(Placed on the agenda at the request of Councillor McConkey in order to be referred to Oshawa Council for endorsement.)

- CNCL-22-65 - Oshawa Power and Utilities Report of the Chairman to the Shareholder - First Quarter 2022 (INFO-22-202) (All Wards)** 45

(Placed on the agenda at the request of Councillor McConkey in order to be referred to Council for further consideration by Finance Services and report to Finance Committee.)

- CNCL-22-66 - Oshawa Power and Utilities Report of the Chairman to the Shareholder - Second Quarter 2022 (INFO-22-203) (All Wards)** 49

(Placed on the agenda at the request of Councillor McConkey in order to be referred to Council for further consideration by Finance Services and report to Finance Committee.)

## **Public Consent Agenda**

### **Recommendation**

That all items listed under the heading of Public Consent Agenda for the City Council Meeting dated September 26, 2022 be adopted as recommended.

## Correspondence

### **CNCL-22-58 - Various Residents Submitting Comments concerning Item DS-22-174 (Ward 1)**

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#### Recommendation

That Correspondence CNCL-22-58 from various residents submitting comments concerning Item DS-22-174 being public comments on Council decision to declare as potentially surplus: portion of the grassed area in the northwest corner of Delpark Homes Centre lands at 1661 Harmony Road North be referred to Item DS-22-174.

### **CNCL-22-59 - Various Residents Submitting Comments concerning Item DS-22-195 (Ward 1)**

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#### Recommendation

That Correspondence CNCL-22-59 from various residents submitting comments concerning Item DS-22-195 regarding a request for a report concerning high speed internet north of Highway 407 in Oshawa be referred to Item DS-22-195.

## Adoption of Council Minutes

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#### Recommendation

That the minutes of the City Council meetings held on June 10, June 20 and September 12, 2022 be adopted.

## Standing Committee Reports

### **Report of the Community Services Committee**

The Community Services Committee respectfully reports and recommends to City Council its Forty-Second Report.

#### **CS-22-88 - Eighth Report of the Oshawa Accessibility Advisory Committee (All Wards)**

##### Recommendation

That CS-22-88, being the Eighth Report of the Oshawa Accessibility Advisory Committee concerning the request for City hosted events to have wheelchair ramps to access the stage be received for information.

#### **CS-22-80 - Lakeview Park Extended Hours of Operation - (All Wards)**

##### Recommendation

Whereas on December 13, 2021 Council endorsed motion CS-21-135 “Alteration of Lakeview Park’s Visiting Hours” and amending By-law 151-2021 to extend the operating hours of a portion of Lakeview Park until midnight thereby amending the Parks and Facilities By-law 83-2000;

1. That the Parks By-law be amended temporarily to allow for Lakeview Park, south of Lakeview Park Drive and east of Kluane

Avenue including Lakewood Park Lookout, to be open to the public until 12:00 midnight nightly, regardless of season; and,

2. That staff monitor and investigate and report back to the Community Services Committee in the Second Quarter of 2022; and,
3. That water access at Lakeview Park be restricted after 6:00 p.m. during the winter months regardless of the by-law change until staff can report back in the second quarter.

Whereas staff have been monitoring park use since implementation of the extended hours in December; and,

Whereas Parks Operations staff have had no additional issues since the hours were extended; and,

Whereas Corporate Security has indicated a slight increase in people using the park after midnight, however, to date there have been no issues at the park directly attributed to the extended hours; and,

Whereas no issues or concerns have been raised by the operator of the on-site business since the hours were extended; and,

Whereas Durham Regional Police Services did not provide any comments related to the extended hours at Lakeview Park;

Therefore be it resolved that the Parks and Facilities By-law 83-2000 be amended permanently to allow for Lakeview Park, south of Lakeview Park Drive and east of Kluane Avenue including Lakewood Park Lookout, to be open to the public until 12:00 midnight nightly, regardless of season and that water access to Lakeview Park be restricted after 6:00 PM during the months of November through to the end of March.

#### **CS-22-79 - Carbon Monoxide Alarm By-law 72-2012 (All Wards)**

##### **Recommendation**

Whereas the City of Oshawa's Carbon Monoxide Alarm By-law 72-2012, as amended ("Carbon Monoxide Alarm By-law"), was introduced in 2012 as a tool to require the installation and maintenance of Carbon Monoxide Alarms in all Dwelling Units, as defined by the Carbon Monoxide Alarm By-law, and which include those Dwelling Units containing fuel burning appliances and/or attached garages; and,

Whereas the purpose of the Carbon Monoxide Alarm By-law is to ensure residents have Carbon Monoxide Alarms in place to provide early warning when carbon monoxide is present in Dwelling Units; and,

Whereas this Carbon Monoxide Alarm By-law was necessary because at

the time the Carbon Monoxide Alarm By-law was approved by Council, Ontario Regulation 213/07, *Fire Protection and Prevention Act, 1997*, S.O. 1997, c. 4 (“Ontario Fire Code”) did not require the installation of Carbon Monoxide Alarms in all Dwelling Units; and,

Whereas requirements for Carbon Monoxide Alarms have now been incorporated into the Ontario Fire Code; and,

Whereas the Ontario Fire Code now provides this requirement, and the City of Oshawa’s Fire Services now has legislated authority under the Ontario Fire Code to enforce compliance to ensure Carbon Monoxide Alarms are present in residences; and,

Whereas this regulatory change has made the need for the City of Oshawa’s Carbon Monoxide Alarm By-law redundant;

Therefore, be it resolved, that the Carbon Monoxide Alarm By-law 72-2012 as amended, being a by-law requiring the installation and maintenance of Carbon Monoxide Alarms in all Dwelling Units, including those that contain fuel burning appliances and/or attached garages, be repealed.

**CS-22-81 - Long Term Lease Agreement with Scouts Canada for City's ongoing use of Camp Samac Outdoor Pool (Ward 2)**

**Recommendation**

1. That based on Report CS-22-81 dated September 14, 2022, the City continue to operate Camp Samac Outdoor Pool; and,
2. That the Mayor and Clerk be authorized to execute an agreement acceptable to Legal Services and Finance Services for a five-year lease of Camp Samac Outdoor Pool with an option to renew for an additional five years; and,
3. That staff include anticipated capital repairs in the 10 year Capital Forecast.

**CS-22-82 - Community Safety Zones (Ward 5)**

**Recommendation**

1. That based on Report CS-22-82, dated September 14, 2022, the Traffic and Parking By-law 79-99, as amended be further amended to implement a Community Safety Zone on Simcoe Street South from Harbour Road to the south limit of Simcoe Street South; and,
2. That the Traffic and Parking By-law 79-99, as amended be further amended to implement a 40 km/h maximum rate of speed on Simcoe Street South from Harbour Road to the south limit of Simcoe Street South; and,

3. That the Traffic and Parking By-law 79-99, as amended be further amended to implement a 40 km/h maximum rate of speed on Harbour Road from Simcoe Street South to Farewell Street; and,
4. That the Traffic and Parking By-law 79-99, as amended be further amended to implement a Community Safety Zone on Cedar Street from Wentworth Street West to Stone Street; and,
5. That the Traffic and Parking By-law 79-99, as amended be further amended to implement a 40 km/h maximum rate of speed on Cedar Street from Wentworth Street West to Killarney Court; and,
6. That the Traffic and Parking By-law 79-99, as amended be further amended to implement a Community Safety Zone on Phillip Murray Avenue from Valley Drive to Park Road South and the speed be reduced to 40 km /h.

#### **CS-22-83 - Maximum Rate of Speed Area (All Wards)**

##### **Recommendation**

That based on Report CS-22-83, dated September 14, 2022, the Traffic and Parking By-law 79-99, as amended, be further amended to implement the revision outlined in Section 5.2 of this report.

#### **CS-22-84 - Overnight Parking Restrictions (All Wards)**

##### **Recommendation**

That based on Report CS-22-84, dated September 14, 2022, the Traffic and Parking By-law 79-99, as amended, be further amended to change the overnight seasonal parking restriction from '3:00 a.m. to 6:00 a.m. from December 1st to April 1st of the following year' to '2:00 a.m. to 6:00 a.m. from December 1st to April 1st of the following year.'

#### **CS-22-85 - Community Services Committee Outstanding Items List Report - Third Quarter (All Wards)**

##### **Recommendation**

That Report CS-22-85, dated August 30, 2022 being the Community Services Committee's Outstanding Items Status Report for the third quarter of 2022 be received for information.

#### **CS-22-90 - Community Safety Zone on Columbus Road West and Columbus Road East (Ward 1)**

##### **Recommendation**

Whereas speeding and safety concerns have been reported from residents residing in Columbus in the City of Oshawa to the DRPS, City staff and the Ward Councillors concerning Columbus Road West from Simcoe Street North, West to Thornton Road North; and,

Whereas speeding and safety concerns have been reported from residents residing in Columbus in the City of Oshawa to the DRPS, City staff and the Ward Councillors concerning Columbus road east from Simcoe Street North, East to Ritson Road North,

Therefore be it resolved:

1. That a Community Safety Zone be implemented on Columbus Road West from Simcoe Street North, to Thornton Road North; and,
2. That a Community Safety Zone be implemented on Columbus Road East from Simcoe Street to Ritson Road North.

**CS-22-91 - No Heavy Vehicles on Grandview Street North between Taunton Road East and Conlin Road East (Ward 1)**

**Recommendation**

Whereas heavy trucks have become a problem on Grandview Street North with the massive infrastructure and new home construction happening north of Conlin Road; and,

Whereas it has become a safety concern with school opening this September; and,

Now therefore be it resolved that the City make Grandview Street North between Taunton Road East and Conlin Road East, a No Heavy Vehicle restricted road section at the earliest possible time.

**CS-22-92 - Request for Radar Speed Boards (All Wards)**

**Recommendation**

Whereas currently there are 5 Radar Speed Boards for each Ward and their deployment is subject to the agreement of the two Ward Councillors; and,

Whereas deployment of these boards throughout the Ward has had a positive effect of the traffic flow in the areas where residents have voiced their concerns to their Ward Councillors; and,

Whereas increasing the number of these boards will allow the boards to be deployed in more areas or for longer periods of time in each Ward;

Therefore be it resolved that staff be directed to investigate increasing the number of Radar Speed Boards by 5 additional boards for each Ward and that the purchase of the additional boards be considered in the 2023 budget.

**CS-22-93 - Speed Limit Reduction on Rossland Road East between Harmony Road North and the dead end at Grandview Street North (Ward 3)**

Recommendation

Whereas the portion of Rossland Road East that is east of Harmony Road North is a City of Oshawa road; and,

Whereas the posted speed is 50 Km/H on this portion of Rossland Road East between Harmony Road North and the dead end where it meets Grandview Street North; and,

Whereas Grandview Street North is a posted 40Km/H speed zone; and,

Whereas many drivers travelling east on Rossland Road East do not slow to the 40 Km/H speed from the 50 Km/H speed on Rossland Road East; and,

Whereas reducing the speed to 40 Km/H on the portion of Rossland Road East between Harmony Road North and the dead end at Grandview Street North will mean drivers will not have to reduce their speed when turning north on Grandview Street North;

Therefore be it resolved that the speed limit on the portion of Rossland Road East between Harmony Road North and the dead end at Grandview Street North be reduced to 40 Km/H and posted as such.

**CS-22-94 - Speed Limit Reduction on Riverside Drive North from Bond Street East to Ascot Street (Ward 3)**

Recommendation

Whereas Riverside Drive North runs north & south between Ascot Street and Bond Street East; and,

Whereas many motorists are in a hurry and to avoid the heavy traffic on Harmony Road North and the traffic lights at Harmony Road North and Bond/King Street East use Riverside Drive North as their alternative route to travel to Bond Street East; and,

Whereas residents are concerned with the speed of drivers using Riverside Drive North and request the posted speed limit be reduced to 40 Km/H;

Therefore be it resolved that the speed limit on Riverside Drive North from Bond Street East to Ascot Street be reduced to 40 Km/H and posted as such.

**CS-22-95 - Request for Staff to send a notice to the Property Owners at Ormond Drive and Blythwood Square (Ward 1)**

Recommendation

That staff send out notice to property owners at the corners of Ormond and Blythwood Square, Ormond and Kingsfield loop to determine if there are any objections to 3 way stop signs at these two corners for



traffic calming and safety for Sherwood School and Sherwood Park.

**CS-22-96 - Pedestrian Signals Downtown Oshawa (Ward 4)**

Recommendation

Whereas Downtown Oshawa is a high-volume pedestrian urban area;  
and,

Whereas a safe and accommodating pedestrian environment is crucial to safety and a positive experience when people are Downtown Oshawa;  
and,

Whereas both Plan 20Thirty and Plan 20Twenty have affirmed the importance of a positive pedestrian experience in achieving the goals of Downtown improvement; and,

Whereas the Region of Durham has committed to a Vision Zero plan which includes the reduction of collisions of vehicles into pedestrians and other active transportation users and on page 21 of the plan identifies Leading Pedestrian Intervals as a program that they plan to implement;  
and,

Whereas results of a study by Fayish and Gross suggested an almost 60% reduction in pedestrian-vehicle collisions at intersections with Leading Pedestrian Intervals; and,

Whereas Leading Pedestrian Intervals are being deployed in more municipalities around Canada and the world in recognition of their proven ability to make pedestrians safer, due to their prioritization of pedestrian movement prior to the changing of the vehicle traffic signals, and the benefits for pedestrians generally and especially for older adults, people with disabilities, and children crossing;

Therefore be it resolved that the Community Services Committee recommend to Oshawa City Council that the City of Oshawa request that the Region of Durham implement Leading Pedestrian Intervals at signalized intersections in Downtown Oshawa.

**CS-22-97 - Speed Limit Reduction on Hillcroft Street between Mary Street North and Glebe Avenue and Galahad Drive between Glebe Avenue and Camelot Drive (Ward 4)**

Recommendation

Whereas the posted speed limit on Hillcroft Street is 50 km/h, except for three (3) sections with posted 40 km/h speed limits between Simcoe Street North and Mary Street North, Ritson Road North and a point 91 metres west of Trick Avenue, and Camelot Drive and Wilson Road North;  
and,

Whereas the posted speed limit on Galahad Drive is 50 km/h, except for

a section with a posted 40 km/h speed limit between Gladfern Street and Gentry Crescent (north leg); and,

Whereas Sir Albert Love Catholic School, Walter E. Harris Public School, Harmony Heights Public School, and S.J. Phillips Public School are located in close proximity to Hillcroft Street and Galahad Drive; and,

Whereas elementary school students have walking routes to school along Hillcroft Street and Galahad Drive; and,

Whereas there is a bike route along Hillcroft Street between Simcoe Street North and Camelot Drive; and,

Whereas there are multiple parks and greenspaces located along Hillcroft Street and Galahad Drive; and,

Whereas there are two (2) recreation trail crossings (Michael Starr Trail and Harmony Creek Trail) located along Hillcroft Street;

Therefore, for the increased safety of the pedestrians and other road users along Hillcroft Street and Galahad Drive, a 40 km/h speed limit be by-lawed on Hillcroft Street between Mary Street North and Glebe Avenue, and Galahad Drive between Glebe Avenue and Camelot Drive.

### **Report of the Corporate Services Committee**

The Corporate Services Committee respectfully reports and recommends to City Council its Forty-Second Report.

#### **CORP-22-55 - Fifth Report of the Oshawa Accessibility Advisory Committee (All Wards)**

##### **Recommendation**

That based on Report CORP-22-55, being the Fifth Report of the Oshawa Accessibility Advisory Committee concerning accessibility awards, a checklist be established and a physical site inspection be undertaken prior to a nomination for an accessibility award.

#### **CORP-22-56 - Sixth Report of the Oshawa Accessibility Advisory Committee (All Wards)**

##### **Recommendation**

That based on Report CORP-22-56 being the Sixth Report of the Oshawa Accessibility Advisory Committee concerning power assisted door operators, staff be requested to investigate the possibility, practicality and reliability of sensor operated power doors as the Oshawa Accessibility Design Standards include 'wave' type door openers as an additional option for power-assisted doors.

#### **CORP-22-54 - Corporate Services Committee Outstanding Items List Status Report - Third Quarter 2022 (All Wards)**

##### **Recommendation**

That Report CORP-22-54, dated September 7, 2022 being the Corporate Services Committee's Outstanding Items Status Report for the third quarter of 2022 be received for information.

**CORP-22-58 - Amendments to Bill 3, Strong Mayors, Building Homes Act, 2022**

**Recommendation**

Whereas, on August 10, 2022, the Ontario government introduced Bill 3, Strong Mayors, Building Homes Act, 2022 (“Strong Mayors, Building Homes Act”), which amends the Municipal Act, 2001, the City of Toronto Act, 2006, and the Municipal Conflict of Interest Act to advance provincial priorities; and,

Whereas, the Strong Mayors, Building Homes Act provides the mayors of Toronto and Ottawa with new powers, which alters the governance and public administration of the cities of Ottawa and Toronto; and,

Whereas, changes to the Strong Mayors, Building Homes Act gives the mayors of Toronto and Ottawa, as head of council, broader scope of authority including, but not limited to, the following powers:

- Direct municipal employees to:
  - undertake research and provide advice to the head of council and the municipality on policies and programs of the municipality;
  - carry out duties related to the exercise of the power or performance of the duty, including implementing any decisions made by the head of council;
- Appoint a chief administrative officer:
  - the powers of a municipality under section 229 of the Municipal Act, 2001, with respect to the chief administrative officer, are assigned to the head of council;
- Powers regarding organizational structure:
  - determine the organizational structure of the municipality are assigned to the head of council;
- Employment matters:
  - hire, dismiss or exercise any other prescribed employment powers with respect to the chief administrative officer, head of any division or the head of any other part of the organizational structure (excluding those positions appointed by statute or any other prescribed persons);

- Powers re local boards:
  - appoint, dismiss or revoke the appointment of chairs and vice-chairs of local boards;
- Powers re committees:
  - establish or dissolve committees;
  - appoint, dismiss or revoke chairs and vice-chairs of committees;
  - assign functions to committees;
- Powers re meetings:
  - despite any procedure by-law passed by the municipality, if a particular matter could potentially advance a prescribed provincial priority, the head of council may require the council to consider the matter at a meeting;
- Veto powers:
  - despite any procedure by-law passed by the municipality, if the head of council is of the opinion that all or part of a by-law could potentially interfere with a prescribed provincial priority, the head of council may provide written notice to the council of that municipality regarding intent to consider vetoing the by-law;
- Powers and duties re budget:
  - the powers and duties of a municipality with respect to proposing and adopting a budget are assigned to the head of council;
  - prepare a proposed budget for the municipality and provide the proposed budget to the council for the council's consideration; and,

Whereas, these additional powers could extend to other municipal mayors; and,

Whereas, the amendments could have unintended consequences including reducing the role and responsibilities of municipal Councils on such matters, thereby detrimentally affecting local democracy; and,

Whereas, at the August 2022 AMO Conference, the Premier of Ontario stated the importance of working with municipal partners and the power of collaboration in building Ontario together; and,

Whereas, there was limited consultation with members of the public, Ontario municipalities including mayors, chief administrative officers / city managers as well as key stakeholders such as the Association of Municipalities of Ontario (“AMO”), Ontario Municipal Administrators’ Association (“OMAA”), Association of Municipal Managers, Clerks and Treasurers of Ontario (“AMCTO”); and,

Whereas, the current municipal governance is democratic and is effective and efficient in achieving provincial priorities; and,

Whereas, the changes to Bill 3 are intended to take effect on November 15, 2022, the start date of a new municipal council term;

Therefore be it resolved:

1. That Mayor Dan Carter send a letter to the Premier of Ontario, Minister of Municipal Affairs and Housing, Deputy Minister of Municipal Affairs and Housing, Secretary of the Cabinet, Head of the Ontario Public Service, Deputy Attorney General of Ontario, Attorney General, MPP Parliamentary Assistant to the Attorney General advising that:
  - i. Oshawa City Council does not support the amendments to Bill 3, Strong Mayors, Building Homes Act, 2022; and,
  - ii. Oshawa City Council does not support the amendments applying to the City of Oshawa;
2. That a copy of the Council resolution be provided to the Region of Durham, all Durham Region municipalities, Durham Region Members of Provincial Parliament, AMO, OMAA and AMCTO.

#### **CORP-22-59 - Review of City Policies related to Short Term Rentals**

##### **Recommendation**

That the new City policies related to short term rentals be reviewed in Quarter 1 of 2023 to determine how some tightening of certain gaps can be improved.

#### **CORP-22-60 - Lobbying By-law Amendment to Code of Conduct**

##### **Recommendation**

That the motion concerning a Lobbying By-law Amendment to the Code of Conduct be referred to staff for a report:

'That a Lobbying By-law amendment to the Code of Conduct be brought forward and report back to the next Council to be included in the members' code of conduct, as has been enacted by the City of Toronto.'

#### **Report of the Development Services Committee**

The Development Services Committee respectfully reports and recommends to City Council its Eighty-Third Report.

**DS-22-183 - Eighth Report of Heritage Oshawa Committee (Wards 4 and 5)**

**Recommendation**

That based on Report HTG-22-40, staff proceed with the designation of 442 King Street East, 469 King Street East, 76 Elgin Street East, the General Motors South Plant located at 700-900 Park Road South, and 78-82 King Street West.

**DS-22-185 - Tenth Report of Heritage Oshawa Committee (All Wards)**

**Recommendation**

Whereas the Mandate of Heritage Oshawa is to advise and assist Council on all matters relating to the preservation and promotion of cultural heritage resources within the city of Oshawa; and,

Whereas the approved 2022 Heritage Oshawa Workplan states “Advise and assist Council on all matters relating to cultural heritage including, but not limited to, buildings and structures, cultural heritage landscapes and archeological sites; and,

Whereas there is current Provincial legislation regarding Altering a Part IV Designated Property, such as a Heritage Permit and all necessary information;

Therefore be it resolved that the city of Oshawa create and implement any and all such documents necessary to implement Part 33 (1) and 42 (1) of the Ontario Heritage Act

**DS-22-187 - Application under the Urban Growth Centre Community Improvement Plan and Other Requested Incentives, 135 Bruce Street, Medallion Developments Inc. operating as 135 Bruce Street Developments Ltd. (Ward 4)**

**Recommendation**

1. That, pursuant to Report DS-22-187 dated September 7, 2022, Medallion Developments Inc. operating as 135 Bruce Street Developments Ltd. be provided the following in respect to its proposed Phase 1 development of an apartment building at 135 Bruce Street under the City’s Urban Growth Centre Community Improvement Plan:
  - a. An Increased Assessment Grant of 50% per year for 16 years totaling an upset limit of \$3,893,568 over the 16-year period. This value may change over the 16-year grant period to ensure the grant total is achieved based on Municipal Property Assessment Corporation’s final assessment.
2. That the City enter into an agreement with Medallion Developments Inc. operating as 135 Bruce Street Developments

Ltd. setting out performance criteria related to the approval of the Increased Assessment Grant under the City's Urban Growth Centre C.I.P. including, but not limited to:

- a. The building must have the foundation completed by October 31, 2024 to the satisfaction of the Chief Building Official; and,
  - b. The project must be completed and available for first occupancy by December 31, 2026 to the satisfaction of the Chief Building Official; and,
  - c. The Director, Planning Services must approve an Accessibility Plan, with input from the Oshawa Accessibility Advisory Committee, and this Plan must be implemented and maintained; and,
  - d. The property, including any building, must be maintained in accordance with the Property Standards By-law and the Ontario Building Code during the period of the Grant; and,
  - e. Medallion shall continuously comply with any City agreement and City by-laws; and,
  - f. That any Increased Assessment Grant will only be provided to Medallion after all applicable City taxes have been paid by the property owner; and,
  - g. The building architecture is to be designed to the satisfaction of the Director, Planning Services; and,
  - h. Where possible, the owner shall use local trades and suppliers. The owner must agree to a notification program to make local trades and suppliers aware of the project and allow them an opportunity to bid on the project; and,
  - i. Any other appropriate criteria considered advisable by the City Solicitor and Commissioner, Development Services Department.
3. That the Commissioner, Development Services Department be authorized to execute any agreement(s) with the owner to implement Parts 1 and 2 above in a form and content satisfactory to the Commissioner, Development Services Department and City Solicitor; and,
  4. That the Mayor and Chair of Development Services Committee be authorized to write a letter to the Region of Durham to request support for this project under the Regional Revitalization Program and that if successful the Mayor and Clerk be

authorized to execute an agreement with the Region, as appropriate, in a form and content acceptable to the Commissioner, Development Services Department and City Solicitor; and,

5. That the portions of the request by Medallion Developments Inc. operating as 135 Bruce Street Developments Ltd. for financial incentives related to cash-in-lieu of parkland dedication, development application fees, building permit fees and unspecified brownfield development incentives made in their letter dated August 9, 2022 and September 12, 2022 be denied.

**DS-22-169 - Proposed New Telecommunication Tower and Related Equipment, 1995 Ritson Road North, SpectraPoint Inc. on behalf of Rogers Communications Inc. and The Trustees of the Kedron Congregation of the United Church of Canada at Kedron (Ward 1)**

**Recommendation**

That, pursuant to Report DS-22-169 dated September 7, 2022, the Commissioner, Development Services Department be authorized to advise Innovation, Science and Economic Development Canada that the City has no objection to the proposal by SpectraPoint Inc. on behalf of Rogers Communications Inc. on lands owned by The Trustees of the Kedron Congregation of the United Church of Canada at Kedron at 1995 Ritson Road North to install a 24 metre (78.7 ft.) high monopole telecommunication tower with related at-grade equipment and fencing, subject to Rogers Communications Inc. addressing such matters as siting and tower design to the satisfaction of the Commissioner, Development Services Department (File: SPA-2022-07).

**DS-22-173 - Request to Further Extend a Council Condition of Approval for an Application under the Urban Growth Centre Community Improvement Plan, 17 Brock Street West (Ward 4)**

**Recommendation**

Whereas, on April 8, 2019, City Council considered Report DS-19-41 dated March 20, 2019 and approved, subject to conditions, an application submitted by 2276712 Ontario Inc. under the Urban Growth Centre Community Improvement Plan for an Increased Assessment Grant to facilitate the development of a two-storey addition for office space at 17 Brock Street West (Attachment 1); and,

Whereas, among the original conditions of approval, one required the foundation of the two-storey addition to be completed by August 31, 2019 and another required the construction of the building addition to be completed and available for occupancy by December 31, 2019; and,

Whereas, on August 19, 2019 at the request of 2276712 Ontario Inc., those dates were subsequently extended to June 30, 2020 and October



31, 2020, respectively, under the delegated authority of the Commissioner, Development Services Department; and,

Whereas, on June 24, 2020 at the request of 2276712 Ontario Inc., those dates were further extended to June 30, 2021 and October 31, 2021, respectively, also under the delegated authority of the Commissioner, Development Services Department; and,

Whereas, the June 30, 2021 foundation deadline was met; and,

Whereas, by email dated September 2, 2021, 2276712 Ontario Inc. requested another extension of the deadline related to the condition dealing with the completion of the building addition and occupancy, owing to the ongoing challenges with sourcing material and workers during the COVID-19 pandemic; and,

Whereas, the condition related to the completion of the building addition and occupancy was further extended to October 31, 2022 which was approved under the delegated authority of the Commissioner, Development Services Department, with notice being provided to the applicant that this would be the last extension granted by the Commissioner, Development Services Department and any additional extension requests will be reported to the Development Services Committee and Council to seek direction on the appropriateness of a further extension; and,

Whereas, by email dated August 19, 2022 (see Attachment 2), 2276712 Ontario Inc. requested another extension to the condition related to the completion of the building addition and occupancy, owing to the ongoing supply chain and labour challenges as a result of the COVID-19 pandemic;

Therefore be it resolved that the request dated August 19, 2022 from 2276712 Ontario Inc. to further extend the condition of approval related to building completion and occupancy for the application under the Urban Growth Centre Community Improvement Plan for 17 Brock Street West be approved, such that now the 2-storey addition shall be complete and available for occupancy by October 31, 2023.

**DS-22-174 - Public Comments on Council Decision to Declare as Potentially Surplus: Portion of the Grassed Area in the Northwest Corner of the Delpark Homes Centre Lands at 1661 Harmony Road North (Ward 1)**

(Closed Pursuant to Section 239 (2)(c) of the Municipal Act)

Recommendation

That, pursuant to Report DS-22-174 dated September 7, 2022, the portion of the grassed area in the northwest corner of the Delpark Homes

Centre lands at 1661 Harmony Road North as generally shown on Attachments 2 and 3 to said Report be declared conditionally surplus to municipal requirements, as outlined in Section 5.4.1 of said Report.

**DS-22-177 - Potential Acquisition of a Portion of 2425 Simcoe Street North for Additional Parkland in the Windfields Community (Ward 2)**

**Recommendation**

1. That, pursuant to Report DS-22-177 dated September 7, 2022, the Commissioner, Development Services Department or Director of Planning Services be directed to advance the acquisition of a portion of the southeast quadrant of 2425 Simcoe Street North measuring approximately 0.37 hectares (0.92 ac.) in size as part of the parkland dedication contribution for the residential development proposed on the balance of the lands by Tribute Communities on behalf of 2285136 Ontario Limited, pursuant to an application for Site Plan Approval (File: SPA-2021-05); and,
2. That, in the event Part 1 above is approved, conveyance of the land forming part of the parkland dedication contribution to the City shall be required prior to the issuance of a building permit for the structural shell of the 588-unit apartment building proposed as part of the application for Site Plan Approval under File SPA-2021-05, and said conveyance in this manner shall be a condition of the associated site plan agreement; and,
3. That, in relation to the conveyance described in Part 2 above, the Commissioner, Development Services Department be authorized to enter into an appropriate agreement with Tribute Communities or a company to be named later to permit the lands acquired by the City to be used as construction access and staging in relation to the development of the balance of the lands municipally known as 2425 Simcoe Street North, in a form and content satisfactory to the Commissioner, Development Services Department and the City Solicitor; and,
4. That, following the acquisition of the southeast quadrant of 2425 Simcoe Street North and the conclusion of any agreement with Tribute Communities or a company to be named later for construction access and staging, staff are authorized to initiate the public process to change the zoning from PCC-A(4)/SSC-B "h-57" (Planned Commercial Centre/Automobile Service Centre) to OSP (Park Open Space).

**DS-22-178 - Development Services Committee Outstanding Items List Report - Third Quarter (All Wards)**

**Recommendation**

That Report DS-22-178, dated August 23, 2022 being the Development Services Committee's Outstanding Items Status Report for the third quarter of 2022 be received for information.

**DS-22-179 - Request under the Urban Growth Centre Community Improvement Plan (Ward 4)**

**Recommendation**

That, pursuant to Report DS-22-179 dated September 7, 2022, the Holmes Development Corporation be approved for an Upgrade to Building and Fire Codes Grant in the amount of \$20,000.00.

**DS-22-181 - Appointment of Accountable Executive for the Oshawa Executive Airport (Ward 2)**

**Recommendation**

1. That, pursuant to Report DS-22-181 dated September 7, 2022, Warren Munro, Commissioner, Development Services Department be appointed by by-law as the Accountable Executive for the Oshawa Executive Airport pursuant to Subpart 6, 106.02(1)(a) of the Canadian Aviation Regulations; and,
2. That, pursuant to Report DS-22-181 dated September 7, 2022, the Airport Manager be directed to notify the Federal Minister of Transport that Warren Munro, Commissioner, Development Services Department has been appointed by by-law as the Accountable Executive for the Oshawa Executive Airport pursuant to Subpart 6, 106.02(1)(b) of the Canadian Aviation Regulations; and,
3. That, pursuant to Report DS-22-181 dated September 7, 2022, Warren Munro, Commissioner, Development Services Department be directed to submit to the Federal Minister of Transport a signed statement that he accepts the responsibilities of the position within 30 days after his appointment as the Accountable Executive for the Oshawa Executive Airport pursuant to Subpart 6, 106.02(1)(c) of the Canadian Aviation Regulations; and,
4. That, pursuant to Report DS-22-181 dated September 7, 2022, that the by-law further specify that Warren Munro be fully indemnified by the City against any personal liability arising out of his good faith execution of his duties as the Accountable Executive.

**DS-22-194 - Investigation of Cost to Reconstruct Roselawn Avenue, Winifred Avenue and Bickle Drive (Ward 2)**

**Recommendation**

Whereas, Thornton Road North is an important road in Oshawa,

connecting the Highway 407 East with the Northwood Business Park and areas of Oshawa further south; and,

Whereas, Council has approved the reconstruction of Thornton Road North, generally between Conlin Road and Highway 407 East, as a capital project in the 2022 Capital Budget; and

Whereas the Region of Durham has agreed to extend water and sanitary sewer services along Thornton Road North concurrent with the reconstruction of Thornton Road North; and,

Whereas, some residents who reside in the Bickle Drive Subdivision (i.e. Roselawn Avenue, Winifred Avenue and Bickle Drive), have been experiencing water quality, and water quantity issues; and,

Whereas, the cost to reconstruct Roselawn Avenue, Winifred Avenue and Bickle Drive, including installation of regional water and sewer services, is currently unknown,

Therefore be it resolved, that Development Services staff report to City Council through the 2023 budget deliberations on the estimated cost for reconstruction of Roselawn Avenue, Winifred Avenue and Bickle Drive, including estimates from the Region for regional services, and associated project timelines.

**DS-22-195 - Request for a Report concerning High Speed Internet North of Highway 407 in Oshawa (Ward 1)**

**Recommendation**

That staff prepare a report for Council to advise Oshawa residents on the timing of High Speed Internet being brought to the underserved communities and farm areas north of Highway 407 in Oshawa.

**Report of the Finance Committee**

The Finance Committee respectfully reports and recommends to City Council its Fifty-Ninth Report.

**FIN-22-90 - Correspondence submitted by Denis Bigioni, President, Canadian Automotive Museum requesting Financial Assistance (Ward 4)**

**Recommendation**

That Correspondence Item FIN-22-90 submitted by Deni Bigioni, President, Canadian Automotive Museum requesting Financial Assistance be referred to the 2023 Budget.

**FIN-22-84 - Correspondence submitted by the Oshawa Central Council of Neighbourhood Associations Requesting Financial Assistance in the Replacement of the Septic System at the Thornton Dundee Hall (Ward 4)**

**Recommendation**

Whereas the Septic System issues at Thornton Dundee Hall are an

environmental, health and safety issue requiring immediate attention;  
and,

Whereas the Treasurer advises there are suitable funds available in the Infrastructure Reserve;

Therefore be it resolved that an amount not to exceed one hundred thousand dollars (\$100,000.00) be approved for the replacement of the Septic System at Dundee Hall.

**FIN-22-94 - Correspondence Submitted by the Durham Catholic District School Board Requesting a Waiving of Fees (All Wards)**

Recommendation

That Additional Correspondence FIN-22-94 submitted by the Durham Catholic District School Board requesting a waiving of field user fees be referred to staff for a report.

**FIN-22-91 - Notice of Motion - Quarterly Reserve Fund Tracking Reports (All Wards)**

Recommendation

That the Notice of Motion FIN-22-91 concerning the Quarterly Reserve Fund Tracking Reports be referred to the review and update of the Financial Strategy to take place in the next term of Council.

**FIN-22-92 - Correspondence submitted by Gordon Barton concerning a Request for Road Improvements on 4880 Stevenson Road North (Ward 1)**

Recommendation

That Correspondence FIN-22-92 submitted by Gordon Barton concerning a request for road improvements on 4880 Stevenson Road North be referred to the 2023 Budget.

**FIN-22-78 - Corporate Payments for the Month of June 2022 (All Wards)**

Recommendation

That Report FIN-22-78 concerning the Corporate Payments for the month of June 2022 be received for information.

**FIN-22-79 - Corporate Payments for the Month of July 2022 (All Wards)**

Recommendation

That Report FIN-22-79 concerning the Corporate Payments for the month of July 2022 be received for information.

**FIN-22-80 - Corporate Payments for the Month of August 2022 (All Wards)**

Recommendation

That Report FIN-22-80 concerning the Corporate Payments for the month of August 2022 be received for information.

**FIN-22-81 - Summary of Contract Awards During the Period of June 1,**

**2022 to August 31, 2022 (All Wards)**

Recommendation

That Report FIN-22-81, dated September 14, 2022 Summary of Contracts Awarded during the Period of June 1, 2022 to August 31, 2022 be received for information.

**FIN-22-82 - Financial Position as of July 31, 2022 (All Wards)**

Recommendation

That Report FIN-22-82, dated September 14, 2022 concerning the City's financial position as of July 31, 2022 be received for information.

**FIN-22-83 - 2023 Interim Tax Levying By-law (All Wards)**

Recommendation

That the 2023 Interim Tax Levying By-law as outlined in Attachment 1 to Report FIN-22-83 dated September 14, 2022 concerning the 2023 Interim Tax Levying By-law be approved.

**FIN-22-86 - Capital Projects Status as at July 31, 2022 (All Wards)**

Recommendation

That Report FIN-22-86 concerning the Capital Project Status Report as at July 31, 2022 dated September 14, 2022 be received for information.

**FIN-22-87 - Corporate Purchasing Card (P-Card) (All Wards)**

Recommendation

Whereas, the City of Oshawa has used U.S. Bank for its P-Card Services since 1999; and,

Whereas, on November 30, 2015 Council approved FIN-15-105 Accounts Payable and Purchasing Audit Report recommendation that included updates to the P-Card Policy and a review of the P-Card provider; and,

Whereas, Bank of Montreal (BMO) was awarded the Corporate Card Services Program through a competitive bid process issued by the Province of Ontario; and,

Whereas, Finance staff reviewed the Province of Ontario agreement with Bank of Montreal (BMO) for corporate card services program; and,

Whereas, the BMO Corporate Card Services Program offers an enhanced software web portal, increased software capabilities and reporting, modernized P-Card program, and annual rebates based on Oshawa's P-Card spend; and,

Whereas, the program is offered at no cost to the City and staff are estimating an annual rebate of \$12,000, based on current spending; and,

Whereas, the implementation will address the KPMG recommendation and include an assessment of current cardholders, re-evaluation of spending/transaction limits, revisiting the Corporate Credit Card, new staff agreement & policy;

Therefore, be it resolved that pursuant to Report FIN-22-87, Council authorize the Manager, Procurement and Accounts Payable to award a contract to Bank of Montreal for Corporate Purchasing Card Program and implement a Corporate Purchasing Card Program.

**FIN-22-89 - Finance Committee Outstanding Items Status Report - Third Quarter, 2022 (All Wards)**

**Recommendation**

That Report FIN-22-89, dated September 14, 2022 being the Finance Committee's Outstanding Items Status Report for the third quarter of 2022 be received for information.

**FIN-22-93 - Oshawa Participation in the 2023 Ontario Parasport Games (Ward 4)**

**Recommendation**

Whereas the 2023 Ontario Parasport Games will be held in the Durham Region on February 3, 4, and 5, 2023 (three nights); and,

Whereas, the City received correspondence from the Region of Durham dated September 1, 2022 requesting that the City of Oshawa become a host venue for 5-a-Side Soccer, after the unfortunate collapse of the initial host venue in January and that the City of Oshawa consider that the permitted time be donated in-kind in support of this event (Attachment 1); and,

Whereas Regional Council has endorsed and supported the successful bid to host the 2023 Ontario Parasport Games by Sport Durham, the Region of Durham; and,

Whereas the 2023 Ontario Parasport Games is supported by the Government of Ontario through its Games Ontario program and will attract over 500 participants, including 300 athletes from across the province, participating in 11 sports; and,

Whereas it is estimated the Games will have an economic impact of nearly \$700,000 for Durham Region and will result in lasting legacies which benefit Durham residents; and,

Whereas the City of Oshawa is well positioned to host 5-a-Side Soccer at the Oshawa Civic Recreation Complex Fieldhouse; and,

Whereas the facility permitting costs to host this event are estimated at

\$3,700.

Therefore, be it resolved that the request from the Region of Durham to host 5-a-Side Soccer at the Oshawa Civic Recreation Complex be approved and that the \$3,700 in permitting fees be waived in support of the 2023 Ontario Parasport Games.

**FIN-22-88 - Next Generation 9-1-1 (NG-911) Single Source (All Wards)**

**Recommendation**

1. That in accordance with Report FIN-22-88 dated September 14, 2022, that the Manager, Procurement and Accounts Payable be authorized to award a single source contract to Netagen in the amount of \$775,000 (exclusive of HST), for a NG-911 compatible communication systems for a five year term; and,
2. That in accordance with Report FIN-22-88 dated September 14, 2022, that City staff be authorized to negotiate a contract with Intergraph Canada ULC, Hexagon Safety, Infrastructure, & Geospatial Division for a NG-911 compatible C.A.D. solution for submission in the 2023 Capital Budget; and,
3. That in accordance with Report FIN-22-88 dated September 14, 2022, upon approval of NG-911 compatible C.A.D. solution project in the 2023 Capital Budget and successful negotiations with Intergraph Canada ULC, Hexagon Safety, Infrastructure, & Geospatial Division, that the Manager, Procurement and Accounts Payable be authorized to award a single source contract to Intergraph Canada ULC, Hexagon Safety, Infrastructure, & Geospatial Division:
  - a. The City's component of the cost not to exceed the approved 2023 capital budget, and the total which is anticipated to be approximately \$2.55 million; and,
  - b. Include the City's component of the cost of support and maintenance in the annual operating budgets, which is estimated to be approximately \$56,000/year.

**FIN-22-92 - New Financial Strategy for Parks and Trails (All Wards)**

**Recommendation**

That the following motion be referred to the Parks, Recreation, Library and Cultural Facility Needs Assessment Study:

Whereas City Parks and Trails require a comprehensive funding strategy;

Now therefore the City investigate a new financial strategy for Parks and Trails.



## **Staff Reports/Motions**

None

## **Public Discussion Agenda**

### **Matters Excluded from Consent Agenda**

### **Recess**

## **Closed Consent Agenda**

### **Recommendation**

That all items listed under the heading of Closed Consent Agenda for the City Council Meeting dated September 26, 2022 be adopted as recommended.

### **Closed Correspondence**

**CNCL-22-60 - Domenic Albis, Chair, Downtown Oshawa Business Alliance  
Submitting Correspondence concerning Hiring Practices at the City of Oshawa  
(All Wards)**

Closed Pursuant to Section 239 (2)(b) of the Municipal Act

(See Page 1C)

### **Recommendation**

That Correspondence CNCL-22-60 from Domenic Albis, Chair, Downtown Oshawa Business Alliance submitting correspondence concerning the hiring practices at the City of Oshawa be referred to Item CNCL-22-61.

### **Closed Standing Committee Reports**

#### **Report of the Community Services Committee**

None

#### **Report of the Corporate Services Committee**

None

#### **Report of the Development Services Committee**

The Development Services Committee respectfully reports and recommends to City Council its Eighty-Fourth Report.

**DS-22-189 - Fourth Report of the Port of Oshawa Working Group (Ward 5)**

Closed Pursuant to Section 239 (2)(c)(k) of the Municipal Act

### **Recommendation**

1. That, pursuant to Closed Report PORT-22-01 dated August 31, 2022, the Commissioner, Development Services Department be authorized to execute the agreements as generally contained in Attachments 3 through 8 of said Report, subject to the agreements being in a form and content satisfactory to the Commissioner, Development Services Department and the City

Solicitor; and,

2. That, pursuant to Closed Report PORT-22-01 dated August 31, 2022, the appropriate staff be authorized to undertake the various actions outlined in Section 5.2.7 of said Report; and,
3. That, Pursuant to Closed Report PORT-22-01 dated August 31, 2022, Council endorse in principle the concept landscape drawings as generally contained in Attachment 9 of said Report, and direct the Commissioner, Development Services Department to report back to the Port of Oshawa Working Group, the Development Services Committee and Council for approval of the final design drawings.

**DS-22-175 - Disposal Strategy: Air and Underground Rights Associated with the City-owned Public Parking Lot (Lot 16) located on the south side of Athol Street East, between Celina and Albert Streets (Ward 1)**

Closed Pursuant to Section 239 (2)(c) of the Municipal Act

**Recommendation**

That, pursuant to Report DS-22-175 dated September 7, 2022, staff be authorized to execute the disposal strategy outlined in Section 5.3 of said Report for the air and underground rights associated with the City-owned public parking lot (Lot 16) located on the south side of Athol Street East, between Celina Street and Albert Street, that was conditionally declared surplus to municipal requirements by City Council on June 20, 2022.

**DS-22-180 - Request by the Ontario Regiment R.C.A.C. Regimental Museum to enter the City-owned Oshawa Executive Airport South Field to undertake Required Studies in Support of their Expansion Proposal (Ward 2)**

Closed Pursuant to Section 239 (2)(c) of the Municipal Act

**Recommendation**

That based on Closed Item DS-22-180:

1. The request from the Ontario Regiment R.C.A.C. Regimental Museum to enter specific City-owned lands be approved; and,
2. That the Commissioner, Development Services Department be authorized to execute any required documents to give effect to Part 1; and,
3. That City Council support, in principle, the expansion proposal formally submitted by the Ontario Regiment R.C.A.C. Regimental Museum at the South Field of the Oshawa Executive Airport, subject to, but not limited to, such matters as the submission of an application for Site Plan Approval, all appropriate studies in support of the Site Plan Approval

application, an assessment of any and all improvements to existing services in the South Field necessary to appropriately accommodate the expansion, and the negotiation of an appropriate lease/licence, all to the satisfaction of the City.

**DS-22-182 - Update on Potential Sale of Unimproved and Closed Montgomery Street Road Allowance (Ward 5)**

Closed Pursuant to Section 239 (2)(c) of the Municipal Act

**Recommendation**

That pursuant to Closed Report DS-22-182 dated September 7, 2022 concerning the disposition of the unimproved and closed Montgomery Street road allowance located north of Bloor Street East, south of Highway 401, east of Ritson Road South and west of Wilson Road South, the Commissioner, Development Services Department be authorized to execute the revised disposal strategy as outlined in Section 5.6 of said Report.

**DS-22-188 - Request by the Robert McLaughlin Gallery to make Certain Improvements to the Leased Premises at 72 Queen Street (Ward 4)**

Closed Pursuant to Section 239(2)(c) of the Municipal Act

**Recommendation**

1. That, pursuant to Item DS-22-188, the Robert McLaughlin Gallery's proposed leasehold improvements are approved in principle, subject to all necessary requirements by City staff, the Central Lake Ontario Conservation Authority and the Region of Durham being met to the satisfaction of the Commissioner, Development Services Department; and,
2. That, pursuant to Item DS-22-188, and subject to the approval of Part 1 above, the Commissioner, Development Services Department or Director of Planning Services be authorized to sign-off on behalf of the City of Oshawa, as owner of the subject lands at 72 Queen Street, on any required permits or agreements in support of the Robert McLaughlin Gallery's proposed leasehold improvements.

**Report of the Finance Committee**

The Finance Committee respectfully reports and recommends to City Council its Sixtieth Report.

**FIN-22-85 - City of Oshawa / Oshawa Senior Citizens Centre Relationship Audit - Upgrade regarding Municipal Services Agreement (All Wards)**

Closed Pursuant to Section 239 (2)(h)(k) of the Municipal Act

**Recommendation**

That pursuant to Closed Report FIN-22-85 dated September 14, 2022, staff be directed to proceed as recommended in Section 5.2 of said Report.

#### **Closed Staff Reports/Motions**

None

#### **Closed Discussion Agenda**

#### **Matters Excluded from Consent Agenda**

#### **Items Requiring Action**

##### **CNCL-22-61 - Chief Administrative Officer's Position - Options for Filling the Vacancy (All Wards)**

Closed Pursuant to Section 239 (2)(b) of the Municipal Act

(Verbal Report)

#### **Rise and Report**

#### **By-Laws**

##### **120-2022 - A By-law to Enact Council's Decision concerning the Chief Administrative Officer's Position**

(Implements direction of September 26, 2022 through Report CNCL-22-61 to enact Council's decision concerning the Chief Administrative Officer's position.)

##### **121-2022 - A By-law to Amend Delegation By-law 29-2009, as amended**

(Implements Council direction of May 24, 2022 through Item CS-22-59 of the Fortieth Report of the Community Services Committee to delegate authority to the Commissioner, Community Services Department, or the Director, Operations, to execute encroachment agreements related to parks and open space projects with the Regional Municipality of Durham.)

##### **122-2022 - A By-law to Amend Delegation of Authority By-law 29-2009, as amended**

(Implements Council direction of May 24, 2022 through Item CS-22-60 of the Fortieth Report of the Community Services Committee to delegate authority to the Commissioner, Community Services Department, the Director, Operations Services or the Manager, Parks and Waste Operations for the purpose of simplifying the process for ongoing stewardship activities on City-owned land.)

##### **123-2022 - A By-law to Amend By-law 78-91, as amended, By-law 79-99, By-law 83-2000, as amended**

(Implements Council direction of June 20, 2022 through Item DS-22-163 of the Fourth Report of the Joint Development Services and Community Services Committees to amend Skateboards and Bicycles By-law 78-91, as amended, the Traffic and Parking By-law 79-99, as amended and the Parks and Facilities By-law 83-2000, as amended, to include a new definition and update appropriate sections for all three by-laws for regulating e-scooters.)

##### **124-2022 - A By-law to Establish and Regulate the City of Oshawa's Fire Department**

(Implements Council direction of June 20, 2022 through Item CS-22-71 of the Forty-First Report of the Community Services Committee to establish and regulate the City of Oshawa's Fire Department.)

**125-2022 - A By-law to Amend Road Occupancy By-law 37-2007, as amended**

(Implements Council direction of June 20, 2022 through Item CS-22-65 of the Forty-First Report of the Community Services Committee to implement a system of tiered and escalating administrative monetary penalties and extend the requirement for a Road Occupancy Permit to include general occupancy in addition to the current construction or maintenance purposes.)

**126-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements Council direction of May 24, 2022 through Item CS-22-61 of the Fortieth Report of the Community Services Committee to impose administrative penalties concerning the use of electric vehicle parking spaces.)

**127-2022 - A By-law to Amend By-laws 76-2006, 136-2006, 78-2008, 64-2020, 23-2014, 103-2005, 65-2020, 78-2006, 33-92, 120-2005, 94-2002, 127-2007, 112-82, 65-2009, 83-2000, 79-2006, 14-2010, 72-96, 78-91, 92-2009, 41-2001, 97-2009, 113-2008, as amended**

(Implements Council direction of June 20, 2022 through Item CORP-22-49 of the Forty-First Report of the Corporate Services Committee to amend Adequate Heat By-law 76-2006, as amended, Boulevard By-law 136-2006, as amended, City Trees By-law 78-2008, as amended, Dust and Mud Control By-law 64-2020, as amended, Fence and Sight Triangle By-law 23-2014, as amended, Fortification By-law 103-2005, as amended, Fouling of Highways By-law 65-2020, as amended, Group Home Registration By-law 78-2006, as amended, Highway Vending By-law 33-92, as amended, Licensing By-law 120-2005, as amended, Lodging House Licensing By-law 94-2002, as amended, Lot Maintenance By-law 127-2007, as amended, Noise By-law 112-82, as amended, Nuisance By-law 65-2009, as amended, Parks and Facilities By-law 83-2000, as amended, Pool Enclosure By-law 79-2006, as amended, Responsible Pet Owners By-law 14-2010, as amended, Sign By-law 72-96, as amended, Skateboards and Bicycles By-law 78-91, as amended, Snow Removal By-law 92-2009, as amended, Two Unit Houses Registration By-law 41-2001, as amended, Unauthorized Parking By-law 97-2009, as amended, Waste Collection By-law 113-2008, as amended, to introduce standardized prohibitions for failing to comply with any provision or standard of the by-law and, where applicable, for failing to comply with work orders, and to streamline the implementation and issuance of Administrative Monetary Penalties.)

**128-2022 - A By-law to Establish The Corporation of the City of Oshawa's Rules of Procedure for Meetings of Council and Applicable Committees**

(Implements Council direction of June 20, 2022 through Report CNCL-22-52 to establish The Corporation of the City of Oshawa's rules of procedure for Meetings of Council and applicable Committees and to repeal By-law 111-2017, as amended.)

**131-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements direction of September 26, 2022 through Item CS-22-84 of the Forty-

Second Report of the Community Services Committee to change the overnight seasonal parking restriction from '3:00 a.m. to 6:00 a.m. from December 1st to April 1st of the following year' to '2:00 a.m. to 6:00 a.m. from December 1st to April 1st of the following year.')

**132-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements direction of September 26, 2022 through Item CS-22-82 of the Forty-Second Report of the Community Services Committee to implement a Community Safety Zone on Simcoe Street South from Harbour Road to the south limit of Simcoe Street South, on Cedar Street from Wentworth Street West and Stone Street and on Phillip Murray Avenue from Park Road South and Valley Drive.)

**133-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements direction of September 26, 2022 through Item CS-22-82 of the Forty-Second Report of the Community Services Committee to implement a 40 km/h maximum rate of speed on Simcoe Street South from Harbour Road to the south limit of Simcoe Street South, on Harbour Road from Simcoe Street South to Farewell Street, on Cedar Street from Wentworth Street West to Stone Street, and on Phillip Murray Avenue from Park Road South to Valley Drive.)

**134-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements direction of September 26, 2022 through Item CS-22-83 of the Forty-Second Report of the Community Services Committee to implement provisions for maximum rate of speed within a rate of speed area.)

**135-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements direction of September 26, 2022 through Item CS-22-90 of the Forty-Second Report of the Community Services Committee to implement a Community Safety Zone on Columbus Road East between Simcoe Street North and Ritson Road North and on Columbus Road West between Simcoe Street North and Thornton Road North.)

**136-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements direction of September 26, 2022 through Item CS-22-97 of the Forty-Second Report of the Community Services Committee to implement a 40 km/h maximum rate of speed on Hillcroft Street from Simcoe Street North to Glebe Avenue and on Galahad Drive from Glebe Avenue to Camelot Drive.)

**137-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements direction of September 26, 2022 through Item CS-22-94 of the Forty-Second Report of the Community Services Committee to implement a 40 km/h maximum rate of speed on Riverside Drive North from Bond Street East to Ascot Street.)

**138-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements direction of September 26, 2022 through Item CS-22-93 of the Forty-Second Report of the Community Services Committee to implement a 40 km/h maximum rate of speed on Rossland Road East from Harmony Road North to

Grandview Street North.)

**139-2022 - A By-law to Amend Traffic By-law 79-99, as amended**

(Implements direction of September 26, 2022 through Item CS-22-91 of the Forty-Second Report of the Community Services Committee to prohibit heavy trucks on Grandview Street North between Taunton Road East and Conlin Road East.)

**140-2022 - A By-law to Appoint an Accountable Executive for the Oshawa Executive Airport**

(Implements direction of September 26, 2022 through Item DS-22-181 of the Eighty-Third Report of the Development Services Committee to appoint Warren Munro, Commissioner, Development Services Department as the Accountable Executive for the Oshawa Executive Airport pursuant to the Canadian Aviation Regulations.)

**141-2022 - A By-law to provide for implementation and collection of an interim tax levy for 2023**

(Implements direction of September 26, 2022 through Item FIN-22-83 of the Fifty-Ninth Report of the Finance Committee to implement and collect an interim tax levy for 2023.)

**142-2022 - A By-law to require the installation and maintenance of Carbon Monoxide Alarms**

(Implements direction of September 26, 2022 through Item CS-22-79 of the Forty-Second Report of the Community Services Committee to require the installation and maintenance of Carbon Monoxide Alarms in all dwelling units containing fuel burning appliances and/or having attached garage(s) and to repeal By-law 72-2012, as amended.)

**Matters Tabled**

None

**Notices of Motion Previously Given**

None

**Notices of Motion**

The following seven notices of motion are submitted by Councillor McConkey:

"Whereas affordable accessible dwelling units in the City of Oshawa are needed for social housing; and ,

Whereas many new high rise residential apartment buildings in excess of 10 floors are slated for construction in Oshawa;

Now therefore the City of Oshawa initiate a new program for affordable accessible housing in Oshawa in collaboration with the Region of Durham and with community developer/builder partners, with the City of Oshawa approving a new policy that one dwelling unit per floor of all new buildings in Oshawa being constructed over a10 floor height be made available to the Region of Durham for lease and to permit the Region to sublease for affordable accessible social housing under a special

agreement with the building owner."

And;

"Whereas Oshawa has a number of new by-laws and recently has become home to many new residents; and,

Whereas the role of the City Communications department is to raise public awareness of many changes related to Oshawa governance matters, rules and regulations;

Now therefore City staff be instructed to publish an on-line guide for the people of Oshawa which contains a summary of the most frequently requested Oshawa By-laws, similar to the practice of other municipalities to better inform residents of what is allowed or prohibited under certain City by-laws."

And;

"Whereas City-wide surveys conducted by the City for the design of neighbourhood parks would benefit from a new policy where there is a weighting of all participants in the survey, in fairness to residents in the park neighbourhood. The geographic location of the survey participants should be factored in the ranking of certain survey questions;

Now therefore City surveys should include a request for the first three digits of the postal code of any individuals completing a survey in order for the City to ensure a fair weighting of the survey responses, with higher weighting given to individuals responding from the neighbourhood where the park is located."

And;

"Whereas Hydro One encourages hydro corridor secondary uses for recreational trails and have a licensing program to accommodate municipalities looking to improve the walkability and active appreciation of neighbourhoods; and,

Whereas the Hydro Corridor east of Ritson Road North, north of Taunton and Ormond for an approximate distance of 2km to Conlin Road connects 4 Parks, Everglades, Ritson Fields, Parkwood Meadows and Conlin Meadows Parks; and,

Whereas an off-road recreational trail in this Hydro Corridor was included in the City's Development Charges Act in 2019, to be completed in 2023, and has been included as a proposed trail in the City of Oshawa's 2014 Active Transportation Master Plan;

Now therefore the licensing of the Hydro One Corridor and design for the construction of a recreational trails be included in the 2023 Capital Budget."

And;

"Whereas Everglades Park is a well used neighbourhood park in an area with many



families; and,

Whereas the playground equipment that is in serious need of upgrades;

Now therefore the redevelopment design of Everglades Park be included in the 2023 Capital Budget."

And;

"Whereas Clarington has successfully implemented Vision Zero measures for road safety; and,

Whereas Oshawa also is committed to Vision Zero and new traffic calming measures; and,

Whereas Clarington and other municipalities have found the red and white striped tiger tail banner under a City stop sign to be effective;

Now therefore staff consider the addition of tiger tail signs to certain stop signs and the cost to be included in the 2023 budget."

And;

"Whereas the City of Oshawa is committed to a barrier free built environment; and,

Whereas other municipalities have a program for proposed accessible ramps which would encroach on existing sidewalks or public right-of-ways;

Now therefore staff investigate implementing encroachment agreements that could improve the accessibility across the City."

#### **Confirming By-Law**

A by-law to confirm the City Council meeting of September 26, 2022.

#### **Adjournment**



# Comune di Aquino

*Medaglia d'Argento al Merito Civile*



**Ufficio del Sindaco**  
**Dr. Libero MAZZAROPPI**

US2022.023.040422.C

M.F.I.P.P.A. Sec 14 (1)

M.F.I.P.P.A. Sec 14 (1)

PROV. 3591

**Dr. Dan Carter, Mayor**  
**City of Oshawa**

2nd Floor, West Wing, City Hall  
50 Centre Street South  
Oshawa, ON L1H 3Z7

Aquino, April 05, 2022

Dear Mayor Dan Carter and Members of Council,

On behalf of Members of City Council and the residents of Aquino, I am pleased to convey my sincere good wishes to you, your Council and the residents of the Town of Oshawa.

Please accept our gratitude for the wonderful days you dedicate to our community, in June, called "Aquino Days Tank Week End".

We still remember the days we welcomed Aquino The Ontario Regiment (RCAC), Veterans and Members of Ontario Regiments Association.

I sincerely said thank you to Mayor John Henry for a nice letter he dedicated to us. In Aquino there is a magnificent Monument dedicated to young Canadians who lost their lives in a historic battle that gave us freedom and democracy.

I – as well as all the Members of the Council of Aquino – truly agree with you in order to continue developing the bond that The Ontario Regiment and the Veterans initiated so many years ago.

Therefore We decided to draw up a project plan of twinship between Aquino and Oshawa, if you accept and enjoy enterprise.

The City of Aquino is looking forward to receive your confirmation for the introduction of the administrative procedure.

In the keen hope of being able to meet soon.

Yours truly,



**Libero Mazzaroppi**  
**Mayor**

*Libero Mazzaroppi*





The Regional  
Municipality  
of Durham

Corporate Services  
Department  
Legislative Services

605 Rossland Rd. E.  
Level 1  
PO Box 623  
Whitby, ON L1N 6A3  
Canada

905-668-7711  
1-800-372-1102  
Fax: 905-668-9963

durham.ca

**Don Beaton, BCom, M.P.A.**  
Commissioner of Corporate  
Services

THIS LETTER HAS BEEN FORWARDED  
TO THE EIGHT AREA CLERKS

**CNCL-22-57**

(Previously INFO-22-183)

April 27, 2022

Mary Medeiros, Clerk  
City of Oshawa  
50 Centre Street South  
Oshawa ON L1H 3Z7

Dear Ms. Medeiros:

**RE: Modified Vehicles in Durham Region - Our File: C11**

Council of the Region of Durham, at its meeting held on April 27, 2022, adopted the following resolution of the Works Committee:

“A) WHEREAS Regional and Area Municipal Councils are receiving an increasing number of community complaints and negative feedback regarding increased noise due to modified vehicles in the Region;

AND WHEREAS the Durham Regional Police Service have laid over 300 tickets for vehicles making unnecessary noise and over 500 tickets for vehicles with prohibited mufflers or mufflers making excessive noise in the Region over the last two years under the *Highway Traffic Act (HTA)*;

AND WHEREAS on October 28, 2019, the Province of Ontario introduced *Bill 132, Better for People, Smarter for Business Act, 2019*, which creates a new section 75.1 in the HTA that makes it an offence to tamper with motor vehicles by (a) removing, bypassing, defeating or rendering inoperative all or part of a motor vehicle's emission control system or (b) modifying a motor or motor vehicle in any way that results in increased emissions from the level to which it was originally designed or certified by the manufacturer of the motor or motor vehicle, as well as prohibit the sale of tampering devices;

AND WHEREAS section 75.1 of the HTA will help reduce noise from vehicles by reducing modifications to emission systems that can lead to unnecessary noise and prohibit the sale of tampering devices to emission systems in Ontario;

AND WHEREAS although *Bill 132* received Royal Assent on December 10, 2019, the Lieutenant Governor has not yet proclaimed section 75.1 of the *HTA* and therefore is currently not in force;

AND WHEREAS Regional Council want all legislative options available to assist the Durham Regional Police Service and Local Area Municipalities to enforce the HTA and reduce unnecessary noise from Regional and local roads;

NOW THEREFORE BE IT RESOLVED:

1. THAT Regional Council requests that the Province of Ontario proclaim section 75.1 of the *Highway Traffic Act (Better for People, Smarter for Business Act, 2019, S.O. 2019, c. 14, Sched. 16, s. 11)* immediately;
2. That Regional Council request that funding for approved decibel monitoring devices and supporting legislation be provided by the Province, outfitting police services in Ontario with the necessary tools for enhanced enforcement;
3. That Regional Council request that updates be provided by the Province as to the timing of when section 75.1 of the *Highway Traffic Act* will be proclaimed and what steps the Province will take to limit the import and sale of modified exhaust systems in Ontario;
4. That a copy of this motion be sent to The Honourable Caroline Mulroney, Minister of Transportation; all Durham Region Members of Provincial Parliament; Durham Regional Police Service; the Ontario Provincial Police; and, the Durham Region Roundtable on Climate Change Committee; and
5. That a copy of this motion be forwarded to the Durham Local Area Municipalities for endorsement.

Alexander Harras

Alexander Harras  
Regional Clerk/Director of Legislative Services

AH/np

c: J. Demanuele, Acting Commissioner of Works

From: Laurie Blaind **M.F.I.P.P.A. Sec. 14 (1)**

Sent: Thursday, July 21, 2022 9:58 AM

To: clerks <[clerks@oshawa.ca](mailto:clerks@oshawa.ca)>

Subject: REQUEST TO SPEAK AT NEXT CITY COUNCIL MTG

HI,

Could you please add RENT A BENCH as a delegate to speak at the upcoming Oshawa City Council Meeting Sept 28, 2022. Staff has not followed Council's directive to extend current contract negotiations.

David Spackman

**M.F.I.P.P.A. Sec. 14 (1)**





From: Dean Lindsay **M.F.I.P.P.A. Sec. 14 (1)**  
Sent: Friday, August 12, 2022 12:18 PM  
To: clerks <[clerks@oshawa.ca](mailto:clerks@oshawa.ca)>  
Subject: OATAC Resignation

To: Mayor Carter and All City Councillors

From: Dean Lindsay - Chair, OATAC  
Greetings,

I am writing to inform you that effective immediately, I am resigning from the Oshawa Active Transportation Advisory Committee, OATAC.

Rather than just inform the city clerk of my resignation and leave, as many others have done in the past, I feel I have an obligation to provide reasons for my decision and offer suggestions that may be helpful to Council and future community members wishing to serve on the OATAC.

The main reasons for my resignation is the lack of support for the OATAC and the procedural restrictions placed on Advisory members. Community members apply for Advisory positions because they want to make a positive change in their city. They donate their valuable time for a voluntary, non-monetary committee of council attending and preparing for meetings. They anticipate that their hard work and the ideas they develop will be considered by Council.

Unfortunately, this is not the case, reports prepared by the OATAC were either shelved or returned with a recommendation of no action. The reality is, community members can be more effective and have access to Council without sitting on an Advisory Committee. They can call the Mayor or Councillors on issues anytime, whereas Advisory committee members are not permitted this opportunity.

It is very disappointing that two main OATAC initiatives, Active Streets and a Bike Month event were never fully supported by Council. When we cannot close a major street for Active Transportation but it can be done for a classic car show, speaks volumes on the priorities for Active Transportation in the City of Oshawa.

There are many other issues such as electric e-bike usage on multi-use paths and the proliferation of parked vehicles in designated bike lanes through-out the city. These and other safety related issues have been raised for years by the OATAC with no action or enforcement from Council or staff.

If there truly is a commitment to promote and encourage Active Transportation in our city. I would suggest there needs to be more involvement between the OATAC, Council and staff. No Advisory Committee should have to work in isolation, regular meetings and a sharing of ideas need to be established between all parties. We are a growing city that should be leading other municipalities when it comes to Active Transportation initiatives.

On a final note, I want to thank the city clerks and the OATAC policy advisors, they are very professional and dedicated in their positions. It was a pleasure working with them.

Yours truly,  
Dean Lindsay



---

Hon. Steve Clark  
Minister of Municipal Affairs and Housing  
17<sup>th</sup> Floor, 777 Bay Street  
Toronto ON M7A 2J3  
[minister.mah@ontario.ca](mailto:minister.mah@ontario.ca)

**Sent by E-Mail**

June 23, 2022

**Re: Temporary Replacements at Regional Council**

The following resolution was passed by Ajax Town Council at its meeting held on June 20, 2022:

**WHEREAS** Section 268 of the *Municipal Act* provides for the appointment of an alternative member of a local municipal council to act in place of a member of an upper-tier council in their absence from a meeting thereof; and,

**AND WHEREAS** s. 268(2)(a) precludes a lower-tier municipality from appointing more than one alternate member during the term of Council, meaning that the appointed member must serve in that capacity for the entire term of Council to the exclusion of other lower-tier members;

**AND WHEREAS** serving as an alternate at the upper-tier Council from time to time provides a useful development opportunity for members of the lower-tier Council, and promotes better understanding of upper-tier policy matters among lower-tier council members;

**AND WHEREAS** municipalities such as Ajax may wish to appoint alternates to the upper-tier Council on a rotating basis, in order to provide for the above noted benefits.

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Province be urged to amend Section 268 of the *Municipal Act* by deleting subsection 2(a) which restricts the appointment of more than one alternate member during the term of council; and,
2. A copy of this motion be circulated to The Minister of Municipal Affairs and Housing, the Region of Durham, and all lower-tier municipalities in Durham Region.

If you require further information please contact me at 905-619-2529 ext. 3342 or [Jason.McWilliam@ajax.ca](mailto:Jason.McWilliam@ajax.ca).

Sincerely,

A handwritten signature in blue ink, appearing to read 'Jason McWilliam', with a long horizontal stroke extending to the right.

Jason McWilliam  
Manager of Legislative Services/Deputy Clerk

Copy: Mayor Collier  
Councillor A. Khan  
Region of Durham  
All Durham Region municipalities

April 28, 2022

Paul Ralph  
City Chief Administrative Officer  
The Corporation of the City of Oshawa  
50 Centre Street S  
Oshawa, Ontario  
L1H 3Z7

Dear Paul,

**Oshawa Power and Utilities Corporation (Oshawa Power) Report of the Chairman to the Shareholder –  
First Quarter Report (2022)**

I am pleased to present the 2022 First Quarter Report of Oshawa Power to the Corporation of the City of Oshawa, the sole shareholder of this Corporation.

**1. Draft Financial Data**

	<b>2022 (Actual) 31-Mar</b>	<b>Budget</b>	<b>2021 (Actual) 31-Mar</b>
Total Distribution Revenue	7,184	7,078	6,391
Total other Revenue	1,718	1,804	1,276
Net Revenue	8,902	8,882	7,667
Total Expenses	3,942	4,699	4,068
EBITDA	4,960	4,183	3,599
Depreciation	1,818	1,855	1,721
EBIT	3,142	2,328	1,878
Interest Expense	772	669	668
Extraordinary Items			
Net Income Before Taxes	2,370	1,659	1,210
Net Income	2,370	1,639	1,180
Return on Equity (annualized)	3.40%	2.3%	1.80%

**2. Other Information**

- Changes to energy policy – no major updates.
- Newly adopted corporate policies – no major updates.
- Tax issues – no major updates.

This report is for information and is respectfully submitted on behalf of the Board of Directors of Oshawa Power and Utilities Corporation.

### **3. Commentary**

#### **Health and Safety**

Oshawa Power is pleased to note that they have maintained their status of no lost time injuries. The company has reached the milestone of over one million hours with no lost time injuries. This is something that is quite an accomplishment for an organization of our size, and with the challenges of a pandemic distracting staff as well. An acknowledgement will be held for staff in June to acknowledge the milestone, with a formal ceremony taking place in the fall when the IHSA joins us to present the award.

#### **COVID-19**

Oshawa Power continues to be diligent in its efforts to protect against COVID-19. Public Health updates continue to be shared with all employees as well as industry and informational updates. Oshawa Power continues to offer Rapid Antigen Testing twice weekly. This program has successfully identified asymptomatic cases and prevented spread in our workplace. As the province has opened up we are aware that cases are on the rise and continue to recommend that staff continue with precautions such as: mask wearing, social distancing and other precautions to staff.

### **4. Regulatory**

Quarterly reporting and record keeping requirements to the Ontario Energy Board (OEB) include the following:

- Commodity deferral and variance account balances
- Customer counts for each rate class
- Micro FIT and FIT generation connections

#### **Compliance**

The Company is compliant with all bank covenants.

#### **OEB Updates**

The OEB moratorium on disconnections will be ending on April 30, 2022. Oshawa Power staff have spent considerable efforts ensuring that customers are aware of assistance programs that are available to them. Some of these efforts have included: connecting with customers by telephone or site visit, working with the Oshawa Public Libraries and Ontario Works to ensure staff are aware and can direct those needing assistance to a program that will work for them, reaching out to MPP Jennifer French's office to provide information about assistance programs and provide them with direct contact information to our staff. Oshawa Power is experiencing an increase in accounts receivables, but has been working with customers to make payment arrangements and will only be disconnecting customers as a last resort. With the number of payment arrangements in place, we expect the outstanding amounts to decrease as those payment plans progress.

### **5. Support Programs**

As noted above Oshawa Power has been working to assist those customers in need and will continue with these efforts.

#### **Low Income Energy Assistance Program (LEAP) Update**

The LEAP program started 2022 with \$39,629 in funding. Customers can access LEAP up to a maximum of \$1,000 (\$1200 with electric heat).

#### **The Ontario Electricity Support Program (OESP)**

OESP provides qualifying residents with a monthly on bill credit. The amount is determined by the number of people living in the household and the total household income. Currently there are 2,186 qualifying residents in the City of Oshawa. Customers can apply for help at the following website: <https://ontarioelectricitysupport.ca/>

### Oshawa Power Compassion Fund

Oshawa Power implemented a first of its kind assistance program specifically for Oshawa residents, ***“The Oshawa Power Compassion Fund,”*** designed to help those who are facing difficulty from COVID-19 or another significant life event and do not qualify for existing programs. The fund was developed to help those who “fall through the cracks.” Disconnecting service is a last resort and creates a cycle that is difficult for customers to get out of. The compassion fund helps customers get their accounts back into good standing. Funds are limited and assistance is approved in the order that it is received, up to \$150 per household, not exceeding the arrears on the account. To apply, the customer must only provide their name, account number, and contact email or telephone number.

### The Rainy Day Fund

Oshawa Power is constantly working to find other available programs to support our customers. The Rainy-Day Fund is a program available through the Shine Through The Rain Foundation to assist those diagnosed with a serious or life threatening illness with overdue utility bills. The application can be found at: <https://shinethroughtherain.ca/rainydayfund/> or by calling: 1-866-753-0303.

Funding	Q1	Q2	Q3	Q4	Total
LEAP Funds Assigned (in Dollars)	\$27,226				\$27,226
LEAP Funds Remaining (in dollars)	\$11,403				
# of LEAP Approvals	42				42
Current # of OESP Recipients	2,122				2,122
Oshawa Power Compassion Fund	20	0	0	20	\$3,000

Yours very truly,



Denise Carpenter, ICD.D  
Chair of the Board  
cc: Board of Directors





August 4, 2022

Paul Ralph  
City Chief Administrative Officer  
The Corporation of the City of Oshawa  
50 Centre Street S  
Oshawa, Ontario  
L1H 3Z7

Dear Paul,

**Oshawa Power and Utilities Corporation (Oshawa Power) Report of the Chairman to the Shareholder –  
Second Quarter Report (2022)**

I am pleased to present the 2022 Second Quarter Report of Oshawa Power to the Corporation of the City of Oshawa, the sole shareholder of this Corporation.

**1. Draft Financial Data**

	<b>2022 (Actual) 30-Jun</b>	<b>Budget</b>	<b>2021 (Actual) 30-Jun</b>
Total Distribution Revenue	13,776	13,711	12,848
Total other Revenue	3,714	3,730	2,887
Net Revenue	17,490	17,441	15,735
Total Expenses	8,163	9,570	7,993
EBITDA	9,327	7,871	7,742
Depreciation	3,797	3,710	3,445
EBIT	5,530	4,161	4,297
Interest Expense	1,458	1,336	1,355
Extraordinary Items			
Net Income Before Taxes	4,072	2,825	2,942
Taxes	484	71	80
Net Income	3,588	2,754	2,862
Return on Equity (annualized)	3.40%	2.3%	1.80%

**2. Other Information**

- Changes to energy policy – no major updates.
- Newly adopted corporate policies – no major updates.
- Tax issues – no major updates.

This report is for information and is respectfully submitted on behalf of the Board of Directors of Oshawa Power and Utilities Corporation.

### 3. Commentary

#### Health and Safety

As noted in the Q1 report Oshawa Power has reached over one million hours with no lost time injuries and continues to operate without a lost time injury.

In addition to this milestone, Oshawa Power scored 82% on a public safety awareness survey conducted by Utility Pulse. The OEB requires LDCs to conduct this survey every 2 years. Oshawa Power scored above average, but will use these results to continue to educate the public about electrical safety.

The Electrical Safety Authority conducts an Audit on LDCs to rate their level of compliance with Regulation 22/04: Electrical Distribution Safety. Upon completion of the Audit, Oshawa Power was found to be compliant in all areas.

Oshawa Power works hard at protecting the safety of our workforce and the public in general from electrical hazards and are always striving to improve on our results.

#### COVID-19

Oshawa Power recognizes that, although the province has relaxed and removed mandates, COVID-19 is still among us and continues with precautions and offers Rapid Antigen Testing on a weekly basis for anyone wishing to test.

### 4. Regulatory

Quarterly reporting and record keeping requirements to the Ontario Energy Board (OEB) include the following:

- Commodity deferral and variance account balances
- Customer counts for each rate class
- Micro FIT and FIT generation connections

#### Compliance

The Company is compliant with all bank covenants.

#### OEB Updates

The OEB moratorium on disconnections came to an end on April 30, 2022. Oshawa Power staff have and continue to work with customers to make payment arrangements and direct them to agencies where they can access help with past due balances. Oshawa Power continues to offer their compassion fund for those who do not qualify for other financial assistance programs.

Summer electricity rates are now in effect with the on-peak and mid-peak times shifting for the summer period for time of use customers, and the thresholds decreasing for tiered pricing customers.

TOU Price Periods	❄ Winter (November 1 - April 30)	☀ Summer (May 1 - October 31)	TOU Prices (¢/kWh)
Off-Peak	Weekdays 7 p.m. – 7 a.m. Weekends and holidays all day	Weekdays 7 p.m. – 7 a.m. Weekends and holidays all day	8.2
Mid-Peak	Weekdays 11 a.m. – 5 p.m.	Weekdays 7 a.m. – 11 a.m. and 5 p.m. – 7 p.m.	11.3
On-Peak	Weekdays 7 a.m. – 11 a.m. and 5 p.m. – 7 p.m.	Weekdays 11 a.m. – 5 p.m.	17.0

Tier Thresholds	❄ Winter (November 1 - April 30)	☀ Summer (May 1 - October 31)	Tiered Prices (¢/kWh)
Tier 1	Residential – first 1,000 kWh/month Non-residential – first 750 kWh/month	Residential – first 600 kWh/month Non-residential – first 750 kWh/month	9.8
Tier 2	Residential – for electricity used above 1,000 kWh/month Non-residential – for electricity used above 750 kWh/month	Residential – for electricity used above 600 kWh/month Non-residential – for electricity used above 750 kWh/month	11.5

## 5. Support Programs

As noted above Oshawa Power has been working to assist those customers in need and will continue with these efforts.

### Low Income Energy Assistance Program (LEAP) Update

Temporary changes to LEAP

**Effective January 10, 2022** - To support Ontarians through the ongoing COVID-19 pandemic, the OEB is once again temporarily increasing the flexibility of LEAP: Applicants no longer need to be in threat of disconnection or have been disconnected but do still need to be in arrears and at or below the income thresholds. Customers may now access the program more than once a year but the maximum amount of assistance remains at \$1,000 (\$1200 with electric heat). OPUC added additional funds for a total of \$73,099 in funding available.

### The Ontario Electricity Support Program (OESP)

OESP provides qualifying residents with a monthly on bill credit. The amount is determined by the number of people living in the household and the total household income. Currently there are 2,089 qualifying residents in the City of Oshawa. Customers can apply for help at the following website: <https://ontarioelectricitysupport.ca/>

### Oshawa Power Compassion Fund

Oshawa Power implemented a first of its kind assistance program specifically for Oshawa residents, ***"The Oshawa Power Compassion Fund,"*** designed to help those who are facing difficulty from COVID-19 or another significant life event and do not qualify for existing programs. The fund was developed to help those who "fall through the cracks." Disconnecting service is a last resort and creates a cycle that is difficult for customers to get out of. The compassion fund helps customers get their accounts back into good standing. Funds are limited and assistance is approved in the order that it is received, up to \$150 per household, not exceeding the arrears on the account. To apply, the customer must only provide their name, account number, and contact email or telephone number.

### The Rainy Day Fund

Oshawa Power is constantly working to find other available programs to support our customers. The Rainy-Day Fund is a program available through the Shine Through The Rain Foundation to assist those diagnosed with a serious or life threatening illness with overdue utility bills. The application can be found at: <https://shinethroughtherain.ca/rainydayfund/> or by calling: 1-866-753-0303.

Funding	Q1	Q2	Q3	Q4	Total
LEAP Funds Assigned (in Dollars)	\$27,226	\$35,401			\$62,627
LEAP Funds Remaining (in dollars)	\$45,873	\$10,472			
# of LEAP Approvals	42	51			93
Current # of OESP Recipients	2,122	2,089			2,089
Oshawa Power Compassion Fund	20	26	0	20	46

Yours very truly,



Denise Carpenter, ICD.D  
Chair of the Board  
cc: Board of Directors



**From:** Kirk Lowe <M.F.I.P.P.A. Sec. 14(1)>  
**Sent:** Tuesday, September 20, 2022 8:33 AM  
**To:** clerks <[clerks@oshawa.ca](mailto:clerks@oshawa.ca)>; \* Council <[council@oshawa.ca](mailto:council@oshawa.ca)>; Laura Davis <[LDavis@oshawa.ca](mailto:LDavis@oshawa.ca)>  
**Subject:** Surplus Land at Delpark Homes

To whom it may concern:

My understanding is that according to Report Number: DS-22-174, the City of Oshawa has approved the sale of surplus property adjacent to Delpark Homes. I know a LOT of nearby residents and Oshawanians who would disapprove of selling municipal property that could easily HAVE USE, and not be deemed surplus. Here's a short list to help council improve our city and quality of life:

1. Basketball/Pickleball Courts
2. Fenced Dog Park
3. Expanded Community Garden (which seems to thrive)
4. Farmers' Market w Cover
5. Oshawa Community Group Storage to free up prime space in Recreation Centre

I understand the short-term benefits of selling this property to this city, and the group wanting to purchase this property but the city has allowed developers to reduce the size of parks, nature trails and general quality of life and I know a lot of people are tired of seeing this happen. This area has some of the worst kept parks in Oshawa, little greenspace or walking paths, no cover to enjoy the outdoors to name a few.

Thanks for your consideration.

Kirk

--

Kirk Lowe

<M.F.I.P.P.A. Sec. 14(1)> (M)

<M.F.I.P.P.A. Sec. 14(1)>

**From:** Jackie Graham <M.F.I.P.P.A. Sec. 14(1)>

**Sent:** Tuesday, September 20, 2022 9:36 AM

**To:** \* Council <[council@oshawa.ca](mailto:council@oshawa.ca)>; clerks <[clerks@oshawa.ca](mailto:clerks@oshawa.ca)>; Laura Davis <[LDavis@oshawa.ca](mailto:LDavis@oshawa.ca)>

**Subject:** Re: Surplus land just north of Delpark Homes Centre

If I can add to my letter below as I pressed send too fast.

I do understand the need for the community member to acquire more parking for their building. IF this sale goes through, can council consider using any money received to improve local green space in the area? Many suggestions below.

Thank you.

Jackie Graham

To whom it may concern:

My understanding is that according to Report Number: DS-22-174, the City of Oshawa has approved the sale of surplus property adjacent to Delpark Homes.

I don't recall there being community input as to whether that land is actually surplus. I know of many community members that could have found a good use for that land that would benefit us all.

Local residents have come up with short list to help council improve our city and quality of life:

- Basketball/Pickleball Courts

- Tennis courts

- Fenced Dog Park

- Expanded Community Garden (which seems to thrive)

- Farmers' Market w Cover

- Oshawa Community Group Storage to free up prime space in Recreation Centre

- Revamped skate park - the current one at Delpark is pretty embarrassing and gets no use

- outdoor rink / lacrosse box

I understand the short-term benefits of selling this property, but the city has allowed developers to reduce the size of parks, nature trails, and general quality of life and I know a lot of people are tired of seeing this happen.

This area has some of the worst kept parks in Oshawa, little greenspace or walking paths, and no cover to enjoy the outdoors to name a few.

Thanks for your consideration.

Jackie Graham

<M.F.I.P.P.A. Sec. 14(1)>

Oshawa, Ontario <M.F.I.P.P.A. Sec. 14(1)>





**From:** rita litherland <M.F.I.P.P.A. Sec 14(1)>  
**Sent:** Tuesday, September 6, 2022 3:00 PM  
**To:** clerks <[clerks@oshawa.ca](mailto:clerks@oshawa.ca)>; \* Council <[council@oshawa.ca](mailto:council@oshawa.ca)>  
**Subject:** Rural north Oshawa lack of high Speed internet

To Whom It May Concern,

I would like to bring this issue of lack of sufficient Internet in my area to the attention of Council. I have been living in rural Raglan for 30 years and still no high speed internet is available. Living in this area is like living in the dark ages. We are within minutes of a shopping center and yet no internet. I feel this area has not been prioritized and it needs to be. It is about time that the City of Oshawa address this issue and make things happen . This is an essential service and have experienced months of no internet when we had that storm in May. This was unacceptable and needs to be addressed so this does not happen again. I feel as though we have fallen thru the cracks and have been forgotten about.

Regards,  
Rita Litherland

**From:** Mark Allen <[mark@arcgrehab.com](mailto:mark@arcgrehab.com)>  
**Sent:** Friday, September 16, 2022 4:43 PM  
**To:** Laura Davis <[LDavis@oshawa.ca](mailto:LDavis@oshawa.ca)>  
**Subject:** HI Speed Internet in the North Oshawa Region

Good afternoon Laura

I have read several emails and communications regarding the implementation of High Speed Services to the North Oshawa area and the continued proverbial "passing of the buck" that seems to go on at all levels.

I would like to bring to your attention my household which is not unlike many others .

When the pandemic struck it was so easy for the government to encourage people to work from their homes. My wife works IT for Lakeridge Health, I run my own business in the medical field, my daughter is doing her masters in social work while working for kids help line ( an on line telephone service for children to call who are struggling with their mental health ) and another daughter in her third year of university. With the paltry 8 mega bites off service that I get, let alone the 6 weeks that it was down during the recent wind storm in May, who in my household should have priority with the internet services. Well these are the sort of issues that not only my household but a large number of households in this region face, while everyone else points fingers at each other regarding whose responsibility it is.

When Oshawa held meetings for development of the Columbus area, how did they suggest these meetings were held with the public....virtually and what an absolute zoo of a mess those meetings were.

I have only been in the region of Columbus for 6 years, while I have watched the speed of development whizz all around me with the greed of commercialism, it is apparent that the cost reward is not high enough to bring services to our region.

I hope it was not a child that you knew that couldn't get through to the helping ears or my daughter because some bureaucrat decided to point in someone else's direction to move this service along. Its time for someone to push these services through. I am hoping that you can bring my email and concerns to the council meeting so that we can find a champion worthy of my vote come election time

**Regards,**

**Mark Allen**  
Director



**ARC**  
**Occupational Therapy & Medical Assessments**

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**From:** Tracey Podlowski <M.F.I.P.P.A. Sec 14(1)>  
**Sent:** Tuesday, September 20, 2022 10:39 AM  
**To:** clerks <[clerks@oshawa.ca](mailto:clerks@oshawa.ca)>  
**Cc:** \* Council <[council@oshawa.ca](mailto:council@oshawa.ca)>  
**Subject:** Internet availability in Raglan

Good morning, I reside in Raglan and would like to address the ongoing internet issues we have. We continue to pay an exorbitant amount of money for service that is less than adequate. If you plan on having company over to watch a movie on Netflix, you better reevaluate that thought, you'll more than likely spend the evening watching the buffer go around. We've tried almost every service provider available, and the end result is the same - spotty at best internet connection.

Please take this matter into consideration, as we are part of the City of Oshawa, and the Region of Durham. We pay more than our fair share of taxes, yet fail to be able to access adequate service on multiple levels.

Sincerely,

Tracey Podlowski



## **Oshawa City Council - Special Meeting**

### **Minutes**

**June 10, 2022, 9:30 a.m.  
Council Chamber**

Present: Mayor Carter  
Councillor Chapman  
Councillor Giberson  
Councillor Gray  
Councillor Hurst  
Councillor Kerr  
Councillor Marimpietri  
Councillor Marks  
Councillor McConkey  
Councillor Neal  
Councillor Nicholson

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#### **Additional Agenda Items**

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That Report CNCL-22-49 being the Fortieth Report of the Corporate Services Committee be added to the agenda for the meeting of June 10, 2022 and referred to Report CNCL-22-47.

Motion Carried

#### **Declarations of Pecuniary Interest**

None.

#### **Reports**

Moved by Councillor Chapman  
Seconded by Councillor Nicholson

That Council proceed into Committee of the Whole.

Motion Carried

## **CNCL-22-47 - Review of Procedure By-law 111-2017, as amended (All Wards)**

Moved by Councillor Chapman

That in accordance with Report CNCL-22-47, dated May 25, 2022, regarding a Review of Procedure By-law 111-2017, as amended:

1. That Council adopt the proposed amendments to clarify various clauses and further amend Council's Procedure By-law 111-2017, as amended, as set out in Attachment 1; and,
2. That Council provide direction related to comments received by Members of Council and matters referred to staff regarding proposed amendments to Council's Procedure By-law 111-2017, as amended, as set out in Attachment 2; and,
3. That staff report back to the June 20, 2022 Council meeting with a draft consolidated amended Procedure By-law.

A request for division was made to vote on each Part separately.

Moved by Councillor Nicholson

That Part 1 of the Recommendation contained in Item CNCL-22-47 be tabled until Council has considered the suggestions in Attachment 2.

Affirmative (1): Councillor Nicholson

Negative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor Neal

Absent (1): Councillor McConkey

Motion Lost (1 to 9)

Moved by Councillor Nicholson

That Staff Proposed Amendment, Suggestion #1-8 in Attachment 1 of Report CNCL-22-42 concerning the definition of "Visiting Councillor" be deleted.

Affirmative (2): Councillor Neal, and Councillor Nicholson

Negative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor McConkey

Motion Lost (2 to 9)

Moved by Councillor Nicholson

That Staff Proposed Amendment, Suggestion #1-11, Section 4, Part 4.9 in Attachment 1 of Report CNCL-22-47 be amended to add the words 'on motions' after the words 'in discussion'.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Neal

Negative (3): Councillor Hurst, Councillor Kerr, and Councillor Nicholson

Motion Carried (8 to 3)

Moved by Councillor Giberson

That Staff Proposed Amendment, Suggestion #1-17, Section 14, Part 14.2, in Attachment 1 of Report CNCL-22-47 be amended to move i) i. Items Pulled from Information Package to immediately following iii) a. Matters Excluded from Consent Agenda.

Affirmative (10): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (10 to 0)

Moved by Councillor Giberson

That Staff Proposed Amendment, Suggestion #1-18, Section 14, Part 14.3, in Attachment 1 of Report CNCL-22-47 be amended to move i) i. Items Pulled from Information Package to immediately following iii) a. Matters Excluded from Consent Agenda.

Affirmative (10): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (10 to 0)

Moved by Councillor Marks

That Staff Proposed Amendment, Suggestion #1-20, Section 18, Part “d” in Attachment 1 to Report CNCL-22-47 be amended to delete the words 'Two-Thirds'.

Affirmative (10): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (10 to 0)

Moved by Councillor Nicholson

That Staff Proposed Amendment, Suggestion #1-20, Section 18 in Attachment 1 to Report CNCL-22-47 be amended to add the following as Part e):

'e) Presentations on a matter will be made either at a Committee meeting or at a Council meeting but not at both '.

Affirmative (6): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Marks, and Councillor Nicholson

Negative (3): Councillor Hurst, Councillor Kerr, and Councillor Marimpietri

Absent (2): Councillor McConkey, and Councillor Neal

Motion Carried (6 to 3)

Moved by Councillor Marks

That Staff Proposed Amendment, Suggestion #1-22, Section 26 c) of CNCL-22-47 Attachment 1 be amended to delete the words '(and seconder if applicable)'.

Affirmative (4): Councillor Chapman, Councillor Giberson, Councillor Marks, and Councillor McConkey

Negative (6): Mayor Carter, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Lost (4 to 6)



Moved by Councillor Chapman

That Part 1 of the Recommendation contained in Report CNCL-22-47 being Staff Proposed Amendments to the Procedure By-law 111-2017 be adopted, as amended.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

Moved by Councillor Nicholson

That the Procedure By-law be amended to adopt Suggestion #2-4 in Attachment 2 to Report CNCL-22-47 to add the following to the end of Section 3.5:

'Any advice given must be given orally so that all members of Council are aware of its content and that it is in the oral or video record of the Council meeting'

**Amendment:**

Moved by Councillor Marks

That the motion be amended to replace the word 'must' with 'can'.

Affirmative (10): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Negative (1): Councillor Neal

Motion Carried (10 to 1)

The vote to adopt Suggestion #2-4 of CNCL-22-47 Attachment 2, as amended.

Affirmative (10): Mayor Carter, Councillor Giberson, Councillor Gray, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor Neal, and Councillor Nicholson

Negative (1): Councillor Chapman, and Councillor Hurst

Absent (1): Councillor McConkey

Motion Carried (8 to 2)

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-26 in Attachment 2 to Report CNCL-22-47 that motions are not permitted following a delegation, but to be made under the discussion of the actual item on the agenda.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

Moved by Councillor Nicholson

That the meeting recess for five minutes.

Motion Carried

The meeting recessed at 10:48 a.m. and reconvened at 10:58 a.m. with all members of Council in attendance except Councillor Neal.

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-27 in Attachment 2 to Report CNCL-22-47 to adopt the Procedure used by the City of Pickering regarding questioning of delegates.

**Amendment:**

Moved by Councillor Giberson

That the motion be amended to include a time limit of up to one (1) minute for Members of Council to ask their question as Part 2.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Negative (1): Councillor McConkey

Absent (1): Councillor Neal

Motion Carried (9 to 1)

The vote to adopt Suggestion #2-27 concerning questioning of delegates, as amended.

Affirmative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Marimpietri, and Councillor Marks

Negative (4): Councillor Kerr, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (7 to 4)

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-33 in Attachment 2 to Report CNCL-22-47 regarding the Role of Chairs with regards to only making comments after all other speakers and leaving the Chair to participate in debate.

**Amendment:**

Moved by Councillor Chapman

That Suggestion #2-33 be amended to replace the word 'and' with 'or by' after the word 'debate,'.

Motion Carried

The vote to adopt Suggestion #2-33 in Attachment 2 to Report CNCL-22-47, as amended.

Affirmative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Marimpietri, and Councillor Marks

Negative (4): Councillor Kerr, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (7 to 4)

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-36 in Attachment 2 to Report CNCL-22-47 to add the words “making decision about meeting business by reviewing agenda material and seeking information and advice from staff prior to the meeting.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-37 in Attachment 2 to Report CNCL-22-47 regarding the procedure of Challenging a Chair's decision by having the Challenger state the reason for the Challenge.

**Amendment:**

Moved by Councillor Nicholson

That the motion be amended to allow the Chair and Challenger to explain their respective position prior to the vote on the challenge.

Motion Carried

The vote to adopt Suggestion #2-37 in Attachment 2 to Report CNCL-22-47, as amended.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

Moved by Councillor Nicholson

That the Procedural By-law be amended to include Suggestion #2-40 in Attachment 2 to Report CNCL-22-47, such that the Chair must identify the rule broken in rulings.

Affirmative (8): Mayor Carter, Councillor Giberson, Councillor Gray, Councillor Kerr, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Negative (2): Councillor Chapman, and Councillor Hurst

Absent (1): Councillor Marimpietri

Motion Carried (8 to 2)

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-51 in Attachment 2 to Report CNCL-22-47 that a copy of a “time-sensitive” motion must be distributed to the Clerk and all Council Members prior to a Motion to waive the rules is introduced.

**Amendment:**

Moved by Councillor Nicholson

That the motion be amended to add the words "at least one business day" before the words 'prior to a Motion'.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

The vote to adopt Suggestion #2-51 in Attachment 2 to Report CNCL-22-47, as amended.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-53 in Attachment 2 of Report CNCL-22-47 that there should be a submission deadline such as 4:00 pm on the Business Day prior to a meeting for an item to be accepted by the Clerk and added to an agenda as an Addition item. Every effort will be made by the Clerk to have such items sent to Council by 4:30 pm on the Business Day prior to the meeting.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

Moved by Councillor Nicholson

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-55 that all additional agenda items from staff require a Two-Thirds Majority vote to waive the rules, and a second Two-Thirds Majority vote to add the item.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

Moved by Councillor Giberson

That the Procedural By-law be amended to include a new item under Section 19 that Council must make a decision regarding how to dispose of the substantive motion, not just the direction given to the motion where the recommended direction fails at Council.

**Amendment:**

Moved by Councillor Chapman

That the proposed item under Section 19 be deferred until Council has dealt with the remaining items in Attachment 2.

Motion Carried

Moved by Councillor Kerr

That the meeting recess for one hour and a half.

Motion Carried

The meeting recessed at 12:26 p.m. and reconvened at 2:00 p.m. with all members of Council in attendance except Councillor McConkey.

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-63 in Attachment 2 to Report CNCL-22-47 to adopt Durham Region's procedure regarding a Notice of Motion requiring a Mover and Seconders before it is placed on the Council Agenda and that once on the Council Agenda the Council will decide its disposition which could be to approve with or without amendments, deny or refer to a Committee for further discussion and action.

Affirmative (10): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor Neal, and Councillor Nicholson

Absent (1): Councillor McConkey

Motion Carried (10 to 0)

Councillor McConkey re-entered the meeting.

Moved by Councillor Nicholson

That the Procedure By-law be amended to include appropriate wording to adopt the intent of CORP-22-47 related to failed Notices of Motion and Items Introduced.

Affirmative (6): Councillor Giberson, Councillor Kerr, Councillor Marimpietri, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Negative (5): Mayor Carter, Councillor Chapman, Councillor Gray, Councillor Hurst, and Councillor Marks

Motion Carried (6 to 5)

Moved by Councillor Giberson

That the rules of procedure in committee meetings be revised so that during debate:

1. 'The Mover of the motion provides opening comments up to 5 minutes  
Question portion: committee members are first able to ask questions (of staff, of the mover);
  - Questions have a time limit of 1 minute;
  - Each member may ask up to 3 questions; once the members' list is exhausted on first questions, further questions may be taken from members

Comment portion: (as current practice, 10 minutes first time speaking, 5 minutes afterwards); and,

- If a member has further questions during the debate portion, they must first indicate that they have questions when acknowledged by the chair and the chair will acknowledge that the member is resuming the question format (1 minute to ask question, 3 maximum).'

Affirmative (5): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Marimpietri, and Councillor Nicholson

Negative (6): Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marks, Councillor McConkey, and Councillor Neal

Motion Lost (5 to 6)

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-78 in Attachment 2 to Report CNCL-22-47 that only recommendations and resolutions may be amended and the content of a Report or Whereas statements may not be amended.

**Amendment:**

Moved by Councillor Nicholson

That the motion be amended to add 'or debated' at the end of the sentence.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Negative (3): Councillor Giberson, Councillor McConkey, and Councillor Neal

Motion Carried (8 to 3)

The vote to adopt Suggestion #2-78 in Attachment 2 to Report CNCL-22-47, , as amended.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Negative (3): Councillor Giberson, Councillor McConkey, and Councillor Neal

Motion Carried (8 to 3)

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-79 in Attachment 2 of Report CNCL-22-47



that "Receive for Information" is an action and cannot be amended to include another action.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor McConkey

Negative (2): Councillor Neal, and Councillor Nicholson

Motion Carried (9 to 2)

Moved by Councillor Giberson

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-81 in Attachment 2 of Report CNCL-22-47 that a motion to put the Motion to a vote requires a Two-Third Majority Vote and is not amendable or debatable.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Kerr, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Negative (3): Councillor Gray, Councillor Hurst, and Councillor Marimpietri

Motion Carried (8 to 3)

Moved by Councillor Chapman

That Section 30 of the Procedural By-law be amended as follows:

1. That the word "Personal" be deleted from all sub-sections; and
2. That the words "present at the meeting" in third sentence of sub-section 30. a) be deleted.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

Moved by Councillor Marks

That the Procedure By-law be amended such that 'at a meeting of a Standing Committee questions from members and visiting councillors on outstanding matters (confined to the committee outstanding list) to staff may be asked without a motion,

once the business of the committee is complete, and time permits. The time allotted for such questions is limited to 10 minutes with no follow-up round of questions'.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Negative (2): Councillor Giberson, and Councillor Neal

Motion Carried (9 to 2)

Moved by Councillor Chapman

That the Procedural By-law be amended to include appropriate wording to adopt the intent as recommended in Suggestion #2-87 in Attachment 1 to Report CNCL-22-47 in that Direction to Staff must be made as a motion and voted on accordingly.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

Moved by Councillor Giberson

That the Procedural By-law be amended to include the following under the Section 14.2:

'That 'Items Tabled' at a Standing Committee appear at the end of the Committee agendas similar to the practice for Council agendas'.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Negative (2): Councillor Gray, and Councillor Neal

Motion Carried (9 to 2)

Moved by Councillor Nicholson

That the Procedural By-law be amended to include the following::

"That any item referred to Standing Committee by Council and is not actioned be referred automatically back to Council at the expiry of one calendar year".

Affirmative (2): Councillor Neal, and Councillor Nicholson

Negative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marks, and Councillor McConkey

Absent (1): Councillor Marimpietri

Motion Lost (2 to 8)

Moved by Councillor McConkey

That the Procedure By-law be amended to include the intent of Suggestion #106 in Attachment 2 to Report CNCL-22-47 concerning Correspondence at Education and Training Sessions.

Affirmative (2): Councillor McConkey, and Councillor Neal

Negative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marks, and Councillor Nicholson

Absent (1): Councillor Marimpietri

Motion Lost (2 to 8)

Moved by Councillor Nicholson

That the Procedural By-law be amended to include Parts a) to e) in Suggestion #2-107 in Attachment 2 to Report CNCL-22-47 Attachment 2 concerning Section 25.1 Rules of Debate at Council Meeting.

**Amendment:**

Moved by Councillor Nicholson

That the motion be amended to include the following as Part f):

'f) The time allocated to asking questions be limited to a maximum of one minute'.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marks, and Councillor Nicholson

Negative (2): Councillor McConkey, and Councillor Neal

Absent (1): Councillor Marimpietri

Motion Carried (8 to 2)

**Amendment:**

Moved by Councillor Giberson

That Part d) be amended to replace 'five (5) minutes" with 'one (1) minute"'.

Affirmative (6): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Kerr, and Councillor Marks

Negative (4): Councillor Hurst, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Absent (1): Councillor Marimpietri

Motion Carried (6 to 4)

The vote to adopt Suggestion #2-107 in Attachment 2 to Report CNCL-22-47, as amended.

Affirmative (1): Councillor Nicholson

Negative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marks, Councillor McConkey, and Councillor Neal

Absent (1): Councillor Marimpietri

Motion Lost (1 to 9)

Moved by Councillor Chapman

That the meeting recess for thirty minutes.

Affirmative (2): Councillor Neal, and Councillor Nicholson

Negative (6): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, and Councillor Kerr

Absent (3): Councillor Marimpietri, Councillor Marks, and Councillor McConkey

Motion Carried (2 to 6)

The meeting recessed at 3:51 p.m. and reconvened at 4:13 p.m. with all members of Council in attendance except for Councillors Marimpietri, Marks and McConkey.

Moved by Councillor Nicholson

That the Procedure By-law be amended to add "Members Questions" to the order of business for Regular Council Meetings.

Affirmative (2): Councillor Neal, and Councillor Nicholson

Negative (6): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, and Councillor Kerr

Absent (3): Councillor Marimpietri, Councillor Marks, and Councillor McConkey

Motion Lost (2 to 6)

Moved by Councillor Giberson

That pursuant the Procedure By-law be amended to include the following wording:

'When a recommendation from a Standing Committee to Council contains a referral motion and the referral motion loses at Council, Council must make a decision concerning the original matter'.

Affirmative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Hurst, Councillor Kerr, Councillor Neal, and Councillor Nicholson

Negative (1): Councillor Gray

Absent (3): Councillor Marimpietri, Councillor Marks, and Councillor McConkey

Motion Carried (7 to 1)

The vote to adopt Part 3 of the Recommendation contained in Item CNCL-22-47 to report back to the June 20, 2022 Council meeting with a draft consolidated amended Procedure By-law.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Neal, and Councillor Nicholson

Absent (3): Councillor Marimpietri, Councillor Marks, and Councillor McConkey

Motion Carried (8 to 0)

Moved by Councillor Chapman

That Council rise from Committee of the Whole.

Motion Carried

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That Council ratify decisions made in Committee of the Whole.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Neal, and Councillor Nicholson

Absent (3): Councillor Marimpietri, Councillor Marks, and Councillor McConkey

Motion Carried (8 to 0)

### **Confirming By-law**

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That the Confirming By-law be passed.

Motion Carried

### **Adjournment**

Moved by Councillor Kerr  
Seconded by Councillor Hurst

That the meeting adjourn at 4:24 p.m.

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Mayor

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City Clerk



## Oshawa City Council Minutes

June 20, 2022, 9:45 a.m.  
Council Chamber

Present: Mayor Carter  
Councillor Chapman  
Councillor Giberson  
Councillor Gray  
Councillor Hurst  
Councillor Kerr  
Councillor Marimpietri  
Councillor Marks  
Councillor McConkey  
Councillor Neal  
Councillor Nicholson

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### Public Meeting

#### Recognition of Indigenous Lands

The City of Oshawa is situated on treaty land that is steeped in rich indigenous history and is the present day home to many First Nations, Metis and Inuit people. Today, we acknowledge that we are gathering on land covered under the Williams Treaties, and the traditional territories of the Mississaugas of Scugog Island First Nation.

#### Council Member Announcements

Various announcements were made relating to activities and events.

#### Additional Agenda Items

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That the delegation of Tess Pierce concerning Item DS 22-144 be added to the agenda for the meeting of June 20, 2022. **(Requires 2/3 vote of members present)**

Motion Carried

## **Declarations of Pecuniary Interest**

### **Councillor McConkey - DS-22-127 - Process to Designate a Heritage Conservation District under Part V of the Ontario Heritage Act in the Community of Columbus (Ward 1)**

Councillor McConkey declared a conflict of interest concerning DS-22-127 as her family owns property within the area and did not take part in discussion or voting on the matter

### **Councillor Kerr - DS-22-122 - Revised Applications to Amend the Oshawa Official Plan and Zoning By-law 60-94, HVJ Properties Inc. (Atria Development), 35, 39 and 45 Division Street, 196, 200 and 204 Bond Street East and 46 Kenneth Avenue (Ward 4)**

Councillor Kerr declared a conflict of interest concerning DS-22-122 as the Applicant became a sponsor of the Troubadour Concert Series of which he is an unpaid volunteer organizer and did not take part in discussion or voting on the matter.

### **Councillor Neal - FIN-22-77 - City of Oshawa / Oshawa Senior Citizens Centre Relationship Audit - Municipal Services Agreement (All Wards)**

Councillor Neal declared a conflict of interest on FIN-22-77 as he sits on the Board of Directors for the Oshawa Senior Citizens Centres and did not take part in discussion or voting on the matter.

### **Mayor Carter - CS-22-63 - Downtown Sidewalk Snow Clearing Pilot Project (Ward 4)**

Mayor Carter declared a conflict of interest on CS-22-63 as he owns a business and is a property owner in the area and would be affected by any decision made and did not take part in discussion or voting on the matter.

### **Councillor Kerr - DS-22-130 - Revised Application to Amend Zoning By-law 60-94, Post Office LP (Atria Development), 47 Simcoe Street South (Ward 4)**

Councillor Kerr declared a conflict on DS-22-130 as the Applicant is a sponsor of the Troubadour Concert Series of which he is an unpaid volunteer organizer and did not take part in discussion or voting on the matter.

### **Councillor Marimpietri - DS-22-130 - Revised Application to Amend Zoning By-law 60-94, Post Office LP (Atria Development), 47 Simcoe Street South (Ward 4)**

Councillor Marimpietri declared a conflict of interest on DS-22-130 as he has family members who own property and reside within the area and did not take part in discussion or voting on the matter.

### **Councillor Marimpietri - DS-22-128 - Final Land Use Study of GI (General Industrial) Zoned Lands in the Northwood Business Park (Ward 2)**

Councillor Marimpietri declared a conflict of interest on this matter as he has family members who own property and reside within the area and did not take part in the discussion or voting on the matter.

### **Councillor Marimpietri - DS-22-126 - Comments on Council Declaration as Potentially Surplus: Air and Underground Rights Associated with the City-owned Parking Lot 16 on the South side of Athol St. E, between Celina and Albert Streets, (Ward 4)**



Councillor Marimpietri declared a conflict of interest on DS-22-126 as he has family members who own property and reside within the area and did not take part in discussion or vote on the matter.

**Councillor Kerr - DS-22-126 - Comments on Council Declaration as Potentially Surplus: Air and Underground Rights Associated with the City-owned Parking Lot 16 on the South side of Athol St. E, between Celina and Albert Streets, (Ward 4)**

Councillor Kerr declared a conflict of interest on DS-22-126 as the applicant is a sponsor of the Troubadour Concert Series of which he is an unpaid volunteer organizer and did not take part in discussion or voting on the matter.

Moved by Councillor Nicholson  
Seconded by Councillor Gray

That the Rules of Procedure be waived to introduce a time sensitive motion. **(Requires 2/3 vote of members present)**

Motion Carried

**Request for Community Warning Program for Persons of Special Needs or Circumstances (All Wards)**

Moved by Councillor Nicholson  
Seconded by Councillor Gray

Whereas the recent tragic death of Draven Graham, an 11 year old child on the autistic spectrum, after walking away from the family home; and,

Whereas the Amber Alert has been very effective in announcing to the public children who have been abducted; and,

Whereas a similar alert program for those who have special needs who leave family custody would be seem to be warranted in the Province of Ontario;

Therefore be it resolved that the Council of the City of Oshawa request the Province of Ontario to develop and implement a community warning program similar to Amber Alert for those persons of special needs or circumstance who leave the care givers or locations and potentially themselves at risk; and,

That copies of this resolution be forwarded to Premier Ford, the leaders of the Opposition parties in Ontario, all Durham MPs and MPPs, Durham Region, the District School Boards in Durham Region, all Durham municipalities, and the Durham Regional Police Service to ask them to support the resolution.

Affirmative (11): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (11 to 0)

## **Presentations**

Moved by Councillor Giberson  
Seconded by Councillor Hurst

That the Rules of Procedure be waived in order to alter the Agenda and bring forward the Award Presentations before the Oshawa Senior Community Centres - 2021 Annual Report presentation.  
**(Requires a 2/3 vote of members present)**

Motion Carried

### **Mayor Carter - 2022 Exceptional Student Achievement Award**

Mayor Carter presented the 2022 Exceptional Student Achievement Award to Emma Webb, student at R.S. McLaughlin Collegiate and Vocational Institute.

### **Mayor Carter - 2022 Culture Counts Awards**

Mayor Carter presented the following 2022 Oshawa Culture Counts Awards:

Oshawa Culture Counts Professional Artist Award is awarded to Margaret Rodgers for her contribution to the art community exhibiting media paintings that often deal with women's issues, politics, as well as Oshawa's Heritage; and,

Oshawa Culture Counts Emerging Artist Award is awarded to Bolu Adefemi for her many talents to make positive impact on the world by using her voice about social injustices; and,

Oshawa Culture Counts Innovation and Creation Champion Award is awarded to the Oshawa Museum for its continued history telling of Oshawa with engaging events, inspiring exhibitions and showing a more inclusive history of the community; and,

Oshawa Culture Counts Community Legends Award is awarded to the City of Oshawa residents, workers, volunteers, community groups, businesses, and institutions in the private and public sectors for their contributions made to support the health, safety and well-being of our community during the pandemic.

### **Mayor Carter - Fire Services Exemplary Service Medal**

Mayor Carter presented the Fire Services Exemplary Service Medal to Derrick Clark, Fire Chief in recognition of 30 years of loyal and exemplary service to public safety in Canada from the Governor General.

### **Oshawa Senior Community Centres - 2021 Annual Report**

Sandra Black, Executive Director, OSCC55+ provided a presentation concerning the Oshawa Senior Community Centres 2021 Annual Report.

## **Delegations**

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That the delegations of Liz and Hubert Schillings be heard.

Motion Carried

## **Liz and Hubert Schillings - Item CS-22-75**

Liz and Hubert Schillings were not in attendance and did not address City Council.

## **Tess Pierce - Item DS-22-144**

Tess Pierce addressed City Council concerning Item DS-22-144 regarding the Plan 20Thirty Downtown Revitalization Action Plan.

Members of Council questioned Tess Pierce.

## **Matters Requiring Direction**

### **CNCL-22-51 - Mark Cairns, General Partner, EDEV Inc. - Requesting an Amendment to the Increased Assessment Grant Agreement at 157-163 Athol Street East**

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That Report CNCL-22-51 being a request from Mark Cairns, General Partner, EDEV Inc. for an amendment to the Increased Assessment Grant Agreement at 157-163 Athol Street East be received for information.

Motion Carried

### **CNCL-22-54 - Jason King, CEO, Greater Oshawa Chamber of Commerce - Requesting Financial Support for a Student Orientation Event**

Moved by Councillor Giberson  
Seconded by Councillor Marimpietri

Whereas on June 14, 2022, the City of Oshawa received a letter from the Greater Oshawa Chamber of Commerce proposing an inaugural Post-Secondary Student Orientation Launch Event for the first weekend after Labour Day; and,

Whereas opportunities to build post-secondary student engagement and connection with the broader community is beneficial for all, both during the time students are enrolled at their post-secondary institutions and for the purpose of increasing student retention in the City of Oshawa after program completion; and,

Whereas the Greater Oshawa Chamber of Commerce has received the support from all three major post-secondary institutions and other community groups in Oshawa for the proposed event;

Therefore be it resolved:

1. That City Council direct staff to support the inaugural Post-Secondary Student Orientation Launch Event proposal by the Greater Oshawa Chamber of Commerce for the first weekend after Labour Day in September 2022 by undertaking the following actions:
  - a. waiving any fee, including but not limited to, the use of a City facility or facilities to the upset limit of \$500 as per the Council approved Waiving of Fees Policy;
  - b. working with the partners to identify an appropriate City-owned facility or facilities located in Downtown Oshawa;
  - c. identifying and providing operational support, which may include but not be limited to, road closures or partial lane restrictions and the provision of jersey barriers, tables, chairs, stages, and other City equipment;
  - d. providing other resources that may be of benefit to the inaugural Post-Secondary Student Orientation Launch Event such as, but not limited to, communicating the event through the City's social media channels;
2. That City staff work with the post-secondary institutions and the Greater Oshawa Chamber of Commerce to coordinate the City's contributions to the event; and,
3. That City staff be directed to report back to the Development Services Committee on the inaugural Post-Secondary Student Orientation Launch Event in the 4th quarter of 2022.

Affirmative (10): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (10 to 0)

### **Items Pulled from Information Package**

None

### **Public Consent Agenda**

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That all items listed under the heading of Public Consent Agenda for the City Council Meeting dated June 20, 2022 be adopted as recommended except:

Items CS-22-63 and CS-22-75 of the Forty-First Report of the Community Services Committee; and,

Items DS-22-127, DS-22-122 and By-laws 83-22 and 84-2022, DS-22-123, DS-22-125, DS-22-126, DS-22-128, DS-22-130 and By-law 87-2022, DS-22-133 and By-laws 85-2022 and 86-2022, DS-22-135 and DS-22-152 of the Eighty-First Report of the Development Services Committee; and,

Items FIN-22-67 and FIN-22-70 of the Fifty-Eighth Report of the Finance Committee; and,

Item DS-22-164 of the Second Report of the Joint Development Services and Community Services Committees; and,  
Report CNCL-22-48.

Motion Carried

Moved by Councillor Chapman  
Seconded by Councillor Marks

That the meeting recess for 15 minutes.

The meeting recessed at 11:17 a.m. and reconvened at 11:33 a.m. with all members of Council present except Councillor Neal.

Motion Carried

### **Correspondence**

None

### **Adoption of Council Minutes**

That the minutes of the City Council meetings held on May 24 and May 30, 2022 be adopted.

### **Standing Committee Reports**

#### **Report of the Community Services Committee**

#### **CS-22-78 - Ron Bremner and Greg Milosh Proposing a Community-Funded Landmark Oshawa Sign (All Wards)**

That the proposal for a Community-Funded Landmark Oshawa Sign be endorsed in principle, with a location on City property to be determined at a future date to the satisfaction of City staff and the approval of City Council, and that the project proponents consult with the Centennial Committee for input at the earliest available time and consult with City staff in order that staff can report back to Committee on the considerations and measures necessary to implement the project.

#### **CS-22-72 - New Community Safety Zones and an increase in Durham Regional Police Enforcement (Ward 5)**

Whereas Community Safety Zones are effective in addressing speeding and other traffic issues in areas of special need; and,

Whereas this is especially true is zones that access schools and parks;

Be it resolved that Council support the following:

That the City request Durham Regional Police to increase enforcement for excessive speeding and other traffic offences in the following zones:

- a. Simcoe Street South from Wentworth Street to Lakeview Park; and,

- b. Cedar Street from Wentworth Street West to Stone Street; and,
- c. Phillip Murray Avenue from Valley Drive to Park Road South.

**CS-22-76 - Fourth Report of the Oshawa Active Transportation Advisory Committee (All Wards)**

That Report CS-22-76, being the Fourth Report of the Oshawa Active Transportation Advisory Committee concerning the request for Active Streets Oshawa to include July 1st in the weekend closure of Harbour Road from Simcoe Street to Farewell Street be received for information.

**CS-22-73 - Kyle Paterson Requesting a Disc Golf Course (All Wards)**

That Correspondence CS-22-73, from Kyle Paterson concerning the request for a Disc Golf Course be referred to the Parks, Recreation, Library and Culture Review.

**CS-22-62 - Community Services Outstanding Items List - Second Quarter (All Wards)**

That Report CS-22-62, dated June 8, 2022 being the Community Services Committee's Outstanding Items Status Report for the second quarter of 2022 be received for information.

**CS-22-64 - Memorial Bench (All Wards)**

That CS-22-64, being the Memorial Bench Resolution be referred to staff for a direct response to the individual(s) bringing forward the request, to direct them to the City's Commemorative Tree and Bench Program which welcomes any community organizations or groups of individuals to apply for commemorative benches through an existing process.

**CS-22-65 - Proposed Amendments to Road Occupancy By-law 37-2007 – Tiered and Escalating Administrative Monetary Penalties and inclusion of general occupancy (All Wards)**

Whereas tiered and escalating Administrative Monetary Penalties (A.M.P.s) have proven to be an effective and efficient tool for enhancing compliance with City by-laws;

Whereas staff continually assess the utility of tiered and escalating A.M.P.s in City by-laws and have identified Road Occupancy By-law 37-2007, as amended, as an appropriate by-law to establish tiered and escalating A.M.P.s at the following amounts:

- Tier one: \$250
- Tier two: \$350
- Tier three: \$450

Whereas the Road Occupancy By-law 37-2007 applies to road or lane closures associated with 'Construction or Maintenance' activities, and;

Whereas on occasion Road Occupancy Permits are issued for other temporary activities within the right of way such as moving containers or for parades;

Therefore be it resolved:

1. That, in accordance with Report CS-22-65 dated June 8, 2022 concerning tiered and escalating Administrative Monetary Penalties, Road Occupancy By-law 37-2007, as amended,

be further amended in a form and content acceptable to the Commissioner, Community Services Department and Legal Services to establish tiered and escalating Administrative Monetary Penalties as generally outlined in said Report; and,

2. That the Road Occupancy By-law 37-2007 be further amended to include general occupancy in addition to the current construction or maintenance purposes and that the by-law be in a form and content acceptable to the Commissioner, Community Services Department and Legal Services.

#### **CS-22-66 - Civic Dome Allocation Policy (Ward 4)**

That, pursuant to Report CS-22-66 dated June 8, 2022, the Civic Dome Allocation Policy be approved, with the following revisions:

1. Under 3.0 Scope, 2<sup>nd</sup> paragraph:
  - The first sentence be revised to read:
    - “The City of Oshawa’s Recreation and Culture Services staff will manage the allocation and distribution of indoor courts and lanes on a yearly basis to minimize risk, and reflect population, registration, usage and participation patterns in addition to applying municipal, provincial and federal directives where required.”
  - Section 9.4 Insurance Requirements for Permit Holders, very last sentence of the section be amended to add:
    - “No policy shall contain any provision which would contravene the obligations of the client hereunder or otherwise be to the detriment of the City of Oshawa.”
2. In Appendix B (Attachment 3), in the prioritization table, in the “Additional Qualifiers” column, the cells that require “75% of their membership are City of Oshawa Residents” be revised to read “a minimum of 75% of their membership...”

#### **CS-22-67 - Sport Field and Outdoor Court Allocation Policy (All Wards)**

That pursuant to Report CS-22-67 dated June 8, 2022, the Sport Field and Outdoor Court Allocation Policy be approved.

#### **CS-22-68 - Seasonal Natural Skating Area (Outdoor Rink) at Stone Street Park Tennis Court - (Ward 5)**

Whereas on May 24, 2022 Council referred motion [CS-22-56](#), that staff be directed to investigate other possible locations for natural outdoor rinks and report back to Community Services Committee; and,

Whereas staff have reviewed locations, the resources, equipment and needs of operating a seasonal natural ice skating rink and the recommended location which is Stone Street Park tennis court; and,

Whereas the hours of operation for the seasonal natural outdoor ice skating rink will be December to March from 9:00am to 10:00pm depending on suitable weather conditions; and,

Whereas the seasonal natural outdoor ice skating rink will be used for public leisure skating and shinny; and,

Whereas the seasonal natural outdoor ice skating rink will be maintained at a community level standard; and,

Whereas the estimated size of the proposed seasonal natural outdoor ice skating rink will be approximately 50 feet by 100 feet; and,

Whereas the cost to operate a seasonal natural outdoor ice skating rink is estimated to be \$36,500 which includes staffing, utilities and vehicle; and,

Whereas the capital costs to construct a seasonal natural outdoor ice skating rink is estimated to be \$50,700 which includes water service near the tennis court, materials and equipment; and,

Whereas the costing associated with constructing and operating a seasonal natural outdoor ice skating rink is an estimate, and could vary based on weather conditions and length of season; and,

Whereas sponsorship revenues may be able to recover a portion of the costs associated with the operation and maintenance of the natural outdoor ice skating rink; and,

Therefore be it resolved:

1. That based on Report CS-22-68 the construction and operation of a seasonal natural ice skating rink on the tennis court at Stone Street Park in the amount of \$50,700 in capital costs be funded from the Operations Reserve in 2022; and,
2. That the 2023 Operating Budget be increased by \$36,500; and,
3. That the Commissioner, Community Services Department be granted authority to execute an agreement with the Durham District School Board for the purpose of extending a water line from the south Oshawa Community Centre to the tennis courts as deemed acceptable by Legal Services and Finance Services.

#### **CS-22-69 - Biltmore Theatre Parking on Albert Street (Ward 4)**

Whereas at the Community Services Committee meeting on October 18, 2021, correspondence from the Biltmore Theatre Corp., [CS-21-107](#) was received requesting to purchase parking permits for 2 parking spaces located on the west side of Albert Street south of King Street; and,

Whereas at the City Council meeting on October 25, 2021, staff were provided the following direction regarding correspondence [CS-21-107](#): “Therefore, be it resolved that the two parking spots closest to the rear access to the stage door of the Biltmore Theatre (aka 39 King Street East and under new ownership) be allotted to the Biltmore Theatre on a long-term leased basis, be paid for at currently-prescribed rates for such purposes on a monthly basis, be provided appropriate support from MLELS to ensure the available use of these two spots, and be approved with terms and conditions acceptable to the City Solicitor, to the Commissioner of Community Services, and to the Biltmore Theatre.” and,

Whereas per Council direction, two parking spaces are planned to be allotted to the Biltmore Theatre beginning in July, 2022; and,

Whereas the applicable two on-street parking spaces are located on the west side of Albert Street from a point 15 metres south of King Street East to a point 32 metres south of King Street East; and,



Whereas an update to the Traffic and Parking by-law 79-99 is required to convert the applicable on-street parking spaces to where a monthly permit is required to park in the parking spaces any time of day, any day of the week including holidays, with a maximum permissible parking period of 48 hours;

Therefore, pursuant to CS-22-69 be it resolved that the Traffic and Parking By-law 79-99, as amended, be further amended so that the two on-street parking spaces on the west side of Albert Street from a point 15 metres south of King Street East to a point 32 metres south of King Street East be parking by monthly permit only, anytime, with a 48 hour maximum permissible parking period for the sole use by the Biltmore Theatre Corp.

#### **CS-22-70 - City Parking Lot Interim Use of the Expropriated Lands Known Municipally as 31 and 33 to 45 Simcoe Street North (Ward 4)**

Whereas on November 22, 2021, Closed Report DS-21-201 was approved by City Council for the City of Oshawa to expropriate 3 parcels of land known municipally as 31, 33 and 45 Simcoe Street North for future parkland purposes; and,

Whereas the City of Oshawa acquired the land parcels known municipally as 33 and 45 Simcoe Street North on April 30, 2022 and takes possession of the land parcel known municipally as 31 Simcoe Street North on July 25, 2022; and,

Whereas City Council was made aware that the land parcels known municipally as 31, 33, and 45 Simcoe Street North will be maintained as a Municipal Parking Lot until plans for future parkland and greenspace are finalized; and,

Whereas this Municipal Parking Lot will be known as Municipal Parking Lot #20; and,

Whereas in order to operate this land as a Municipal Parking Lot to provide daily use parking and permit parking, amendments are required to Schedule V – Parking Lots, of the Traffic and Parking By-Law 79-99 as amended;

Therefore, be it resolved that the Traffic and Parking By-Law 79-99 as amended, be further amended, to add Municipal Parking Lot #20 at 31 and 33 to 45 Simcoe Street North in Schedule V – Parking Lots, and that such by-law be in a form and content acceptable to Legal Services and the Commissioner, Community Services Department and once the property becomes development for parkland purposes and is no longer being used as a parking lot, that Traffic and Parking By-law 79-99, as amended be further amended to delete Municipal Parking Lot #20.

#### **CS-22-71 - Proposed New Fire Services Establishing and Regulating By-Law (All Wards)**

That in accordance with Report CS-22-71, the proposed new Fire Services Establishing and Regulating By-law, dated June 8, 2022, as in the revised version provided prior to the Community Services Committee which forms Attachment 1 to this report be approved generally in a form and content acceptable to the Commissioner, Community Services Department, the Fire Chief and Legal Services.

#### **CS-22-74 - Orange Crosswalk Update (All Wards)**

Whereas CS-21-110, dated October 18, 2021 directed staff to staff to investigate the options for design and installation of an Orange Crosswalk in the City of Oshawa as a commemoration of the Indigenous children who endured the residential school system, their families and their communities through consultation with the Mississaugas of Scugog Island First Nation, the Oshawa and Durham

Region Metis Council, Bawaajigewan Aboriginal Community Circle, the Community Diversity Equity and Inclusion Committee, and other relevant stakeholders and that staff report back to Community Services Committee with options for consideration; and,

Whereas consultation with Indigenous communities is still ongoing and the City is awaiting response from Chief LaRocca at Mississaugas of Scugog Island First Nation; and,

Whereas it is of vital importance to ensure engagement of Indigenous communities in determining the appropriateness of a crosswalk and in determining location, design and timing; and,

Whereas if determined appropriate for installation in 2022, the crosswalk should be installed during the warm weather of the summer months; and

Whereas City Council is on summer recess after June 2022; and,

Whereas the installation of the crosswalk can be managed within the Community Services Operational Budget,

Therefore be it resolved pursuant to CS-22-74, the Commissioner, Community Services Department be authorized to install an Orange Crosswalk in the location determined by the consultation with Indigenous communities, should it be determined appropriate for a 2022 installation, following the consultation and that the installation be funded through the Community Services Operational Budget.

### **Report of the Corporate Services Committee**

#### **CORP-22-45 - Notice of Motion - Identifying Names on Agendas versus 'Various Residents' (All Wards)**

That CORP-22-45 being a Notice of Motion concerning identifying names on agendas versus 'various residents' be received for information.

#### **CORP-22-46 - Notice of Motion - Visibility of Electronic Chat Function at Meetings (All Wards)**

That CORP-22-46 being a Notice of Motion concerning the visibility of the electronic chat function at meetings be received for information.

#### **CORP-22-50 - Discarded Shopping Cart Management (All Wards)**

1. That Council approve a by-law to further amend General Fees and Charges By-law 13-2003, as amended, and to introduce a new by-law to regulate shopping carts as outlined in Section 5.4.2 of Report CORP-22-50 "Discarded Shopping Cart Management", dated June 1, 2022, in a form and content acceptable to Legal Services and the Commissioner of Corporate Services; and,
2. That the requirements of Notice By-law 147-2007 regarding notice to the public for amendments to the General Fees and Charges By-law 13-2003, as amended, be waived, and in lieu, that staff directly notify large City of Oshawa retailers of the new cart retrieval fee; and,
3. That staff send a reminder to all City of Oshawa large retailers reminding them to be mindful of the issue of discarded shopping carts and to encourage them to implement shopping cart management tools (e.g. coin deposit systems, signage, wheel locking systems, other physical systems, cart retrieval services, etc.).

### **CORP-22-41 - Council and Standing Committee Meeting Schedules (All Wards)**

That based on Attachment 1 to Report CORP-22-41 dated June 1, 2022, regarding the Council and Standing Committee Meeting schedules for November and December 2022 and 2023 to 2026 be adopted, with the exception of the Finance Committee commencing in the morning and the Community Services Committee commencing in the afternoon.

### **CORP-22-42 - Delegation of Authority for all Election Related Contracts, Agreements and Purchases (All Wards)**

Whereas in accordance with the Municipal Elections Act, 1996, S.O. 1996, c. 32, Sched., the City Clerk is responsible for conducting Municipal and School Board Elections ("Elections") within the City of Oshawa; and,

Whereas the acquiring of goods and services is critical to conducting Elections; and,

Whereas the City Clerk does not have delegated authority under the City's Delegation of Authority By-law 29-2009, as amended, to enter into agreements and contracts for the purposes of securing equipment, facility rentals, purchasing of goods and other services in order to conduct Municipal and School Board Elections; and,

Whereas delegated authority for similar matters currently resides with City staff in various branches within the City of Oshawa and that the lack of delegated authority to the City Clerk creates inefficiencies and delays in executing said agreements and contracts;

Therefore be it resolved that in accordance with Report CORP-22-42 dated June 1, 2022 concerning delegation of authority for all Elections-related agreements, contracts and purchases, the City's Delegation of Authority By-law 29-2009 as amended be further amended as outlined in Attachment 1 and in a final form and content acceptable to Legal Services, the Commissioner, Finance Services Department and the Commissioner, Corporate Services Department.

### **CORP-22-43 - Appointment of Integrity Commissioner (All Wards)**

1. That in accordance with Report CORP-22-43, dated June 1, 2022, concerning Appointment of Integrity Commissioner, that Principles Integrity be appointed as Integrity Commissioner for the City of Oshawa for the Term of Council commencing November 15, 2022, with the option to renew for an additional Council term, subject to the Council of the Regional Municipality of Durham approving and authorizing the appointment of Principles Integrity in accordance with s. 223.3(1) of the Municipal Act, S.O. 2001 as the Regional Municipality of Durham's Integrity Commissioner; and,
2. That the City Clerk be directed to bring forward a by-law confirming the appointment of Principles Integrity as Integrity Commissioner and that staff be authorized to make the effective date of the appointment by-law on the date upon which Council of the Regional Municipality of Durham has appointed Principles Integrity as the Regional Municipality of Durham Integrity Commissioner; and,
3. That the City Clerk be authorized to enter into an agreement with Principles Integrity for Integrity Commissioner Services for a term commencing November 15, 2022 in a form and content to the satisfaction of the City Clerk and City Solicitor.

## **CORP-22-44 - Corporate Services Committee Outstanding Items List Status Report – Second Quarter 2022 (All Wards)**

That Report CORP-22-44, dated June 1, 2022 being the Corporate Services Committee's Outstanding Items Status Report for the second quarter of 2022 be received for information.

## **CORP-22-49 - City-Initiated Technical Amendments Related to Administrative Monetary Penalties (All Wards)**

Whereas staff regularly review by-laws to identify opportunities for enhancements; and,

Whereas staff have identified a need to enhance the process for issuing Administrative Monetary Penalties (A.M.P.s) for non-compliance with standards as established in the by-laws listed in Attachment 1; and,

Whereas staff have also identified a need to enhance the process for issuing A.M.P.s for failing to comply with work orders issued pursuant to the by-laws listed in Attachment 2; and,

Whereas these enhancements would be done by establishing standard prohibitions to be included in these by-laws for failing to comply with any provision or standard of the by-law and, where applicable, for failing to comply with an order issued pursuant to the by-law; and,

Whereas the establishment of these standard prohibitions would streamline the process for issuing A.M.P.s and would simplify the process for implementing future by-law amendments; and,

Whereas other minor technical amendments including, but not limited to, the deletion or amending of existing provisions and/or the renumbering of existing sections may also be required as part of introducing the new standard prohibitions; and,

Whereas staff have also identified a need to add tiered and escalating A.M.P.s to the following by-laws in the corresponding amounts as detailed in Attachment 3;

Therefore be it resolved:

1. That based on Report CORP-22-49 dated June 1, 2022, City Council approve a by-law to further amend Adequate Heat By-law 76-2006, as amended, Boulevard By-law 136-2006, as amended, City Trees By-law 78-2008, as amended, Dust and Mud Control By-law 64-2020, as amended, Fence and Sight Triangle By-law 23-2014, as amended, Fortification By-law 103-2005, as amended, Fouling of Highways By-law 65-2020, as amended, Group Home Registration By-law 78-2006, as amended, Highway Vending By-law 33-92, as amended, Licensing By-law 120-2005, as amended, Lodging House Licensing By-law 94-2002, as amended, Lot Maintenance By-law 127-2007, as amended, Noise By-law 112-82, as amended, Nuisance By-law 65-2009, as amended, Parks and Facilities By-law 83-2000, as amended, Pool Enclosure By-law 79-2006, as amended, Responsible Pet Owners By-law 14-2010, as amended, Sign By-law 72-96, as amended, Skateboards and Bicycles By-law 78-91, as amended, Snow and Ice Removal By-law 92-2009, as amended, Two Unit Houses Registration By-law 41-2001, as amended, Unauthorized Parking By-law 97-2009, as amended, and Waste Collection By-law 113-2008, as amended, to introduce standardized prohibitions for failing to comply with any provision or standard of the by-law and, where applicable, for failing to comply with work orders, and to streamline the implementation and

issuance of Administrative Monetary Penalties in a form and content acceptable to the Commissioner, Corporate Services Department and Legal Services; and,

2. That City Council approve a by-law in a form and content acceptable to the Commissioner, Corporate Services Department and Legal Services to further amend City by-laws as outlined in Attachment 3 of Report CORP-22-49 to establish tiered and escalating Administrative Monetary Penalties; and,
3. That the requirements of Notice By-law 147-2007, as amended, regarding notice to the public for amendments to the Fortification By-law 103-2005, as amended, Licensing By-law 120-2007, as amended, and Sign By-law 72-96, as amended, be waived for these amendments.

#### **CORP-22-51 - Vacancy on the Committee of Adjustment (All Wards)**

That in accordance with Report CORP-22-51 dated June 1, 2022 concerning one vacancy on the Committee of Adjustment:

1. That the applicant listed in Confidential Attachment 1 be appointed to the Committee of Adjustment for the term ending November 14, 2022, or until such time as successors are appointed; and,
2. That By-law 154-2014, be amended to give effect to these appointments.

#### **Report of the Development Services Committee**

##### **DS-22-142 - Sixth Report of Heritage Oshawa Committee (Ward 1)**

That based on Report HTG-22-29 dated May 20, 2022 concerning the Amendment to Designation By-law 80-2021: 2651 Harmony Road North:

1. That By-law 80-2021 be amended such that the heritage designation solely apply to Part 1 on Plan 40R-31694; and,
2. That staff be authorized to forward a Notice of By-law Amendment to Minto Communities in accordance with the Ontario Heritage Act; and,
3. That staff prepare a by-law to amend By-law 80-2021 to give effect to Part 1 above for approval by City Council.

##### **DS-22-143 - Seventh Report of Heritage Oshawa Committee (Ward 4)**

That, based on Correspondence HTG-22-31 dated May 2022 from the Parkwood National Historic Site, Heritage Oshawa endorse the restoration of the green scallop-topped fence as described.

##### **DS-22-124 - Request to add the name Bucky Richards to the City's Street Name Reserve List (All Wards)**

That, pursuant to Report DS-22-124 dated June 1, 2022, the name Bucky Richards be added to the City's Street Name Reserve List.

**DS-22-120 - Final Study Report for One-Way to Two-Way Conversion Feasibility for Albert Street, Celina Street, Brock Street East, and Colborne Street (Ward 4)**

1. That, pursuant to Report DS-22-120 dated June 1, 2022 concerning the One-Way to Two-Way Conversion Feasibility Study for Albert Street, Celina Street, Brock Street East, and Colborne Street, Council endorse, in principle, the Final Study Report prepared by CIMA+ dated May 2022; and,
2. That, pursuant to Report DS-22-120 dated June 1, 2022, the preparation of the detailed design for the conversion of the one-way corridors based upon the findings of the Final Study Report prepared by CIMA+ dated May 2022 be referred to the 2023 Capital Budget.

**DS-22-121 - Applications to Amend the Pinecrest Part II Plan of the Oshawa Official Plan and Zoning By-law 60-94, SmartREIT (Oshawa North) Inc., 941 to 991 Taunton Road East (Ward 3)**

1. That, pursuant to Report DS-22-121 dated June 1, 2022, the application submitted by SmartREIT (Oshawa North) Inc. to amend the Pinecrest Part II Plan of the Oshawa Official Plan (File: OPA-2022-02) to permit a supermarket as an additional permitted use at 941 to 991 Taunton Road East be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,
2. That, pursuant to Report DS-22-121 dated June 1, 2022, the application submitted by SmartREIT (Oshawa North) Inc. to amend Zoning By-law 60-94 (File: Z-2022-02) to rezone 941 to 991 Taunton Road East from PCC-D(4) (Planned Commercial Centre) to an appropriate PCC-D (Planned Commercial Centre) Zone to permit a supermarket as an additional permitted use be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services.

**DS-22-131 - Revised Applications to Amend Zoning By-law 60-94 and for approval of a Draft Plan of Subdivision (S-O-2016-02), 2160 Harmony Road North, Harmony Road LP (Jeffery Homes) (Ward 1)**

1. That, pursuant to Report DS-22-131 dated June 1, 2022, the revised application submitted by Harmony Road LP (Jeffery Homes) to amend Zoning By-law 60-94 (File: Z-2016-02) to implement a revised draft plan of subdivision (File: S-O-2016-02) for the lands municipally known as 2160 Harmony Road North, be approved generally in accordance with the comments contained in said Report and that the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,
2. That, pursuant to Report DS-22-131 dated June 1, 2022, the revised application submitted by Harmony Road LP (Jeffery Homes) to implement a revised draft plan of subdivision (File: S-O-2016-02) featuring 153 lots for single detached dwellings, 14 blocks for 71 street townhouses, 10 blocks for 38 back-to-back street townhouses, a high density block for 300 apartment units, a mixed-use block for 99 units and up to 1,533 square metres (16,500 sq. ft.) of office uses, community uses, personal service uses, and/or retail uses, part of a public elementary school block to be added to lands in draft plan of subdivision S-O-2014-01, a parkette block, open space blocks, a walkway block, a landscape strip block, future development blocks, a road

widening block and new arterial, collector and local roads be approved, subject to the conditions as generally set out in Attachment 5 of said Report; and,

3. That, in accordance with Section 34(17) of the Planning Act and notwithstanding that the Zoning By-law Amendment proposed in Report DS-16-34 dated February 24, 2016 presented at the public meeting of February 29, 2016 differs to some degree from the proposed amendment recommended to be approved by City Council, pursuant to Part 1 of this Recommendation, such differences are not substantial enough to require further notice and another public meeting.

**DS-22-136 - COVID-19 Economic Recovery Act, 2020 (Bill 197): Changes to the Planning Act Concerning Alternative Parkland Dedication Rates (All Wards)**

That, pursuant to Report DS-22-136 dated June 1, 2022, and in accordance with the approved Work Plan contained in Report DS-22-78 dated April 6, 2022, a by-law to amend the City's new parkland dedication By-law 63-2022 be approved at the June 20, 2022 Council meeting, in order to permit the City to continue to use, from September 18, 2022 onward, the same alternative parkland dedication rates currently contained in By-law 91-2007, which is set to expire on September 18, 2022 as a result of Bill 197, COVID-19 Economic Recovery Act, 2020.

**DS-22-138 - Request by Conlin (Oshawa) 130 Acres Inc. (Sorbara) to fully develop the parkette in Block 161 of Registered Plan of Subdivision 40M-2706, north of Conlin Road East, east of Wilson Road North and west of Harmony Road North (Ward 1)**

1. That, pursuant to Report DS-22-138 dated June 1, 2022, the request by Conlin (Oshawa) 130 Acres Inc. (Sorbara) to fully develop the parkette in Block 161 of Registered Plan of Subdivision 40M-2706 located north of Conlin Road East, east of Wilson Road North and west of Harmony Road North be approved; and,
2. That the City's contribution for the development of the parkette in Block 161 of Registered Plan of Subdivision 40M-2706 not exceed \$350,000, inclusive of applicable taxes, in accordance with the City's typical park program; and,
3. That funding in the amount of \$350,000, inclusive of applicable taxes, be approved for the City's share of the development of the parkette in Block 161 of Registered Plan of Subdivision 40M-2706 with \$299,250 provided from the Parks, Recreation and Trail Development Charge Reserve and \$50,750 provided from the Growth Related Park and Trail (Non Development Charge Portion) Reserve; and,
4. That Conlin (Oshawa) 130 Acres Inc. (Sorbara) be paid for the City's share of the parkette development work in Block 161 of Registered Plan of Subdivision 40M-2706 only after the following conditions have been met:
  - a. The parkette is completed by October 31, 2023 to the satisfaction of the City; and,
  - b. The subdivider has submitted a statutory declaration and progress payment certificate certifying that all invoices have been paid and no liens exist and all contractors and subcontractors have verified receipt of final payment; and,
  - c. The City is satisfied that all warranties on park construction, material and equipment will be honoured;

- d. At least 30 homes are occupied in draft plan S-O-2014-01 by bona fide purchasers for value; and,
  - e. Safe vehicular access in the opinion of the City via public streets and safe pedestrian access from the streets are provided to the park prior to the City taking over maintenance responsibility for the park; and,
  - f. Any other condition deemed advisable by the Commissioner of Community Services including but not necessarily limited to those set out in Section 5.2.4 of Report DS-22-138 dated June 1, 2022.
5. That an appropriate agreement for the construction and maintenance of the parkette in Block 161 Registered Plan of Subdivision 40M-2706 be executed by the Commissioner, Development Services Department on behalf of the City and by Conlin (Oshawa) 130 Acres Inc. (Sorbara) which includes all of the City's requirements for the development and maintenance of the parkette as set out in Report DS-22-138 dated June 1, 2022, in a form and content acceptable to the City Solicitor and the Commissioner, Development Services Department.

**DS-22-144 - Plan 20Thirty Downtown Revitalization Action Plan (Ward 4)**

- 1. That, pursuant to Report DS-22-144 dated June 1, 2022, Plan 20Thirty Downtown Oshawa Revitalization Action Plan forming Attachment 3 be approved, in principle, as a general guide for continued revitalization of the downtown; and,
- 2. That Development Services Department prepare Terms of Reference for Council review and endorsement for a Downtown Steering Committee comprised of cross-departmental City staff and external stakeholder representation to support the continual adaptation and improvements as it relates to the Downtown, while also monitoring and supporting the implementation of Plan 20Thirty actions; and,
- 3. That staff report on the progress of Plan 20Thirty on an annual basis through the Development Services Committee; and,
- 4. That a copy of the Plan 20Thirty Downtown Oshawa Revitalization Action Plan with the related staff report and Council resolution be forwarded to the Region of Durham, the Greater Oshawa Chamber of Commerce, the Downtown Oshawa Business Alliance, Ontario Tech University, Durham College, Trent University Durham GTA, Durham Workforce Authority, Spark Centre and the Business Advisory Centre Durham.

**DS-22-132 - Application for approval of a Common Elements Draft Plan of Condominium, 485 and 501 Normandy Street and 510 and 512 Lomond Street, Habitat for Humanity Greater Toronto Area (Ward 5)**

That, pursuant to Report DS-22-132 dated June 1, 2022, the application submitted by Habitat for Humanity Greater Toronto Area for approval of a common elements draft plan of condominium (File: C-O-2022-04) featuring a driveway, visitor and resident parking, landscaped open space, waste storage building, sidewalks, water meter room and community mailbox tied to the development of four (4) stacked townhouse buildings containing a combined total of 50 units on lands located at 485 and 501 Normandy Street and 510 and 512 Lomond Street be approved, and that the Commissioner of



Development Services or Director of Planning Services be authorized to impose City conditions in the draft plan of condominium approval Planning Act decision.

### **Report of the Finance Committee**

#### **FIN-22-61 - Financial Position as of April 30, 2022 (All Wards)**

That Report FIN-22-61, dated June 8, 2022, concerning the City's financial position as of April 30, 2022, be received for information.

#### **FIN-22-62 - Corporate Payments for the Month of May, 2022 (All Wards)**

That Report FIN-22-62 concerning the Corporate Payments for the Month of May 2022 be received for information.

#### **FIN-22-63 - 2021 Audited Consolidated Financial Statements (All Wards)**

1. That the Financial Statements for the year ended December 31, 2021 attached to Report FIN-22-63 dated June 8, 2022 be approved; and,
2. That notice of the availability of the financial statements through the City's website or upon request through Service Oshawa be published in the local newspaper(s); and,
3. That the Financial Statements be forwarded to appropriate stakeholders including the Province of Ontario and the City's banking institution.

#### **FIN-22-64 Second Intake - Waiving of Fees and Financial Assistance (All Wards)**

That notwithstanding the current policy that Eastdale CVI; the Oshawa Church Hockey League; and the Islamic Centre of Oshawa have the fees for the requested events waived to the policy's maximum limit of \$500.00 each.

#### **FIN-22-66 - Capital Budget Process for Major Capital Projects (All Wards)**

That Report FIN-22-66, Funding of Major Capital Projects dated June 8, 2022 be referred back to staff to develop a funding strategy for multifaceted capital projects as part of the Financial Strategy update in 2023.

#### **FIN-22-68 - Sale of Land for Tax Arrears and Notice of Vesting (All Wards)**

1. That in accordance with the requirements under the Municipal Act, 2001, S.O. 2001, c. 25 ("Municipal Act, 2001"), the City register a notice of vesting for the property located on Stevenson Road South and update the City Holdings Inventory accordingly, and,
2. That, pursuant to Report FIN-22-68, dated June 8, 2022, and following the vesting of the property to the City, the property located on Stevenson Road South as illustrated on Attachment 1 to said Report, be declared surplus to municipal requirements and that the requirements to declare a City-owned property first as potentially surplus and all notice requirements in accordance with By-law 97-2000, be waived given the localized nature of the matter.

### **FIN-22-69 - Funding EV Charging Infrastructure (All Wards)**

Whereas, in 2021 Council approved Project 13-0125 in the amount of \$66,000 inclusive of H.S.T., for the purchase of a New Vehicle for a Junior Building Inspector; and,

Whereas, in 2022 Council approved Project 13-0133 in the amount of \$40,000 inclusive of H.S.T., for the purchase of a New Vehicle for Building Services; and,

Whereas, this initiative is outside the scope of Capital Project 22-13-0128 Electric Charging Infrastructure – Fleet Vehicles at the Consolidated Operations Depot; and,

Whereas, infrastructure upgrades are required at McMillian Parking Garage #2 to support the expansion of electric charging devices for Fleet vehicles, specifically Building Services; and,

Whereas, infrastructure work is currently ongoing within Parking Garages in connection with approved Capital Project 22-10-0082 – Electrical Vehicle Charging Stations which are intended for public use; and,

Whereas, efficiencies with cost and timing can be achieved if this scope expansion is added to the Electric Vehicle Charging Stations project already underway; and,

Whereas, staff have advised that the necessary upgrades and installation will cost approximately \$70,000, including non-rebateable H.S.T.; and,

Whereas, the additional cost of \$70,000 can be funded from the Building Permit Reserve;

Therefore, be it resolved that in accordance with FIN-22-69, dated June 8, 2022 Council approve additional funding in the amount of \$70,000, including non-rebateable H.S.T., to be funded from the Building Permit Reserve for electrical upgrades and installation of electric vehicle charging stations at McMillian Parking Garage #2.

### **FIN-22-71 - Business Continuity Planning and Disaster Recovery (All Wards)**

Whereas, the Purchasing By-Law 80-2020 requires Council approval to award single source Professional and Consulting Services contracts greater than \$50,000; and,

Whereas, on June 22, 2020, Council approved the Corporate Information Technology Strategic Plan, which recommended that the City needs to develop a formal Business Continuity/Disaster Recovery Plan that would include a corporate-wide business impact analysis and risk assessment that identifies threats and vulnerabilities and a crisis management strategy; and,

Whereas, in 2021 Council approved Project 30-0102 in the amount of \$70,000 including non-rebateable H.S.T., for development of a Business Continuity/Disaster Recovery Plan; and,

Whereas, the Perry Group Consulting Ltd. has existing experience with the City's technology operations and has performed the same services for other municipalities such as Ajax, Burlington, Scugog and Whitby;

Therefore, be it resolved that in accordance with Item FIN-22-71 regarding Single Source – Business Continuity and Disaster Recovery Plan, dated June 13, 2022, Council authorize the Manager, Procurement and Accounts Payable to award a single source contract to Perry Group Consulting Ltd. not to exceed the Capital Budget amount of \$70,000 including non-rebateable H.S.T.

### **FIN-22-73 - Additional Funding - O22-13 Columbus Parking Lot Reconstruction (Ward 1)**

Whereas, the Purchasing By-Law 80-2020 requires Council approval to award contracts that exceed the approved budget; and,

Whereas, in 2022 Council approved Project 72-0002 in the amount of \$800,000, inclusive of H.S.T., for Columbus Park Parking Lot; and,

Whereas, in 2022 Council approved Project 72-0045 in the amount of \$125,000, inclusive of H.S.T., for Pavement Repair Program; and,

Whereas, \$9,600 has already been committed to Project 72-0002 for lighting design and locates; and,

Whereas, Procurement issued a Request for Tender (R.F.T.) O22-13 Columbus Parking Lot Reconstruction; and,

Whereas, R.F.T O22-13 was issued in two Parts for efficiency - Part 1 Columbus Parking Lot Reconstruction (72-0002) and Part 2 Pavement Repair Program designated for Fire Hall #5 Parking Lot Patches (72-0045); and,

Whereas, five (5) bids were received and opened by Procurement on May 26, 2022; and,

Whereas, Bids received are publically posted on the City website at Oshawa's Bids and Tenders; and,

Whereas, the costs of materials and labour have significantly increased due to current market trends, shortages and increased demand; and,

Whereas, the lowest compliant bid was received from Broz Excavation Inc., in the amount of \$1,071,190 (\$1,090,045 including non-rebateable H.S.T.) for Part 1 Columbus Parking Lot Reconstruction and \$123,148 (\$125,315 including non-rebateable H.S.T.) for Fire Hall #5 Parking Lot Patches, for a total bid of \$1,194,338 (\$1,215,360 including non-rebateable H.S.T.); and,

Whereas, there is a funding shortfall of \$299,645, including non-rebateable H.S.T.; and,

Whereas, the highest priority in O22-13 is Part 1 Columbus Parking Lot Reconstruction; and,

Whereas, Facilities Management Services have indicated that the Fire Hall #5 Parking Lot Patches could be deferred to 2023; and

Whereas, the approved funds of \$125,000 for the Pavement Repair Program Project 72-0045 will reduce the funding shortfall to \$174,645 if re-allocated to the Columbus Parking Lot Reconstruction; and,

Whereas, the additional cost of \$174,645 can be funded from Civic Property Development Reserve; and,

Therefore, that pursuant to FIN-22-73, be it resolved that Council:

1. Authorize the Manager, Procurement and Accounts Payable to award a contract to Broz Excavation Inc. in the amount of \$1,071,190 excluding H.S.T. for O22-13 Columbus Parking Lot Reconstruction; and,

2. Approve the re-allocation of \$125,000 from the Federal Gas Tax Reserve to the Columbus Parking Lot Reconstruction Project 72-0002; and,
3. Approve the additional funding of \$174,645 inclusive of non-rebateable H.S.T., to be funded from Civic Property Development Reserve.

#### **FIN-22-74 - Side Loading Garbage Truck - Additional Funding (All Wards)**

Whereas, the Purchasing By-Law 80-2020 requires Council approval to award contracts that exceed the approved budget; and,

Whereas, in 2022 Council approved Project 13-0056 in the amount of \$2,756,000, which includes \$355,000, inclusive of non-rebateable H.S.T., for replacement of a Labrie 7400 Side Loader; and,

Whereas, Procurement issued a Request for Tender (R.F.T.) C2022-012A Side Loading Garbage Truck; and,

Whereas, two (2) bids were received and opened by Procurement on May 26, 2022; and,

Whereas, one (1) bid was deemed compliant and one (1) bid was non-compliant with the requirements of the R.F.T. and the Purchasing By-law; and,

Whereas, the bid received from Premier Truck Group, in the amount of \$428,307, excluding H.S.T. (\$435,845 including non-rebateable H.S.T.), is the only compliant bid received and meets the requirements of the tender; and,

Whereas, the costs of materials and labour have significantly increased due to current market trends, shortages, and increased demand; and,

Whereas, there is a funding shortfall of \$80,845, including non-rebateable H.S.T.; and,

Whereas, the additional cost of \$80,845 can be funded from the City Equipment Reserve;

Therefore, be it resolved that, pursuant to FIN-22-74, Council approve the additional funding of \$80,845 to be funded from the City Equipment Reserve and authorize the Manager, Procurement and Accounts Payable to award a contract to Premier Truck Group in the amount of \$428,307 excluding H.S.T. for C2022-012A Side Loading Garbage Truck.

#### **FIN-22-76 - Finance Committee Outstanding Items Status Report - Second Quarter 2022 (All Wards)**

That Report FIN-22-76, dated June 8, 2022 being the Finance Committee's Outstanding Items Status Report for the second quarter of 2022 be received for information

#### **Report of the Joint Development Services and Community Services Committees**

See Matters Excluded from Consent Agenda

## **Report of the Development Services Committee**

### **DS-22-164 - Fifth Report of the Heritage Oshawa Committee (Ward 2)**

1. That Scouts Canada's application for the alteration to gateway at the Simcoe Street entrance to the Camp Samac property at 1711 Simcoe Street North be consented to subject to the following conditions:
  - a. Remove all existing metal roofing and repair damage in accordance with its application; and,
  - b. Replace the roofing with an alternative, more complementary roofing material to the proposed asphalt shingles, specifically either cedar shakes or metal; and,
  - c. Install new aluminum brown fascia and eavestrough in accordance with its application; and,
  - d. That cultured stone not be used to replace the decayed portions at the bases of the north and south vertical wood log sides and that Scouts Canada instead incorporate an alternative material to the cultured stone which is more complementary to the existing limestone, granite and wood materials; and,
  - e. That the gate be temporarily removed for the purpose of removing the bottom 6 inches, repair, refurbish and re-install in accordance with its application; and,
  - f. That the existing operable gate hinges, the decorative cast iron arms attached to the hinges, and decorative cast iron features at the centre of the gate be refurbished and remain as part of the overall gate restoration; and,
  - g. The existing wood "Scouts Canada" sign at the top of the gateway be replaced; and other signage be removed in accordance with its application; and,
  - h. Install three wooden fence posts behind the gate which will not be visible from the street for support and permanently close access through the gateway in accordance with its application; and,
  - i. Install protective bollard posts to the exterior in accordance with its application; and,
2. That Council authorize Development Services staff to issue notice of Council's decision on the property owner and on the Ontario Heritage Trust, pursuant to Section 33(6) of the Ontario Heritage Act.

## **Staff Reports/Motions**

### **CNCL-22-50 - Amendment to Election Sign By-law 42-2014 to Include Regional Roads (All Wards)**

Whereas the Region of Durham Temporary Sign By-law states that the Region adopts those provisions of an Area Municipality's temporary sign and/or election sign by-law which apply to Regional Roads within the geographic jurisdiction of that Area Municipality; and,

Whereas the Region of Durham Temporary Sign By-law delegates the authority to enforce the provisions of the Area Municipality's temporary sign and/or election sign by-law on Regional Roads in the Area Municipality to the Municipal Law Enforcement Officers of that Area Municipality; and,

Whereas the City of Oshawa Election Sign By-law 42-2014 provides regulations for the erection, placement, maintenance or display of an Election sign on City Roads only;

Therefore be it resolved that Election Sign By-law 42-2014 be amended to replace the phrase "City road" with the phrase "City or Regional Road" in every instance.

#### **CNCL-22-52 - Draft Consolidated Council Procedure By-law (All Wards)**

1. That in accordance with Report CNCL-22-52 dated June 15, 2022, Council pass a Procedure By-law as set out in Attachment 1 to this report and in a final form and content acceptable to Legal Services and the City Clerk; and,
2. That By-law 111-2017, as amended be repealed; and,
3. That Council's Procedure By-law be effective November 15, 2022 for the new term of Council; and
4. That in accordance with Notice By-law 147-2007, notice be provided to the public of Council's intent to pass a new Procedure By-law on September 26, 2022; and,
5. That Council reconsider its decision of May 23, 2017 to routinely review Council's Procedure By-law, Council Code of Conduct, Council Remuneration By-law, Advisory Committees of Council Policy and Procedure and any other and governance related by-laws and policies generally within the last two years of a term of Council; and,
6. That these by-laws and Policies be reviewed on an as needed basis or as directed by Council.

#### **CNCL-22-53 - Trent University Durham – Space Rental Request (Ward 4)**

Whereas, the City received correspondence from Trent University Durham dated June 8, 2022 outlining that Trent University is facing a space crunch which will be more problematic as students return to the campus for in person learning this Fall; and,

Whereas, Trent is requesting to rent space at the Civic Recreation Complex which is adjacent to their campus, specifically meeting rooms 4 and 5 as well as the Bobby Orr Lounge; and,

Whereas, the space would be required by Trent from September to the end of April, Monday through Friday during the hours of 8am to 4pm; and,

Whereas the space would still be available after 4 pm for community users and groups; and,

Whereas, in consideration of the room rentals Trent has suggested that they would pay monthly rent of \$3,500 for meeting rooms 4 and 5 combined as well as \$3,500 per month for the rental of the Bobby Orr Lounge; and,

Whereas, the total Revenue that would be earned by the City from the proposed rents would be equal to \$56,000 per year that would be accounted for in the Community Services operating accounts and future budgets; and,

Whereas, City Clerk Services has already booked the Bobby Orr Lounge on Thursday, October 6, and Saturday, October 15 for advance vote opportunities as well as for Voting Day on October 24, 2022, dates which cannot be altered; and,

Whereas, on June 13, 2022, the correspondence was considered by the Finance Committee and referred to staff for a report to the June 20, 2022 Council meeting;

Therefore be it resolved that, pursuant to CNCL-22-53 dated June 20, 2022, the request from Trent University Durham to rent space as the Civic Recreation Complex be approved, except for those dates required by City Clerk Services as related to election requirements.

## **Public Discussion Agenda**

### **Matters Excluded from Consent Agenda**

Moved by Councillor Chapman

Seconded by Councillor Marks

That the meeting recess for fifteen minutes.

Motion Carried

The meeting recessed at 11:17 a.m. and reconvened at 11:30 a.m. with all members in attendance except Councillor Nicholson.

Councillor Chapman assumed the Chair.

### **CS-22-63 - Downtown Sidewalk Snow Clearing Pilot Project (Ward 4)**

Mayor Carter declared a conflict on this item. (Mayor Carter declared a conflict of interest on CS-22-63 as he owns a business and is a property owner in the area and would be affected by any decision made and did not take part in discussion or voting on the matter.)

#### **Consent Motion:**

Whereas, as part of the 2021 Budget process, Council approved a pilot project for Sidewalk Snow Clearing in High Pedestrian Traffic Areas within the former Oshawa Central Business Improvement Area of the Downtown ("Pilot Project") with funding from the Operations Reserve; and,

Whereas the Pilot Project commenced January 1, 2021 in accordance with CS-20-58, dated October 26, 2020, which provides the details of the Pilot Project including the extended service area, level of service, and liability and risk; and,

Whereas on September 27, 2021, Council approved an extension of the pilot into the winter of 2022 to allow staff to better assess costs and to determine service level requirements (CS-21-91); and,

Whereas Council directed staff to report back to the Community Services Committee on the results of the pilot project; and,

Whereas during Year 1 of the Pilot Program (January 2021 to April 2021) there were 17 winter storm events and during Year 2 there were 29 storm events (November 2021 to April 2022); and,

Whereas the Pilot Program added an additional 12.1 km of sidewalks, previously cleared by the adjacent property owner, to the City's sidewalk snow clearing program that traditionally would have only required the City to clear 4.8 km of sidewalk adjacent to City property; and,

Whereas staff consulted the Oshawa Accessibility Advisory Committee who did not voice any objection and an overall positive impression of the expanded snow clearing program; and,

Whereas the expanded program benefited property owners and businesses in the downtown and enhanced visitor experience and walkability; and,

Whereas Operations Services Branch is able to manage equipment requirements through current fleet resources, however, there were challenges from a staffing perspective to undertake the increased level of service while also meeting the Provincial Minimum Maintenance Standards Regulation 239/02 and Council approved Quality Standard; and,

Whereas, if the desire is to continue to clear all sidewalks, identified in Attachment 1, permanently, additional temporary labourers will be required during the winter months at an annual cost of \$60,000 to offset the increased labour needs of the expanded program and \$11,000 in additional salt cost;

Therefore be it resolved:

1. That pursuant to CS-22-63 dated June 8, 2022, the Sidewalk Snow Clearing in High Pedestrian Traffic Area of the Downtown Pilot Program, as identified in Attachment 1, be made permanent; and,
2. That \$60,000 be added to the annual operating budget for temporary staff and \$11,000 in additional salt cost necessary to support the sidewalk snow clearing program.

The vote to adopt the recommendation contained in Item CS-22-63.

Affirmative (7): Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marks, and Councillor McConkey

Conflict (2): Mayor Carter, and Councillor Marimpietri

Absent (2): Councillor Neal, and Councillor Nicholson

Motion Carried (7 to 0)

Mayor Carter resumed the Chair.

**CS-22-75 - Liz and Hubert Schillings requesting the City of Oshawa, Region of Durham and Oshawa Power and Utilities Corporation work together to Improve the Management Practices of the Rural Tree Line under the Power Lines (All Wards)**

Consent Motion:

That Correspondence CS-22-75 from Liz and Hubert Schillings concerning the request for the City of Oshawa, Region of Durham and Oshawa Power and Utilities Corporation work together to Improve the Management Practices of the Rural Tree Line under the Power Lines be referred to staff for a direct response.



Moved by Councillor McConkey  
Seconded by Councillor Giberson

That Item CS-22-75 be tabled.

Affirmative (2): Councillor Giberson, and Councillor McConkey

Negative (7): Mayor Carter, Councillor Chapman, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, and Councillor Marks

Absent (2): Councillor Neal, and Councillor Nicholson

Motion Lost (2 to 7)

The vote to adopt the recommendation contained in Item CS-22-75.

Motion Carried

**CS-22-77 - Philip Mackey requesting a stoplight be installed at Simcoe Street North and Howden Road and a Four-way stop at Ritson Road North and Howden Road East (Ward 1)**

Consent Motion:

That Correspondence CS-22-77 dated June 7, 2022, from Philip Mackey concerning a request for a stoplight be installed at Simcoe Street North and Howden Road and a Four-way stop at Ritson Road North and Howden Road East be referred to staff for a direct response.

Moved by Councillor McConkey  
Seconded by Councillor Marimpietri

That the meeting recess for 5 minutes at 11:36 a.m.

Affirmative (2): Councillor Marimpietri, and Councillor McConkey

Negative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, and Councillor Marks

Absent (2): Councillor Neal, and Councillor Nicholson

Motion Lost (2 to 7)

Councillor Nicholson reentered the meeting.

The vote to adopt the recommendation contained in Item CS-22-77.

Motion Carried

**DS-22-127 - Process to Designate a Heritage Conservation District under Part V of the Ontario Heritage Act in the Community of Columbus (Ward 1)**

Councillor McConkey declared a conflict on this item. (Councillor McConkey declared a conflict of interest concerning DS-22-127 as her family owns property within the area and did not take part in

discussion or voting on the matter)

Consent Motion:

That, pursuant to Report DS-22-127 dated June 1, 2022, funding to retain a consultant to prepare a Heritage Conservation District Study for the community of Columbus, in order to advance the potential designation under Part V of the Ontario Heritage Act, be referred to the 2023 Operating Budget.

The vote to adopt the recommendation contained in Item DS-22-127.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Conflict (1): Councillor McConkey

Absent (1): Councillor Neal

Motion Carried (9 to 0)

**DS-22-122 - Revised Applications to Amend the Oshawa Official Plan and Zoning By-law 60-94, HVJ Properties Inc. (Atria Development), 35, 39 and 45 Division Street, 196, 200 and 204 Bond Street East and 46 Kenneth Avenue (Ward 4)**

Councillor Kerr declared a conflict on this item. (Councillor Kerr declared a conflict of interest concerning DS-22-122 as the Applicant became a sponsor of the Troubadour Concert Series of which he is an unpaid volunteer organizer and did not take part in discussion or voting on the matter.)

Consent Motion:

1. That, pursuant to Report DS-22-122 dated June 1, 2022, the revised application submitted by HVJ Properties Inc. (Atria Development) to amend the Oshawa Official Plan (File: OPA-2021-03) to permit a new 12-storey, mixed-use commercial/residential building containing 213 apartment units and 109 square metres (1,173 sq. ft.) of commercial floorspace on the ground floor at 35, 39 and 45 Division Street, 196, 200 and 204 Bond Street East and 46 Kenneth Avenue be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,
2. That, pursuant to Report DS-22-122 dated June 1, 2022, the revised application submitted by HVJ Properties Inc. (Atria Development) to amend Zoning By-law 60-94 (File: Z-2021-06) to rezone 35, 39 and 45 Division Street, 196, 200 and 204 Bond Street East and 46 Kenneth Avenue from R3-A/R6-C/SO-C(1) (Residential/Specialized Office) and R3-A/R6-C/SO-C(1)/EU (Residential/Specialized Office/Existing Use) to an appropriate CBD (Central Business District) Zone to permit a new 12-storey, mixed-use commercial/residential building containing 213 apartment units and 109 square metres (1,173 sq. ft.) of commercial floorspace on the ground floor be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,

3. That, in accordance with Section 34(17) of the Planning Act and notwithstanding that the Zoning By-law Amendment proposed in Report DS-21-196 dated November 3, 2021 presented at the public meeting of November 8, 2021 differs to some degree from the proposed amendment to be approved by City Council pursuant to Part 2 of this Recommendation, such differences are not substantial enough to require further notice and another public meeting.

The vote to adopt the recommendation contained in Item DS-22-122 and By-laws 83-2022 and 84-2022.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Conflict (1): Councillor Kerr

Absent (2): Councillor McConkey, and Councillor Neal

Motion Carried (8 to 0)

### **DS-22-123 - Development Services Committee Outstanding Items List Report - Second Quarter (All Wards)**

Consent Motion:

1. Whereas on February 17, 2022, Oshawa Markets Inc. requested the retroactive approval of the work and investment made to the Oshawa Markets under the Simcoe Street South Renaissance Community Improvement Plan; and,  
  
Whereas Oshawa Markets Inc. has since withdrawn its request;  
  
Therefore be it resolved that Item 45 on the Development Services Outstanding Items List concerning the Request from the Oshawa Markets be removed; and,
2. That the remainder of the Outstanding Items List be received for information.

#### **Amendment:**

Moved by Councillor Giberson

Seconded by Councillor Chapman

That Item 24 regarding the Proposal to Rename Bagot Street be referred back to staff to be updated to reflect results of consultations with Indigenous representatives as directed in Part 1 of the motion passed by Council on September 27, 2021, and that it duly be made the position of Oshawa City Council to rename Bagot Street at an appropriate future date and based on the results of the remaining consultations directed in the full motion.

Motion Carried

Moved by Councillor Giberson  
Seconded by Councillor Gray

That Item 33 of Item DS-22-123 concerning the City of Oshawa Parking Study be reconsidered.  
**(Requires 2/3 vote of members present)**

Motion Carried

Moved by Councillor Giberson  
Seconded by Councillor Gray

That staff be directed to proceed with the report directed in Item 33 concerning the City of Oshawa Parking Study based on the input received.

Motion Carried

The vote to adopt the motion as amended.

Motion Carried

**DS-22-125 - Declaration of a Portion of the Grassed Area in the Northwest Corner of the Delpark Homes Centre Lands at 1661 Harmony Road North as Potentially Surplus (Ward 1)**

Consent Motion:

That, pursuant to Report DS-22-125 dated June 1, 2022, the portion of the grassed area in the northwest corner of the Delpark Homes Centre lands at 1661 Harmony Road North, and identified as the site on Attachment 2 to said Report, be declared potentially surplus to municipal requirements for the purposes of obtaining public input and that Development Services staff report back to the Development Services Committee.

The vote to adopt the recommendation contained in Item DS-22-125.

Affirmative (6): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Kerr, Councillor Marimpietri, and Councillor Marks

Negative (4): Councillor Gray, Councillor Hurst, Councillor McConkey, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (6 to 4)

**DS-22-126 - Comments on Council Declaration as Potentially Surplus: Air and Underground Rights Associated with the City-owned Parking Lot 16 on the South side of Athol St. E, between Celina and Albert Streets, (Ward 4)**

Councillor Marimpietri declared a conflict on this item. (Councillor Marimpietri declared a conflict of interest on DS-22-126 as he has family members who own property and reside within the area and did not take part in discussion or vote on the matter.)

Councillor Kerr declared a conflict on this item. (Councillor Kerr declared a conflict of interest on DS-22-126 as the applicant is a sponsor of the Troubadour Concert Series of which he is an unpaid volunteer organizer and did not take part in discussion or voting on the matter.)

Consent Motion:

1. That, pursuant to Report DS-22-126 dated June 1, 2022, the air rights and underground rights associated with the City-owned public parking lot (Lot 16) located on the south side of Athol Street East, between Celina Street and Albert Street, be declared surplus to municipal requirements, conditional upon the disposal strategy including a three to one ratio of parking resulting in a total of 318 public parking spaces to be owned and operated by the City of Oshawa; and,
2. That, pursuant to Report DS-22-126 dated June 1, 2022, Development Services staff report back to the Development Services Committee with a disposal strategy for the air and underground rights associated with Lot 16.

The vote to adopt the recommendation contained in Item DS-22-126.

Affirmative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Marks, and Councillor Nicholson

Negative (1): Councillor McConkey

Conflict (2): Councillor Kerr, and Councillor Marimpietri

Absent (1): Councillor Neal

Motion Carried (7 to 1)

### **DS-22-128 - Final Land Use Study of GI (General Industrial) Zoned Lands in the Northwood Business Park (Ward 2)**

Councillor Marimpietri declared a conflict on this item. (Councillor Marimpietri declared a conflict of interest on this matter as he has family members who own property and reside within the area and did not take part in the discussion or voting on the matter.)

Consent Motion:

That a zoning amendment to consider the zoning for the northern portion of 918 Taunton Road West from GI (6) (General Industrial) on Zoning By-law maps A3 to A4 to SPC-A(2) (Special Purpose Commercial) be considered at a future Planning Act public meeting.

The vote to adopt the recommendation contained in Item DS-22-128.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Conflict (1): Councillor Marimpietri

Absent (1): Councillor Neal

Motion Carried (9 to 0)

**DS-22-130 - Revised Application to Amend Zoning By-law 60-94, Post Office LP (Atria Development), 47 Simcoe Street South (Ward 4)**

Councillor Kerr declared a conflict on this item. (Councillor Kerr declared a conflict on DS-22-130 as the Applicant is a sponsor of the Troubadour Concert Series of which he is an unpaid volunteer organizer and did not take part in discussion or voting on the matter.)

Councillor Marimpietri declared a conflict on this item. (Councillor Marimpietri declared a conflict of interest on DS-22-130 as he has family members who own property and reside within the area and did not take part in discussion or voting on the matter.)

**Consent Motion:**

1. That, pursuant to Report DS-22-130 dated June 1, 2022, the revised application submitted by WND Associates Limited on behalf of Post Office LP (Atria Development) to amend Zoning By-law 60-94 (File: Z-2021-05) to rezone 47 Simcoe Street South from CBD-A (Central Business District) to an appropriate CBD (Central Business District) Zone to permit a new 8-storey, 143-unit apartment building with parking provided off-site be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,
2. That, in accordance with Section 34(17) of the Planning Act and notwithstanding that the Zoning By-law Amendment proposed in Report DS-21-150 dated September 8, 2021 presented at the public meeting of September 13, 2021 differs to some degree from the proposed amendment recommended to be approved by City Council pursuant to Part 1 of this Recommendation, such differences are not substantial enough to require further notice and another public meeting.

The vote to adopt the recommendation contained in Item DS-22-130 and to pass By-law 87-2022.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Conflict (2): Councillor Kerr, and Councillor Marimpietri

Absent (1): Councillor Neal

Motion Carried (8 to 0)

**DS-22-133 - Revised Applications to Amend the Oshawa Official Plan and Zoning By-law 60-94, 2583422 Ontario Inc. (Nahid Corp.), lands located east of Simcoe Street South, north of Harbour Road (Ward 5)**

**Consent Motion:**

1. That, pursuant to Report DS-22-133 dated June 1, 2022, the revised application submitted by 2583422 Ontario Inc. (Nahid Corp.) to amend the Oshawa Official Plan (File: OPA-2021-01) to permit an increased density of 868 units per hectare for two new mixed-use buildings with a total of 1,414 residential apartment units on lands located on the north side of Harbour Road,

east of Simcoe Street South be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed; and,

2. That, pursuant to Report DS-22-133 dated June 1, 2022, the revised application submitted by 2583422 Ontario Inc. (Nahid Corp.) to amend Zoning By-law 60-94 (File: Z-2021-02) to permit two mixed-use buildings with heights of 106.4 metres (349.08 ft.) (35 storeys) and 90.6 metres (297.24 ft.) (30 storeys) and featuring a total of 1,414 apartment units and 1,038 square metres (11,172.94 sq. ft.) of commercial floor space on the ground floor and to implement the proposed buildings/site design on lands located on the north side of Harbour Road, east of Simcoe Street South be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,
3. That, in accordance with Section 34(17) of the Planning Act and notwithstanding that the Zoning By-law Amendment proposed in Report DS-22-30 dated February 2, 2022 presented at the public meeting of February 7, 2022 differs to some degree from the proposed recommended amendment to be approved by City Council pursuant to Part 2 of this Recommendation, such differences are not substantial enough to require further notice and another public meeting.

The vote to adopt the recommendation contained in Item DS-22-133 and to pass By-laws 85-2022 and 86-2022.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Negative (1): Councillor Hurst

Absent (1): Councillor Neal

Motion Carried (9 to 1)

### **DS-22-135 - Correspondence from Various Residents Concerning the Driveway from Coldstream Drive to SmartCentres (Ward 1)**

Consent Motion:

Whereas, on May 9, 2022, the Development Services Committee considered Item DS-22-106 (see Attachment 1), correspondence from various residents concerning the driveway from Coldstream Drive to SmartCentres and referred the item to staff for a report; and,

Whereas, Item DS-22-106 expressed the desire to allow full turn movements to accommodate left-hand turns for westbound traffic on Coldstream Drive to use the driveway to enter the Harmony Shopping Centre (see Attachment 2); and,

Whereas, the original site plan agreement for the Harmony Shopping Centre was approved on June 18, 2001 and did not include vehicular access to the Harmony Shopping Centre site from Coldstream Drive; and,

Whereas, the site plan amendment to authorize the expanded Harmony Shopping Centre including the Walmart SuperCentre in its current location and also including a right-in driveway was approved by City staff on August 12, 2009; and,

Whereas, the site plan approval for the expanded Harmony Shopping Centre site was informed by a Traffic Study prepared by iTrans Transportation Planning and Engineering Consultants ("iTrans") dated May 2008; and,

Whereas, the iTrans Traffic Study recommended that the driveway from Coldstream Drive only serve in-bound right-hand turns only for truck traffic; and,

Whereas, the iTrans Traffic Study noted that allowing right-hand turns for cars could lead to truck-car conflicts at the truck maneuvering and loading area; and,

Whereas, the iTrans Traffic Study noted that while restricting this driveway to right-hand turns in only will eliminate a convenient access for retail trips to and from the existing and future residential neighbourhoods north and east of the site, it will also:

1. Eliminate outbound trucks on Coldstream Drive and force them to exit at Taunton Road East or Harmony Road North; and,
2. Avoid the need for potential widening of Coldstream Drive and right-of-way width for a westbound left turn lane; therefore Coldstream Drive east of the site can remain at 4 lanes within the 26 metre (85.3 ft.) right-of-way already protected for; and,
3. Work with the existing design of Coldstream Drive and will avoid any major changes and throwaway items affecting costs; and,
4. Eliminating the potential shortcutting between Taunton Road and Coldstream Drive since the driveway is almost aligned with the main internal north-south road leading to Taunton Road; and,
5. Avoid conflicts between manoeuvres at this driveway and the driveway for the senior's residence east of the site (on the north side of Coldstream Drive) which has recently been constructed; and,

Whereas, Development Services staff met with SmartCentres staff on May 11, 2022 to discuss DS-22-106 and SmartCentres staff advised that they do not support any change to the approved site plan that would result in full turn movements from Coldstream Drive for the reasons cited by iTrans; and,

Whereas, the City cannot compel SmartCentres to amend the site plan to introduce the full turn movements acknowledged by DS-22-106;

Therefore be it resolved that Item DS-22-135 concerning correspondence from various residents concerning the driveway from Coldstream Drive to SmartCentres be received for information.



Moved by Councillor McConkey  
Seconded by Councillor Nicholson

That Item DS-22-135 be referred back to staff for public consultation.

Affirmative (4): Councillor Giberson, Councillor Gray, Councillor McConkey, and Councillor Nicholson

Negative (6): Mayor Carter, Councillor Chapman, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, and Councillor Marks

Absent (1): Councillor Neal

Motion Lost (4 to 6)

The vote to adopt the recommendation contained in Item DS-22-135.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Negative (1): Councillor McConkey

Absent (2): Councillor Gray, and Councillor Neal

Motion Carried (8 to 1)

#### **DS-22-152 - Proposed Downtown Oshawa Visual Brand Identity (Ward 4)**

That, pursuant to Report DS-22-152 dated June 1, 2022, the proposed Downtown Oshawa Visual Brand Identity included in Attachment 2, Direction A, be selected as the Brand Direction for Downtown Oshawa and be applied to designs for banners, print and digital publications and other documents and materials in accordance with the associated brand guidelines prepared by Aubs & Mugg Inc.

Moved by Councillor McConkey  
Seconded by Councillor Nicholson

That the proposed Downtown Oshawa Visual Brand identity be referred to staff to review acronyms.

Affirmative (2): Councillor McConkey, and Councillor Nicholson

Negative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, and Councillor Marks

Absent (2): Councillor Gray, and Councillor Neal

Motion Lost (2 to 7)

The vote to adopt the recommendation contained in Item DS-22-152.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, and Councillor Marks

Negative (2): Councillor McConkey, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (8 to 2)

### **FIN-22-67 - Councillor Expense Policy (All Wards)**

Consent Motion:

That pursuant to Report FIN-22-67, dated June 8, 2022 concerning Councilor Expense Policy:

1. That the annual expense budget of \$1,500 for each Local Councillor be maintained and adjust the annual expense budget for Regional Councillors to \$1,500, effective for 2023; and,
2. That the Councillor expense allocation be considered as an allowance for the term of Council; and,
3. That the housekeeping updates to the Councillors Expense Policy proposed in section 5.4 be amended, in a form acceptable to the Commissioner, Finance Services; and,
4. That the Councillor Expense Policy be reviewed every four years, prior to the municipal election, or as directed by Council.

The vote to adopt the recommendation contained in Item FIN-22-67.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Negative (1): Councillor McConkey

Absent (1): Councillor Neal

Motion Carried (9 to 1)

### **FIN-22-70 - Request for Tender C2022-061 Microsoft Surfaces and C2022-063 Supply & Delivery of Laptops, Monitors & Servers (All Wards)**

Consent Motion:

1. That the Manager, Procurement and Accounts Payable be authorized to award contracts, as detailed in Report FIN-22-70 dated June 8, 2022, being the low compliant bids meeting specifications as follows:
  - a. Request for Tender (R.F.T.) C2022-061 Microsoft Surfaces and Accessories to ITEXpress Direct Inc., in the amount of \$123,988 excluding all taxes (leasing company Macquarie Equipment Finance Ltd. to pay equipment supplier directly);

- b. Request for Tender (R.F.T.) C2022-063 Supply & Delivery of Laptops, Monitors & Servers to CDW Canada Corp., in the amount of \$188,947 excluding all taxes (leasing company Macquarie Equipment Finance Ltd. to pay equipment supplier directly);
2. That additional funding of \$30,000 excluding all taxes be made available from the Information Technology Reserve to cover other miscellaneous components as required for the 2022 equipment rollout; and,
3. That, pursuant to the requirements of Ontario Regulation 46/94, the Treasurer of the Regional Municipality of Durham be advised that the City will be entering into a financing lease with Macquarie Equipment Finance Ltd. on the terms stated in Report FIN-22-70.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Negative (1): Councillor Marimpietri

Absent (1): Councillor Neal

Motion Carried (9 to 1)

### **DS-22-163 - Public Consultation on an E-scooter Pilot Program (All Wards)**

Consent Motion:

1. That, pursuant to Report DS-22-163 dated June 8, 2022 concerning the Public Consultation on an E-scooter Pilot Program, electric kick-scooter use be permitted within the City of Oshawa as part of the Province's 5-year e-scooter pilot program up until December 31, 2024; and,
2. That staff be authorized to release a Request for Proposals for a shared micromobility program trial up until December 31, 2024, at no cost to the City, consistent with the duration of the Province of Ontario's 5-year e-scooter pilot program; and,
3. That Bird Canada Inc. and any other company that has submitted unsolicited interest to staff to supply e-scooters to advance the Province's 5-year e-scooter pilot program up until December 31, 2024 be invited to respond to the Request for Proposals; and,
4. That, pursuant to Report DS-22-163 dated June 8, 2022 concerning the E-scooter Public Consultation on an E-scooter Pilot Program, the City's Skateboards and Bicycles By-law 78-91, as amended, Traffic and Parking By-Law 79-99, as amended, and Parks and Facilities By-law 83-2000, as amended, be further amended to include a new definition of electric kick-scooters and updates to appropriate sections for regulating electric kick-scooters.

The vote to adopt the recommendation contained in Item DS-22-163.

Affirmative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Negative (2): Councillor Hurst, and Councillor McConkey

Absent (1): Councillor Neal

Motion Carried (8 to 2)

## **CNCL-22-48 - Response to the Truth and Reconciliation (TRC) Calls to Action and United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) (All Wards)**

Consent Motion:

That pursuant to Report CNCL-22-48, dated June 16, 2022, City Council acknowledge and recognize the Truth and Reconciliation Commission's Calls to Action and the United Nations Declaration on the Rights of Indigenous Peoples; and,

That City Council commit to meaningful reconciliation with Indigenous communities and direct staff to investigate, propose and initiate a process to develop a Reconciliation Strategy and Action Plan and to utilize the Truth and Reconciliation Commission's Calls to Action and the United Nations Declaration on the Rights of Indigenous Peoples as the framework for the City's Reconciliation efforts and report back to Council; and,

That a copy of this report be sent to the National Centre for Truth and Reconciliation, the Mississaugas of Scugog Island First Nation, the Oshawa Durham Métis Council and Bawaajigewan Aboriginal Advisory Circle.

The vote to adopt the recommendation contained in Report CNCL-22-48.

Affirmative (10): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (10 to 0)

### **Closed Consent Agenda**

Moved by Councillor Chapman

Seconded by Councillor Giberson

That all items listed under the heading of Closed Consent Agenda for the City Council Meeting dated June 20, 2022 be adopted as recommended except:

Items DS-22-153 and DS-22-155 of the Eighty-Second Report of the Development Services Committee; and,

Item FIN-22-77 of the Fifty-Seventh Report of the Finance Committee.

Motion Carried

### **Closed Correspondence**

None

## **Closed Standing Committee Reports**

### **Report of the Community Services Committee**

None

### **Report of the Corporate Services Committee**

None

### **Report of the Development Services Committee**

#### **DS-22-134 - Request for a New Lease Agreement on Mary Street North (Ward 4)**

That pursuant to Closed Item DS-22-134 and in response to Correspondence DS-22-85 dated April 4, 2022, the request for a new lease agreement on Mary Street North be received for information.

#### **DS-22-137 - Update Regarding the Expropriation of Lands Known Municipally as 505 Simcoe Street South (Ward 5)**

That the City formally expropriate the eastern portion of the property known municipally as 505 Simcoe Street South, specifically Parts 2, 3 and 4 of Reference Plan 40R-31682, and that staff be directed to proceed as set out in Section 5.5 of this Report.

#### **DS-22-140 - Potential Appeal to the Ontario Land Tribunal of a Committee of Adjustment Decision (Ward 1)**

That pursuant to Report DS-22-140 dated June 1, 2022, staff be authorized to submit an appeal to the Ontario Land Tribunal concerning a Committee of Adjustment decision, that the Ontario Land Tribunal be advised that City Council supports the staff recommendation made to the Committee of Adjustment, and that City staff be authorized to attend the Ontario Land Tribunal hearing in support of Council's position.

#### **DS-22-145 - Update on Potential Future Use of the City-owned Bus Terminal at 47 Bond Street West (Ward 4)**

That pursuant to Item DS-22-145 dated June 6, 2022 regarding an update on the potential future use of the City-owned bus terminal at 47 Bond Street West, the Commissioner, Development Services Department be directed to proceed as outlined in said Item.

### **Report of the Finance Committee**

See Matters Excluded from Consent Agenda.

### **Closed Staff Reports/Motions**

None

### **Closed Discussion Agenda**

## **Matters Excluded from Consent Agenda**

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That the meeting recess and reconvene in a session closed to the public pursuant to Section 239 (2) (e) (h) (i) and (k) of the Municipal Act in order to consider Item DS-22-153 which is concerning information explicitly supplied in confidence to the municipality and negotiations carried on or to be carried on by or on behalf of the municipality; Item DS-22-155 concerning litigation or potential litigation and Item FIN-22-77 which is information supplied in confidence which could prejudice a competitive position or interfere with negotiations of a person or organization.

Motion Carried

Moved by Councillor Chapman  
Seconded by Councillor Hurst

That the meeting recess for 15 minutes.

Motion Carried

The meeting recessed at 1:00 p.m. and reconvened at 1:16 p.m. in a session closed to the public with all members of Council in attendance with the exception of Councillor Neal.

Also in attendance were the City Clerk, the Chief Administrative Officer, the Commissioner, Finance Services; the Commissioner, Development Services Department; the Commissioner, Corporate Services Department; the Commissioner, Community Services Department; the City Solicitor; the Deputy City Clerk; the Director, Planning Services; and J. Lane, Council-Committee Coordinator.

All other staff left the meeting.

Council entered closed session at 1:16 p.m.

Closed meeting discussions were held.

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That Council rise from Closed session at 1:42 p.m.

Motion Carried

## **Closed Report**

All members of Council were present in the Chamber except Councillor Neal who was absent.

Members of Council questioned the Commissioner, Development Services concerning Item DS-22-153.

Members of Council questioned the Commissioner, Development Services concerning Item DS-22-155.

Members of Council did not discuss Item FIN-22-77.

This concludes the closed meeting summary.

**DS-22-153 - Update on Matters Related to the Oshawa-to-Bowmanville GO Rail Extension (Ward 5)**

Consent Motion:

That, pursuant to Report DS-22-153 dated June 1, 2022 regarding an update on matters related to the Oshawa-to-Bowmanville GO Rail Extension, Council adopt the position and comments as referenced in Section 2.0 of said Report and authorize the Commissioner, Development Services Department to proceed as outlined in said Section.

Motion Carried

**DS-22-155 - Direction on City Staff Involvement Respecting an Appeal to the Ontario Land Tribunal of a Committee of Adjustment Application concerning 64 Albany Street and 426 Front Street (Ward 5)**

Consent Motion:

That, pursuant to Report DS-22-155 dated June 1, 2022, staff be authorized to advance the Council position as recommended in Section 2.0 of said Report at the Ontario Land Tribunal hearing concerning the appeal submitted with respect to the Committee of Adjustment application (File: A-2022-41) for the lands at 64 Albany Street and 426 Front Street, and to attend the Ontario Land Tribunal hearing in support of Council's position.

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Negative (1): Councillor Giberson

Absent (1): Councillor Neal

Motion Carried (9 to 1)

**FIN-22-77 - City of Oshawa / Oshawa Senior Citizens Centre Relationship Audit - Municipal Services Agreement (All Wards)**

Councillor Neal declared a conflict on this item. (Councillor Neal declared a conflict of interest on FIN-22-77 as he sits on the Board of Directors for the Oshawa Senior Citizens Centres and did not take part in discussion or voting on the matter.)

Consent Motion:

That pursuant to Closed Report FIN-22-77 dated June 8, 2022, staff be directed to proceed as recommended in Section 5.4 of said Report.

Affirmative (10): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (10 to 0)

## **Items Requiring Action**

### **By-Laws**

The following By-laws were passed:

#### **75-2022 - A By-law to amend Delegation of Authority By-law 29-2009, as amended**

(Implements direction of June 20, 2022 through Item CORP-22-42 of the Forty-First Report of the Corporate Services Committee to delegate authority to the City Clerk for the purpose of acquiring goods and services for Municipal and School Board Elections.)

#### **76-2022 - A By-law to Constitute and Appoint a Committee of Adjustment and to Amend By-law 154-2014**

(Implements direction of June 20, 2022 through Item CORP-22-51 of the Forty-First Report of the Corporate Services Committee to constitute a Committee of Adjustment and appoint one member to fill a vacancy for the balance of a four year term terminating November 14, 2022.)

#### **77-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended**

(Implements Council direction of April 25, 2022 through Item CS-22-47 of the Thirty-Ninth Report of the Community Services Committee to reduce the speed limit on Monaghan Avenue from Thornton Road South to Limerick Street and on Limerick Street from Monaghan Avenue to Gibb Street to 40 km/h.)

#### **78-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended**

(Implements Council direction of April 25, 2022 through Item CS-22-38 of the Thirty-Ninth Report of the Community Services Committee to reduce the speed limit on Verdun Road from Olive Avenue to Eulalie Avenue to 40 km/h.)

#### **79-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended**

(Implements Council direction of May 24, 2022 through Item CS-22-53 of the Fortieth Report of the Community Services Committee to add a Community Safety Zone on Raglan Road East between Simcoe Street North and a point 300 metres east of Ritson Road North.)

#### **80-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended**

(Implements direction of June 20, 2022 through Item CS-22-69 of the Forty-First Report of the Community Services Committee so that two on-street parking spaces on the west side of Albert Street from a point 15 metres south of King Street East to a point 32 metres south of King Street East be parking by monthly permit only, anytime, with a 48 hour maximum permissible parking period.)

#### **81-2022 - A By-law to Adopt Amendment 209 to the City of Oshawa Official Plan**

(Implements direction of June 20, 2022 through Item DS-22-121 of the Eighty-First Report of the Development Services Committee to amend policy 8.4.2.3 of the Pinecrest Part II Plan to permit a supermarket as a permitted use for lands generally located on the south side of Taunton Road East, east of Harmony Road North, known municipally as 941 to 991 Taunton Road East.)



### **82-2022 - A By-law to amend Zoning By-law 60-94, as amended**

(Implements direction of June 20, 2022 through Item DS-22-121 of the Eighty-First Report of the Development Services Committee to change the zoning for the lands generally located at 991 Taunton Road East from PCC-D(4) (Planned Commercial Centre) to PCC-D(4) "h-70" and to amend the provisions of the PCC-D(4) Zone that applies to 941 to 991 Taunton Road East, located on the south side of Taunton Road East to permit a supermarket with a maximum gross floor area of 3,500 m<sup>2</sup> as an additional permitted use at 991 Taunton Road East.)

### **88-2022 - A By-law to amend Zoning By-law 60-94, as amended**

(Implements direction of June 20, 2022 through Item DS-22-131 of the Eighty-First Report of the Development Services Committee to change the zoning for the lands generally located west of Harmony Road North and north of Conlin Road East to implement draft plan of subdivision S-O-2016-02 which includes 153 lots for single detached dwellings, 14 blocks for 71 street townhouses, 10 blocks for 38 back-to-back townhouses, a high density block for 300 apartment units, a mixed-use block for 99 units and up to 1,533 square metres (16,500 sq. ft.) of office uses, community uses, personal service uses and/or retail uses, part of a public elementary school block to be added to lands in draft plan of subdivision S-O-2014-01, a parkette block, open space blocks, a walkway block, a landscape strip block, future development blocks, a road widening block and new arterial, collector and local roads.)

### **89-2022 - A By-law to Designate the Canteen Building Located at 1000 Stevenson Road North**

(Implements Council direction of November 22, 2021 through Item DS-21-199 of the Sixty-Seventh Report of the Development Services Committee to designate the City-owned property municipally known as the Canteen Building located at 1000 Stevenson Road North, specifically PT PIN 16293-1301; PT LT 4, PL H-50001, Township of East Whitby; NOW PART 1, PL 40R-31681; City of Oshawa; Regional Municipality of Durham, as being a cultural heritage value or interest pursuant to the Ontario Heritage Act, R.S.O. 1990, Chapter O.18.)

### **90-2022 - A By-law to Designate the Stores Building Located at 1000 Stevenson Road North**

(Implements Council direction of November 22, 2021 through Item DS-21-199 of the Sixty-Seventh Report of the Development Services Committee to designate the City-owned property municipally known as the Stores Building located at 1000 Stevenson Road North, specifically PT PIN 16293-1301; PT LT 4, PL H-50001, Township of East Whitby; NOW PART 2, PL 40R-31681; City of Oshawa; Regional Municipality of Durham, as being of cultural heritage value or interest pursuant to the Ontario Heritage Act, R.S.O. 1990, Chapter O.18.)

### **91-2022 - A By-law to amend Parkland Dedication By-law 63-2022**

(Implements direction of June 20, 2022 through Item DS-22-136 of the Eighty-First Report of the Development Services Committee to establish alternative parkland dedication rates for the conveyance of land for park or other public recreational purposes as a condition of development or redevelopment.)

### **92-2022 - A By-law to Establish a Compliance Audit Committee**

(Implements Council direction of February 22, 2022 through Item CORP-22-08 of the Thirty-Sixth Report of the Corporate Services Committee to establish a Compliance Audit Committee for the Corporation of the City of Oshawa.)

### **93-2022 - A By-law to amend Election Sign By-law 42-2014, as amended**

(Implements direction of June 20, 2022 through Report CNCL-22-50 to amend Election Sign By-law 42-2014 to replace the phrase "City road" with the phrase "City or Regional Road" in every instance.)

### **94-2022 - A By-law to Expropriate all Right, Title, Estate and Interest in the Property known Municipally as a Portion of 505 Simcoe Street South**

(Implements direction of June 20, 2022 through Item DS-22-137 of the Sixty-Second Report of the Development Services Committee to expropriate all right, title, estate and interest in the property being described as PT LT C66, SHEET 20, PLAN 335, PARTS 2, 3 7 4, 40R-31682, known municipally as a portion of 505 Simcoe Street South for purpose of increasing parkland and greenspace within the City of Oshawa.)

### **95-2022 - A By-law to Appoint the Firm, Principles Integrity as the Integrity Commissioner**

(Implements direction of June 20, 2022 through Item CORP-22-43 of the Forty-First Report of the Corporate Services Committee to appoint the firm, Principles Integrity as the Integrity Commissioner for the Corporation of the City of Oshawa for the Term of Council commencing November 15, 2022 with the option to renew for an additional Council term, subject to the Council of Regional Municipality of Durham approving and authorizing such renewed appointment.)

### **96-2022 - A By-law amend Lot Maintenance By-law 127-2007, as amended and Property Standards By-law 1-2002, as amended**

(Implements Council direction of May 24, 2022 through Item CORP-22-39 of the Thirty-Ninth Report of the Corporate Services Committee to streamline minor lot and property maintenance standards and to remove the appeal provisions in the Lot Maintenance By-law to implement a more efficient resolution of complaints and enforcement of standards.)

### **97-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended**

(Implements direction of June 20, 2022 through Item CS-22-70 of the Forty-First Report of the Community Services Committee to add City Parking Lot #20 at 31 Simcoe Street North (Public parking area on the North East Corner of Bond Street and Simcoe Street North) that will provide daily use parking and permit parking, with a 24 hour maximum permissible parking period.)

### **98-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended**

(Implements direction of June 20, 2022 through Item CS-22-70 of the Forty-First Report of the Community Services Committee to add City Parking Lot #20 at 33 to 45 Simcoe Street North (Public parking area on the North East Corner of Bond Street and Simcoe Street North) that will provide daily use parking and permit parking, with a 24 hour maximum permissible parking period.)

### **Matters Tabled**

None

## **Notices of Motion Previously Given**

Moved by Councillor McConkey

Seconded by Councillor Nicholson

Whereas the City of Oshawa Accessibility Advisory Committee (the OAAC) has volunteer members dedicated to promoting a barrier free city and ensuring an environment that is inclusive for all abilities; and,

Whereas park redevelopment projects have come before the OAAC that have not included accessible playground equipment and the OAAC has been informed that any effort to add accessible equipment would delay the project with the resulting in a shortage of time to add what OAAC recommendations; and,

Whereas following the Oct, 2022 election the new City Council and senior staff would benefit from an in-person Education and Training session on improving accessibility in Oshawa;

Now therefore staff arrange for a special Education and Training session on improving accessibility in Oshawa so that time constraints in the planning and development process do not leave accessibility improvements last or left off any list.

### **Amendment:**

Moved by Councillor Chapman

Seconded by Councillor Giberson

That the motion concerning a special orientation session on accessibility be referred to staff for consideration in the development of the Council Orientation for the newly elected Council.

Motion Carried

Moved by Councillor McConkey

Seconded by Councillor Nicholson

Whereas the Taunton Road and Simcoe Street North intersection presents safety concerns given the number of vehicles making left hand turns out of the Macdonalds restaurant onto Simcoe Street;

Now therefore the City of Oshawa investigate with the property owners and the Region of Durham to exclude left turns onto Simcoe Street North from the Macdonald's restaurant.

### **Amendment:**

Moved by Councillor Chapman

Seconded by Councillor Giberson

That the motion concerning left hand turns from McDonalds at Taunton and Simcoe Street North onto Simcoe Street North be referred to the Regional Traffic Department in Regional Works

Affirmative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor McConkey

Negative (1): Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (9 to 1)

Moved by Councillor McConkey  
Seconded by Councillor Nicholson

Whereas the current high price of gas is having major negative impact on Canada's economy;

Now therefore the City of Oshawa propose to the both Federal and Provincial governments to eliminate both the provincial and federal gas tax and increase the HST to compensate for lost revenue.

Affirmative (1): Councillor McConkey

Negative (9): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Lost (1 to 9)

### **Notices of Motion**

The following notice of motion is submitted by Councillor Giberson:

"Whereas, after each year's budget process is finalized, throughout the course of the year there are various projects approved in the budget that encounter changes to plans or costs and result in increased or new draws from reserves to fund the changes, as well as new projects advanced during the year that were not part of the budget approval process for that year that draw from reserves; and,

Whereas throughout the year, Finance Committee and City Council review these project changes and new projects in order to determine a funding direction for each project and may not have more current information on the present status of the City's reserves; and,

Whereas a 2019 budget review undertaken by MNP provided the general positive observation that "The City of Oshawa undertakes a number of best practice approaches when it comes to financial control and continuous improvement including... having a strong financial framework"; and,

Whereas City Council has a fiduciary responsibility to both the public and the corporation to exercise its role of oversight with effectiveness and a reasonable degree of information;

Therefore be it resolved that:

The Finance Services Department produce quarterly reserve tracking reports to the Finance Committee that provide a summary updating on the current state of the City's reserve accounts that outlines:

- Reserve commitments from that year's approved budget, whether already spent or committed to be spent;
- Reserve commitments, whether spent or still to be spent, that have since been approved and added after the budget was approved;
- Current net state of the City's reserve accounts based on the combination of budget commitments and post-budget commitments;

Consideration may be given to one of the quarterly reports being substituted for the upcoming year's budget binder, as appropriately timed to the calendar year; and,

That this Notice of Motion be referred to the Finance Committee."

### **Confirming By-Law**

Moved by Councillor Chapman  
Seconded by Councillor Giberson

That the Confirming By-law be passed.

99-2022      A By-law to confirm the City Council meeting of June 20, 2022.

Motion Carried

### **Adjournment**

Moved by Councillor Marimpietri  
Seconded by Councillor Chapman

That the meeting adjourn at 2:03 p.m.

Motion Carried

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Mayor

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City Clerk





## Oshawa City Council - Special Meeting Minutes

September 12, 2022, 8:30 a.m.  
Council Chamber

Present: Mayor Carter  
Councillor Chapman  
Councillor Giberson  
Councillor Gray  
Councillor Hurst  
Councillor Kerr  
Councillor Marimpietri  
Councillor Marks  
Councillor McConkey  
Councillor Neal  
Councillor Nicholson

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### **Purpose**

The purpose of the meeting is for Council to express condolences on behalf of the community on the passing of Queen Elizabeth II.

### **CNCL-22-55 - Condolences on the Passing of Her Majesty Queen Elizabeth II, September 19, 2022**

Moved by Councillor Chapman  
Seconded by Councillor Marks

Whereas Her Majesty Queen Elizabeth II passed away on September 8, 2022; and,

Whereas Her Majesty was the head of the Commonwealth and Queen of Canada; and,

Whereas Her Majesty served as the longest-serving monarch in British history; and,

Whereas Canadians are grateful for Her Majesty's decades of service to Canada and the Commonwealth and are mourning her death; and,

Whereas flags have been lowered to half-mast at City Hall and City facilities to honour the memory of Her Majesty; and,

Whereas Oshawa community members are signing condolence books online at Oshawa.ca or in-person at Oshawa City Hall, Delpark Homes Centre and South Oshawa Community Centre; and,

Whereas Her Majesty's funeral will take place on September 19, 2022; and,

Whereas the City of Oshawa Council Committee meeting calendar includes meetings of the Finance Committee and Community Services Committee on this date;

Therefore be it resolved:

1. That the Mayor, on behalf of Council and the City of Oshawa, send an official letter of condolence to the Royal Family, Britain, and the Commonwealth for our collective loss of Her Majesty by way of the Governor General of Canada; and,
2. That the Standing Committee meetings scheduled for September 19, 2022 be rescheduled to Tuesday, September 20, 2022; and,
3. That the Finance Committee meeting take place at 9:30 a.m. and the Community Services Committee take place at 1:30 p.m.

### **Confirming By-law**

Moved by Councillor Chapman

Seconded by Councillor Giberson

That the Confirming By-law be passed.

119-2022 A By-law to confirm the City Council meeting of September 12, 2022.

### **Adjournment**

That the meeting adjourn at 8:35 a.m.

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Mayor

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City Clerk