



City Council Meeting AGENDA

Monday, May 29, 2023, 9:30 a.m.

Council Chamber

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Pages

Public Meeting

National Anthem

Recognition of Indigenous Lands

The City of Oshawa sits on treaty land that is steeped in rich Indigenous history and is the present day home to many First Nations, Métis and Inuit peoples. We acknowledge that we live and work on land covered under the Williams Treaties, and the traditional territories of the Mississaugas of Scugog Island First Nation.

We acknowledge this land out of respect for the many Indigenous nations who have cared for the lands and waters from the beginning of time and still do so today. We extend our gratitude and appreciation for the opportunity to live and work on this territory.

We are committed to understanding the truth of our shared history, confronting our past and present, and building a better future together in true reconciliation.

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

Certificate of Recognition - E.P. Taylor Windfields Farm Champion Award

Mayor Carter to present the E.P. Taylor Windfields Farm Champion Award to Ihor George Lysyk.

Certificate of Recognition - 2023 Community Legend Award

Mayor Carter to present the 2023 Community Legend Award to the Ukraine Canadian Congress - Durham Region Branch.

Spark Centre - Operations, Metrics and Performance

Sherry Colbourne, CEO, Spark Centre to provide a presentation on Spark Centre's operations, metrics and performance.

Lakeridge Health - Organization's Commitment to achieving its vision, One System. Best Health.

Cynthia Davis, CEO and President, Lakeridge Health to provide a presentation on the organization's commitment to achieving its vision, One System. Best Health.

Delegations

Robert Small - Item CO-23-28

Robert Small requesting to address City Council concerning Item CO-23-28 regarding follow up to Report CO-23-12, petition for pedestrian crossover on Coldstream Drive near Bloom Senior Residence.

Items requiring Council Direction

None

Public Consent Agenda

Recommendation

That all items listed under the heading of Public Consent Agenda for the City Council Meeting dated May 29, 2023 be adopted as recommended.

Adoption of Council Minutes

Recommendation

That the minutes of the City Council meetings held on May 1 and May 4, 2023 be adopted.

Correspondence with recommendations

None

Standing Committee Reports

Report of the Community and Operations Services Committee

That the Community and Operations Services Committee respectfully reports and recommends to City Council its Sixth Report.

CO-23-31 - Request - Long Term Parking License Agreement at Centre Street Parking Garage (G1): Plazacomm Investments Ltd. (Formerly CNCL-23-40) (Ward 4)

23

Recommendation

Whereas Correspondence CO-23-26 was received from Plazacomm Investments Ltd. ("Plazacomm Investments") and reported to Council under Report CNCL-23-40 on May 1, 2023; and,

Whereas Report CNCL-23-40 was referred back to the Community and Operations Services Committee; and,

Whereas Plazacomm Investments has requested 200 parking spaces for long-term use in the adjacent City-owned parking structure located at 40 Bond Street West ("Centre Street Parking Garage"); and,

Whereas City staff have advised Plazacomm Investments that the maximum number of parking spaces that can be offered at the Centre Street Parking Garage is 150, which Plazacomm Investments has accepted; and,

Whereas 150 parking spaces being licensed out at the City's current monthly rate would result in monthly parking revenues of approximately \$12,534 per month;

Therefore be it resolved that City Council authorize the Commissioner, Community and Operations Services to respond to Plazacomm Investment's request that the City of Oshawa shall provide a non-binding letter of commitment in providing a total of up to 150 parking spaces on a non-exclusive basis, conditionally only on Plazacomm Investment's purchase of the 8-storey office building located at 40 King Street West, City of Oshawa.

CO-23-32 - OATAC 2023 Projects Working Group - Review of the Roundabout Policy (Formerly OATAC-23-06) (All Wards)

Recommendation

1. That Report CO-23-32 (formerly OATAC-23-06) being the OATAC Projects Working Group Report concerning the design of roundabouts be endorsed; and,
2. That staff implement the recommendations for updates to existing roundabouts.

CO-23-28 - Follow up to report CO-23-12, Petition for Pedestrian Crossover on Coldstream Drive near Bloom Senior Residence (Ward 1)

Recommendation

1. That Option 1 to not install a PXO at Bloom Senior Residence as detailed in Section 5.1 of Report CO-23-28 'Petition for Pedestrian Crossover on Coldstream Drive near Bloom Senior Residence', dated May 10, 2023 be selected; and,
2. That Pedestrian Warning signs with Seniors tabs be installed on

Coldstream Drive in the vicinity of Bloom Senior Residence.

CO-23-30 - Proposed Region of Durham “Curbside Swap Day” Pilot (All Wards)

Recommendation

That based on Report CO-23-30, Oshawa not participate in the Curbside Swap Day pilot.

CO-23-29 - Response to CS-22-48 being a Notice of Motion concerning the recognition of Historic Hamlets of Oshawa (All Wards)

Recommendation

Whereas on May 16, 2022 Community Services Committee recommended Item CS-22- 48, being a Notice of Motion, to City Council:

“Whereas the City of Oshawa has placed signage recognizing the historical hamlets of Raglan and Columbus; and,

Whereas the historical hamlets in Oshawa represent a key feature of the development of our City and that legacy should not be lost; and,

Whereas the historical hamlets of Cedar Dale, Southmead and Westmount have no recognition and their legacy is in danger of being lost;

Therefore, that staff investigate and report back on the following:

1. The feasibility of placing signage, similar to that provided for Raglan and Columbus, that will recognize the historical hamlets of Cedar Dale, Southmead and Westmount; and,
2. Funding opportunities to support the construction and placement; and,
3. Potential locations on public lands or city boulevard for such signs.”; and,

Whereas at the May 24, 2022 meeting of Council, the Notice of Motion was referred to staff to consult with the Oshawa Historical Society for further comment; and,

Whereas the Oshawa Historical Society Archivist provided a report as it relates to the proposed historical hamlets referenced in the Notice of Motion, provided as Attachment 1, but did not provide further comment related to signage; and,

Whereas generally these types of requests are initiated through

community interest in recognition of historical significance; and,

Whereas since there is little known about the history of Westmount and Southmead or their boundaries; and,

Whereas Westmount and Southmead were considered neighbourhoods as opposed to a hamlet or a village it is not feasible or appropriate to provide recognition; and,

Whereas the Archivist noted that Cedar Dale was listed along with Columbus and Raglan as a principle village within the township of East Whitby with a defined boundary south of Bloor Street to Lake Ontario bounded by Park Road to the west and Wilson Road to the East, as shown in Attachment 2; and,

Whereas the Village of Columbus and the Village of Raglan are uniquely different from historical villages located within the urban boundary;

Whereas, staff reviewed the feasibility of recognizing the history of Cedar Dale as a village within the township of East Whitby and determined that accommodating road signs similar to the signs for Raglan and Columbus is not practical or feasible due to the size and space required within the right of way;

Whereas, if based on the Archivists report, there is a desire to recognize the former Village of Cedar Dale, it would be more appropriate to include “Historic Village of Cedar Dale” on the primary neighbourhood park signage within the designated area, as shown in Attachment 3;

Whereas, this would be over and above Parks Operations annual sign replacement program requiring additional Operating Budget of \$14,500 plus staff resources;

Therefore be it resolved that if, based on the Archivists report, there is a desire to recognize the former Village of Cedar Dale the following be endorsed:

1. That, pursuant to Item CO-23-29, the former Village of Cedar Dale should be recognized as a historically significant area; and,
2. That Operations Services staff be authorized to add “Historic Village of Cedar Dale” to the primary neighbourhood park signs within the area historically known as Cedar Dale; and,
3. That an additional \$14,500 be added to the 2024 Parks Operating budget for sign replacement.

Report of the Corporate and Finance Services Committee

The Corporate and Finance Services Committee respectfully reports and

recommends to City Council its Seventh Report.

CF-23-37 - Financial Position as of March 31, 2023 (All Wards)

Recommendation

That pursuant to Report CF-23-37 dated May 3, 2023 concerning the financial position as of March 31, 2023:

1. That the transfer of \$2,245,000 of the 2022 Operating Surplus to the Parks and Recreation Infrastructure Reserve be approved; and,
2. That the Parks and Recreation Infrastructure Reserve be utilized to fund the projects identified in Section 6.0, Table 2 of this report; and,
3. That the transfer of \$808,230 of the 2022 Operating Surplus to the Conditions Audit Reserve be approved.

CF-23-38 - 2022 BMA Study Overview (All Wards)

Recommendation

That Report CF-23-38 dated May 3, 2023 concerning the 2022 BMA Study Overview be received for information.

CF-23-39 - Additional Funding Stevenson Road North Environmental Assessment (Ward 2)

Recommendation

Whereas, Project 19-73-0456, Northwood Roads Environmental Assessment was approved in the 2019 Capital Budget for \$260,000; and,

Whereas, on October 25, 2021, City Council considered CNCL-21-93, Future East-West Type 'C' Arterial Road connection located west of Stevenson Road North, between Taunton Road West and Conlin Road West, and directed staff to not undertake an Environmental Assessment for the future east-west Type 'C' arterial road; and,

Whereas, Request For Proposal, C2021-121 Consulting Services for Stevenson Road North Environmental Assessment, was issued for Project 19-73-0456, with a reduced scope of work; and,

Whereas, in April 2022, Council considered FIN-22-31, Contract Awards, and awarded a contract to Gannett Fleming Canada ULC for R.F.P. C2021-121 in the amount of \$256,073, excluding H.S.T. and the project budget was also increased by an additional \$12,791, excluding H.S.T. for costs associated with undertaking public consultations; and,

Whereas, Project 19-73-0456, has a revised budget of \$272,791, inclusive of H.S.T; and,

Whereas, Region of Durham staff have requested that an assessment of

transportation, natural environment, and land-use and development constraints be undertaken for the future east-west midblock Type 'C' arterial road in order to justify its deletion from the Oshawa Official Plan; and,

Whereas, the additional assessments requested by Region of Durham staff is outside the scope of work for Project 19-73-0456; and,

Whereas, the further assessments will cost \$33,300, inclusive of H.S.T.; and,

Whereas, the Cultural Heritage assessment identified six (6) properties along Stevenson Road North as having potential Built Heritage Resource and Cultural Heritage Landscape value, and each property would require Cultural Heritage Evaluation Reports with Heritage Impact Assessments; and,

Whereas, additional due diligence is required for Cultural Heritage Evaluation Reports which will cost \$29,551, inclusive of H.S.T.; and,

Whereas, the Stage 1 Archaeological Assessment identified four (4) registered archaeological sites and parts of the area assessed exhibit archaeological potential and require Stage 2 Archaeological Assessments; and,

Whereas, additional due diligence is required for Stage 2 Archaeological Assessments which will cost \$51,715, inclusive of H.S.T.; and,

Whereas, a Contamination Overview Study as part of the Environmental Assessment identified four (4) areas of high potential for contamination and seven (7) areas of moderate contamination within the study area; and,

Whereas, property specific Phase 1 Environmental Site Assessments and if necessary, Phase 2 Environmental Site Assessments are required to be completed for the areas of potentially contaminated areas; and,

Whereas, additional due diligence is required for Phase 1 and Phase 2 Environmental Site Assessments which will cost \$67,722; and,

Whereas, there is \$182,288, available in the Transportation Roads D.C. Reserve and the Growth Related Non-D.C. Reserve;

Therefore be it resolved that pursuant to Report CF-23-39, Council approve the additional funding of \$182,288 for Project 19-73-0456, to be funded through a combination of funds from the Transportation Roads D.C. Reserve and the Growth Related Non-D.C. Reserve.

CF-23-40 - Urban Growth Centre Community Improvement Plan:

Additional Funding Request (Ward 4)

Recommendation

Whereas, the City of Oshawa offers five Community Improvement Plan incentive programs including:

- Brownfield Renaissance Community Improvement Plan
- Harbour Road Area Community Improvement Plan
- Simcoe Street South Renaissance Community Improvement Plan
- Urban Growth Centre Community Improvement Plan
- Wentworth Street West Community Improvement Plan; and,

Whereas, the Business and Economic Development Services department manages the Community Improvement Plan programs with support from Planning Services and offers two application intake cycles per year; and,

Whereas, the Urban Growth Centre Community Improvement Plan is the incentive most commonly applied to on an annual basis; and,

Whereas, \$100,000 is directed to the Community Improvement Plan budget per year to fund applications from the Brownfield Renaissance Community Improvement Plan, Harbour Road Area Community Improvement Plan, Simcoe Street South Renaissance Community Improvement Plan and the Urban Growth Centre Community Improvement Plan and currently holds an uncommitted balance of \$185,252; and,

Whereas, \$30,000 is directed to the Wentworth Street West Community Improvement Plan budget per year and currently holds an available balance of \$180,000; and,

Whereas, staff received three suitable applications during the Spring 2023 intake period for the Urban Growth Centre Community Improvement Plan including 11 Simcoe Street North, 72 Simcoe Street North and 87 Simcoe Street North; and,

Whereas, staff have the capability to commit funding to the projects for 72 Simcoe Street North and 87 Simcoe Street for the full value from the exiting Community Improvement Plan budget; and,

Whereas, staff understand that the proposed work to be done at 11 Simcoe Street North is in order to meet the needs of the new tenant, Trent University Durham G.T.A., which will bring post-graduate student

programming to the location beginning in September 2026; and,

Whereas, staff have provided a recommended contribution to the project at 11 Simcoe Street North in the total amount of \$160,000; and,

Whereas, the breakdown of the recommended grant for the proposed work at 11 Simcoe Street North totals \$10,000 for the Façade and Accessibility Enhancement Grant, \$10,000 for the Improvement to Building and Fire Code Grant and \$140,000 for the Economic Stimulus Grant; and,

Whereas, the new post-graduate programming at 11 Simcoe Street North offered by Trent University Durham G.T.A. will bring an estimated 300 new students to the Downtown beginning in September 2023 with an anticipated enrolment of 1,000 students annually when the program is at full development; and,

Whereas, staff can fund the 11 Simcoe Street Urban Growth Centre Community Improvement Plan applications for the Façade and Accessibility Grant and Improvement to Building and Fire Code Grant from the existing budget; and,

Whereas, no applications have been deemed eligible and funded through the Wentworth Street West Community Improvement Plan grant since 2018;

Therefore be it resolved that pursuant to Report CF-23-40:

1. That staff be directed to waive relevant Community Improvement Plan provisions such as retroactively funding work in order for the property owner to obtain permits and begin work immediately; and,
2. That staff be directed to fund the remaining recommended Economic Stimulus grant for the 11 Simcoe Street North application in the amount of \$140,000 from the Wentworth Street West Community Improvement Plan budget.

CF-23-41 - Single Source Consolidated Operation Depot Generator Replacement (Ward 5)

Recommendation

Whereas, the Purchasing By-Law 80-2020 requires Council approval to award single source contracts greater than \$100,000; and,

Whereas, Council approved project 23-11-0440 for generator replacement at the Consolidated Operations Depot through the 2023 Capital Budget in the amount of \$550,000 including non-rebateable H.S.T.; and,

Whereas, current lead times for large format 500+ kilowatt emergency back-up generators are approximately 56 weeks from time of order; and,

Whereas, through discussions with an existing City supplier, FinCap Electrical & Mechanical Inc., staff were advised that a 600 kilowatt Kohler generator (demo model) is available for purchase with a supply and install time of approximately fourteen (14) weeks from time of order; and,

Whereas, the proposed generator has 96 hours of vibration testing runtime and comes complete with a full manufactures warranty,

Therefore be it resolved that pursuant to Report CF-23-41, Council authorize the Manager, Procurement to negotiate a single source contract with FinCap Electrical & Mechanical Inc. not to exceed the amount of \$450,000 excluding H.S.T. for Consolidated Operations Depot Generator Replacement, subject to completion of due diligence.

CF-23-42 - Single Source - Bond/Simcoe Urban Park (Ward 4)

Recommendation

Whereas, the Purchasing By-Law 80-2020 requires Council approval to award single source contracts greater than \$100,000; and,

Whereas, Council approved Project 23-50-0067 Bond/Simcoe Urban Park as part of the 2023 Budget; and,

Whereas, Cambium Inc. was retained to complete the preliminary site investigation and due diligence work; and,

Whereas, additional subsurface investigation work is required prior to commencing the site design and redevelopment; and

Whereas, expanding the scope of work with Cambium Inc. will ensure technical consistency, and maintain preliminary schedule and budget constraints; and,

Whereas funds for the required scope of work can be addressed through Project 23-50-0067

Therefore be it resolved that pursuant to Report CF-23-42:

1. That the Manager, Procurement be authorized to award a single source contract to Cambium Inc. not to exceed the Capital Budget amount of \$500,000 including non-rebateable H.S.T.; and
2. That in order to accommodate future development of this Project, the Manager, Procurement be authorized to single source to Cambium Inc. for any additional future works as approved by Council in the future capital budgets.

CF-23-43 - Gazebo at Lakeview Park (Ward 5)

Recommendation

Whereas, the gazebo at Lakeview Park located along the pathway west of the museum buildings has had minor repairs undertaken over the years; and,

Whereas, a recent inspection has found that the footings supporting the structure are no longer repairable and have led to unsafe conditions; and,

Whereas, the structure is now closed to public use; and,

Whereas, in addition to the costs associated with the demolition of the structure the replacement costs will be approximately \$115,000 for design, engineering and construction which cannot be accommodated in the Parks Operating Budget;

Therefore be it resolved that pursuant to Report CF-23-43, the costs associated with the demolition, design, engineering, permitting and construction for the replacement of the Lakeview Park Gazebo be funded from the Operations Reserve in the amount of \$115,000 including H.S.T. be approved.

Report of the Economic and Development Services Committee

The Economic and Development Services Committee respectfully reports and recommends to City Council its Eleventh Report.

ED-23-102 - Oshawa Culture Counts Awards 2023 Recipients (All Wards)

Recommendation

1. That, pursuant to Report ED-23-102, dated May 3, 2023, the selection process for the Culture Counts Awards program be revised generally as identified in Section 5.3 and Attachment 1 of said Report to align the selection process for the Culture Counts Awards program with other City award programs; and,
2. That Nominee Number 1 listed in Confidential Attachment 3 of the Professional Artist nominations presented in Report ED-23-102 be selected as the winner of the 2023 Oshawa Culture Counts Professional Artist Award; and,
3. That Nominee Number 2 listed in Confidential Attachment 3 of the Emerging Artists nominations presented in Report ED-23-102 be selected as the winner of the 2023 Oshawa Culture Counts Emerging Artist Award; and,
4. That pursuant to Report ED-23-102 dated May 3, 2023, Nominee Number 1 listed in Confidential Attachment 3 of the Emerging Artists nominations be selected as the Innovation and

Creation Award Winner; and,

5. That the selected recipients be presented the 2023 Culture Counts Award at the June 26, 2023 Council Meeting.

ED-23-103 - Installing Art on Private Property in the Downtown (Ward 4)

Recommendation

1. That, pursuant to ED-23-103 dated May 3, 2023, the Public Art Policy be amended generally in accordance with the comments in said Report in a form and content acceptable to the Commissioner, Economic and Development Services Department; and,
2. That, pursuant to ED-23-103 dated May 3, 2023, Council support a biennial update of the Frame Project; and,
3. That, pursuant to ED-23-103 dated May 3, 2023, the amount of \$18,000 to fund the cost of biennially replacing the artwork in the three frames as part of the overall Frame Project be referred to the 2024 Budget.

ED-23-111 - Application under the Urban Growth Centre Community Improvement Plan, 44 Bond Street East, Sacco Schools Ltd. (Ward 4)

Recommendation

1. That, pursuant to Report ED-23-111 dated May 3, 2023, the application submitted by Sacco Schools Ltd. under the City's Urban Growth Centre Community Improvement Plan for an Increased Assessment Grant be approved in accordance with Table 1 and the comments in said Report notwithstanding that a building permit has already been issued; and,
2. That, pursuant to Report ED-23-111 dated May 3, 2023, Sacco Schools Ltd. enter into an agreement with the City under the City's Urban Growth Centre Community Improvement Plan in a form and content satisfactory to the Commissioner of Economic and Development Services and Legal Services.

ED-23-98 - Stevenson Road North Municipal Class Environmental Assessment Study Update (Ward 2)

Recommendation

That, pursuant to Report ED-23-98 dated May 3, 2023, concerning the Stevenson Road North Municipal Class Environmental Assessment Study, staff be authorized to hold a public engagement in late June 2023 to present the Study process, existing conditions, the alternative solutions, and the next steps in the Study.

ED-23-105 - Capital Cost Sharing Agreement with George Lysyk & Sons Limited (Ward 5)

Recommendation

1. That, pursuant to Report ED-23-105 dated May 3, 2023, regarding the request from George Lysyk & Sons Limited to enter into a Capital Cost Sharing Agreement for the reconstruction of Dieppe Court, that the Commissioner, Economic and Development Services Department be authorized to sign the agreement provided the agreement is in a form and content acceptable to the City Solicitor and the Commissioner, Corporate and Finance Services Department; and,
2. That funding in the amount of \$240,000 be approved from the Infrastructure Reserve for reimbursement to George Lysyk & Sons Limited, subject to the execution of a Capital Cost Sharing Agreement; and,
3. That Council waive the Purchasing By-law requirements and allow George Lysyk & Sons Limited to design and construct the work associated with the reconstruction of Dieppe Court.

ED-23-106 - Road Improvements to Celina Street, north of Fisher Street (Ward 5)

Recommendation

1. That, pursuant to Report ES-23-106 dated May 3, 2023, Economic and Development Services staff be directed to advance the rehabilitation of Celina Street between Fisher Street and a point approximately 65 metres north of Fisher Street generally in accordance with the comments of said Report; and,
2. That funding in the amount of \$88,000 plus H.S.T. be provided from the Infrastructure Reserve.

ED-23-112 - City Comments on the Proposed Provincial Planning Statement and Summary of Changes Resulting from Bill 97, the "Helping Homebuyers, Protecting Tenants Act, 2023" (All Wards)

Recommendation

1. That Report ED-23-112 dated May 3, 2023, including Attachment 3, be endorsed as the City's comments on the proposed Provincial Planning Statement; and,
2. That Report ED-23-112 dated May 3, 2023, including Attachment 4, be endorsed as the City's comments on Bill 97; and,
3. That Economic and Development Services staff be authorized to submit the comments contained in Report ED-23-112 dated May 3, 2023 related to the proposed Provincial Planning Statement and Bill 97 in response to the associated proposal posted on the Environmental Registry of Ontario website under Notice 019-6813 and under Notice 019-6821; and,

4. That staff be authorized to forward a copy of Report ED-23-112 dated May 3, 2023 and the related Council resolution to the Region of Durham, Durham area municipalities, and Durham area M.P.P.s.

ED-23-110 - City-initiated Amendments to the Oshawa Official Plan, Windfields Part II Plan, Zoning By-law 60-94, and Brownfields Renaissance, Simcoe Street South Renaissance and Wentworth Street West Community Improvement Plans (All Wards)

Recommendation

That the proposed amendments to the Oshawa Official Plan, Windfields Part II Plan, Zoning By-law 60-94, and Brownfields Renaissance, Simcoe Street South Renaissance and Wentworth Street West Community Improvement Plans, as generally set out in Attachments 1, 2 and 3 to Report ED-23-110 dated May 3, 2023, be adopted and that the appropriate amending by-laws be passed in a form and content acceptable to the City Solicitor and the Commissioner, Economic and Development Services Department.

Report of the Safety and Facilities Services Committee

The Safety and Facilities Services Committee respectfully reports and recommends to City Council its Sixth Report.

SF-23-20 - Update to Corporate Facilities Energy Management Plan (All Wards)

Recommendation

That the Corporate Facilities Energy Management Plan 2024 - 2028, dated May 10, 2023, as set out in Attachment 1 to Report SF-23-20, be endorsed.

SF-23-21 - Proposed Approach for Reviewing Request for Acquisition of Small Green City Holdings (All Wards)

Recommendation

Whereas, at its meeting on April 11, 2022, the then Development Services Committee referred Closed Correspondence DS-22-84 concerning a third party request to acquire City-owned lands at the northwest corner of Park Road South and Elmgrove Avenue to staff for a report; and,

Whereas, Parks Operational staff currently maintain twenty-four (24) Small Green City Holdings intended for beautification and/or gateway initiatives, with such maintenance generally consisting of annual and perennial planting and grass cutting (see Attachment 1); and,

Whereas, maintenance of three (3) of the twenty-four (24) Small Green City Holdings is limited to grass cutting only, specifically:

- The northwest corner of Ritson Road South and Bloor Street

East;

- The northwest corner of Park Road South and Elmgrove Avenue, which was the subject of the above-noted acquisition request submitted under Closed Correspondence DS-22-84; and,
- The southeast corner of Park Road South and John Street West; and,

Whereas, Small Green City Holdings must be considered for future beautification and/or gateway initiatives, among other matters, prior to being declared surplus; and,

Whereas the three (3) above noted locations are insufficient for the purposes of safe Park development and/or amenities and have been assessed by Parks and Waste Operations staff as sub-standard locations for the implementation of beautification and/or gateway initiatives;

Therefore be it resolved that:

1. The three (3) Small Green City Holdings located at the northwest corner of Ritson Road South and Bloor Street East, the northwest corner of Park Road South and Elmgrove Avenue, and the southeast corner of Park Road South and John Street West, be referred to Economic and Development Services staff to assess whether there are any other identified municipal needs for the lands and/or whether they can be declared surplus, and then report back to City Council pursuant to its direction concerning Closed Correspondence DS-22-84.
2. Any future requests to acquire any of the remaining Small Green City Holdings as identified on Attachment 1 be directed to the Economic and Development Services Department for review, including input from the Safety and Facilities Services Department concerning any potential need for future beautification and/or gateway initiatives, prior to providing a recommendation to City Council on whether they can be declared surplus on the basis that they serve no municipal purpose.

SF-23-23 - Food Shop Licence - Temporary Exemption (All Wards)

Recommendation

Whereas the Business Licensing By-law 120-2005, as amended ("Licensing By-law") is a by-law to license, regulate and govern certain businesses operating in the City of Oshawa ("City"); and,

Whereas the Licensing By-law defines Food Shops in four (4) classes which pertain to business operations where food stuffs intended for human consumption are made for sale, offered for sale, stored or sold, but does not include a licensed Refreshment Vehicle or a Bed and Breakfast Establishment; and,

Whereas food stuffs are any thing offered, intended or held out as being available for human consumption (including drink) which includes but is not limited to food in raw, unpackaged, prepared and prepackaged form; and,

Whereas prepackaged food generally refers any food stuff that is not prepared or modified at the location of sale and is contained in a package in the manner in which it is ordinarily sold to or used or purchased by a person; and,

Whereas Schedule “F” of the Licensing By-law requires that any person operating a Food Shop apply for, attain, maintain and renew a Food Shop Licence in accordance with the Licensing By-law; and,

Whereas individuals that sell food stuffs exclusively in a prepackaged form have raised concerns related to their requirement to attain and maintain a Food Shop Licence; and,

Whereas on February 27, 2023 Council directed staff to conduct a modernization review of the Licensing By-law and report back to Safety and Facilities Service Committee with potential by-law amendments to update the Licensing By-law; and,

Whereas Council considers it appropriate to exempt persons who sell food stuffs exclusively in a prepackaged form from the Food Shop licensing requirements detailed in Schedule “F” of the Licensing By-law for the duration of the City’s review of Licensing By-law;

Therefore be it resolved that persons who sell food stuffs exclusively in a prepackaged form be exempt from Schedule “F” of the Business Licensing By-law 120-2005, as amended, for the duration of the Licensing By-law review.

Other Staff Reports and Motions

CNCL-23-54 - Downtown Oshawa Banner Program (Ward 4)

69

Recommendation

1. That, pursuant to Report CNCL-23-54 dated May 24, 2023, Economic and Development Services staff be directed to enter into a two (2) year agreement with Ontario Tech University and Trent University Durham GTA for exclusive use of designated light standards within the downtown for institutional banner installations in a form and content acceptable to

the Commissioner, Community and Operations Services Department and the City Solicitor; and,

2. That Economic and Development Services staff renew the agreement with Ontario Tech University/Durham College for installing banners on light standards surrounding the campus location at Simcoe Street North and Conlin Road West.

By-Laws

61-2023 - A By-law to amend Zoning By-law 60-94, as amended

(Implements Council direction of January 30, 2023 through Report CNCL-23-22 to change the zoning for certain lands located on the east side of Park Road South, north of Fenelon Crescent, from GI (General Industrial) to OSP (Park Open Space) to permit these lands to be used for park purposes.)

62-2023 - A By-law to amend the City of Oshawa Brownfields Renaissance Community Improvement Plan

(Implements direction of May 29, 2023 through Item ED-23-110 of the Eleventh Report of the Economic and Development Services Committee to extend the expiry date of the City of Oshawa Brownfields Renaissance Community Improvement Plan from December 31, 2023 to December 31, 2026.)

63-2023 - A By-law to amend the City of Oshawa Simcoe Street Renaissance Community Improvement Plan

(Implements direction of May 29, 2023 through Item ED-23-110 of the Eleventh Report of the Economic and Development Services Committee to extend the expiry date of the City of Oshawa Simcoe Street South Renaissance Community Improvement Plan from December 31, 2023 to December 31, 2026.)

64-2023 - A By-law to amend the City of Oshawa Wentworth Street West Community Improvement Plan

(Implements direction of May 29, 2023 through Item ED-23-110 of the Eleventh Report of the Economic and Development Services Committee to extend the expiry date of the City of Oshawa Wentworth Street West Community Improvement Plan from December 31, 2023 to December 31, 2026.)

65-2023 - A By-law to adopt Amendment 216 to the City of Oshawa Official Plan

(Implements direction of May 29, 2023 through Item ED-23-110 of the Eleventh Report of the Economic and Development Services Committee to adopt amendment 216 to the City of Oshawa Official Plan and Windfields Part II Plan of the Oshawa Official Plan is to amend Schedule "A", Windfields Land Use and Road Plan of the Windfields Part II Plan by redesignating the lands located on the west side of Kentucky Derby Way, north of Britannia Avenue West, from Separate Elementary School to Low Density Residential; delete Policy 2.4.5.12 of the Oshawa Official Plan relating to 900 Champlain Avenue given that the policy is redundant in consideration of the current zoning for 900 Champlain Avenue and re-number subsequent policies accordingly, including any references to the existing policy numbers in the Oshawa Official Plan to ensure the correct cross

references are maintained; delete Policy 2.3.6.8 of the Oshawa Official Plan relating to lands at the southeast corner of Simcoe Street South and Harbour Road, where the City has recently completed construction of Ed Broadbent Waterfront Park and thus are no longer a prospect for residential development, and re-number subsequent policies accordingly, including any references to the existing policy numbers in the Oshawa Official Plan to ensure the correct cross references are maintained; amend Policies 4.5.2 and 4.5.3 of the Oshawa Official Plan by replacing the words “Planning Act” with the words “Building Code Act” in order that the correct Act is referenced authorizing the passing of a property standards and maintenance by-law; amend Policy 6.7.3 of the Oshawa Official Plan by deleting specific locations intended for off-campus student accommodation to allow for a more broad application; and replace Policy 6.4.2(d) of the Oshawa Official Plan and add a new Policy 6.4.10 to the same to update and expand the existing policies and permissions pertaining to accessory apartments, in order that the Oshawa Official Plan is consistent with the Planning Act as amended by Bill 23.)

66-2023 - A By-law to amend Zoning By-law 60-94, as amended

(Implements direction of May 29, 2023 through Item ED-23-110 of the Eleventh Report of the Economic and Development Services Committee to make a number of City-initiated amendments which consist of amending Section 2, Subsection 5.12 and Section 39 and deleting Schedule “H” of the Zoning By-law to update the regulations pertaining to accessory apartments; amending Section 2 and Subsection 4.6 of the Zoning By-law relating to roof projections supported by one or more columns not associated with unenclosed porches, decks, steps and ramps so that they are identified as a permitted yard encroachment; deleting Article 3.8.4 of the Zoning By-law in its entirety and replacing paragraph (d) of Article 3.8.2 with more comprehensive text for determining zone boundaries; deleting Article 3.13.1 of the Zoning By-law which incorrectly references “Schedule ‘E’ – Areas Where a Natural Heritage Evaluation and/or a Hydrological Evaluation May Be Required” which does not exist in the Zoning By-law; amending Subsection 4.13 by adding permission for a temporary leasing office, in association with rental residential developments; amending Table 8.2 of the Zoning By-law to require a minimum lot area per dwelling unit of 180 sq. m instead of 185 sq. m for street townhouse dwellings in R3-A Zones; amending Sections 2 and 10 of the Zoning By-law to introduce new definitions and regulations for small apartment buildings (3-6 units) in R5 (Residential) Zones and introducing a new R5-C (Residential) Zone which includes regulations specifically for small apartment buildings; amending Section 11 of the Zoning By-law to update certain regulations for apartment buildings in R6 (Residential) Zones such as minimum interior side yard depth, maximum lot coverage and minimum landscaped open space to better reflect modern design principles; amending Section 11 of the Zoning By-law by adding a new Article 11.2.2 that prescribes the R5 (Residential) Zone regulations for any small apartment building in any compound zone that includes both an R5 (Residential) Zone and an R6

(Residential) Zone; amending Section 9 of the Zoning By-law by requiring a minimum front yard and exterior side yard depth of 6.0m instead of 9.0m abutting an arterial road for block townhouses in a R4 (Residential) Zone; amending Section 26 of the Zoning By-law by adding a new Article 26.3.24 relating to the OSE(3) Zone described on map (g) below, to include a definition of a “Wildlife Reserve”; amending Section 33 of the Zoning By-law by deleting “Recreational Use” as a permitted use in the AP-A (Airport) Zone; amending Section 37 to rename the UR (Urban Reserve) Zone to FD (Future Development) Zone, and amend all other references in the Zoning By-law and amend all maps to replace the UR Zone with the FD Zone; and, amending Sentence 3.5.2(60)(c) by replacing the cross reference to Oshawa Official Plan Policy 2.4.5.17 with Policy 2.4.5.16. In addition, various changes for specific properties.)

67-2023 - A By-law to further amend Delegation By-law 29-2009, as amended
 (Implements Council direction of May 1, 2023 through Item ED-23-81 of the Ninth Report of the Economic and Development Services Committee to amend Schedule "A" to Delegation By-law 29-2009, as amended, by amending Item 56 by adding the text 'Planning Act' after the text 'Condominium Act' under the heading 'Delegated Authority' in Column 2.)

Public Discussion Agenda

Matters Excluded from Consent Agenda

Items Pulled from the Information Package

- | | |
|---|-----|
| CNCL-23-55 - Commissioner, Planning and Economic and Development, Region of Durham forwarding a copy of 2023-INFO-40 concerning the 2022 Annual Building Activity Review (INFO-23-99) (All Wards)
(Placed on the agenda at the request of Councillor McConkey in order to be referred to the Economic and Development Services Committee for information.) | 75 |
| CNCL-23-56 - Correspondence and Petition submitted by Rashid Akhtar concerning the pedestrian bridge located at Irvine Scott Street (INFO-23-120) (Ward 1)
(Placed on the agenda at the request of Councillor McConkey to be referred to staff for investigation. Requires a Majority Vote of members present to reconsider Council's previous direction from April 25, 2022 on the matter.) | 99 |
| CNCL-23-57 - Correspondence submitted by Robert Small concerning a Pedestrian Crossover in front of Bloom Retirement facility (INFO-23-103) (Ward 1)
(Placed on the agenda at the request of Councillor McConkey to be further investigated in relation to a needed walkway from Coldstream Drive into the SmartCentre Plaza, involving representatives from Maxwell Heights High School, Fieldgate and the Bloom, SmartCentres, the Ward Councillors and both City Economic Development and Traffic Operations staff. Relates to Item CO-23-28.) | 101 |
| CNCL-23-59 - Various residents submitting correspondence concerning a request for a crosswalk at Coldstream Drive (INFO-23-88) (Ward 1) | 105 |

(Placed on the agenda at the request of Councillor McConkey to be referred to the Standing Committee agenda for staff to investigate installing a crosswalk for improved pedestrian safety crossing Coldstream from the Bloom Seniors Residence and Maxwell Heights Secondary School to the Smart Centre Coldstream driveway, with input from senior management at The Bloom, Maxwell Heights and Smart Centres. Relates to Item CO-23-28.)

CNCL-23-60 - Correspondence received from Darlin Bonchek concerning the purchase of fire suppression vehicles (INFO-23-95) (All Wards)

109

(Placed on the agenda at the request of Councillor McConkey to direct staff to provide a response for clarification. Requires a 2/3 vote of members present to reconsider Council's previous direction from January 19, 2023 on the matter.)

Recess

Closed Consent Agenda

Recommendation

That all items listed under the heading of Closed Consent Agenda for the City Council Meeting dated May 29, 2023 be adopted as recommended.

Correspondence with recommendations

None

Standing Committee Reports

Report of the Community and Operations Services Committee

None

Report of the Corporate and Finance Committee Services

None

Report of the Economic and Development Services Committee

The Economic and Development Services Committee respectfully reports and recommends to City Council its Twelfth Report.

ED-23-99 - Proposed Conveyance of Land to the City on Thornton Road North (Ward 2)

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

Recommendation

That pursuant to Closed Report ED-23-99, the Commissioner, Economic and Development Services Department be authorized to proceed as outlined in Closed Item ED-23-99 including executing any necessary document(s) and agreement(s) in a form and content satisfactory to the Commissioner, Economic and Development Services Department and the City Solicitor.

ED-23-101 - Offer of Compensation for City-owned Surplus Lands North of Highway 401 between Front Street and Howard Street and North and South of Highway 401 along Wilson Road South (Ward 5)

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

Recommendation

1. That, pursuant to Closed Item ED-23-101, the City-owned lands located generally along Wilson Road South both north and south of Highway 401 and described as Parts 2, 3, 20 and 21 on Reference Plan 40R-31832, 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; and,
2. That, pursuant to Closed Item ED-23-101, concerning offers of compensation for City-owned surplus lands north of Highway 401 between Front Street and Howard Street and north and south Highway 401 along Wilson Road South, the Commissioner, Economic and Development Services Department and City Solicitor be authorized to advance in accordance with said Closed Item.

ED-23-104 - Matters Related to Appeals of Applications to Amend Zoning By-law 60-94 and for Approval of a Draft Plan of Subdivision for 1015 King Street East (Ward 3)

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

Recommendation

That, pursuant to Closed Report ED-23-104 dated May 3, 2023, Economic and Development Services staff be authorized to advance the recommendation outlined in said Report in regard to appeals filed by Downing Street (1015 King Street) Inc. for the applications to amend Zoning By-law 60-94 and for approval of a draft plan of subdivision, for 1015 King Street East.

ED-23-107 - Request to Purchase City-owned Parkland Forming part of Raglan Park, Directly abutting 62 Raglan Road West (Ward 1)

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

Recommendation

That, pursuant to Closed Item ED-23-107, Economic and Development Services staff be authorized to advance in accordance with said Item.

Report of the Safety and Facilities Services Committee

None

Other Staff Reports and Motions

CNCL-23-58 - Appointment of a Fire Chief (All Wards)

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

Recommendation

Whereas the Fire Protection and Prevention Act, 1997 provides that a Council shall appoint a Fire Chief for the municipality's fire department; and,

Whereas by By-law 20-2017, Council appointed Derrick Clark as the City's Fire Chief; and,

Whereas Chief Clark is retiring effective July 31, 2023; and,

Whereas the identified individual joined Oshawa Fire Services in 1999; and,

Whereas the individual has risen through the ranks of Oshawa Fire Services throughout their career; and,

Whereas the identified individual has the necessary experience and has demonstrated exemplary leadership skills and as such it is recommended that he become the new Fire Chief;

Therefore be it resolved that a By-law be passed as follows:

1. That the identified individual be appointed as Fire Chief for The Corporation of the City of Oshawa; and,
2. That By-law 20-2017 be repealed at 11:59 p.m. on July 31, 2023; and,
3. That the by-law appointing the new Fire Chief be effective at 12:00 a.m. on August 1, 2023.

68-2023 - A By-law to Appoint a Fire Chief

(Implements direction of May 29, 2023 through Report CNCL-23-58 to appoint a new Fire Chief for the Corporation of the City of Oshawa effective at 12:00 a.m. on August 1, 2023 and to repeal By-law 20-2017.)

Closed Discussion Agenda

Matters Excluded from Consent Agenda

Items Requiring Council Direction

None

Rise and Report

Matters Tabled

None

Notices of Motion

None

Confirming By-Law

A by-law to confirm the City Council meeting of May 29, 2023.

Adjournment



Oshawa City Council Minutes

**May 1, 2023, 9:30 a.m.
Council Chamber**

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

Public Meeting

National Anthem

Recognition of Indigenous Lands

The City of Oshawa sits on treaty land that is steeped in rich Indigenous history and is the present day home to many First Nations, Métis and Inuit peoples. We acknowledge that we live and work on land covered under the Williams Treaties, and the traditional territories of the Mississaugas of Scugog Island First Nation.

We acknowledge this land out of respect for the many Indigenous nations who have cared for the lands and waters from the beginning of time and still do so today. We extend our gratitude and appreciation for the opportunity to live and work on this territory.

We are committed to understanding the truth of our shared history, confronting our past and present, and building a better future together in true reconciliation.

Council Member Announcements

Various announcements were made related to activities and events.

Councillor Kerr temporarily left the meeting at 9:35 a.m.

Additional Agenda Items

Moved by Councillor Chapman
Seconded by Councillor Giberson

That the delegations of Nancy McDowell and AnnMarie Snider be added to the agenda, and Additional Correspondence CNCL-23-52 from various residents submitting comments concerning Report CNCL-23-47 and Additional Correspondence CNCL-23-53 from AnnMarie Snider concerning CNCL-23-47 be added to the agenda for the meeting of May 1, 2023 and be referred to the respective report.”

Motion Carried

Councillor Kerr reentered the meeting at 9:39 a.m.

Declarations of Pecuniary Interest

Councillor Chapman - CF-23-33 - Dawn-Ann Catalano, Ontario Regiment (RCAC) submitting correspondence requesting 10 parking spaces for armoury members in Parking Lot #20 and options for parking in the adjacent City garages (Ward 4)

He is an Honorary Colonel of the Ontario Regiment and did not take part in discussion or voting on the matter.

Councillor Chapman - ED-23-83 - Request to Amend Licence Agreement between the Ontario Regiment R.C.A.C. Regimental Museum and the City of Oshawa at the South Field of the Oshawa Executive Airport (Ward 2)

He is a member of the Ontario Regiment Tank Museum and Honorary Colonel of the Ontario Regiment and did not take part in discussion or voting on the matter.

Councillor Neal - CF-23-28 - Durham Catholic District School Board use of Gulfstream Park by St. Anne Catholic School (Ward 2)

He has a family member who has a contract with the Durham Catholic District School Board and did not take part in discussion or voting on the matter.

Councillor Marimpietri - ED-23-70 - Front Ending Agreement with Broccolini Thornton Limited Partnership (Ward 2)

He has family members who own property and reside in the potentially affected area and did not take part in discussion or voting on the matter.

Councillor McConkey - SF-23-17 - Vacant Buildings and Property Standards By-law 1-2002 (All Wards)

She owns vacant land and did not take part in discussion or voting on the matter.

Presentations

None

Delegations

Moved by Councillor Chapman
Seconded by Councillor Giberson

That the delegation of Joanne Ferguson be heard. **(Requires 2/3 vote of members present)**

Motion Carried

Moved by Councillor Chapman
Seconded by Councillor Giberson

That the delegations of Nancy McDowell and AnnMarie Snider be heard.

Motion Carried

Joanne Ferguson - Item ED-23-65

Joanne Ferguson addressed City Council concerning Item ED-23-65 regarding revised applications to amend the Oshawa Official Plan, Samac Secondary Plan and Zoning By-law 60-94, 1664 Simcoe Street North, 17 and 25 Niagara Drive, Karmina Developments Ltd.

Councillor Gray temporarily left the meeting at 9:50 a.m.

Members of Council questioned Joanne Ferguson.

Nancy McDowell - Item ED-23-65

Nancy McDowell addressed City Council concerning Item ED-23-65 regarding revised applications to amend the Oshawa Official Plan, Samac Secondary Plan and Zoning By-law 60-94, 1664 Simcoe Street North, 17 and 25 Niagara Drive, Karmina Developments Ltd.

Members of Council questioned Nancy McDowell.

Councillor Gray re-entered the meeting at 9:56 a.m.

AnnMarie Snider - Report CNCL-23-47

AnnMarie Snider addressed City Council concerning Report CNCL-23-47 regarding Heritage Oshawa's Motion Related to Designation of 827 Gordon Street under Part IV of the Ontario Heritage Act.

Members of Council questioned AnnMarie Snider.

Items requiring Council Direction

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 May 1, 2023 be adopted as recommended except:

Items CO-23-22, CO-23-17, CO-23-20 and CO-23-24 from the Fifth Report of the Community and Operations Services Committee; and,

Items CF-23-23-33, CF-23-25, CF-23-28, CF-23-32 and CF-23-22 from the Fifth Report of the Corporate and Finance Services Committee; and,

Items ED-23-94, ED-23-61, ED-23-63, ED-23-65 and By-laws 44-2023, 45-2023 and 46-2023, ED-23-70, ED-23-77 and By-laws 47-2023 and 48-2023, ED-23-84 and ED-23-88 from the Ninth Report of the Economic and Development Services Committee; and,

Items SF-23-17 from the Fifth Report of the Safety and Facilities Services Committee; and,
Reports CNCL-23-40 and CNCL-23-47.

Motion Carried

Adoption of Council Minutes

That the minutes of the City Council meeting held on April 3, 2023 be adopted.

Correspondence with recommendations

Standing Committee Reports

Report of the Community and Operations Services Committee

CO-23-23 - OEAC - Road Salt Working Group Report - April 2023 (Formerly OEAC-23-18) (All Wards)

1. That as outlined in Report CO-23-23 (OEAC-23-18), being OEAC's comments concerning the reduction in the use of road salt, the comments be endorsed; and,
2. That the Oshawa Environmental Advisory Committee approve the content and design of the road salt awareness postcard; and,
3. That the road salt awareness postcard be forwarded to the Corporate Communications Department for their review and approval.

CO-23-21 - Selection of the 2023 Oshawa Community Legends Award Recipient (All Wards)

1. That based on Report CO-23-21, dated April 19, 2023, concerning the Community Legends Award the second nomination in Attachment 2 be selected as the recipient of the Community Legends Award; and,
2. That the award be presented to the recipient at a future Council meeting in 2023.

CO-23-16 - 40 km/h Signage along Ormond Drive between Coldstream Drive and Parkwood Meadow Park (Ward 1)

That based on Report CO-23-16, dated April 19, 2023 concerning 40 km/h Signage along Ormond Drive between Coldstream Drive and Parkwood Meadow Park, that the speed limit on Ormond Drive between Askew Court and Coldstream Drive (east intersection) be reduced to 40 km/h.

CO-23-18 - Concerns about Insufficient Parking for Library Patrons at the Oshawa Public Library – McLaughlin Branch (Ward 4)

Whereas concerns have been raised by staff of the McLaughlin Branch Library regarding insufficient parking for library patrons in Parking Lot 50 which is located immediately west of the library building; and,

Whereas the library staff have requested 12 parking spaces to be designated 2hr max paid parking to provide short term parking for library patrons; and,

Whereas Parking Lot 50 is currently set up for 66 spaces designated for City staff overflow parking, 41 spaces for hourly paid parking between the hours of 8:00am and 6:00pm, and one accessible parking space; and,

Whereas there has been a noticeable increase in customers paying for parking for the whole day in Parking Lot 50; and,

Whereas there has been a decrease in the use of the overflow employee parking spaces in Parking Lot 50 due to the hybrid working arrangements for certain working groups at City Hall; and,

Whereas 12 parking spaces in Parking Lot 50 could be changed from employee overflow parking spaces to two hour maximum paid parking spaces to short term parking for library patrons; and,

Therefore, be it resolved that 12 parking spaces in Parking Lot 50 be changed from employee overflow parking spaces to two hour maximum paid parking spaces.

Report of the Corporate and Finance Services Committee

CF-23-24 - 2024 Budget Timelines (All Wards)

That Report CF-23-24 dated April 12, 2023 concerning the 2024 budget timeline be approved.

CF-23-26 - Corporate Payments for the Months of January, February and March 2023 (All Wards)

That Report CF-23-26 concerning the corporate payments for the months of January, February and March 2023 be received for information.

CF-23-27 - Contract Award – C2022-119 Conlin Road East Design (Wards 1 and 2)

Whereas, the Purchasing By-law, requires Council approval of Professional and Consulting Services contract awards greater than \$100,000 and that exceed the approved budget; and,

Whereas, Council has approved funding for Project 20-73-0485 in the amount of \$1,321,000; and,

Whereas, it is anticipated the Region of Durham will contribute a minimum of \$434,000 for their portion of the work; and,

Whereas, Procurement issued a Request for Proposal (R.F.P.) C2022-119 for Conlin Road East Design, and,

Whereas, the R.F.P. was separated into three parts: Part A Design and Final Tender Package, Part B-1 Assistance with Procurement, Evaluation and Engineering Services during construction, and Part B-2 Construction Inspections and Contract Administration; and,

Whereas, Procurement and Engineering Services are only awarding Part A Design and Final Tender Package; and,

Whereas, Part B-1 Assistance with Procurement, Evaluation and Engineering Services during construction, and Part B-2 Construction Inspections and Contract Administration will be budgeted in future capital; and,

Whereas, three (3) bids were received (publically posted on the City's website at Oshawa's Bids and Tenders) and opened by Procurement on February 10, 2023; and,

Whereas, proposals were evaluated on corporate experience, proposal quality, project deliverables, technical response and cost; and,

Whereas, the evaluation team unanimously scored the bid received by CIMA Canada Inc. as comprehensive, thorough, addressed all requirements of the R.F.P, is the highest-ranking proponent and best satisfied the City's requirements; and,

Whereas, the proposal received from CIMA Canada Inc. in the amount of \$1,748,297, plus H.S.T. (\$1,779,067 including non-rebateable H.S.T.) for Part A Design and Final Tender Package; and,

Whereas, there is a funding shortfall of \$24,067, including non-rebateable H.S.T.; and,

Whereas, the additional cost of \$24,067 can be funded from the Roads Development Charges Reserve Fund and the Growth Related Non-DC Reserve;

Therefore be it resolved that pursuant to Report CF-23-27:

1. That additional funding of \$24,067, funded from the Roads Development Charges Reserve Fund and the Growth Related Non-DC Reserve, be approved; and,
2. That the Manager, Procurement be authorized to award a contract to CIMA Canada Inc. in the amount of \$1,748,297 plus H.S.T. for C2022-119 Conlin Road East Design, Part A Design and Final Tender Package.

CF-23-29 - C2023-009 Stormwater Management Facility Cleaning – Additional Funding (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 54-0005 in the amount of \$275,000 inclusive of H.S.T., for Storm Water Management Pond Cleaning; and,

Whereas, Procurement issued a Request for Tender (R.F.T.) C2023-009 Stormwater Management Facility Cleaning; and,

Whereas, twelve (12) bids were received (publically posted on the City's website at Oshawa's Bids and Tenders) and opened by Procurement on February 7, 2023; and,

Whereas, the lowest complaint bid was received from Strong Bros. General Contracting Ltd. in the amount of \$435,993 (\$443,667 including non-rebateable H.S.T.); and,

Whereas, there has been a total of \$22,477 committed to date for soil sampling and surveys; and,

Whereas, there is a funding shortfall of \$191,144, including non-rebateable H.S.T.; and,

Whereas, the additional cost of \$191,144 can be funded from the Subdividers Fixed Charges account from the portion collected for the Stormwater Pond Maintenance Fees;

Therefore be it resolved that pursuant to CF-23-29:

1. That the additional funding of \$191,144 to be funded from the Subdividers Fixed Charges account be approved; and,
2. That the Manager, Procurement be authorized to award a contract to Strong Bros. General Contracting Ltd. in the amount of \$435,993 excluding H.S.T. for C2023-009 Stormwater Management Facility Cleaning.

CF-23-30 - Additional Funding – C2023-027 Rear & Side Loader Waste Vehicles (All Wards)

Whereas, the Purchasing By-Law 80-2020 requires Council approval to award contracts that exceed the approved budget; and,

Whereas, in 2023 Council approved various Potential Adjustments that included the request for additional vehicles and equipment in the amount of 1,821,000, which includes \$1,200,000, inclusive of non-rebateable H.S.T., for replacement of a Rear and Side Loader Waste Vehicles; and,

Whereas, Procurement issued a Request for Tender (R.F.T.) C2023-027 Supply and Delivery of Side & Rear Loading Garbage Truck; and,

Whereas, one (1) bid was received (publically posted on the City's website at Oshawa's Bids and Tenders) and opened by Procurement on March 21, 2023; and,

Whereas, the bid received from Premier Truck Group, in the amount of \$1,301,500 excluding H.S.T. (\$1,324,406 including non-rebateable H.S.T.), is the lowest compliant bidder and meets the requirements of the tender; and,

Whereas, there is a funding shortfall of \$124,406, including non-rebateable H.S.T.; and,

Whereas, the additional cost of \$124,406 can be funded from the City Equipment Reserve;

Therefore be it resolved that pursuant to CF-23-30:

1. That additional funding of \$124,406 to be funded from the City Equipment Reserve be approved; and,
2. That the Manager, Procurement be authorized to award a contract to Premier Truck Group in the amount of \$1,301,500 excluding H.S.T. for C2023-027 Supply and Delivery of Rear & Side Loader Waste Vehicles.

CF-23-31 - 2023-2027 Accessibility Plan (All Wards)

1. That pursuant to Report CF-22-31 dated April 12, 2023, City Council approve the City of Oshawa's 2023-2027 Accessibility Plan, as presented in Attachment 1 of said Report; and,
2. That the City Clerk be authorized to send a copy of the approved City of Oshawa Accessibility Plan to the Ministry of Seniors and Accessibility.

CF-23-23 - 2023 Final Tax Rates By-law (All Wards)

1. That in accordance with Report CF-23-23 dated April 12, 2023, the 2023 Final Tax Rates By-law providing for the billing and collection of the 2023 final tax levy for all property classes be approved; and,
2. That staff prepare a fact sheet on the tax rate comparisons of surrounding municipalities by May 1, 2023; and,
3. That the following be referred to staff for a report: 'That staff publish an online 2023 Budget Highlights with Infographics.'

CF-23-35 - Publishing the Names of Members on Standing Committee Agendas (All Wards)

That Council direct staff to publish the list of the Standing Committee members related to their respective Standing Committee on the Committee agendas, for increased transparency when reviewing agendas and improved efficiency for members of the public interested in approaching Council members concerning specific agenda items.

CF-23-36 - Report concerning the deadline for the Arborwood Trail Project (Ward 1)

That Finance staff report to the Corporate and Finance Services Committee on the deadline for the approved Arborwood Trail Project to ensure that the opportunity is not missed.

Report of the Economic and Development Services Committee

ED-23-62 - Process for Handling Applications made under Various Sections of the Ontario Heritage Act (All Wards)

1. That, pursuant to Report ED-23-62 dated April 12, 2023, Economic and Development Services staff be authorized to implement the staff recommended processes for applications made under Sections 27, 29, 33 and 34 of the Ontario Heritage Act, as outlined in Section 5.3 of said Report; and,
2. That, pursuant to Report ED-23-62 dated April 12, 2023, Economic and Development Services staff be directed to undertake a detailed review of the heritage policies of other municipalities and recommend appropriate heritage policies for inclusion in the Oshawa Official Plan, through the process of carrying out and reporting on the City's next Municipal Comprehensive Review of the Oshawa Official Plan.

ED-23-80 - Heritage Oshawa By-law (All Wards)

Whereas, Section 28 of the Ontario Heritage Act, R.S.O. 1990, c.0.18 (the "Act"), provides that the Council of any municipality may, by by-law, establish a municipal heritage committee, with a minimum of five members, to advise and assist the Council on matters of cultural heritage value and interest including the designation of heritage properties and heritage conservation districts under Parts IV and V of the Act, and such other heritage matters as the Council may specify by by-law; and,

Whereas, City Council established a municipal heritage committee pursuant to the Act through By-law 59-95, styled as Heritage Oshawa; and,

Whereas, By-law 59-95 was subsequently repealed and replaced with By-law 29-2006, which in turn was later repealed and replaced with By-law 02-2011; and,

Whereas, in addition to reaffirming the establishment of Heritage Oshawa as the City's Municipal Heritage Committee, By-law 02-2011 includes various provisions setting out operating procedures for the Committee; and,

Whereas, subsequent to passing By-law 02-2011 in 2011, City Council has since adopted the Advisory Committees of Council Policy and Procedure (the "Policy") which sets out provisions for the operation of all Advisory Committees of Council, including Heritage Oshawa, and requires each Advisory Committee to have a Council-approved Terms of Reference; and,

Whereas, the Policy and Terms of Reference documents are reviewed during each term of Council to ensure they remain up to date and accurate based on current legislation and other Council by-laws or policies; and,

Whereas, the operating procedures set out in By-law 02-2011 are now addressed in the Advisory Committees of Council Policy and Procedure and/or its approved Terms of Reference;

Therefore be it resolved:

1. That City Council reaffirms the establishment of Heritage Oshawa as a Municipal Heritage Committee pursuant to the Ontario Heritage Act; and,
2. That Heritage Oshawa is an Advisory Committee of Council and will operate under the Advisory Committees of Council Policy and Procedure and Committee Terms of Reference as may be amended by Council; and,
3. That By-law 02-2011 be repealed and replaced with a by-law generally in the form and content as set out in Attachment 1 to Item ED-23-80.

ED-23-81 - Common Element Condominiums – Public Meetings and Notices of Application (All Wards)

Whereas, the City of Oshawa is the approval authority for applications for plans of condominium in Oshawa; and,

Whereas, Ontario Regulation 544/06 under the Planning Act was approved in 2006 to provide regulations for processing applications for plans of subdivision and plans of condominium; and,

Whereas, prior to July 1, 2016, Ontario Regulation 544/06 stipulated that for applications for common element condominiums and vacant land condominiums, the approval authority must issue a notice of application if a complete application is received and must hold a public meeting in a prescribed manner; and,

Whereas, on July 1, 2016 the Province of Ontario passed Ontario Regulation 178/16 which had the effect, in part, of amending Ontario Regulation 544/06 such that for applications for common element condominiums, the approval authority is not required to issue a notice of application for a complete application or hold a public meeting; and,

Whereas, Item 56 of the City's Delegation By-law 29-2009, as amended, delegates the approval of condominium applications that do not require a public meeting under the Condominium Act or under Council policy to the Commissioner, Economic and Development Services Department or the Director of Planning Services; and,

Whereas, the delegation is subject to the proposed plan of condominium being consistent with the approved site plan and zoning; and,

Whereas, in accordance with Item 56 of the City's Delegation By-law 29-2009, as amended, the City does not issue notices of applications or hold public meetings for proposed standard condominiums or phased condominiums; and,

Whereas, the Condominium Act and the regulations under the Condominium Act do not require a public meeting for an application for a plan of condominium submitted to an approval authority under the Planning Act; and,

Whereas, although the City does not have a policy requiring public meetings for common element condominiums, since July 1, 2016 the City of Oshawa has continued to issue notices of application and hold public meetings for applications for common element condominiums; and,

Whereas, a condominium is not a form of development but is rather a type of tenure of a property, and it does not create development or land use permissions for a property; and,

Whereas, removing the requirement for notice of application and holding a public meeting for common elements condominiums will further enhance the City's development application processing and make efficient use of Economic and Development Services staff resources; and,

Whereas, it is appropriate to continue to issue notice of application and hold a public meeting for any application for common element condominium that proposes to convert an existing rental property to condominium tenure;

Therefore be it resolved:

1. That, pursuant to Item ED-23-81, Schedule "A" to Delegation By-law 29-2009, as amended, be further amended by adding to Item 56 the text ", Planning Act" after the text "Condominium Act" under the heading "Delegated Authority", and the appropriate amending by-law be passed; and,
2. That it is a policy of Oshawa City Council that applications for common elements condominiums do not require a public meeting and do not require a notice of application unless said application proposes to convert an existing rental property to condominium tenure.

ED-23-82 - Revised Applications to Amend Zoning By-law 60-94 and for Approval of a Draft Plan of Subdivision (S-O-2014-04), 1500 Conlin Road East, Regita Enterprise Inc./Schleiss Development Company Limited (Ward 1)

1. That, pursuant to Report ED-23-82 dated April 12, 2023, the revised application submitted by Regita Enterprise Inc./Schleiss Development Company Limited to amend Zoning By-law 60-94 (File: Z-2014-03) in order to implement a revised draft plan of subdivision (File: S-O-2014-04) for 1500 Conlin Road East be approved, generally in accordance with the comments in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Economic and Development Services Department and City Solicitor; and,
2. That, pursuant to Report ED-23-82 dated April 12, 2023, the revised application submitted by Regita Enterprise Inc./Schleiss Development Company Limited to

implement a revised draft plan of subdivision (File: S-O-2014-04) featuring 29 blocks to accommodate up to 344 single detached dwellings, 13 blocks for 72 street townhouse dwellings, 1 low residential block to accommodate up to 50 block townhouse dwellings, 2 medium density residential blocks to accommodate up to 178 block townhouse dwellings, a portion of a mixed use block, an elementary school block, a walkway block, 3 parkette blocks, 2 stormwater management pond blocks, 2 open space blocks, 7 landscape strip blocks, 2 road widening blocks, 4 reserve blocks and new arterial, collector and local roads at 1500 Conlin Road East 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-16-19 dated February 3, 2016 presented at the public meeting of February 8, 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.

Report of the Safety and Facilities Services Committee

SF-23-16 - Identification Cards for Heritage Oshawa Members (Formerly HTG-23-19) (All Wards)

That SF-23-16 being a request from Heritage Oshawa that members be provided with identification cards to identify themselves at events around the City of Oshawa be referred to staff for a report.

SF-23-19 - Request for a Basketball Court to be Installed at Delpark Home Centre (Ward 1)

Whereas many families in the Taunton Part II Planning Area have requested the City install an outdoor basketball court in Coldstream Park; and

Whereas with the new Harmony Creek trail opening to the Delpark Homes Centre, an alternate location option presented is to build a special new outdoor basketball court at the Delpark Home Centre;

Now therefore an investigation for such a special outdoor basketball court at the Delpark Home Centre be referred to the consultant for the PRLC's Report (expected in October 2023).

Other Staff Reports and Motions

CNCL-23-51 - Defibrillator Battery Replacement in City-owned Park Clubhouses (All Wards)

Whereas on April 3, 2023 Council adopted the recommendation of the Community and Operations Services Committee to authorize staff to replace defibrillator batteries in Park Clubhouses on an as needed basis and to search for sponsorship opportunities for the replacements; and,

Whereas lifesaving devices known as defibrillators (Automatic External Defibrillators) are required to be installed in all publically accessible buildings, including the Park Clubhouses; and,

Whereas the Defibrillator Registration and Public Access Act, 2019 S.O. 2020, c.8 – Bill 141, identifies specific obligations of the owner of a publically accessible building and where a defibrillator has been or will be installed; and,

Whereas the City of Oshawa does not own the Park Clubhouses; they are owned, operated and maintained by the Oshawa Central Council of Neighbourhood Associations (O.C.C.N.A.); and,

Whereas the O.C.C.N.A. receives an annual operating Grant of \$50,000 to help prioritize building maintenance and repairs in consultation with City staff;

Therefore be it resolved:

1. That Council reconsider its decision of April 3, 2023 concerning Item CO-23-15 regarding the replacement of defibrillator batteries in Park Clubhouses; and,
2. That staff be authorized to allocate a portion of the \$50,000 annual operations and maintenance Grant to the Oshawa Central Council of Neighbourhood Associations to ensure obligations as set out in the above noted Act are addressed by the building owner in a pro-active manner.

By-Laws

The following By-laws were passed:

44-2023 - A By-law to Adopt Amendment 215 to the Oshawa Official Plan

(Implements direction of May 1, 2023 through Item ED-23-65 of the Ninth Report of the Economic and Development Services Committee to add a site specific policy to permit a maximum residential density of 592 units per hectare on lands located at 1664 Simcoe Street North and 17 and 25 Niagara Drive.)

45-2023 - A By-law to Adopt Amendment 73 to the Official Plan for the Former Oshawa Planning Area - Secondary Plan for the Samac Community

(Implements direction of May 1, 2023 through Item ED-23-65 of the Ninth Report of the Economic and Development Services Committee to redesignate the subject lands located at the southwest corner of Simcoe Street North and the south leg of Niagara Drive, and municipally known as 1664 Simcoe Street North, and 17 and 25 Niagara Drive, from Medium Density I Residential to High Density II Residential to permit a 7 storey apartment building with 142 units and to apply a site specific policy to continue to permit Medium Density I Residential uses and density.)

46-2023 - A By-law to amend Zoning By-law 60-94, as amended

(Implements direction of May 1, 2023 through Item ED-23-65 of the Ninth Report of the Economic and Development Services Committee to amend Zoning By-law 60-94 to permit a new 7-storey apartment building containing 142 studio apartment units at 1664 Simcoe Street North and 17 and 25 Niagara Drive.)

49-2023 - A By-law to amend Zoning By-law 60-94, as amended

(Implements direction of May 1, 2023 through Item ED-23-82 of the Ninth Report of the Economic and Development Services Committee to amend Zoning By-law 60-94, as amended to permit 29 blocks to accommodate up to 344 single detached dwellings; 13 blocks for 72 street townhouse dwellings; 1 low density residential block to accommodate up to 50 block townhouse dwellings; 2 medium density residential blocks to accommodate up to 178 block townhouse dwellings; a portion of a mixed use block; an elementary school block; a walkway block; 3 parkette blocks; 2 stormwater management

pond blocks; 2 open space blocks; 7 landscape strip blocks; 2 road widening blocks; 4 reserve blocks; and, new arterial, collector and local roads at 1500 Conlin Road East.)

50-2023 - A By-law to establish the Community Benefits Charges By-law

(Implements Council direction of April 3, 2023 through Item CF-23-18 of the Fifth Report of the Corporate and Finance Services Committee to establish the Community Benefits Charges By-law for the Corporation of the City of Oshawa.)

51-2023 - A By-law to amend Traffic By-law 79-99, as amended

(Implements direction of May 1, 2023 through Item CO-23-16 of the Fifth Report of the Community and Operations Services Committee to reduce the speed limit on Ormond Drive between Askew Court and Coldstream Drive (east intersection) to 40 km/h.)

52-2023 - A By-law for the implementation and collection of the Final Tax Levies required to be raised for the year 2023 and to establish the Tax Rates necessary to raise those sums

(Implements direction of May 1, 2023 through Item CF-23-23 of the Sixth Report of the Corporate and Finance Services Committee for the implementation and collection for the Final Tax Levies requires to be raised for the year 2023 and to establish the Tax Rates necessary to raise those sums.)

53-2023 - A By-law to amend Traffic By-law 79-99, as amended

(Implements direction of May 1, 2023 through Item CO-23-18 of the Fifth Report of the Community and Operations Services Committee to change 12 parking spaces in Parking Lot #50 in the parking complex located south of the McLaughlin Art Gallery from employee overflow parking spaces to 2 hours maximum paid parking spaces.)

54-2023 - A By-law to establish a Municipal Heritage Committee

(Implement direction of May 1, 2023 through Item ED-23-80 of the Ninth Report of the Economic and Development Services Committee to reaffirm the establishment of Heritage Oshawa as a Municipal Heritage Committee pursuant to the Ontario Heritage Act operating as an Advisory Committee under the Advisory Committees of Council Policy and Procedure and to repeal By-law 02-2011, as amended.)

Public Discussion Agenda

Matters Excluded from Consent Agenda

CO-23-22 - Selection of the 2023 E.P. Taylor Windfields Farm Champion Award (All Wards)

Consent Motion

1. That based on Report CO-23-22, dated April 19, 2023, concerning the E.P. Taylor Windfields Farm Champion Award Ihor George Lysyk be selected as the recipient of the award and presented the E.P. Taylor Windfields Farm Champion Award at a future Council meeting in 2023; and,
2. That the next EP Taylor Windfields Farm Champion Award be awarded in 2026 and that future awards be selected and presented in the fourth year of each term of Council.

Motion Carried

Moved by Councillor McConkey
Seconded by Councillor Marks

That Item CO-23-22 be deferred to closed session.

Affirmative (5): Councillor Giberson, Councillor Lee, Councillor Marks, Councillor McConkey, and Councillor Neal

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

Motion Lost (5 to 6)

Councillor McConkey stated the motion should require a reconsideration as this appointment was not in the fourth year of the term. The Chair advised that the matter does not require reconsideration. Councillor McConkey challenged the Chair's ruling concerning the need for reconsideration.

The vote to uphold the Chair's ruling.

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

Negative (2): Councillor McConkey, and Councillor Neal

Motion Carried (9 to 2)

The vote to adopt the recommendation contained in Item CO-23-22.

Motion Carried

CO-23-17 - Tiger Tail Signage on Stop Sign Posts (All Wards)

Consent Motion

1. That based on Report CO-23-17, dated April 19, 2023 concerning the Tiger Tail Signs on Stop Signs, signage not be installed below stop signs at intersections under the jurisdiction of the City of Oshawa and staff continue to monitor and follow the guidelines for intersection improvements as outlined in the Ontario Traffic Manual; and,
2. That City Staff continue to work with Durham Regional Police Service to target City intersections with reported issues by completing stop sign compliance enforcement.

Moved by Councillor McConkey
Seconded by Councillor Neal

That Item CO-23-17 be referred back to staff for further review with a concentration in rural areas and report back.

Affirmative (3): Councillor McConkey, Councillor Neal, and Councillor Nicholson

Negative (8): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Kerr, Councillor Lee, Councillor Marimpietri, and Councillor Marks

Motion Lost (3 to 8)

Moved by Councillor Nicholson

Seconded by Councillor Marimpietri

That the motion be amended to add the following as Part 3:

"That Staff investigate the process for the installation of oversize stop signs"

Motion Carried

The vote on the recommendation contained in Item CO-23-17, as amended.

Motion Carried

CO-23-19 - Response to Correspondence CO-23-06 from various residents requesting an off leash dog park at Somerset Park (Ward 2)

Consent Motion:

Whereas at the February 13, 2023 meeting of the Community and Operations Services Committee, [Correspondence CO-23-06](#), dated January 17, 2023, from various residents (3) requesting an off leash park at Somerset Park was referred to staff for a report; and,

Whereas the correspondence requests that Somerset Park be made off leash before 10:00 or 11:00 a.m.; and,

Whereas it is important that dog owners keep their dogs on leash so that parks and public spaces remain safe and enjoyable for everyone; and,

Whereas Municipal Law Enforcement Services has indicated that this park does have several historical complaints or issues related to off leash dogs; and,

Whereas dogs off leash outside of designated off leash areas are subject to enforcement under the Parks and Facilities By-law (By-law 83-2000) and the Responsible Pet Owners By-law (By-law 14-2010) due to the potential for conflict and safety concerns; and,

Whereas the desire for off leash areas need to be balanced with the safety and needs of other park users, park programming, environmental considerations, accessibility, and community support; and,

Whereas the City has developed "Guidelines for the Design and Placement of Off-Leash Areas" ("Guidelines"), appended as Attachment 1, which guides decision making process when considering suitability of off leash areas; and,

Whereas, Staff have reviewed the request from residents against the Guidelines and has identified the following concerns with designating Somerset Park for off leash use:

- lack of ability to control dogs running at large (no fencing) given the close proximity to a junior playground (ages 5-12), neighbouring properties, and walkways;
- the potential for conflict with other park users or adjacent property owners;
- the difficulty with enforcement and education especially where there is no clear fencing to delineate off leash use;
- the intended use of the park as passive recreational space that is inclusive to all users;
- the proximity of natural heritage features including woodlands and creeks which could be impacted by dogs running at large including the disturbance of wildlife, birds, vegetation, water quality and shoreline stability;
- the potential for increase in visitors using the park for off leash purposes beyond current park capacity; and,

Whereas, in addition to the concerns highlighted above, there has not been any consultation with the neighbourhood; and,

Whereas, Facility Management Services has confirmed that Somerset Park is not scheduled for Capital upgrade/redevelopment until the mid-2030's;

Therefore be it resolved that Report CO-23-19, dated April 19, 2023, be referred to Facility Management Services staff for consideration as part of any future redevelopment.

The vote to adopt the recommendation contained in Item CO-23-19.

Affirmative (4): Mayor Carter, Councillor Gray, Councillor McConkey, and Councillor Neal

Negative (7): Councillor Chapman, Councillor Giberson, Councillor Kerr, Councillor Lee, Councillor Marimpietri, Councillor Marks, and Councillor Nicholson

Motion Lost (4 to 7)

Moved by Councillor Nicholson

Seconded by Councillor Marks

1. That Item CO-23-19 concerning an off-leash dog part in Somerset Park be received for information; and,
2. That staff be directed to investigate location criteria for dog parks in the City.

A request was made to vote on each part separately.

The vote on Part 1 to receive Item CO-23-19 for information.

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

Motion Carried (11 to 0)

The vote on Part 2 concerning direction to staff to investigate location criteria for dog parks in the City.

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

Motion Carried (11 to 0)

CO-23-20 - Update on South Patch/ Glen Street Community Garden and Pepper and Berry Patch Community Garden (Ward 4 and Ward 5)

Consent Motion:

1. That based on Report CO-23-20 dated April 19, 2023, the Glen Street Community Garden Committee be formed and assume the operations of the existing community garden as per the diagram in Attachment 4 located at Cordova Valley Park in accordance with this Report; and,
2. That the members of the Glen Street Community Garden Committee be recognized as volunteers of the City of Oshawa enabling the City to extend coverage under its Municipal Liability Insurance Policy; and,
3. That this report and Council resolution be sent to the Glen Street Community Garden Committee members to be incorporated into the garden policy and operating procedures.

The vote to adopt the recommendation contained in Item CO-23-20.

Motion Carried

CO-23-24 - Correspondence received from Arthur Murphy concerning automatic speed enforcement cameras on Columbus Road West (Formerly INFO-23-67) (Ward 1)

Consent Motion

That Correspondence CO-23-24, dated March 8, 2023, concerning correspondence received from Arthur Murphy concerning automatic speed enforcement cameras on Columbus Road West be received for information.

Moved by Councillor McConkey
Seconded by Councillor Neal

That Item CO-23-24 be referred to the Community and Operations Committee.

Affirmative (4): Councillor Marimpietri, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Negative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Kerr, Councillor Lee, and Councillor Marks

Motion Lost (4 to 7)

Moved by Councillor McConkey

Seconded by Councillor Neal

That Item CO-23-24 be tabled.

Affirmative (4): Councillor Lee, Councillor Marimpietri, Councillor McConkey, and Councillor Neal

Negative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Kerr, Councillor Marks, and Councillor Nicholson

Motion Lost (4 to 7)

The vote to adopt the recommendation contained in Item CO-23-24.

Motion Carried

CF-23-33 - Dawn-Ann Catalano, Ontario Regiment (RCAC) submitting correspondence requesting 10 parking spaces for armoury members in Parking Lot #20 and options for parking in the adjacent City garages (Ward 4)

Councillor Chapman declared a conflict on this item. (He is a Honorary Colonel of the Ontario Regiment and did not take part in discussion or voting on the matter.)

That Correspondence CF-23-33 from Dawn-Ann Catalano, Ontario Regiment (RCAC) submitting correspondence requesting 10 parking spaces for armoury members in Parking Lot #20 and options for parking in the adjacent City garages be referred to staff.

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

Conflict (1): Councillor Chapman

Motion Carried (10 to 0)

Moved by Councillor Marks

Seconded by Councillor Giberson

That the meeting recess.

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

Negative (4): Mayor Carter, Councillor Gray, Councillor Lee, and Councillor Nicholson

Conflict (1): Councillor Chapman

Motion Carried (6 to 4)

The meeting recessed at 10:56 a.m. and resumed at 11:04 a.m. with all members of Council in the Chamber except Councillor Neal who was participating electronically.

CF-23-25 - Public Engagement Initiatives - 2024 Budget (All Wards)

Consent Motion

That Report CF-23-25 concerning public engagement initiatives for the 2024 budget be referred back to staff for a report.

The vote to adopt the recommendation contained in Item CF-23-25.

Motion Carried

CF-23-28 - Durham Catholic District School Board use of Gulfstream Park by St. Anne Catholic School (Ward 2)

Councillor Neal declared a conflict on this item. (He has a family member who has a contract with the Durham Catholic District School Board and did not take part in discussion or vote on the matter.)

Consent Motion:

Whereas Correspondence FIN-22-94, dated September 15, 2022, was received from the Durham Catholic District School Board to request a waiver of fees for use of the sport field at Gulfstream Park located at 2471 Bridle Road; and,

Whereas City Council referred Correspondence FIN-22-94 to staff for a report; and,

Whereas Gulfstream Park is located immediately adjacent to St. Anne Catholic School; and,

Whereas St. Anne Catholic School has been issued a rental permit for 8:30 a.m. to 3:00 p.m. Monday to Friday for the use of the sport field at Gulfstream Park for the months of September, October, May and June in the 2022/2023 school year; and,

Whereas the total value of the rental permit for the 2022/2023 school year prior to H.S.T. is \$2,210.00; and,

Whereas the City of Oshawa and Durham Catholic District School Board have an executed agreement in place for the shared use of the parking lot at Gulfstream Park; and,

Whereas the City of Oshawa and Durham Catholic District School Board are engaged in ongoing discussions regarding a partnership agreement for the use of the sport field at Monsignor John Pereyma Catholic Secondary School when it is redeveloped; and,

Whereas the City of Oshawa and Durham District School Board have a similar arrangement for the use of the tennis courts, sport field and diamonds at Alexandra Park by O'Neill Collegiate and Vocational Institute;

Therefore, be it resolved, that the fees for the use of the sport field at Gulfstream Park during the 2022/2023 school year in the amount of \$2,210 plus H.S.T. be waived for Durham Catholic District School Board and an agreement is executed to continue this arrangement for a term of five years.

The vote to adopt the recommendation contained in Item CF-23-28.

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

Conflict (1): Councillor Neal

Motion Carried (10 to 0)

CF-23-32 - Information Report on 2022 Actions Taken to Address Poverty (All Wards)

Consent Motion:

That Report CF-23-32 dated April 12, 2023 concerning the information report on 2022 actions taken to address poverty be received for information.

The vote to adopt the recommendation contained in Item CF-23-32.

Motion Carried

CF-23-22 - Support for Bill 5 - Stopping Harassment and Abuse by Local Leaders Act (All Wards)

Consent Motion:

That CF-23-22 concerning support for Bill 5 - Stopping Harassment and Abuse by Local Leaders Act be referred to staff for a report.

The vote to adopt the recommendation contained in Item CF-23-22.

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

Negative (2): Councillor McConkey, and Councillor Nicholson

Motion Carried (9 to 2)

ED-23-94 - Robert McLaughlin Gallery's Board of Directors Requesting Leasehold Improvements to Arthur's on the 4th, Robert McLaughlin Gallery (Ward 4)

Consent Motion:

Whereas, on April 3, 2023, City Council considered correspondence CNCL-23-34 from the Robert McLaughlin Gallery (the "R.M.G.") regarding leasehold improvements to their leased premises at 72 Queen Street (the "Subject Lands") and referred it to the Economic and Development Services Committee; and,

Whereas, the City and the R.M.G. executed a new lease agreement (the “Current Lease Agreement”) dated December 14, 2022 for use of the Subject Lands for a twenty (20) year term commencing December 20, 2022 and terminating on December 19, 2042; and,

Whereas, in accordance with the Current Lease Agreement, any improvements to the leased premises proposed by the R.M.G. require prior written approval from the City, and shall be installed to the City’s satisfaction; and,

Whereas, the R.M.G.’s proposed leasehold improvements to the event rental space at the gallery known as “Arthur’s” includes the following:

- Replacement of carpet with marmoleum flooring;
- Removal of coffee service station to increase flexibility of the space;
- Replacement of lighting fixtures;
- Painting of walls and trim; and,
- Acquiring new furniture to improve accessibility and flexibility of use.

Therefore be it resolved:

1. That, the Robert McLaughlin Gallery’s proposed leasehold improvements as generally outlined in correspondence CNCL-23-34 be approved, in principle, at no cost to the City and subject to all necessary requirements of City staff being met to the satisfaction of the Commissioner, Economic and Development Services Department in consultation with the Chief Administrative Officer; and
2. That, subject to the approval of Part 1 above, the Commissioner, Economic and Development Services Department or Director of Planning Services be authorized to execute on behalf of the City of Oshawa, as owner of the subject lands at 72 Queen Street, any required permits or agreements in support of the Robert McLaughlin Gallery’s proposed leasehold improvements.

The vote to adopt the recommendation contained in Item ED-23-94.

Motion Carried

ED-23-61 - Proposed renaming of Ortono Avenue (Ward 5)

Consent Motion:

Whereas, Plan 167, a registered plan of subdivision in the City of Oshawa was registered in February of 1913 with the street names Park Avenue, Lakeview Avenue, Birch Avenue, and Russell Avenue, amongst others; and,

Whereas, following the conclusion of the Second World War and the construction of Highway 401, several streets were closed and other streets were renamed in honour of Second World War battles such as Normandy, Dunkirk and Dieppe; and,

Whereas, there is a street named Ortono Avenue located south of Highway 401 and west of Wilson Road South; and,

Whereas, on March 9, 2023, the Ontario Regiment Museum submitted correspondence to the City (see Attachment 1) advising that the street name of Ortono was incorrect and should be spelt Ortona in reference to the Battle of Ortona; and,

Whereas, there are fifteen (15) dwellings on Ortono Avenue; and,

Whereas, reviewing a potential street name change would involve consulting with the existing residents on Ortono Avenue to obtain their comments on the possible renaming of their street and advising them of the process to change a street name and of the Council policy to provide an ex-gratia payment to offset personal costs to change their address;

Therefore, be it resolved that the Economic and Development Services Department be authorized to initiate a consultation process with the residents of Ortono Avenue and the Ontario Regiment Museum regarding the potential street name change and report back to the Economic and Development Services Committee on the results of that consultation.

The vote to adopt the recommendation contained in Item ED-23-61.

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

Motion Carried (11 to 0)

ED-23-63 - Application for Demolition of 195 Simcoe Street North under Section 34, Part IV of the Ontario Heritage Act (Ward 4)

Consent Motion:

Whereas, the dwelling located at 195 Simcoe Street North, known as the Robert McLaughlin House, is a “listed, non-designated” property on the City’s Register of Properties of Cultural Heritage Value or Interest under Section 27 of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18 (the “Heritage Act”) but is not currently designated; and,

Whereas, on February 2, 2021, Nantuck Investments Inc. (the “Owner”) submitted to City staff notice of their intention to demolish the Robert McLaughlin House; and,

Whereas, on March 15, 2021, the then Development Services Committee considered Heritage Oshawa’s recommendation to designate the Robert McLaughlin House, and recommended to City Council that the property be designated, and that staff be directed to investigate with the Owner any possible opportunities for the adaptive reuse of the property; and,

Whereas, on March 29, 2021, City Council directed staff to undertake, among other matters, the process to designate the Robert McLaughlin House as a property of cultural heritage value or interest under the Heritage Act; and,

Whereas, on April 1, 2021, staff issued notice of the City's intention to designate the Robert McLaughlin House, advising that any person may, on or before May 3, 2021, file a Notice of Objection to the proposed designation; and,

Whereas, a Notice of Objection dated April 30, 2021 was received from the Owner with respect to the proposed designation, which was subsequently referred by City staff to the then Conservation Review Board for a hearing and recommendation to City Council concerning the designation; and,

Whereas, the Conservation Review Board has now been amalgamated with other various tribunals as the Ontario Land Tribunal; and,

Whereas, the appeal process remains ongoing, and a hearing date has not been scheduled by the Ontario Land Tribunal; and,

Whereas on March 16, 2023, the Owner submitted an application under Section 34 of the Heritage Act requesting to demolish a portion of the Robert McLaughlin House and construct an addition to the rear of the remaining portion of the dwelling, in order to facilitate the adaptive reuse of the building for two commercial units and six residential apartment units (see Attachment 1); and,

Whereas, under the Heritage Act, Council has until May 15, 2023 to deem the application either complete or incomplete and give notice to the Owner, and if Council fails to issue such a notice, the application is deemed complete; and,

Whereas, under the Heritage Act, after deeming the application complete, Council would have 90 days to deny, approve or approve with conditions the application to demolish; and,

Whereas, under the Heritage Act, Council must consult with Heritage Oshawa within the aforementioned 90 day period, prior to making a decision on the application; and,

Whereas, Economic and Development Services staff consider Attachment 1 to contain sufficient information for Council to make a decision under the Heritage Act; and,

Whereas, Council's decision on the application does not preclude Council's position on the designation of the property, a matter which remains under consideration at the Ontario Land Tribunal;

Therefore, be it resolved:

1. That, pursuant to Item ED-23-63, City Council deem the application submitted by Nantuck Investments Inc. under Section 34 of the Ontario Heritage Act concerning 195 Simcoe Street North, to be a complete application; and,
2. That, pursuant to Item ED-23-63, Economic and Development Services staff be authorized to provide Notice of Complete Application to Nantuck Investments Inc., owner of 195 Simcoe Street North, by no later than May 5, 2023, in accordance with the requirements of Section 34 of the Ontario Heritage Act; and,
3. That, pursuant to Item ED-23-63, Economic and Development Services staff be directed to consult with Heritage Oshawa on May 25, 2023 on the application under the Ontario Heritage Act received from Nantuck Investments Inc. with respect to 195 Simcoe Street North, and report back to the Economic and Development Services Committee on June 6, 2023.

The vote to adopt the recommendation contained in Item ED-23-63.

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

Negative (5): Councillor Gray, Councillor Marimpietri, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Carried (6 to 5)

ED-23-65 - Revised Applications to Amend the Oshawa Official Plan, Samac Secondary Plan and Zoning By-law 60-94, 1664 Simcoe Street North, 17 and 25 Niagara Drive, Karmina Developments Ltd. (Ward 2)

Consent Motion:

1. That, pursuant to Report ED-23-65 dated April 12, 2023, the revised application submitted by Karmina Developments Ltd. to amend the Oshawa Official Plan (File: OPA-2019-03) to permit a maximum residential density of 592 units per hectare at 1664 Simcoe Street North and 17 and 25 Niagara Drive 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, Economic and Development Services Department and the City Solicitor; and,
2. That, pursuant to Report ED-23-65 dated April 12, 2023, the revised application submitted by Karmina Developments Ltd. to amend the Samac Secondary Plan (File: OPA-2019-03) to permit a maximum residential density of 592 units per hectare at 1664 Simcoe Street North and 17 and 25 Niagara Drive be approved, generally in accordance with the comments contained in said noted Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Economic and Development Services Department and the City Solicitor; and,
3. That, pursuant to Report ED-23-65 dated April 12, 2023, the revised application submitted by Karmina Developments Ltd. to amend Zoning By-law 60-94 (File: Z-2019-12) to rezone 1664 Simcoe Street North and 17 and 25 Niagara Drive from R3-A/R4-A/R6-A "h-48" (Residential) to an appropriate R6-D (Residential) Zone to permit a new 7-storey, 142-unit apartment building 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, Economic and Development Services Department and the City Solicitor; and,
4. That, in accordance with Section 34(17) of the Planning Act and notwithstanding that the Zoning By-law Amendment proposed in Report DS-19-186 dated October 16, 2019 presented at the public meeting of October 21, 2019 differs to some degree from the proposed amendment recommended to be approved by City Council pursuant to Part 3 of this Recommendation, such differences are not substantial enough to require further notice and another public meeting.

Moved by Councillor McConkey

Seconded by Councillor Marimpietri

That the matter as set out in Report ED-23-65 be referred to a second Public Meeting.

Affirmative (5): Councillor Kerr, Councillor Marimpietri, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Negative (6): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Lee, and Councillor Marks

Motion Lost (5 to 6)

The vote to adopt the recommendation contained in Report ED-23-65 and pass By-laws 44-2023, 45-2023 and 46-2023.

Affirmative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Kerr, Councillor Lee, and Councillor Marks

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

Motion Carried (7 to 4)

ED-23-70 - Front Ending Agreement with Broccolini Thornton Limited Partnership (Ward 2)

Councillor Marimpietri declared a conflict on this item. (He has family members who own property and reside in the potentially affected area and did not take part in discussion or vote on the matter.)

Consent Motion:

1. That pursuant to Report ED-23-70 dated April 12, 2023 regarding the request from Broccolini Thornton Limited Partnership to enter into a Front Ending Agreement with Broccolini Thornton Limited Partnership and any other developer with work on Thornton Road North in the vicinity of 1680 Thornton Road North for the construction of work associated with the road widening and left-turning lane storage requirements on Thornton Road North, that the Commissioner, Economic and Development Services Department be authorized to sign the agreement provided the agreement is in a form and content acceptable to the City Solicitor and the Commissioner, Corporate and Finance Services Department; and,
2. That, pursuant to Report ED-23-70 dated April 12, 2023, funding in the amount of \$5,129,864.47 in Development Charge and Growth Related Non DC funding for 73-0461 Thornton Road North Growth Related Widening for the reimbursement to Broccolini Thornton Limited Partnership be provided, subject to the execution of the Front Ending Agreement authorized by Item 1; and,
3. That, pursuant to Report ED-23-70 dated April 12, 2023, Council waive the Purchasing By-law requirements and allow Broccolini Thornton Limited Partnership to construct the work associated with the road widening and left-turning lane storage requirements on Thornton Road North as described and set forth by the City of Oshawa in the Site Plan Agreement for 1680 Thornton Road North.

The vote to adopt the recommendation contained in Item ED-23-70.

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

Negative (2): Councillor McConkey, and Councillor Neal

Conflict (1): Councillor Marimpietri

Motion Carried (8 to 2)

ED-23-77 - City-initiated Amendments to the Oshawa Official Plan and Zoning By-law 60-94 Related to the City of Oshawa Parking Study (All Wards)

Consent Motion:

1. That, pursuant to Report ED-23-77 dated April 12, 2023, the City-initiated Amendment to the Oshawa Official Plan as generally set out in Attachment 1 of said Report be approved, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Economic and Development Services Department and the City Solicitor; and,
2. That, pursuant to Report ED-23-77 dated April 12, 2023, the City-initiated Amendment to Zoning By-law 60-94 as generally set out in Attachment 2 of said Report be approved, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Economic and Development Services Department and the City Solicitor; and,
3. That, in accordance with Section 34(17) of the Planning Act and notwithstanding that the Zoning By-law Amendment proposed in Report ED-23-37 dated March 1, 2023 presented at the public meeting of March 6, 2023 differs to some degree from the proposed amendment recommended to be approved by City Council pursuant to Part 2 of this Recommendation in Report ED-23-77, such differences are not substantial enough to require further notice and another public meeting.

The vote to adopt the recommendation in Item ED-23-77 and pass By-laws 47-2023 and 48-2023.

Affirmative (5): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Gray, and Councillor Neal

Negative (6): Councillor Kerr, Councillor Lee, Councillor Marimpietri, Councillor Marks, Councillor McConkey, and Councillor Nicholson

Motion Lost (5 to 6)

ED-23-84 - Revised Proposed New Telecommunication Tower and Related Equipment, 900 Colonel Sam Drive, SpectraPoint Inc. on behalf of Rogers Communications Inc. and R. Knocker & Son Paving Contractors Ltd. (Ward 5)

Consent Motion:

That, pursuant to Report ED-23-84 dated April 12, 2023, the Commissioner, Economic and Development Services Department be authorized to advise Innovation, Science and Economic Development Canada that the City has no objection to the revised proposal by SpectraPoint Inc. on behalf of Rogers Communications Inc. on lands owned by R. Knocker & Son Paving Contractors Ltd. at 900 Colonel Sam Drive to install a 35 metre (114.83 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, Economic and Development Services Department.
(File: SPA-2022-09).

The vote to adopt the recommendation contained in Item ED-23-84.

Motion Carried

ED-23-88 - Municipal Consent Process and Franchise Renewal with Enbridge Gas (All Wards)

Consent Motion:

1. That, pursuant to Report ED-23-88 dated April 12, 2023, that staff be authorized to update the current franchise agreement, to the satisfaction of the Commissioner, Economic and Development Services Department and the City Solicitor, for a term of no greater than 20 years, and that the updated agreement be executed in accordance with the City's delegation by-law; and,
2. That, pursuant to Report ED-23-88 dated April 12, 2023, that Council endorse the consolidated Municipal Consent Requirements as a guide for staff to advance Municipal Consent permits; and,
3. That staff be directed to review the General Fees and Charges By-law with respect to the fees charged for Municipal Consents for both area residents and utility service providers through the 2023 review of the City's General Fees and Charges By-law.

The vote to adopt the recommendation contained in Item ED-23-88.

Motion Carried

SF-23-17 - Vacant Buildings and Property Standards By-law 1-2002 (All Wards)

Councillor McConkey declared a conflict on this item. (She owns vacant land and did not take part in discussion or vote on the matter.)

Consent Motion:

1. That Council approve a Vacant Buildings and Land Registry By-law and amend the General Fees and Charges By-law 13-2002, as amended, in the form of Option "B": Implement a Vacant Building Registry and Land By-law as detailed in Section 5.3.3 of Report SF-23-10 "Vacant Building and Land Registry By-law", dated March 15, 2023, and in a form and content acceptable to the Chief Administrative Officer and Legal Services; and,

2. That the one (1) additional regular part-time Municipal Law Enforcement Officer position be presented to Council when appropriate through future budget submissions as part of the City's regular budget planning process or separate reports as appropriate; and,
3. 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.

The vote to adopt the recommendation contained Item SF-23-17.

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

Conflict (1): Councillor McConkey

Motion Carried (10 to 0)

CNCL-23-40 - Request - Long Term Parking License Agreement at Centre Street Parking Garage (G1): Plazacomm Investments Ltd. (Ward 4)

Consent Motion:

Whereas, outlined in correspondence CO-23-26, appended as Attachment 1, Plazacomm Investments Ltd. is looking to redevelop the 8-storey, 100,000+ sq. ft. office building located at 40 King Street West in Oshawa; and,

Whereas this building will be redeveloped to include office space; and,

Whereas the Plazacomm Investments Ltd. has requested 200 long term parking spaces in the adjacent City owned parking structure located at 40 Bond Street West (Centre Street Parking Garage); and,

Whereas City staff have advised Plazacomm Investments Ltd. that the maximum number of parking spaces that could be offered is 150, which was acceptable; and,

Whereas staff, in consultation with Plazacomm Investments Ltd. propose that the City enter into an agreement in relation to parking at the Centre Street Parking Garage with Plazacomm Investments Ltd., subject to certain terms and conditions, including:

1. A term of 20 years commencing on January 1, 2024; and,
2. Plazacomm Investments Ltd. shall pay the City current market rate each year for each parking space; and,
3. The City shall be entitled to relocate all or some of the parking spaces being licensed to Plazacomm Investments Ltd. to other controlled parking facilities owned or operated by the City. These spaces shall be located as close as possible to the Centre Street Parking Garage and in no event will be further than 1 km from the Centre Street Parking Garage; and,
4. The City does not guarantee the availability of any parking space on a day to day basis;

Therefore be it resolved that the Mayor and Clerk be authorized to execute an agreement with Plazacomm Investments Ltd on the basis of the foregoing and in the form satisfactory to the Commissioner, Community and Operations Services Department and the City Solicitor.

Moved by Councillor Giberson
Seconded by Councillor McConkey

That Report CNCL-23-40 being a request for a Long Term Parking License Agreement at Centre Street Parking Garage (G1) by Plazacomm Investments Ltd. be referred to the Community and Operations Services Committee.

Affirmative (6): Councillor Chapman, Councillor Giberson, Councillor Lee, Councillor Marks, Councillor McConkey, and Councillor Neal

Negative (5): Mayor Carter, Councillor Gray, Councillor Kerr, Councillor Marimpietri, and Councillor Nicholson

Motion Carried (6 to 5)

CNCL-23-47 - Heritage Oshawa's Motion Related to Designation of 827 Gordon Street under Part IV of the Ontario Heritage Act (Ward 5)

Consent Motion:

1. That, pursuant to Report CNCL-23-47 dated April 26, 2023, Economic and Development Services staff be authorized to add 827 Gordon Street to the City of Oshawa Register of Properties of Cultural Heritage Value or Interest as a listed, non-designated property; and,
2. That, pursuant to Report CNCL-23-47 dated April 26, 2023, Economic and Development Services staff be directed to advance Option 1 as set out in Section 5.10.1 of said Report to advance the designation of 827 Gordon Street under Part IV of the Ontario Heritage Act.

The vote to adopt the recommendation contained in Item CNCL-23-47.

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

Motion Carried (11 to 0)

Items Pulled from the Information Package

CNCL-23-41 - Correspondence received from Frances Scanga concerning the Oshawa Bocce Club Lease Renewal (INFO-23-62) (All Wards)

[Required a vote to reconsider Council's decision of June 22, 2020. Motion to reconsider was not seconded.].

CNCL-23-42 - Correspondence received from various residents requesting the Region of Durham pause the Envision Durham Official Plan Review (INFO-23-73) (All Wards)

Moved by Councillor McConkey

Seconded by Councillor Neal

That Council reconsider its decision of April 3, 2023. **(Requires 2/3 vote of members present)**

Affirmative (2): Councillor McConkey, and Councillor Neal

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

Motion Lost (2 to 9)

CNCL-23-43 - Correspondence received from Tim Bird concerning Snow Removal in Oshawa (INFO-23-76) (All Wards)

Moved by Councillor McConkey

Seconded by Councillor Neal

That Council reconsider its direction of April 3, 2023. **(Requires 2/3 vote of members present)**

Affirmative (2): Councillor McConkey, and Councillor Neal

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

Motion Lost (2 to 9)

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 May 1, 2023 be adopted as recommended except:

Items ED-23-72, ED-23-74, ED-23-83, ED-23-89, ED-23-91 and ED-23-73 of the Tenth Report of the Economic and Development Services Committee; and,

Report CNCL-23-23-48.

Correspondence with recommendations

None

Standing Committee Reports

Report of the Community and Operations Services Committee

None

Report of the Corporate and Finance Committee Services

None

Report of the Economic and Development Services Committee

ED-23-93 - Request to Purchase 1 Mary Street North (Ward 4)

That Correspondence ED-23-93, concerning a request to purchase 1 Mary Street North be declined.

ED-23-64 - Invitation to Use Region-Owned Land on Ritson Road South on a Temporary Basis (Ward 4)

That staff be directed to proceed in accordance with Section 2.0 of Closed Report ED-23-64 dated April 12, 2023.

ED-23-66 - Proposed Lease Amendment: 100 Simcoe Street South, Oshawa PUC Networks Inc. (Ward 4)

That, pursuant to Report ED-23-66 dated April 12, 2023, the Commissioner, Economic and Development Services Department be authorized to execute an amendment to the lease agreement with Oshawa PUC Networks Inc. (operating as Oshawa Power) for 100 Simcoe Street South generally consistent with the terms and conditions as set out in Section 5.4 of said Report and in a form and content satisfactory to the Commissioner, Economic and Development Services Department and the City Solicitor.

ED-23-68 - Update on the Combined Disposal and Acquisition Strategy Related to City-owned Lands on Eulalie Avenue (Ward 4)

That, pursuant to Closed Report ED-23-68 dated April 12, 2023, the Commissioner, Economic and Development Services Department be authorized to proceed as outlined in Section 5.3 of said Report.

ED-23-69 - Update on City-owned Lands at 0 William Street East and 0 Ritson Road North (Ward 4)

That pursuant to Closed Report ED-23-69 dated April 12, 2023, staff be authorized to proceed as outlined in Sections 5.5 and 6.0 of said Report for the City-owned lands municipally known as 0 William Street East and 0 Ritson Road North.

ED-23-71 - Disposal Strategy: City-owned Land on the West Side of Haig Street, Known Municipally as 0 Haig Street (Ward 4)

That, pursuant to Closed Report ED-23-71 dated April 12, 2023, staff be authorized to execute the disposal strategy outlined in Section 5.3 of said Closed Report for the City-owned land located on the west side of Haig Street and known municipally as 0 Haig Street, that was declared surplus to municipal requirements by City Council on December 12, 2022.

ED-23-79 - Potential Acquisition of Land on Thornton Road North (Ward 2)

That, pursuant to Closed Item ED-23-79 concerning the potential acquisition of land on Thornton Road North, the Commissioner, Economic and Development Services Department be authorized to proceed as set out in said Closed Item.

ED-23-90 - Proposed Licence Agreement for the Cordova Valley Clubhouse at 863 Glen Street (Ward 5)

That, pursuant to Closed Report ED-23-90 dated April 12, 2023, the Commissioner, Economic and Development Services Department be authorized to proceed as outlined in Section 2.0 of said Report.

Report of the Safety and Facilities Services Committee

None

Other Staff Reports and Motions

See Matter Excluded from Consent Agenda

Closed Discussion Agenda

Matters Excluded from Consent Agenda

Moved by Councillor Nicholson
Seconded by Councillor Giberson

That the meeting recess for an hour.

Motion Carried

The meeting recessed at 12:31 p.m. and reconvened at 1:32 p.m. with all members of Council present except Councillor Neal who was participating electronically.

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) (c) in order to consider Items ED-23-72, ED-23-74, ED-23-83, ED-23-89, ED-23-91 and ED-23-73 which are concerning proposed or pending acquisition or disposition of land and Report CNCL-23-48 concerning proposed or pending acquisition or disposition of land.

Motion Carried

The meeting recessed at 1:35 p.m. and reconvened in closed session at 1:36 p.m. with all members of Council present except Councillor Neal who was participating electronically.

Also in attendance were the Director, Legislative Services/City Clerk; the Manager, Legislative Services/Deputy City Clerk; the Chief Administrative Officer, the Commissioner, Corporate and Finance Services Department; the Commissioner, Community and Operations Services Department; the Commissioner, Economic and Development Services Department; the City Solicitor; the Director, Planning Services; the Manager, Policy; and the Council-Committee Coordinator.

All other staff left the meeting.

Council entered closed session at 1:36 p.m.

Closed meeting discussions took place.

Moved by Councillor Chapman
Seconded by Councillor Kerr

That Council rise from closed session and report.

Council rose from closed session at 2:45 p.m.

Closed Report #1

All members of Council were present in the Chamber except Councillor Neal who participated electronically.

Members of Council questioned the Commissioner, Economic and Development Services Department concerning Item ED-23-72.

The Commissioner, Economic and Development Services Department responded to questions from Council concerning Item ED-23-72.

Members of Council questioned the Commissioner, Economic and Development Services Department concerning Item ED-23-74.

The Commissioner, Economic and Development Services Department responded to questions from Council concerning Item ED-23-74.

Members of Council questioned the Commissioner, Economic and Development Services Department concerning Item ED-23-89.

The Commissioner, Economic and Development Services Department responded to questions from Council concerning Item ED-23-89.

Members of Council questioned the Commissioner, Economic and Development Services Department concerning Item ED-23-91.

A motion to amend the direction to staff contained in Item ED-23-91 was made.

Members of Council questioned the Commissioner, Corporate and Finance Services concerning Item ED-23-91.

Members of Council discussed Item ED-23-73.

Members of Council questioned the Commissioner, Economic and Development Services Department concerning Item ED-23-48.

The Commissioner, Economic and Development Services Department responded to questions from Council concerning Item ED-23-48.

Members of Council questioned the Commissioner, Community and Operations Services concerning Item ED-23-73.

The Commissioner, Community and Operational Services responded to questions concerning Item ED-23-73.

This concludes the closed meeting summary.

ED-23-72 - Disposal Strategy: City-owned land located at 0 and 20 Harbour Road, at the northeast corner of Simcoe Street South and Harbour Road (Ward 5)

Consent Motion:

That, pursuant to Closed Report ED-23-72 dated April 12, 2023, staff be authorized to execute the disposal strategy outlined in Section 5.3 of said Closed Report for 0 and 20 Harbour Road, which form part of the northeast corner of Simcoe Street South and Harbour Road, that were declared surplus to municipal requirements by City Council on April 11, 2016.

The vote to adopt the recommendation contained in Closed Item ED-23-72.

Motion Carried

ED-23-74 - Proposed Improvements to Public Interface along Simcoe Street South, south of Harbour Road (Ward 5)

Consent Motion:

That pursuant to Closed Report ED-23-74 dated April 12, 2023, staff be authorized to proceed in accordance with Closed Item ED-23-74 concerning proposed improvements to the public interface along Simcoe Street South, south of Harbour Road.

The vote to adopt the recommendation contained in Closed Item ED-23-74.

Motion Carried

ED-23-83 - Request to Amend Licence Agreement between the Ontario Regiment R.C.A.C. Regimental Museum and the City of Oshawa at the South Field of the Oshawa Executive Airport (Ward 2)

Councillor Chapman declared a conflict on this item. (He is a member of the Ontario Regiment Tank Museum and Honorary Colonel of the Ontario Regiment and did not take part in discussion or voting on the matter.)

Consent Motion:

That pursuant to Closed Report ED-23-83 dated April 12, 2023, the Commissioner, Economic and Development Services Department be authorized to proceed as outlined in Section 2.0 of said Report.

The vote to adopt the recommendation contained in Closed Item ED-23-83.

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

Conflict (1): Councillor Chapman

Motion Carried

ED-23-89 - Proposed Terms of Reference for Request for Proposal to Operate a Golf Course on City-owned Land (Ward 2)

Consent Motion:

1. That the Terms of Reference for the Request for Proposals to operate a golf course on City-owned land be endorsed as generally set out in Attachment 3 to Report ED-23-89 dated April 12, 2023; and,
2. That, pursuant to Report ED-23-89 dated April 12, 2023, staff be authorized to proceed with the Request for Proposal in general accordance with Attachment 3 to said Report, and report back to the Economic and Development Services Committee and City Council with an overview of any submissions and a recommendation on next steps in the process.

The vote to adopt the recommendation contained in Closed Item ED-23-89.

Motion Carried

ED-23-91 - Direction on Proposed Settlement Respecting Appeals of Applications to Amend Zoning By-law 60-94 and for Approval of a Draft Plan of Subdivision for Lands South of Renaissance Drive, West of Park Road South (Ward 5)

Consent Motion:

That, pursuant to Closed Report ED-23-91 dated April 12, 2023, Legal Services and Economic and Development Services be authorized to advance the recommendation outlined in said Report in regards to appeals filed by SO Developments Inc. for the applications to amend Zoning By-law 60-94 and for approval of a draft plan of subdivision, for lands located south of Renaissance Drive, west of Park Road South.

The vote to adopt the recommendation contained in Closed Item ED-23-91, as amended in closed session.

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

Negative (1): Councillor Giberson

Motion Carried (10 to 1)

ED-23-73 - Request to Purchase City-owned Land on the west side of Grandview Street South, south of Dianne Drive (Ward 5)

Consent Motion:

That, pursuant to Closed Report ED-23-73 dated April 12, 2023, the Commissioner, Economic and Development Services Department be directed to advance Option 1 as outlined in Section 5.5.2 of said Report.

The vote to adopt the recommendation contained in Closed Item ED-23-73.

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

Negative (2): Councillor Gray, and Councillor Nicholson

Motion Carried (9 to 2)

CNCL-23-48 - Requests Regarding Licence Agreements to Install Advertising Benches and Litter Containers at Bus Stops on City and Regional Roads (All Wards)

Consent Motion:

That pursuant to Closed Report CNCL-23-48 dated April 26, 2023, City staff be authorized to proceed in accordance with Section 2.0 of said Closed Report.

A request was made to vote on each Part separately.

The vote to adopt Part 1 of recommendation contained in Closed Report CNCL-23-48.

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

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

Motion Carried (8 to 3)

The vote to adopt Part 2 of recommendation contained in Closed Report CNCL-23-48.

Affirmative (3): Mayor Carter, Councillor Chapman, and Councillor Giberson

Negative (8): Councillor Gray, Councillor Kerr, Councillor Lee, Councillor Marimpietri, Councillor Marks, Councillor McConkey, Councillor Neal, and Councillor Nicholson

Motion Lost (3 to 8)

The vote to adopt Part 3 of recommendation contained in Closed Report CNCL-23-48.

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

Motion Carried (11 to 0)

Items Requiring Council Direction

Moved by Councillor Chapman
Seconded by Councillor Giberson

That City Council select Option 2 pursuant to Closed Report CNCL-23-46 dated April 26, 2023 concerning a potential appeal to the Ontario Land Tribunal of a Committee of Adjustment Decision.

Moved by Councillor Chapman
Seconded by Councillor Giberson

That the meeting be closed to the public pursuant to Section 239 (2) (e) and (d) in order to consider Report CNCL-23-46 which concerns litigation or potential litigation, including matters before administrative tribunals, affecting the City and Report CNCL-23-49 concerning Labour relations or employee negotiations.

Motion Carried

The meeting recessed at 2:52 p.m. and reconvened in closed session at 2:53 p.m. with all members of Council in the Chamber except Councillor Neal who was participating electronically.

Also in attendance were the Director, Legislative Services/City Clerk; the Manager, Legislative Services/Deputy City Clerk; the Chief Administrative Officer, the Commissioner, Corporate and Finance Services Department; the Commissioner, Community and Operations Services Department; the Commissioner, Economic and Development Services Department; the City Solicitor; and J. Lane, Council-Committee Coordinator.

All other staff left the meeting.

Council entered closed session at 2:53 p.m.

Closed meeting discussions took place.

The Council-Committee-Coordinator left the meeting.

The Director, Facilities Management Services; the Director, Municipal Law Enforcement Services; the Manager Infrastructure Delivery, Mike Harrington; the Human Resources Consultant, Megan Hamilton; the Manager Compensation and Benefits, the Krystal Williams; Human Resources Consultant, Sophia Latchmana; and the Recruitment and Organizational Development Coordinator Alana Wieczorek entered the meeting.

Closed meeting discussions continued.

Moved by Councillor Chapman
Seconded by Councillor Giberson

That Council rise from closed session and report.

Council rose from closed session at 3:30 p.m.

Closed Summary #2

The meeting recessed at 2:52 p.m. and reconvened in a session closed to the public at 2:53 p.m. with all members of Council in the Chamber except Councillor Neal who was participating electronically.

Councillor Neal verbally affirmed that he was alone.

Also in attendance were the Director, Legislative Services/City Clerk; the Manager, Legislative Services/Deputy City Clerk; the Chief Administrative Officer; the Commissioner, Corporate and Finance Services Department; the Commissioner, Community and Operations Services Department; the Commissioner, Economic and Development Services Department; the City Solicitor; the Director, Planning Services; and J. Lane, Council Committee Coordinator.

Members of Council discussed Report CNCL-23-46.

Members of Council questioned the Commissioner, Economic and Development Services concerning Report CNCL-23-46.

The Commissioner, Economic and Development Services Department responded to questions from Council concerning Report CNCL-23-46.

The Council-Committee Coordinator left the meeting.

The Director, Facilities Management Services; the Director, Municipal Law Enforcement Services; the Manager Infrastructure Delivery, Mike Harrington; the Human Resources Consultant, Megan Hamilton; the Manager Compensation and Benefits, the Krystal Williams; Human Resources Consultant, Sophia Latchmana; and the Recruitment and Organizational Development Coordinator Alana Wieczorek entered the meeting.

Members of Council questioned the Commissioner, Finance and Corporate Services concerning Verbal Report CNCL-23-49.

The Commissioner, Finance and Corporate Services responded to questions from Council concerning Verbal Report CNCL-23-49.

This concludes the closed meeting summary.

CNCL-23-46 - Potential Appeal to the Ontario Land Tribunal of a Committee of Adjustment Decision (Ward 3)

The following motion was now before Council:

That City Council select Option 2 pursuant to Closed Report CNCL-23-46 dated April 26, 2023 concerning a potential appeal to the Ontario Land Tribunal of a Committee of Adjustment Decision.

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

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

Motion Carried (7 to 4)

CNCL-23-49 - Stephanie Sinnott, Commissioner, Corporate and Finance Services Department to Provide an Update concerning negotiations for C.U.P.E. Local 251 (Inside Workers) (All Wards)

Stephanie Sinnott, Commissioner, Corporate and Finance Services Department provided an update concerning negotiations for C.U.P.E. Local 251 (Inside Workers).

Matters Tabled

None

Notices of Motion

CNCL-23-39 - Notice of Motion - Policy for the Disclosure of Ontario Land Tribunal Correspondence (All Wards)

Moved by Councillor McConkey

Seconded by Councillor Kerr

Whereas correspondence from the Ontario Land Tribunal (OLT) concerning recent planning decisions pertaining to properties located in the City, are not posted on the City's webpage, but are only emailed to members of Council and staff; and,

Whereas they are matters that have been initially discussed at Committee of Adjustment and Council, with OLT follow-up only going to members of Council and staff the public is not informed of the outcome of the appeals; and,

Whereas by having access to the OLT correspondence members of the public can keep informed;

Now therefore the City of Oshawa adopt a policy for the disclosure of OLT correspondence of emails/letters the City receives from the OLT about appeals in matters that have been before the City of Oshawa Committee of Adjustment and Oshawa Council be forwarded to Council members and staff and be included in an Information Package on the City's website.

Moved by Councillor Giberson

Seconded by Councillor Kerr

That CNCL-23-39 being a Notice of Motion concerning a policy for the disclosure of Ontario Land Tribunal Correspondence be referred to staff for report back to Committee.

Motion Carried

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 Lee

That the meeting adjourn at 3:39 p.m.

Motion Carried

Mayor

City Clerk



Oshawa City Council - Special Meeting Minutes

**May 4, 2023, 1:00 p.m.
Council Chamber**

Present: Mayor Carter
Councillor Chapman
Councillor Gray
Councillor Kerr
Councillor Lee
Councillor Marks
Councillor McConkey
Councillor Neal

Absent: Councillor Giberson
Councillor Marimpietri
Councillor Nicholson

Purpose

The purpose of this meeting is for Council to consider closed reports concerning the Facility Lease and Licence Agreement Extension between the City of Oshawa and Generals Hockey Inc. and the amended and restated Facility Operation and Management Agreement between the City of Oshawa and Global Spectrum Facility Management LP.

Additional Agenda Items

None

Declarations of Pecuniary Interest

Councillor Kerr made a declaration of interest concerning any matters with a pecuniary aspect directly affecting the Oshawa Sports Hall of Fame.

Delegations

Moved by Councillor Chapman
Seconded by Councillor Lee

That the delegations of Rocco Tullio, Roger Hunt, Jason Hickman, Andy Lee from the Oshawa Generals Hockey Club, Adrian Vanhemmen from the Oshawa Sports Hall of Fame and Vince Vella from the Tribute Communities Centre be heard in closed session.

Motion Carried

Oshawa Generals Hockey Club - Report CNCL-23-44

(See Closed Session Report)

Oshawa Sports Hall of Fame - Report CNCL-23-44

(See Closed Session Report)

Tribute Communities Centre - Report CNCL-23-44

(See Closed Session Report)

Other Staff Reports and Motions

Moved by Councillor Chapman

Seconded by Councillor Lee

That Council adopt the recommendations contained in Reports CNCL-23-44 and CNCL-23-45.

CNCL-23-44 - Facility Lease and Licence Agreement Extension between the City of Oshawa and Generals Hockey Inc. (Ward 4)

Consent Motion:

1. That Council provide direction related to the potential amendments set out in the table contained in Attachment 1 to Closed Report CNCL-23-44 dated April 24, 2023; and,
2. That an Amending Agreement to the Facility Lease and Licence Agreement be prepared implementing the directions of Council as pertaining to Closed Report CNCL-23-44 and be in a form acceptable to the Commissioner, Corporate and Finance Services and the City Solicitor; and,
3. That the directions of Council pertaining to Closed Report CNCL-23-44 be shared with the Oshawa Generals, the Oshawa Sports Hall of Fame and the General Manager of the Tribute Communities Centre.

CNCL-23-45 - Amended and Restated Facility Operation and Management Agreement between the City of Oshawa and Global Spectrum Facility Management LP (Ward 4)

Consent Motion:

That Council approve staff's recommendations as set out in Section 5.3 of Report CNCL-23-45 dated April 24, 2023 concerning the Amended and Restated Facility Operation and Management Agreement between the Corporation of the City of Oshawa and Global Spectrum Facility Management LP.

Discussion

Moved by Councillor Chapman
Seconded by Councillor Lee

That pursuant to the Municipal Act, the meeting recess and reconvene in a session closed to the public in order to hear the delegations of Rocco Tullio, Roger Hunt, Jason Hickman and Andy Lee from the Oshawa Generals Hockey Club; Adrian Vanhemmen from the Oshawa Sports Hall of Fame; and Vince Vella from the Tribute Communities Centre; and to consider Reports CNCL-23-44 and CNCL-23-45, all of which relate to Section 239.2 (a) and (c) of the Municipal Act concerning the security of the property of the municipality and proposed or pending acquisition or disposition of land.

Motion Carried

Moved by Councillor Chapman
Seconded by Councillor Lee

That Council rise from closed session and report.

Motion Carried

Closed Report

The meeting recessed at 1:03 p.m. and reconvened at 1:06 p.m. in a session closed to the public with all members of Council in attendance in the Council Chamber except Councillors Giberson, McConkey (entered the meeting at 1:09 p.m., left the meeting at 2:31 p.m.), Marimpietri and Nicholson. Councillor Neal participated electronically (left the meeting at 1:27 p.m.)

Also in attendance were the Director, Legislative Services/City Clerk; the Manager, Legislative Services/Deputy City Clerk; the Commissioner, Corporate and Finance Services Department; the Commissioner, the Commissioner, Economic and Development Services Department; the City Solicitor; and Director, Facilities Management Services.

All other staff and members of the public left the meeting.

Closed meeting discussions were held.

Rocco Tullio, Roger Hunt, Jason Hickman and Andy Lee entered the meeting and addressed City Council concerning Report CNCL-23-44 on behalf of the Oshawa Generals Hockey Club.

Members of Council questioned the representatives of the Oshawa Generals Hockey Club.

Councillor Neal left the meeting during questions to the delegates.

The representatives of the Oshawa Generals Hockey Club left the meeting.

Adrian Vanhemmen entered the meeting and addressed City Council concerning Report CNCL-23-44 on behalf of the Oshawa Sports Hall of Fame.

Members of Council questioned Adrian Vanhemmen.

Adrian Vanhemmen left the meeting.

Vince Vella, General Manager, Tribute Communities Centre, entered the meeting and addressed City Council concerning Report CNCL-23-44.

Members of Council questioned Vince Vella.

Vince Vella left the meeting.

Members of Council questioned the City Clerk concerning the process for giving direction to staff in closed session.

Members of Council questioned the Commissioner, Corporate and Finance Services Department/Treasurer and the Director, Facility Management Services.

Direction to staff was provided concerning Section 5.5 of Report CNCL-23-44.

Councillor McConkey left the meeting.

Members of Council questioned the Commissioner, Corporate and Finance Services Department/Treasurer and the Director, Facility Management Services.

Direction to staff was provided concerning Section 5.7 of Report CNCL-23-44.

Members of Council questioned the Commissioner, Corporate and Finance Services Department/Treasurer and the Director, Facility Management Services.

Direction to staff was provided concerning Section 5.8 of Report CNCL-23-44.

Members of Council questioned the Commissioner, Corporate and Finance Services Department/Treasurer and the Director, Facility Management Services.

Direction to staff was provided concerning Section 5.9 of Report CNCL-23-44.

Members of Council questioned the Commissioner, Corporate and Finance Services Department/Treasurer.

Direction to staff was provided concerning Section 5.11 of Report CNCL-23-44.

Members of Council questioned the Commissioner, Corporate and Finance Services Department/Treasurer.

Direction to staff was provided concerning Section 5.12 of Report CNCL-23-44.

Council did not discuss Report CNCL-23-45.

Council rose from closed session at 3:07 p.m.

This concludes the Closed Report.

The vote to adopt the recommendation contained in Report CNCL-23-44 as amended.

Motion Carried

The vote to adopt the recommendation contained in Report CNCL-23-45.

Motion Carried

Confirming By-law

Moved by Councillor Chapman

Seconded by Councillor Lee

That the confirming by-law be passed.

Motion Carried

Adjournment

Moved by Councillor Lee

Seconded by Councillor Kerr

That the meeting adjourn at 3:10 p.m.

Mayor

City Clerk

To: Council in Committee of the Whole

From: Warren Munro, HBA, MCIP, RPP, Commissioner,
Economic and Development Services Department

Report Number: CNCL-23-54

Date of Report: May 24, 2023

Date of Meeting: May 29, 2023

Subject: Downtown Oshawa Banner Program

Ward: Ward 4

File: 03-05

1.0 Purpose

The purpose of this Report is to obtain direction pertaining to the agreements with Post-Secondary Institutions with campuses in downtown within the Downtown Oshawa Banner Program to install banners on allocated light standards.

Attachment 1 includes a map showing the location of current light standards with City of Oshawa installations, Ontario Tech University installations and Support Our Troops installations.

Attachment 2 includes a revised map for the proposal detailed in Section 5.1 of this Report.

2.0 Recommendation

It is recommended to City Council:

1. That, pursuant to Report CNCL-23-54 dated May 24, 2023, Economic and Development Services staff be directed to enter into a two (2) year agreement with Ontario Tech University and Trent University Durham GTA for exclusive use of designated light standards within the downtown for institutional banner installations in a form and content acceptable to the Commissioner of Community and Operations Services and the City Solicitor.
2. That Economic and Development Services staff renew the agreement with Ontario Tech University/Durham College for installing banners on light standards surrounding the campus location at Simcoe Street North and Conlin Road West.

3.0 Executive Summary

Following the disbandment of the Oshawa Central Business District Improvement Area (the “B.I.A.”), the City assumed many B.I.A. responsibilities including streetscape improvements, events, promoting the area as a business and shopping area and the light standard banner program. The full details of the assumption of responsibilities can be found in Report CNCL-21-77 dated September 22, 2021.

Within Report CNCL-21-77, City Council appointed the responsibility of the downtown banner program to the then Community Services Department (now the Community and Operations Services Department) as detailed in Section 5.1.2.

At present, the City assumed oversight of an agreement with Ontario Tech University to extend permission for use of 130 light standards to erect Ontario Tech branded banners. The term of the assumed agreement previously between Ontario Tech University and the B.I.A. was 2016 through to June 1, 2023. This agreement is now up for renewal between the City and Ontario Tech University.

Effective April 2023, Trent University Durham GTA entered into a lease agreement at 11 Simcoe Street North to operate a satellite campus location for post-graduate student programming that will begin in September 2023. City staff have received a request from Trent University to erect Trent branded banners outside of their campus location. This request needs to be considered in the renewal agreement with Ontario Tech University.

4.0 Input From Other Sources

The following have been consulted in the preparation of this Report:

- Chief Administrative Officer
- Commissioner, Corporate and Finance Services
- Commissioner, Community and Operations Services

5.0 Analysis

5.1 Agreements with Post-Secondary Institutions

Banners in Downtown Oshawa are used as a wayfinding tool and a general form of promotion for the experiences, notable days and/or events, offerings and institutions that can be accessed and enjoyed in the downtown area.

As mentioned in Section 3.0 of this Report, the City assumed oversight of the agreement previously signed between the B.I.A. and Ontario Tech University for the University’s exclusive use of 130 light standards in the downtown for the purposes of institutional banner installations. The agreement has an expiry date of June 1, 2023. Once this Report is approved, City staff will work with Ontario Tech University to renew this agreement.

The City will also work on renewing the banner agreement with Ontario Tech University/Durham College for installing banners on light standards surrounding the campus location at Simcoe Street North and Conlin Road West.

In addition, City staff have received a request from Trent University Durham GTA to install institutional banners outside of their new downtown campus location at 11 Simcoe Street North. Staff have reviewed the downtown banner map and recommend extending Trent University Durham GTA the opportunity to install banners on 9 light standards in the downtown surrounding the new satellite campus location. The exclusive banner installation for Trent University would be restricted to light standards along Simcoe Street between Athol Street West and Bond Street West on east side of the road. This would require staff to amend the current agreement with Ontario Tech University and reduce their exclusive allotment from 130 to 121 light standards throughout the downtown and enter into a new agreement with Trent University Durham GTA for a two (2) year term.

Upon completion of previously mentioned agreements, Economic and Development Services staff will lead the project and work in collaboration with Community and Operations Services staff to coordinate the printing and installation of both post-secondary banners and City-designed banners. Allocated operating budgets and coordination of installation will remain with Community and Operations Services.

5.2 Future Considerations

City staff recognize that there could be future expansions or relocations of post-secondary institutions in the downtown area. Physical campus locations will be monitored to allow for potential adjustments to banner placement to align with wayfinding and place making efforts that align with the growth and presence of the post-secondary institutions locating in the downtown area.

Further, staff are collaborating to recommend a policy and procedure to respond to future requests for temporary community and special purpose banners. It is anticipated that this report will be brought to Council in late 2023.

6.0 Financial Implications

There are no immediate financial implications as it relates to this Report. However, Council should note that future budget requests may be forthcoming from various branches in the future to support a robust banner program in Downtown Oshawa that adds to beautification of the streetscape, recognition of days of significance or various celebrations and supportive wayfinding.

7.0 Relationship to the Oshawa Strategic Plan

This Report advances the Accountable Leadership and Cultural Vitality goals of the Oshawa Strategic Plan.

A handwritten signature in blue ink, appearing to read 'Hailey Wright', with a large loop at the end.

Hailey Wright, BA Hons, Director,
Business and Economic Development Services

A handwritten signature in blue ink, appearing to read 'Warren Munro', with a large loop at the end.

Warren Munro, HBA, MCIP, RPP, Commissioner,
Economic and Development Services Department

Title: Location of Current Light Standards with City of Oshawa Installations, Ontario Tech University Installations and Support Our Troops Installations
Subject: Downtown Oshawa Banner Program
Ward: Ward 4
File: 03-05

DOWNTOWN BANNERS

4-2016



Title: Revised Map for the Proposal Detailed in Section 5.1 of the Report
Subject: Downtown Oshawa Banner Program
Ward: Ward 4
File: 03-05

DOWNTOWN BANNERS



If this information is required in an accessible format, please contact 1-800-372-1102 ext. 2564



The Regional Municipality of Durham Information Report

From: Commissioner of Planning and Economic Development
Report: #2023-INFO-40
Date: May 5, 2023

Subject:

2022 Annual Building Activity Review, File: D03-02

Recommendation:

Receive for information

Report:

1. Purpose

- 1.1 This report summarizes the key findings of the 2022 Annual Building Activity Review. This annual report includes building permit and construction activity for Durham Region and the Greater Toronto and Hamilton Area (GTHA) for 2022, with comparisons to 2021.

2. Background

- 2.1 The Planning and Economic Development Department conducts ongoing monitoring activities to assess the effectiveness of the Durham Regional Official Plan (ROP) and other Regional policies. These monitoring activities assist in identifying emerging issues and trends.
- 2.2 Building activity is monitored as an indicator of Regional housing and employment activity, the level of local investment and economic performance. It is also an indicator of the local market for various new building types. This report provides a comprehensive analysis of construction activity from the start of the process (i.e. issuance of building permits), to the construction and occupancy of new residential

units into the market. The report concludes with a comparison of Durham's building activity with the other GTHA municipalities.

- 2.3 The 2022 Annual Building Activity Report (Attachment 1) presents key findings in both the residential and non-residential sectors along with trends, forecasts and housing market information. Attachment 2 to this report provides the background data and analysis used to produce the annual report.

3. Previous Reports and Decisions

- 3.1 The 2021 Annual Building Activity Review can be found within Report [2022-INFO-57](#).

4. Key Highlights

The following summarizes key highlights from the 2022 Annual Building Activity Review:

Durham

- The total value of building permits issued in Durham decreased by 8.7%, from \$2.98 billion in 2021 to \$2.72 billion in 2022.
- Residential building permit value decreased by 6.9%, from \$2.16 billion in 2021 to \$2.01 billion in 2022.
- The total number of permits issued for new residential units in Durham increased 3.8%, from 6,290 units in 2021 to 6,530 units in 2022.
- A total of 76% of new residential units in Durham were in multiple residential forms including row houses and apartments.
- There was an 8.9% increase in the number of housing starts from 5,325 in 2021 to 5,797 in 2022. At the same time, completions increased by 18.1% from 3,241 to 3,828.
- The average cost of a new single-detached dwelling in Durham increased 27.3% from \$891,557 in 2021 to \$1,134,899 in 2022. It should also be noted that the average cost of a new single-detached dwelling in Durham in 2022 was 22.2% below the GTHA average.

- The average price of a resale dwelling (all dwelling types) in Durham increased by 10.7%, from \$925,710 in 2021, to \$1,024,570 in 2022. The average price of a resale single-detached dwelling increased by 5.8% from \$1,042,290 in 2021 to \$1,103,043 in 2022.
- Data comparing the first and second halves of 2022 indicate that the average price of a resale single-detached dwelling decreased by 19%, from \$1,218,845 in the first half, to \$987,240 in the second half of the year. This correlates with a series of increases in the Canadian Mortgage Interest Rate during 2022 impacting both the price and sale volumes of homes. The Planning and Economic Development Department continues to monitor how these impacts on the housing market affect construction activity.
- The value of non-residential building permits decreased by 13.4%, from \$819.6 million in 2021 to \$710 million in 2022.
- Major non-residential construction projects initiated in 2022 included:
 - Three new industrial facilities in Whitby (cumulative value of \$128.3 million);
 - A new water plant on the Ontario Power Generation property in Clarington (\$50 million);
 - A new corporate headquarters for Kubota Canada in Pickering (\$39 million);
 - Upgrades to the General Motors of Canada facility in Oshawa (cumulative \$24.4 million);
 - Two new industrial buildings in Ajax (\$20.8 million and \$20.2 million);
 - A new Grandview Children's Centre facility in Ajax (\$17.6 million);
 - Upgrades to an industrial building in Whitby (\$18.7 million)
 - A new industrial building in Oshawa (\$13.5 million);
 - A new commercial facility in Brock (\$12 million); and
 - An addition to Butternut Manor in Uxbridge (\$12 million).

Greater Toronto and Hamilton Area

- Across the Greater Toronto and Hamilton Area, the total value of building permits issued (both residential and non-residential) increased by 1.8% from \$28.9 billion in 2021, to nearly \$29.5 billion in 2022.
- In 2022, there were 58,316 building permits issued for new residential units in the GTHA, compared to 66,929 units in 2021 (-12.9%). Notably, Durham, Peel, and Halton experienced an increase in the number of permits issued for new residential units, while Toronto, Hamilton, and York experienced decreases.
- The total value of residential building permits in the GTHA decreased by 5.9%, from \$19.8 billion in 2021 to \$18.6 billion in 2022.
- The value of non-residential building permits issued in the GTHA increased by 18.3% from \$9.2 billion in 2021, to \$10.9 billion in 2022.

5. Relationship to Strategic Plan

5.1 This report aligns with/addresses the following strategic goals and priorities in the Durham Region Strategic Plan:

- a. Priority 3.1 (Economic Prosperity) – Position Durham Region as the location of choice for business; and
- b. Priority 5.3 (Service Excellence) – Demonstrate commitment to continuous quality improvement and communicating results.

6. Conclusion

6.1 In 2022, Durham's residential sector experienced a decrease in the overall value of building permits¹ (-6.9%) but an increase in the number of permits for new units (+3.8%). The breakdown of new unit types indicates that the number of permits for apartments nearly doubled since 2021, while permits for single, semi-detached, and townhouse units decreased. The data indicates Durham's continued upward growth trend in units offering a higher degree of diversity and affordability of housing options occurring in both intensification and greenfield areas. The availability of more apartment units coincides with recent challenges in housing affordability, and

¹ The value of residential building permits includes new units, additions, renovations, and miscellaneous alterations.

this trend can be expected to continue to accommodate housing needs in new and existing communities.

- 6.2 Non-residential building permit value decreased (-13.4%) compared to 2021 in all sectors except commercial, which experienced an increase of 10.3%, including all investment such as renovations to existing units, and new, additional, and temporary floorspace.
- 6.3 The Canada Mortgage and Housing Corporation (CMHC), in their Housing Market Outlook for Canada and Metropolitan Areas noted that weaker economic growth and higher mortgage rates continue to slow down the housing market in 2023, with a continued decline in prices and housing starts. Higher mortgage rates and limited housing supply will impact affordability in the near term. Following this decline, home prices are expected to rise again in 2024 and 2025².
- 6.4 A copy of this report will be forwarded to the area municipalities for information.

7. Attachments

Attachment #1: 2022 Annual Building Activity Review

Attachment #2: Background Data and Analysis

Respectfully submitted,

Original signed by

Brian Bridgeman, MCIP, RPP
Commissioner of Planning and
Economic Development

² [Housing Market Outlook](#), Canadian Metropolitan Areas, Spring 2023. Canada Housing and Mortgage Corporation.



Planning &
Economic
Development
Department

A large orange silhouette of a construction crane dominates the left side of the page. Below it, a dark blue silhouette of a city skyline is visible, including several tall buildings, trees, and smaller construction vehicles like a truck with a crane and an excavator. The background is a light orange gradient.

2022 ANNUAL BUILDING ACTIVITY R E V I E W

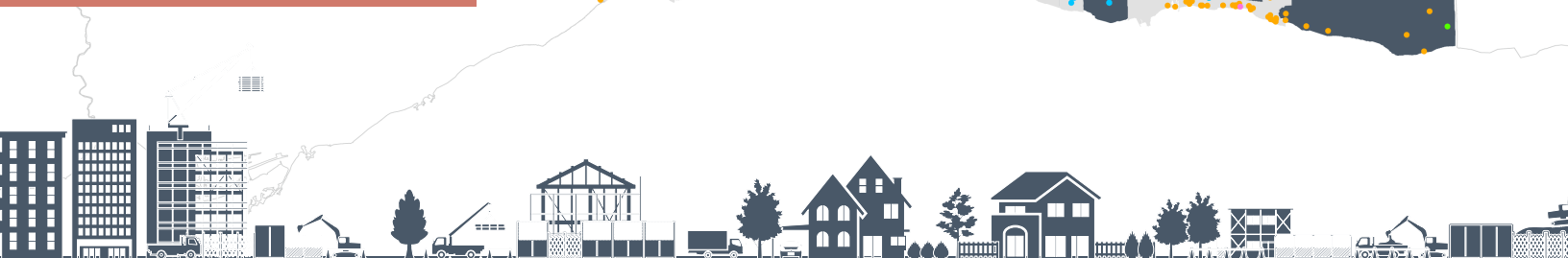
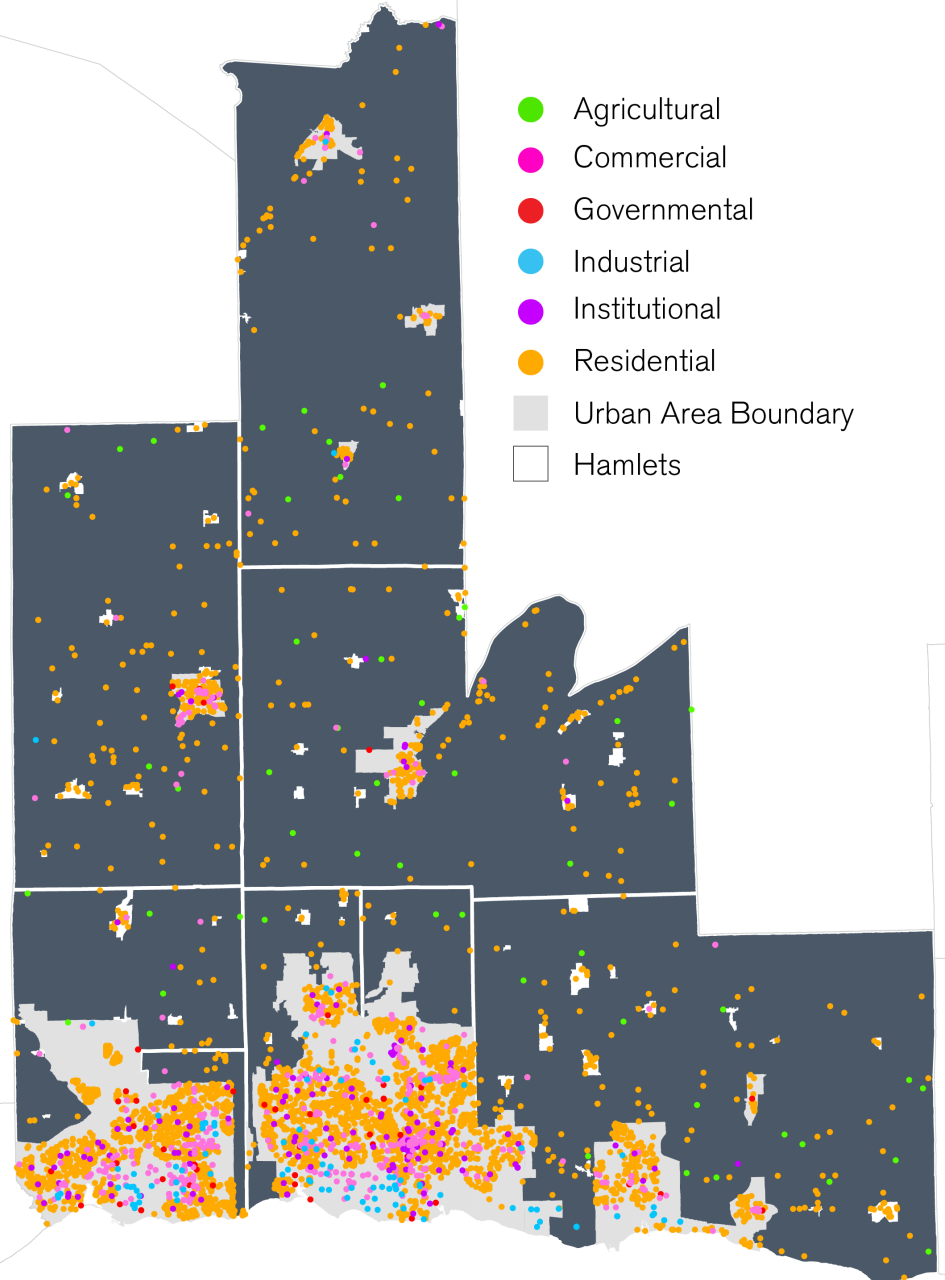
In 2022, Durham's residential sector experienced an increase in the number of permits for new residential units (+3.8%) and a decrease in the value (-6.9%) of permits overall, compared to 2021.

The value of non-residential building permits decreased in Durham (-13.4%) compared to 2021.

Regional staff continue to monitor the impact of market-based shifts and inflationary pressures on building activity over the course of 2023.

The Planning and Economic Development Department conducts ongoing monitoring activities to assess the effectiveness of the Durham Regional Official Plan and other Regional policies.

Building activity is also an indicator of regional housing and employment activity, the level of local investment and economic performance.

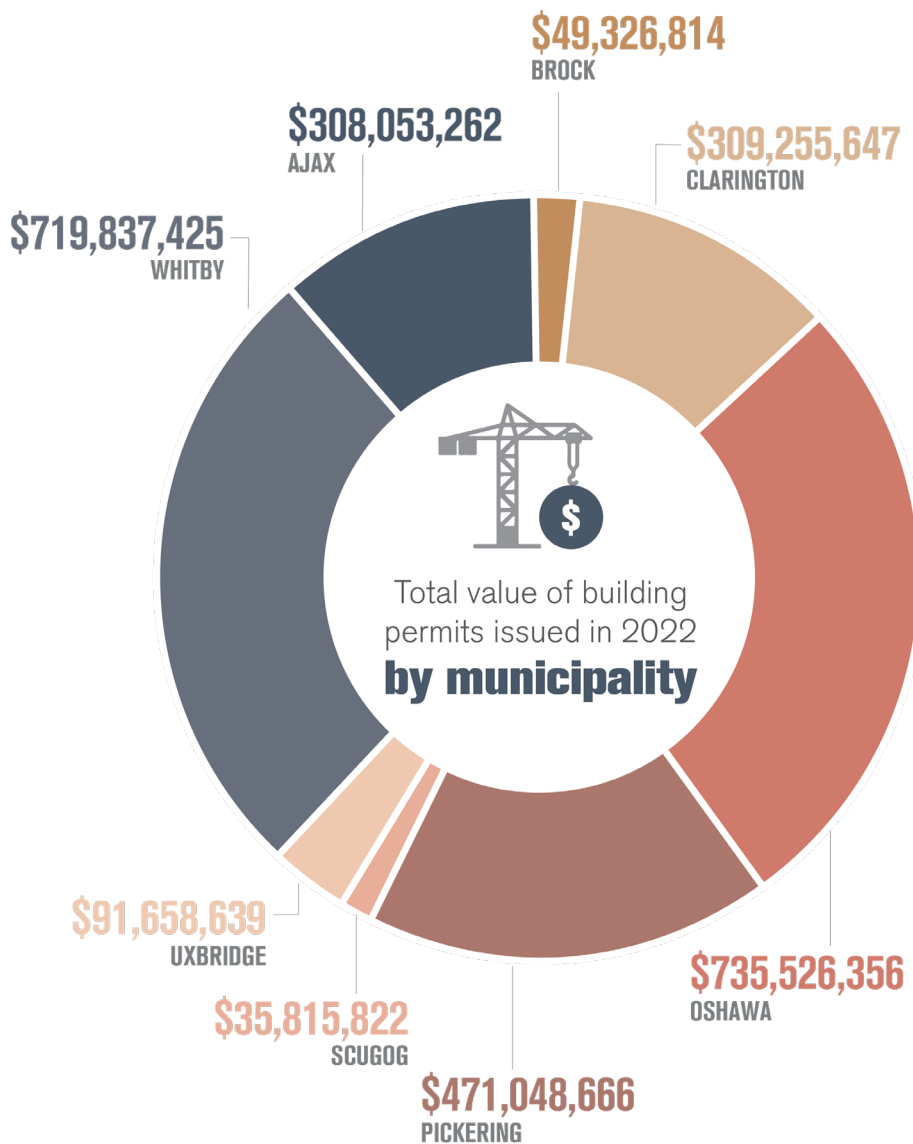


2022 HIGHLIGHTS



\$2,720,522,630 ^{-8.7%}

Total value of building permits issued



\$709,962,886 ^{-13.4%}

Total value of non-residential permits



\$2,010,559,745 ^{-6.9%}

Total value of residential permits issued



Permits issued for **new** **6,530** ^{+3.8%}
residential units

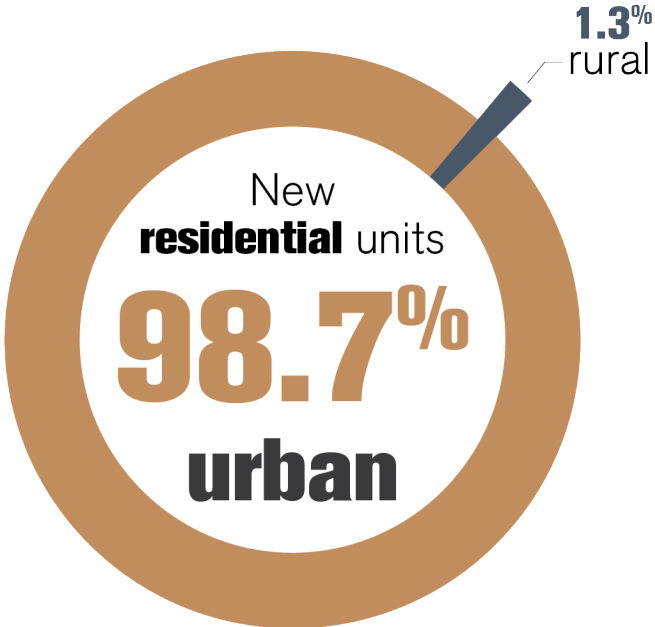
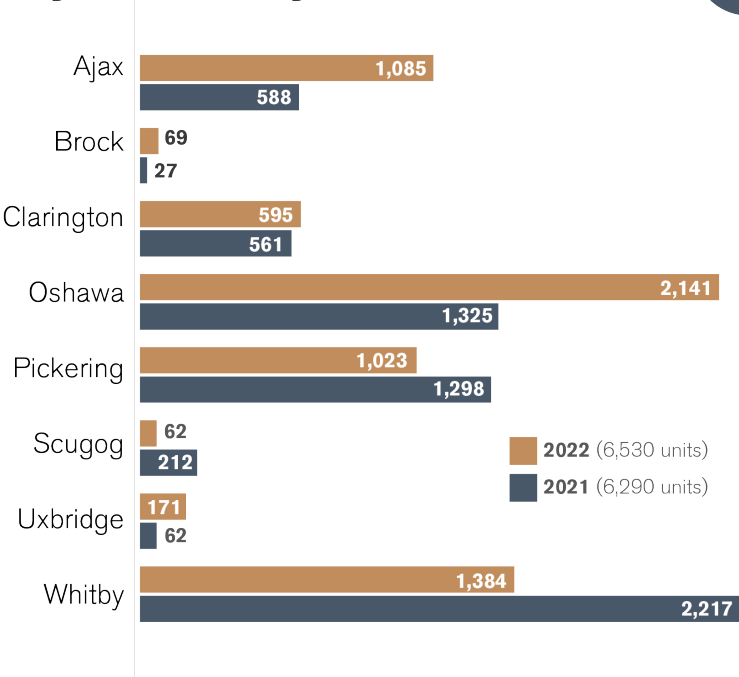


RESIDENTIAL

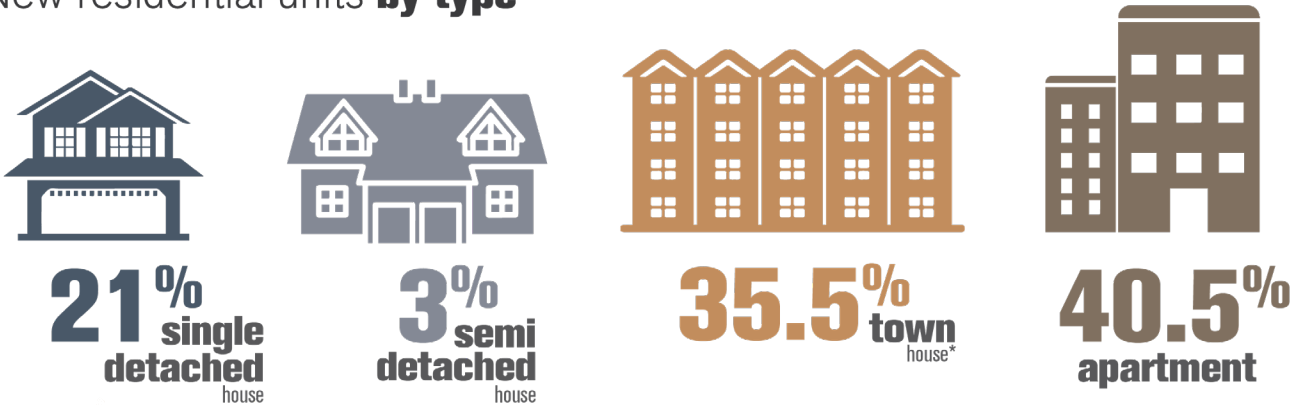


\$2.01 billion
of **residential investment**
in Durham last year

New residential units
by municipality



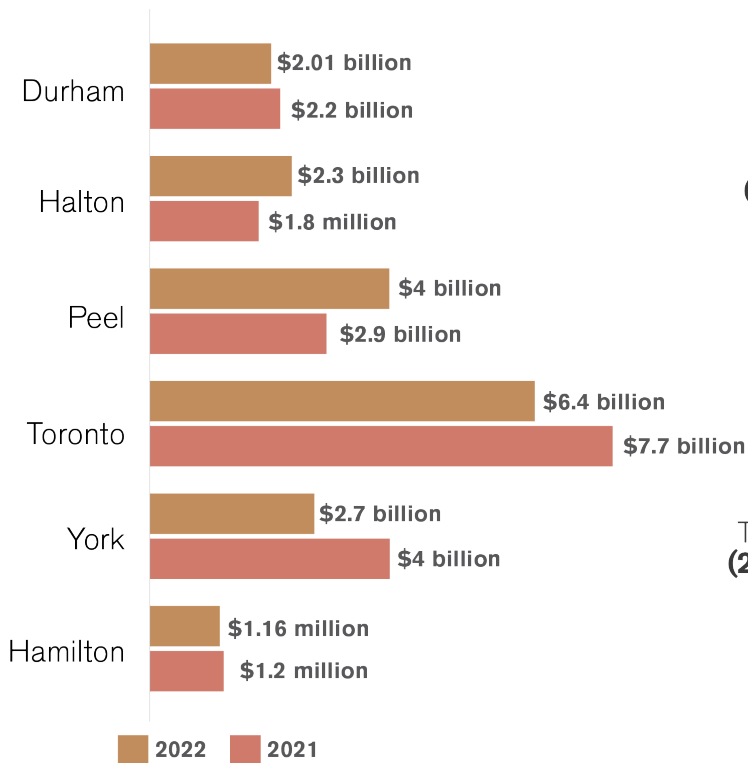
New residential units **by type**



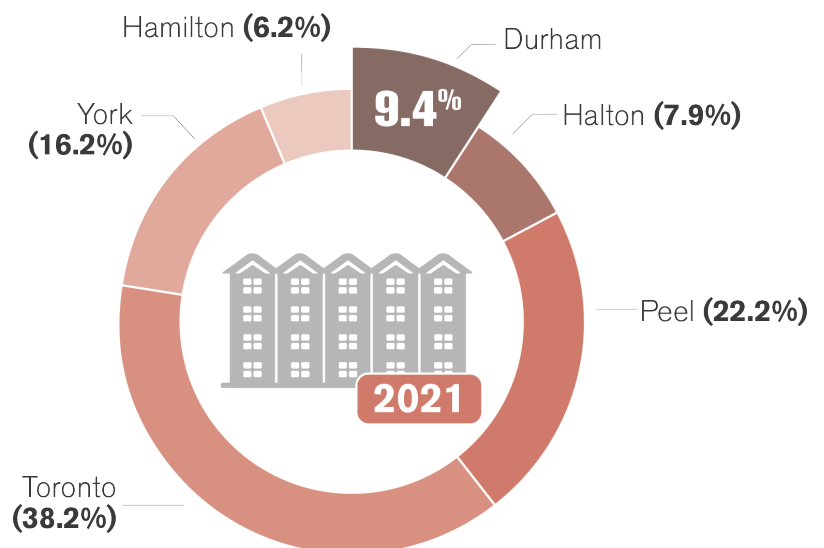
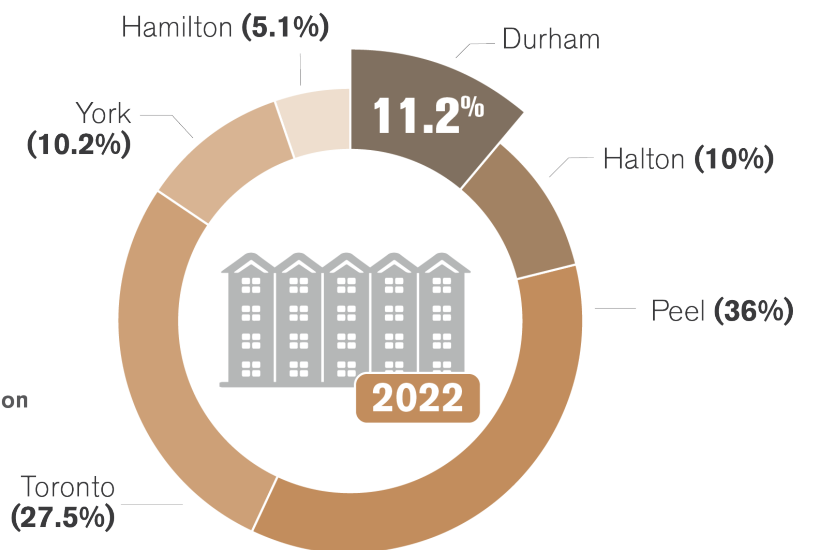
* Includes all forms of town houses, including stacked townhomes and row housing.



Residential permit value by region



New residential units by region



\$18.6 billion
of residential investment
in the GTHA last year



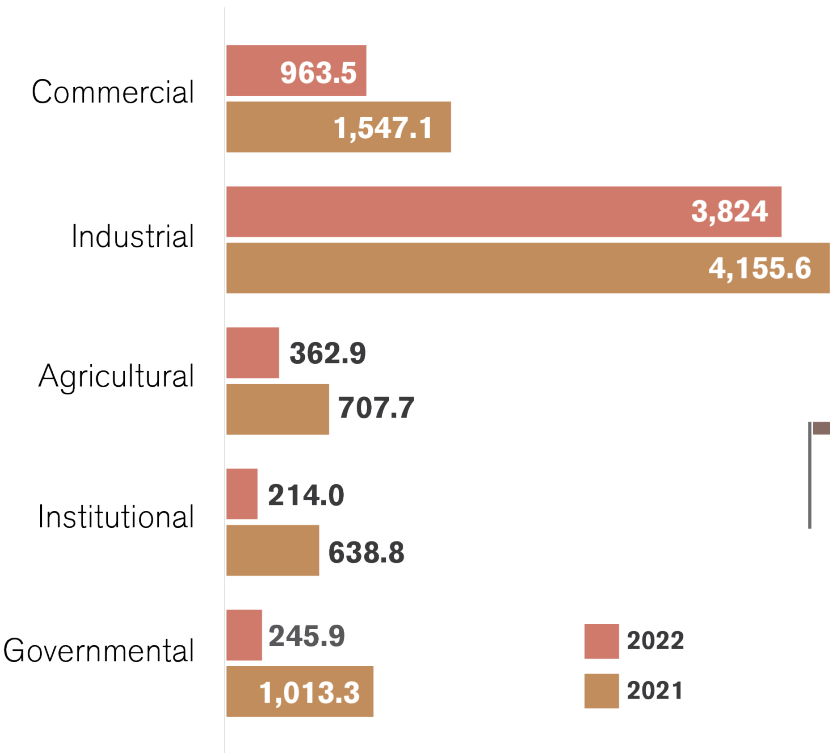
NON-RESIDENTIAL



Non-residential investment **by sector**

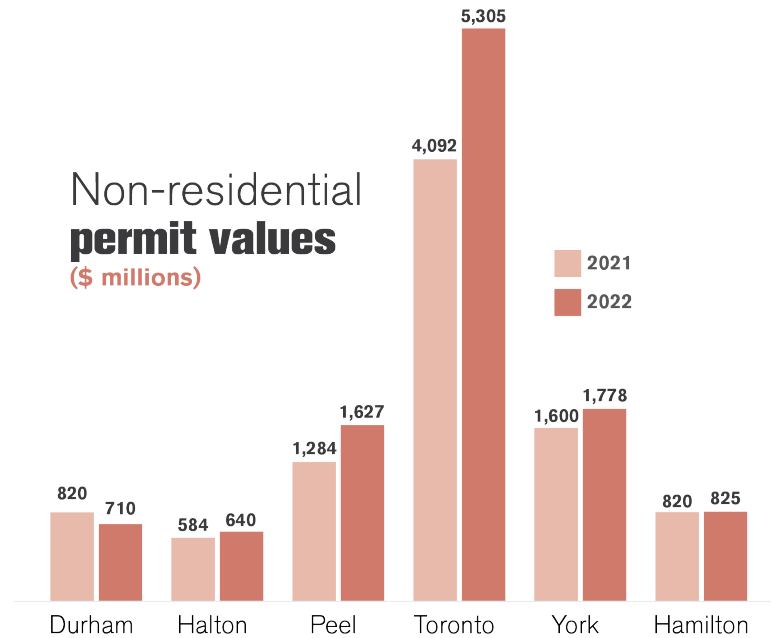


Non-residential **floorspace**
(’000 square feet)

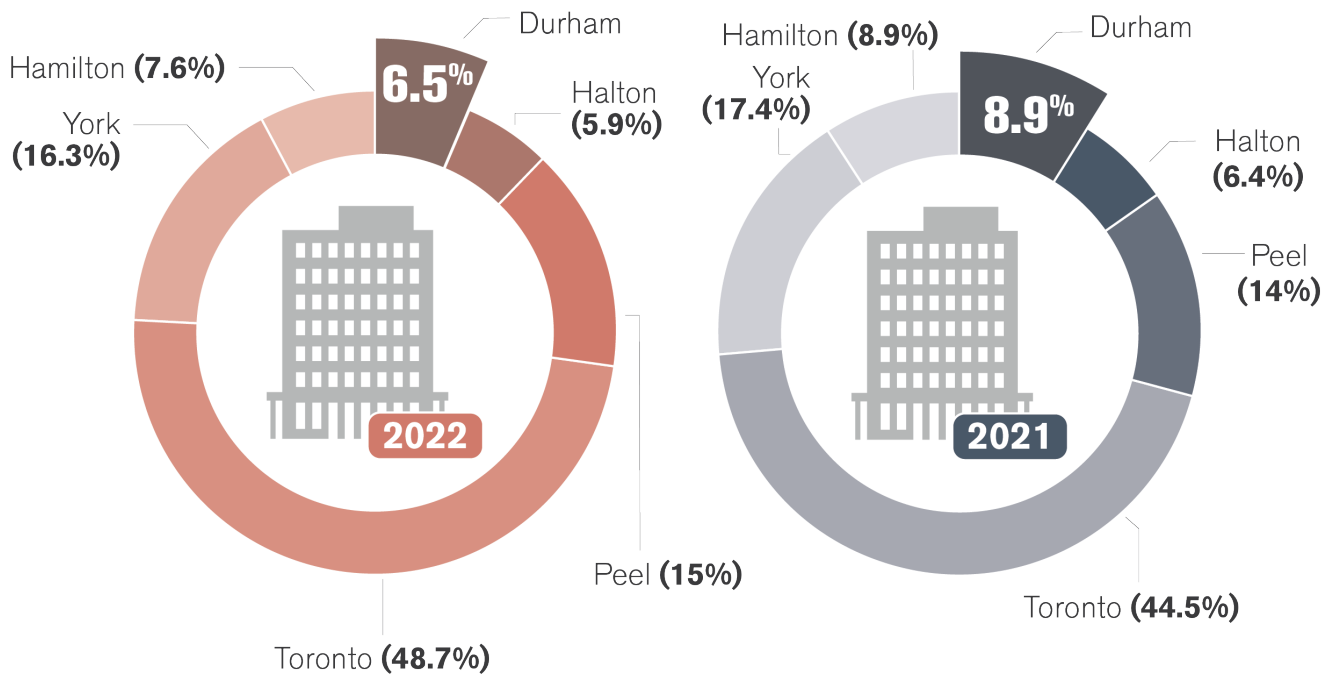


\$10.9 billion of
non-residential investment
in the GTHA last year

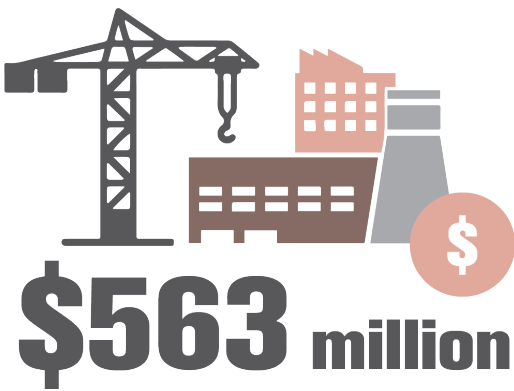
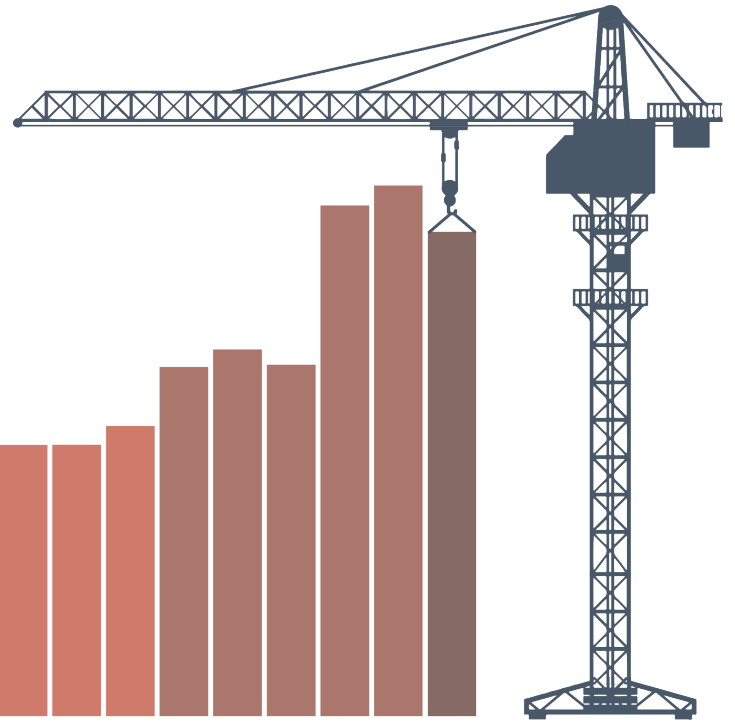
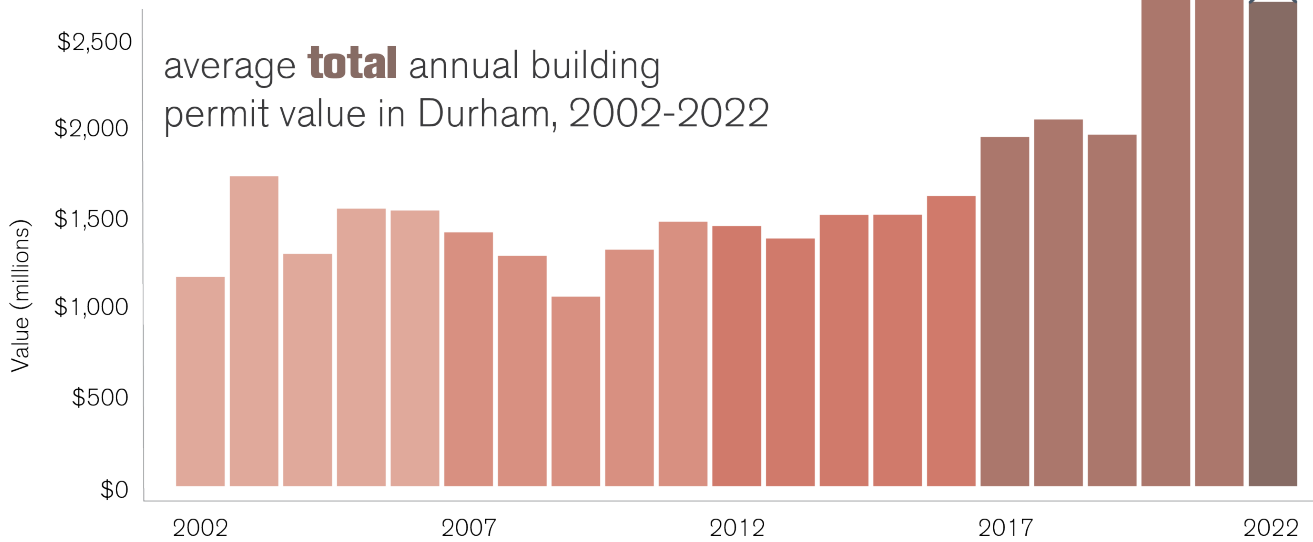
Non-residential permit values (\$ millions)



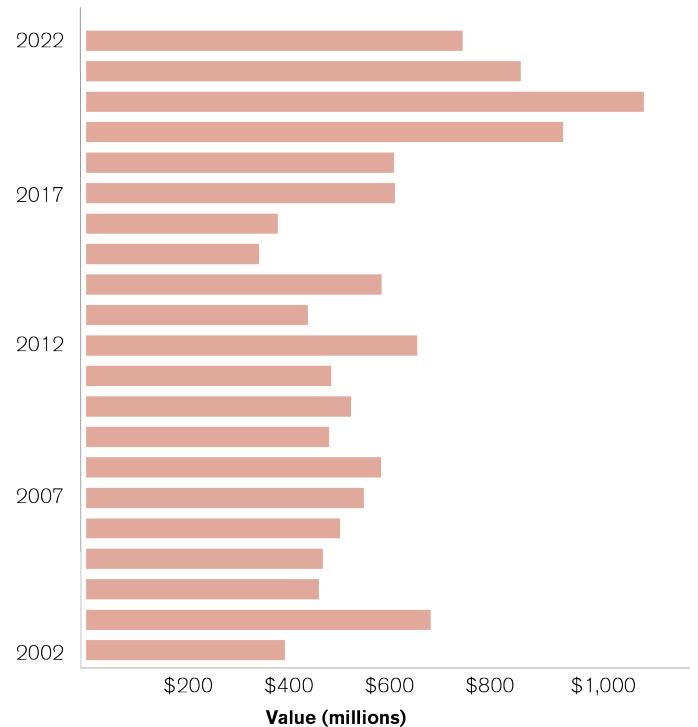
Non-residential investment by region



\$1.72 billion



average **non-residential** investment in Durham
2002-2022

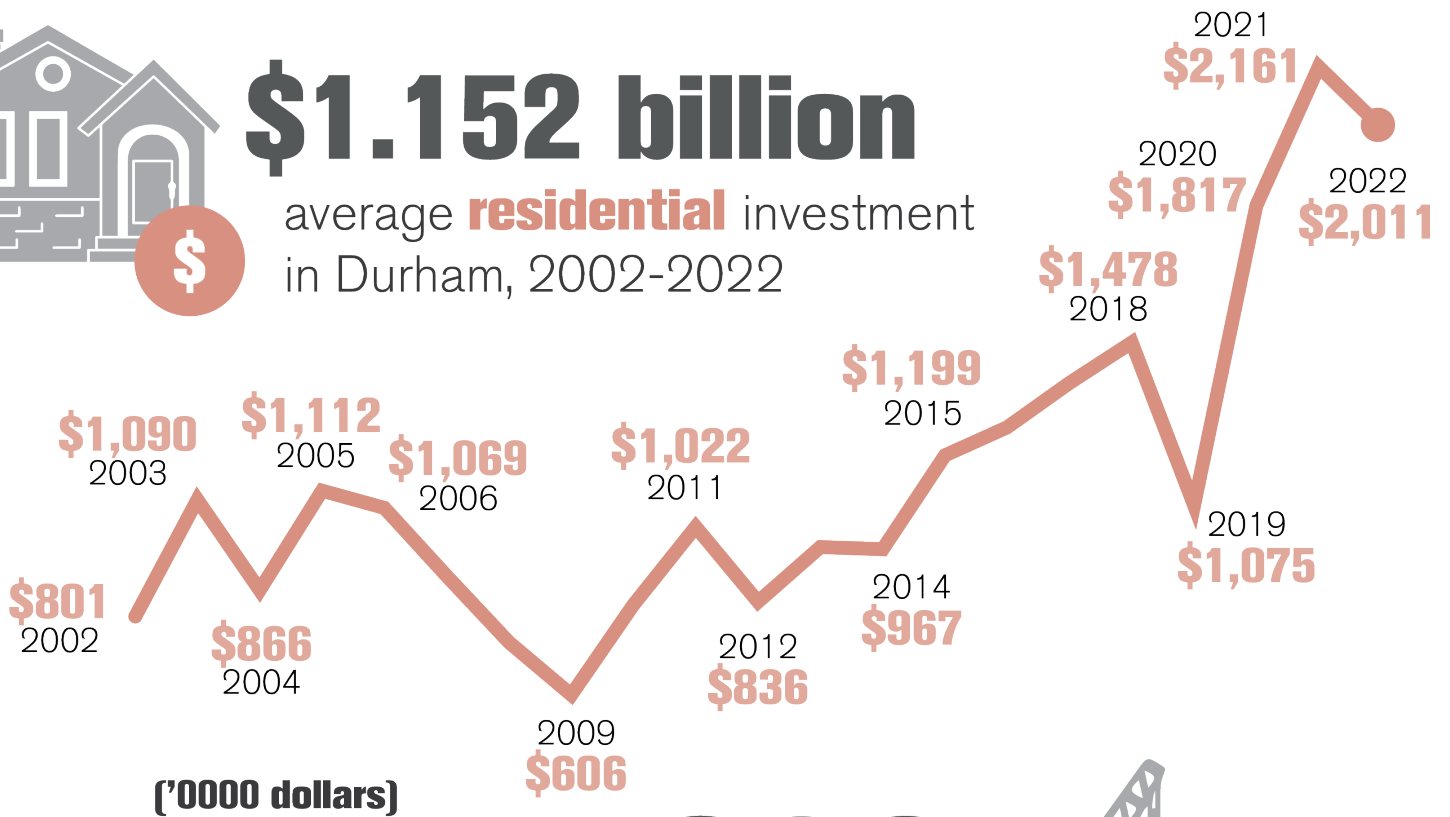


TRENDS



\$1.152 billion

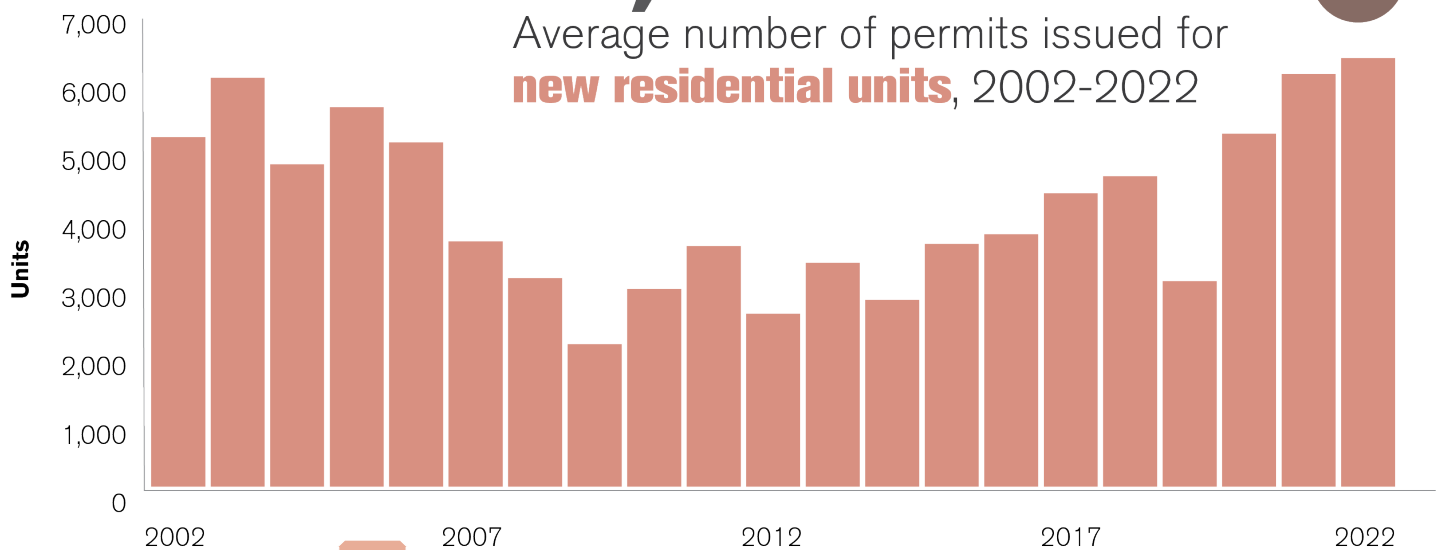
average **residential** investment
in Durham, 2002-2022



4,296

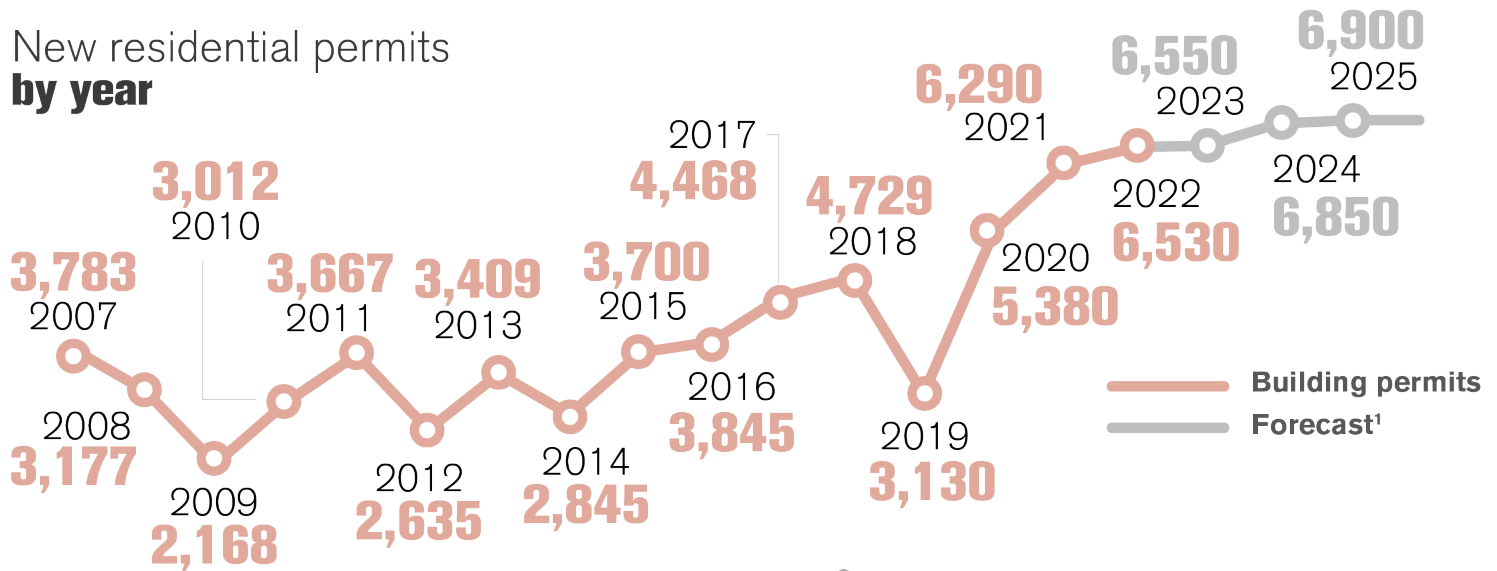


Average number of permits issued for
new residential units, 2002-2022

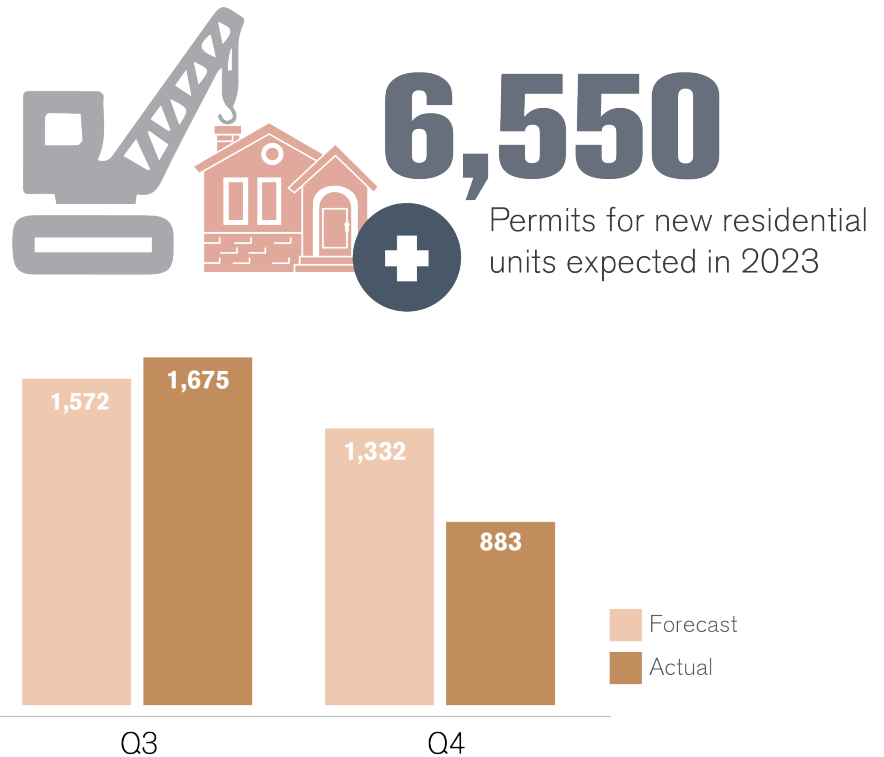


FORECAST

New residential permits by year



2022 building permits forecast vs. actual



¹ Durham Region Planning & Economic Development Department - Residential growth forecasts for infrastructure planning, Summer 2022.

Note: The building permit forecasts are based on achieving Durham's overall population forecast of 960,000 to 2031 as identified in the current Regional Official Plan, which is based on the 2006 Growth Plan. The population forecasts will be updated to 2051 upon the completion of the municipal comprehensive review, which is currently underway.

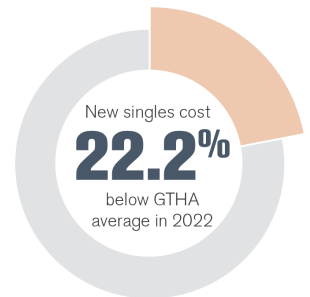
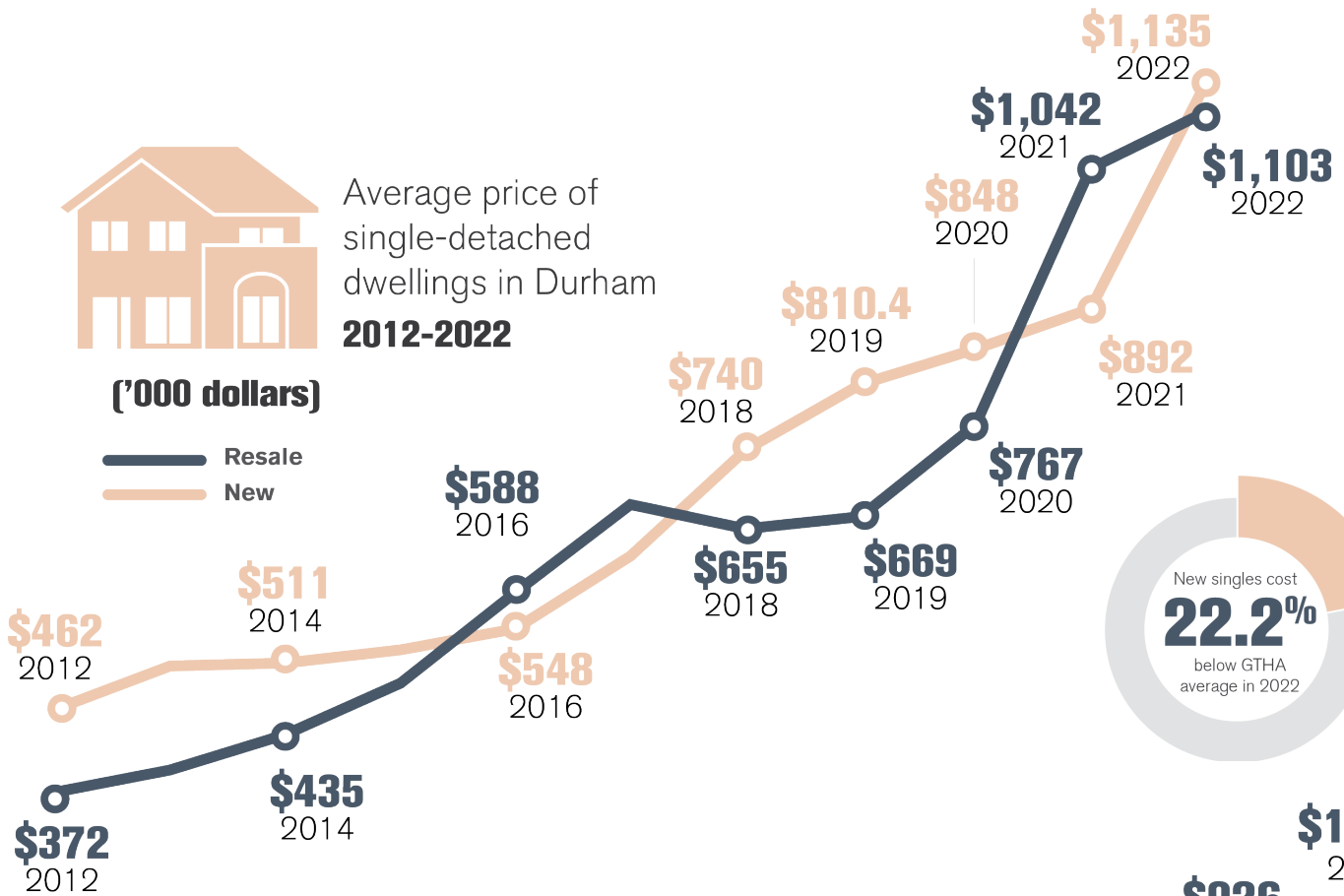
HOUSING MARKET



Average price of
single-detached
dwellings in Durham
2012-2022

(‘000 dollars)

— Resale
— New

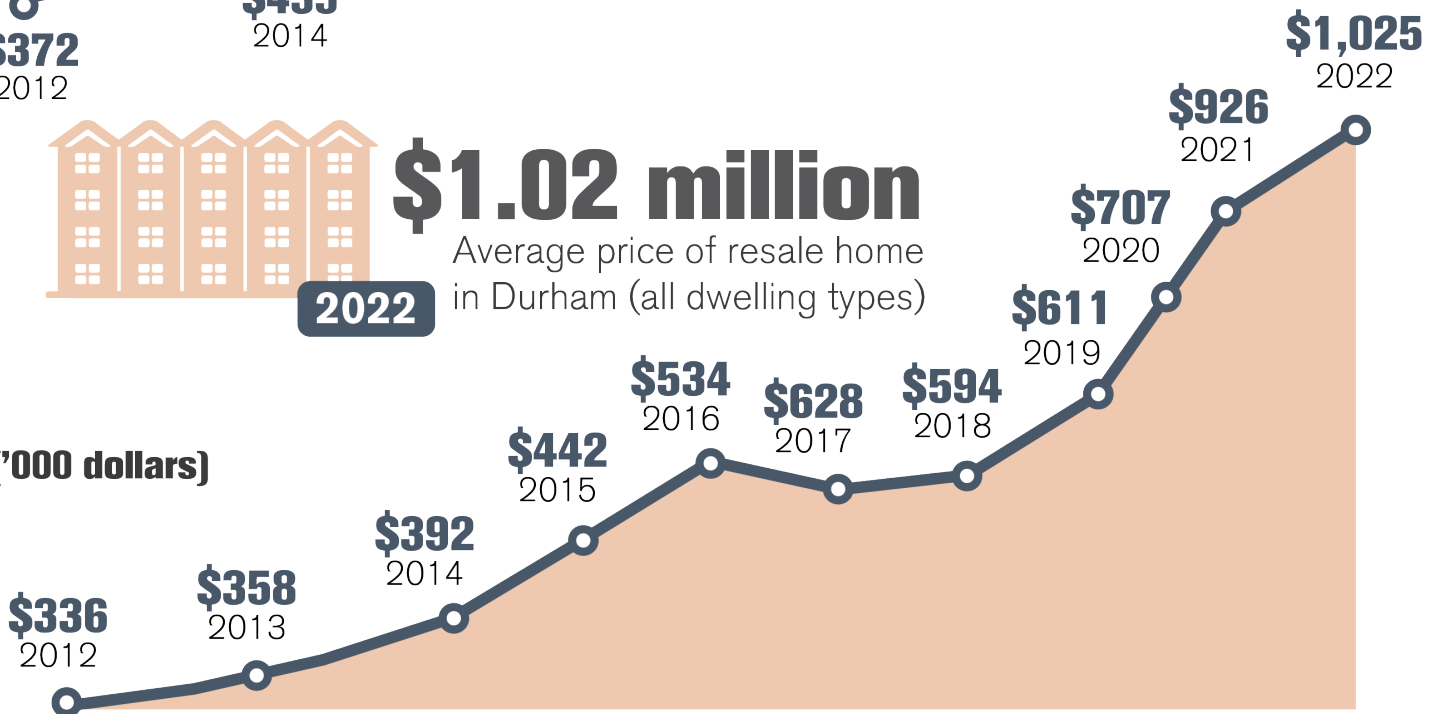


\$1.02 million

Average price of resale home
in Durham (all dwelling types)

2022

(‘000 dollars)





The Regional Municipality of Durham
Planning & Economic Development Department
605 Rossland Road East., Whitby, ON
905-668-7711 or 1-800-372-1102
www.durham.ca

If this information is required in an accessible format,
please contact 1-800-372-1102 ext. 2546.



Attachment 2
Building Permit Activity in Durham - January to December

Table 1
Total value of building permits (\$ million)

Key Indicators	2021		2022		% change
	#	%	#	%	
Total value of building permits (\$ millions)	2,980.1	100%	2,720.5	100%	-8.7
a) By area municipality:					
Ajax	333.5	11.2	308.1	11.3	-7.6
Brock	23.7	0.8	49.3	1.8	108.4
Clarington	301.9	10.1	309.3	11.4	2.4
Oshawa	565.2	19.0	735.5	27.0	30.1
Pickering	530.8	17.8	471.0	17.3	-11.3
Scugog	94.2	3.2	35.8	1.3	-62.0
Uxbridge	56.9	1.9	91.7	3.4	61.0
Whitby	1073.9	36.0	719.8	26.5	-33.0
b) By permit type:					
Residential	2,160.5	72.5	2,010.6	73.9	-6.9
Non-Residential	819.6	27.5	710.0	26.1	-13.4

Table 2
Total value of residential building permits (\$ million)

Key Indicators	2021		2022		% change
	#	%	#	%	
Total value of residential building permits (\$ millions)	2,160.5	100%	2,010.6	100%	-6.9
a) By area municipality:					
Ajax	124.3	5.8	199.4	9.9	60.5
Brock	16.8	0.8	34.9	1.7	108.1
Clarington	201.3	9.3	196.2	9.8	-2.5
Oshawa	468.9	21.7	602.3	30.0	28.5
Pickering	394.2	18.2	374.3	18.6	-5.0
Scugog	77.3	3.6	31.0	1.5	-59.9
Uxbridge	49.0	2.3	75.8	3.8	54.7
Whitby	828.7	38.4	496.5	24.7	-40.1
b) By construction type:					
New residential units	1,996.3	92.4	1,844.5	91.7	-7.6
Renovations, additions and improvements	164.2	7.6	166.1	8.3	1.1

Note: All figures rounded

Source: Durham Region Planning Division building permit summaries.

Table 3
Permits issued for new residential units (# of units)

Key Indicators	2021		2022		%
	#	%	#	%	Change
Permits issued for new residential units	6,290	100%	6,530	100%	3.8
a) By unit type:					
Single	2,120	33.7	1,365	20.9	-35.6
Semi	289	4.6	199	3.0	-31.1
Town	2,557	40.7	2,320	35.5	-9.3
Apartment	1,324	21.0	2,646	40.5	99.8
b) By area municipality:					
Ajax	588	9.3	1,085	16.6	84.5
Brock	27	0.4	69	1.1	155.6
Clarington	561	8.9	595	9.1	6.1
Oshawa	1,325	21.1	2,141	32.8	61.6
Pickering	1,298	20.6	1,023	15.7	-21.2
Scugog	212	3.4	62	0.9	-70.8
Uxbridge	62	1.0	171	2.6	175.8
Whitby	2,217	35.2	1,384	21.2	-37.6
c) By urban/rural area:					
Urban	6,194	98.5	6,446	98.7	4.1
Rural	96	1.5	84	1.3	-12.6
d) By average dwelling size (square feet):					
Single	2,727		2,651		-2.8
Semi	2,039		1,743		-14.5
Town	2,322		1,709		-26.4
Apartment*	1,028		1,019		-0.8

Note: All figures rounded

Source: Durham Region Planning Division building permit summaries.

Table 4
Value of non-residential building permits (\$ millions)

Key Indicators	2021		2022		%
	#	%	#	%	Change
Value of non-residential building permits	819.6	100%	710.0	100%	-13.4
a) By sector:					
Commercial	183.2	22.3	202.1	28.5	10.3
Industrial	417.3	50.9	411.2	57.9	-1.5
Agricultural	19.0	2.3	10.0	1.4	-47.2
Institutional	50.5	6.2	35.3	5.0	-30.1
Governmental	149.7	18.3	51.4	7.2	-65.7
b) By area municipality:					
Ajax	209.2	25.5	108.6	15.3	-48.1
Brock	6.9	0.8	14.4	2.0	109.2
Clarington	100.6	12.3	113.1	15.9	12.3
Oshawa	96.4	11.8	133.2	18.8	38.2
Pickering	136.6	16.7	96.7	13.6	-29.2
Scugog	16.9	2.1	4.8	0.7	-71.7
Uxbridge	7.9	1.0	15.8	2.2	100.0
Whitby	245.1	29.9	223.3	31.5	-8.9
c) Commercial, industrial, and agricultural sectors:	619.4	100.0	623.3	100.0	0.6
Value Associated with New Construction	434.5	70.1	400.0	64.2	-7.9
Value of Renovations, Additions and Improvements	184.9	29.9	223.3	35.8	20.7
d) Institutional and governmental sectors:	200.2	100.0	86.7	100.0	-56.7
Value Associated with New Construction	96.6	48.2	14.7	17.0	-84.7
Value of Renovations, Additions and Improvements	103.6	51.8	71.9	83.0	-30.6

Table 5
Non-residential floor space (thousand sq. ft.)

Key Indicators	2021		2022		%
	#	%	#	%	Change
Non-residential floorspace (thousand sq. ft.)	8,062.6	100%	5,610.3	100%	-30.4
a) By sector:					
Commercial	1,547.1	19.2	963.5	17.2	-37.7
Industrial	4,155.6	51.5	3,824.0	68.2	-8.0
Agricultural	707.7	8.8	362.9	6.5	-48.7
Institutional	638.8	7.9	214.0	3.8	-66.5
Governmental	1,013.3	12.6	245.9	4.4	-75.7
b) By area municipality:					
Ajax	2,489.3	30.9	815.5	14.5	-67.2
Brock	911.8	11.3	118.8	2.1	-87.0
Clarington	1,439.0	17.8	1,226.9	21.9	-14.7
Oshawa	632.5	7.8	320.6	5.7	-49.3
Pickering	249.9	3.1	657.3	11.7	163.0
Scugog	307.1	3.8	130.1	2.3	-57.7
Uxbridge	192.9	2.4	173.5	3.1	-10.1
Whitby	1,840.1	22.8	2,167.7	38.6	17.8

Note: All figures rounded

Source: Durham Region Planning Division building permit summaries.

Table 6
Building permit activity in the Greater Toronto and Hamilton Area (GTHA)

Key indicators		2021	2022	% Change	
1. Durham's share of GTHA building permit activity (%)					
Total Value		10.3	9.2	-1.1	
Residential Value		10.9	10.8	-0.1	
Residential Units		9.4	11.2	1.8	
Non-Residential Value		8.9	6.5	-2.4	
		2021	2021	2022	2022
		#	%	#	%
% Change					
2. Total value of building permits issued (\$ millions)					
GTHA		28,951.9	100.0%	29,473.3	100.0%
Durham		2,980.1	10.3%	2,720.5	9.2%
Halton		2,386.7	8.2%	2,989.4	10.1%
Peel		4,210.6	14.5%	5,598.0	19.0%
Toronto		11,757.6	40.6%	11,681.2	39.6%
York		5,574.0	19.3%	4,501.2	15.3%
Hamilton		2,042.8	7.1%	1,983.0	6.7%
3. Value of residential building permits issued (\$ millions)					
GTHA		19,751.4	100.0%	18,589.2	100.0%
Durham		2,160.5	10.9%	2,010.6	10.8%
Halton		1,802.3	9.1%	2,349.9	12.6%
Peel		2,926.3	14.8%	3,970.6	21.4%
Toronto		7,665.9	38.8%	6,375.9	34.3%
York		3,973.9	20.1%	2,723.8	14.7%
Hamilton		1,222.6	6.2%	1,158.5	6.2%

Note: This data may contain estimated values by Statistics Canada. As such, this data is subject to change

Sources: Statistics Canada (Halton, Peel, Toronto, York), City of Hamilton, and Durham Region Planning / Area municipal building permit records

Table 7
Permits issued for new residential unit types in the GTHA

Key indicators	2021 #	2021 %	2022 #	2022 %	% Change
GTHA	66,929	100.0%	58,316	100.0%	-12.9%
Single	10,240	15.3%	7,307	12.5%	-28.6%
Semi	1,097	1.6%	667	1.1%	-39.2%
Town	8,015	12.0%	6,472	11.1%	-19.3%
Apartment	47,577	71.1%	43,870	75.2%	-7.8%
Durham	6,290	9.4%	6,530	11.2%	3.8%
Single	2,120	20.7%	1,365	18.7%	-35.6%
Semi	289	26.3%	199	29.8%	-31.1%
Town	2,557	31.9%	2,320	35.8%	-9.3%
Apartment	1,324	2.8%	2,646	6.0%	99.8%
Halton	5,297	7.9%	5,831	10.0%	10.1%
Single	1,410	13.8%	1,075	14.7%	-23.8%
Semi	82	7.5%	32	4.8%	-61.0%
Town	444	5.5%	753	11.6%	69.6%
Apartment	3,361	7.1%	3,971	9.1%	18.1%
Peel	14,841	22.2%	21,019	36.0%	41.6%
Single	1,685	16.5%	1,606	22.0%	-4.7%
Semi	140	12.8%	169	25.3%	20.7%
Town	1,379	17.2%	1,031	15.9%	-25.2%
Apartment	11,637	24.5%	18,213	41.5%	56.5%
Toronto	25,540	38.2%	16,035	27.5%	-37.2%
Single	979	9.6%	879	12.0%	-10.2%
Semi	53	4.8%	46	6.9%	-13.2%
Town	326	4.1%	1,080	16.7%	231.3%
Apartment	24,182	50.8%	14,030	32.0%	-42.0%
York	10,817	16.2%	5,943	10.2%	-45.1%
Single	3,306	32.3%	1,834	25.1%	-44.5%
Semi	351	32.0%	137	20.5%	-61.0%
Town	2,641	33.0%	539	8.3%	-79.6%
Apartment	4,519	9.5%	3,433	7.8%	-24.0%
Hamilton	4,144	6.2%	2,958	5.1%	-28.6%
Single	740	7.2%	548	7.5%	-25.9%
Semi	182	1.8%	84	12.6%	-53.8%
Town	668	6.5%	749	11.6%	12.1%
Apartment	2,554	24.9%	1,577	3.6%	-38.3%

Table 8
Value of non-residential building permits issued in the GTHA (\$ millions)

Key indicators	2021 #	2021 %	2022 #	2022 %	% Change
GTHA	9,200.4	100.0%	10,884.1	100.0%	18.3%
Durham	819.6	8.9%	710.0	6.5%	-13.4%
Halton	584.4	6.4%	639.5	5.9%	9.4%
Peel	1,284.4	14.0%	1,627.4	15.0%	26.7%
Toronto	4,091.7	44.5%	5,305.2	48.7%	29.7%
York	1,600.1	17.4%	1,777.5	16.3%	11.1%
Hamilton	820.2	8.9%	824.5	7.6%	0.5%

Note: This data may contain estimated values by Statistics Canada. As such, this data is subject to change

Sources: Statistics Canada (Halton, Peel, Toronto, York), City of Hamilton, and Durham Region Planning / Area municipal building permit records

Table 10
Housing Market Indicators - January to December

	Key Indicators	2021	2022	% Change
1.	Average Interest Rates¹			
	Conventional Mortgage Rates (%):			
	1 Year Term	2.80	4.46	59.4
	3 Year Term	4.79	4.90	2.3
	5 Year Term	3.49	5.65	61.9
	Bank Rate (%):	0.50	2.42	384.0
2.	Average Cost of a New Single Detached Dwelling²			
	Durham Region:	\$891,557	\$1,134,899	27.3
	Ajax	\$905,611	\$1,658,181	83.1
	Brock	--	--	--
	Clarington	\$829,369	\$924,469	11.5
	Oshawa	\$821,885	\$895,504	9.0
	Pickering	\$1,146,884	\$1,236,773	7.8
	Scugog	--	--	--
	Uxbridge	--	--	--
	Whitby	\$880,474	\$959,566	9.0
	City of Toronto	\$2,035,975	\$2,075,673	1.9
	York Region	\$1,498,036	\$1,486,985	-0.7
	Peel Region	\$1,720,519	\$1,934,311	12.4
	Halton Region	\$1,713,445	\$1,500,592	-12.4
	Hamilton	\$609,069	\$622,445	2.2
3.	Resale Housing Market in Durham³			
	Number of Sales	14,717	9,875	-32.9
	Number of New Listings	18,309	18,164	-0.8
	Average Price (all dwelling types)	\$925,710	\$1,024,570	10.7
	Average Price (single-detached dwelling)	\$1,042,290	\$1,103,043	5.8

Sources: 1. Bank of Canada Website: <http://www.bankofcanada.ca/rates/interest-rates/canadian-interest-rates/>
2. CMHC, Housing Now - Greater Toronto Area, December 2021/2022 and Housing Market Information Portal. Prices rounded.
3. Toronto Regional Real Estate Board - Market Watch, December 2021/2022. Prices rounded.

Table 9
Housing Market Supply of New Units in Durham - January to December

Key Indicators	2021		2022		%
	#	%	#	%	Change
1. Housing Supply					
a) Total Supply	8,822	100%	11,432	100%	29.6
Pending Starts	1,818	20.6	2,514	22.0	38.3
Under Construction	6,942	78.7	8,891	77.8	28.1
Completed & Not Absorbed	62	0.7	27	0.2	-56.5
b) Starts	5,325		5,797		8.9
c) Completions	3,241		3,828		18.1
2. Total Supply	8,822	100%	11,432	100%	29.6
a) By unit type:					
Single	2,435	27.6	2,629	23.0	8.0
Semi	344	3.9	279	2.4	-18.9
Town	2,950	33.4	3,613	31.6	22.5
Apartment	3,093	35.1	4,911	43.0	58.8
3. Absorptions	3,024	100%	3,769	100%	24.6
a) By unit type:					
Single	1,544	292.4	1,276	306.0	-17.4
Semi	226	42.8	266	63.8	17.7
Town	1,193	225.9	1,443	346.0	21.0
Apartment	61	11.6	784	188.0	1,185.2
b) By area municipality:					
Ajax	159	30.1	292	70.0	83.6
Brock	0	0.0	0	0.0	0.0
Clarington	718	136.0	629	150.8	-12.4
Oshawa	403	76.3	1,104	264.7	173.9
Pickering	528	100.0	417	100.0	-21.0
Scugog	0	0.0	0	0.0	0.0
Uxbridge	41	7.8	71	17.0	73.2
Whitby	1175	222.5	1,256	301.2	6.9

Source: Canada Mortgage & Housing Corporation (CMHC) - Local Housing Market Tables, 2021/22 and Housing Market Information Portal

Petitioner information on behalf of all other petitioners who are resident of Irvine Scott Street close to Harmony Creek.

Name: Rashid Akhtar

Contact Number and Email: M.F.I.P.A. Sec.14(1)

Mayor, Staff and Councillors

City of Oshawa

May 15, 2023

To Whom It May Concern:

With reference to the Pedestrian Bridge on Harmony Creek at Irvine Scott Street, please find below the petition on behalf of all residents of Irvine Scott Street.

1. Did City of Oshawa get written consent from all residents of Irvine Scott Street to make this bridge which is causing many problems to the residents including privacy breaches?
2. If there were some notices circulated for any public meeting during the peak of COVID then how we could attend any of those meetings when we were in lock-down and at the peak of COVID wave in 2020 and 2021.
3. When we bought these houses, there was a possibility to make only a pathway trail behind our houses and these lots should be considered only ravine lots. Now by making this bridge behind our backyards these lots have been turned into public lots and now our backyards are visible to everyone who is using this bridge.
4. There will be youth misusing the bridge as a place for using drugs and smokes and making noises or fighting. This will be an unsafe situation for us, and we cannot tell them to leave.
5. Strangers will be sitting on the bridge for chit chat or making picnic spot and spending hours and hours for no reason, our privacy will be compromised. We reserve our rights to secure our privacy and peace in the neighbourhood.
6. We prefer to have a nice neighbor in our backyard but not having all of public who has access 24 hours around our backyards.
7. If people are walking, running, making noises, and staying there for late night, how can we sleep and go to work in the morning?
8. We are very afraid of criminal activities happening day and night at or under the bridge, how can we spend time with our families in peace.

Petitioner information on behalf of all other petitioners who are resident of Irvine Scott Street close to Harmony Creek.

Name: Rashid Akhtar

Contact Number and Email: M.F.I.P.P.A. Sec.14(1)

9. People will say it is not your property and this is none of your business if we speak to them.

We do not want to end up having fights with them.

10. We paid extra premium up to \$100, 000 to Tribute at the time of our purchase for these so-called ravine lots and now we all have been paying extra property taxes each year.

11. By having this bridge at our backyards, our house value has been already depreciated \$300,000 to \$400,000 as we have been told by an appraiser due to loss of our privacy.

12. This bridge needs to be removed from its current place as soon as possible and we expect you to seriously investigate the problems you created for community.

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

18				
20				

The original petition consisting of 18 signatures contained in this correspondence is available for viewing in the office of the City Clerk, Monday to Friday from 8:30 a.m. to 4:30 p.m.

The City of Oshawa is not accountable for the accuracy or reliability of petitions submitted.

To: Mayor Carter and the City of Oshawa Council

This letter is submitted **“WITHOUT PREJUDICE”** and serves as the basis for requesting that Oshawa City Council DISMISS the previous CO-23-12 Report, wherein it recommends the “Denial” of the requested PXO in front of the BLOOM Retirement facility, and further Deny, any and all future Reports recommending the same “Denial” for the following reasons.

Referencing the April 3rd presentation by the Delegation, the following Rebuttals are again mentioned, but first, the following comments must be presented.

Background

This retirement home was constructed on land that offered no practical purpose due to the existing sloping terrain, until the concept of using excavated material, from below grade to expand the Northeast quadrant, thus enticing the eventual owners.

This retirement complex was mentioned in several documents including the strategic, and 5 and 10 year plans as future visions for the expansion of Coldstream East to the Townline and the subsequent sub-divisions which have followed.

Why was there no input from the City's Planning, Development or Operations Services Departments, prior to the issuance of a building permit regarding the necessary PXO subsequently requested? Were the incoming residents' future situation of no importance?

Sometime between December and early in 2022, we received a telephone call from an individual identifying himself as the Facilities Director or Manager advising that **NO PXO** will be installed in front of the Bloom Residence, due to Safety and Security concerns. **THAT IS EXACTLY WHY A PXO IS NEEDED!** Furthermore, and in light of this conversation, why did it **take 5 months** to challenge the Petition in Report CO-23-12? Also, the recently installed Harmony Trail **PXO is installed at the wrong location!**

Some concern has been expressed to wit: If this Petition is approved, a precedent will be set whereby we would be flooded with similar requests throughout the city? Well, is that a bad thing? Then be pro-active and get ahead of the curve. Review potential areas.

Costs to install a lighted, interactive PXO is between \$15,000 to \$20,000.00, and would be more feasible than the liability costs, if accidents do occur. Forewarning is on the public record.

Reference the rebuttals:

~~1. The request to ask for DRPS input as to their safety concerns was not undertaken.~~

2. No consideration for the alternate “Bus Stop” location was considered. Furthermore, no effort was made to reach out to the DRT, who are open to collaborating with City on

assisting with the lowering of the curbs and paving the medians at the Stops. Refer to Christopher NORRIS.

3. **Common sense** dictates that **No Bloom resident** will walk, or ride East, crossover and return West, Just to access the southern side Bus Stop or gain access to the Shopping Plaza.

4. The re-positioning of the Bus Stop further West refutes the argument that the OTM's guidelines on Crosswalks would place the City at risk.

The **City of Oshawa has a "Duty of Care"** for all citizens, including the 167 residents in this facility.

Smart Centres Walkway Request

The following comments address the need for a safe, secure pedestrian walkway to gain access to the Smart Centres Shopping Plaza.

The previous submission reflected in depth as to the existing restrictions.

To date, all efforts to convince Smart Centres to cooperate with a view to the addition of a walkway, paralleling the truck entrance from Coldstream or redesigning the total entrance area, were to no avail. (Not a big enough hammer!)

We suggest the City of Oshawa has the resources, legal or other, as to the benefits for the Smart Centres Corporation to comply with this request.

Lot Maintenance By-law 27-2007 is not being enforced on Smart Centres.

Boulevard By-law 136-2006 is not being enforced on Smart Centres.

Why is the **City of Oshawa taxpayers covering the costs** for clean-up around this Smart Centres Plaza?

If curb, sidewalk or road reconstruction was necessary, which entranceways would the Delivery vehicles use?

Have the City of Oshawa Solicitors formally request a meeting with the Smart Centres CEO and Directors to discuss these matters.

Smart Centres agreed to be a good corporate citizen, (refer to the historical Zoning By-law 60-94 amendment request.

If the foregoing situation was in your Ward, what would your position be?

In closing, we request that Oshawa City Council undertake to:

1. Make a motion and pass a resolution to install the requested PXO in front of the BLOOM Residence with no further delay, and

2. Make a Motion and pass a resolution to Dismiss any and all future PXO Denials by the Operations and Services committee ,and further,
3. Make a motion and pass a resolution for the proper City Representatives to approach the Smart Centres CEO, Directors and Trustees to resolve this issue.

Respectfully and sincerely,

Robert Wayne Small Citizen and Bloom resident **(M.F.I.P.P.A. Sec. 14(1))**

cc. tkelly@ durhamregion.com

Todd McCarthy, MPP Durham,c/o

douglas.ellis@pc.ola.org

April 23,2023

From: Sarah Moir <M.F.I.P.P.A. Sec. 14(1)>
Sent: Tuesday, April 11, 2023 11:03 PM
To: Bradley Marks <BMarks@oshawa.ca>; Brian Nicholson <BNicholson@oshawa.ca>;
Jim Lee (Councillor) <JALee@oshawa.ca>; Bob Chapman <BChapman@oshawa.ca>
Cc: clerks <clerks@oshawa.ca>
Subject: Crosswalk needed 1224 Coldstream area

Hello,

I am writing with concern that you have voted against having a crosswalk near 1224 Coldstream. This is a very busy area, not only with children crossing to get to the mall ,but also seniors and area residents. I feel that you really need to consider the safety of our children and their tax paying parents and grandparents and put one in..

Sarah Moir

From: Robert Small <**M.F.I.P.P.A. Sec. 14(1)**>
Sent: Monday, April 10, 2023 2:24 PM
To: clerks <clerks@oshawa.ca>
Subject: Request

That a Delegation be included at the April 24,2023 meeting of the COSC regarding the original petition for a PXO to be installed at 1224 Coldstream Drive, Thank you, R.W. Small <**M.F.I.P.P.A. Sec. 14(1)**>.

Sent from [Mail](#) for Windows

-----Original Message-----

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

Sent: Tuesday, April 11, 2023 12:17 PM

To: John Gray <JGray@oshawa.ca>; Mayor@Oshawa.ca; Derek Giberson <DGiberson@oshawa.ca>; Rick Kerr <RKerr@oshawa.ca>; Tito-Dante Marimpietri <TDMarimpietri@Oshawa.ca>; Bob Chapman <BChapman@oshawa.ca>; Brian Nicholson <BNicholson@oshawa.ca>; Bradley Marks <BMarks@oshawa.ca>; Jim Lee (Councillor) <JALee@oshawa.ca>; clerks <clerks@oshawa.ca>

Subject: Coldstream crosswalk

Good afternoon

It is been brought to my attention, that a crosswalk on Coldstream drive has been denied by Oshawa city Council. This seems absolutely absurd to me!

The area between Grandview and Harmony roads at the rear entrance to Walmart is an danger to not only the seniors at the Bloom residence, but the teens crossing every day at lunch and dismissal from Maxwell Heights secondary school.

The seniors at Bloom residence and the Maxwell Heights students need to have a safe crossing. Currently, this is an accident waiting to happen. The students will not walk down to the path area to cross, they will take the quickest easiest route. Which is the rear entry of Walmart.

I encourage the counselors who voted against this crosswalk to make their way up to that area at 11:30 AM each day to see for themselves the amount of students crossing at that time. As a motorist, I myself try to avoid that area because it is so dangerous. A crosswalk in this area seems like a no-brainer.

Public safety should be Oshawa city councils number one priority. This area will only be getting busier as another high school, Paul Dwyer is to be built.

Think ahead Oshawa city counselors, to avoid a tragedy.

It is my hope that you reconsider your decision.

Concerned citizen

Kassendra Halabiski

From: darlin bonchek (M.F.I.P.P.A. Sec. 14(1))

Sent: Thursday, April 13, 2023 4:08 PM

To: clerks <clerks@oshawa.ca>

Subject: Concerned Statements at Oshawa city council meeting being ignored.

Hello

We feel the approval for the fast response truck was presented to Oshawa city council with false information. We spoke to the Oshawa Fire Chief and he stated over a phone conversation that there would be no new hires to operate the fast response truck. Then the council was told it would require two fire fighters per shift.

Forward to a city council meeting in January 2023 in which Peter Dyson spoke to council and then city council approved the hiring of four fire fighters per shift for this fast response truck. Councilor's Gray and Tito-Dante Marimpietri spoke up on the information given to council to get this truck approved.

Oshawa city council could have approved a full size suppression vehicle with the same fire fighters needed to operate the smaller vehicle. This is an issue that has been ignored while these councilors spoke out in council and it has been ignored since.

The residents of Oshawa have a right to know about this if everyone had been honest from the start and stated they would need four fire fighters per shift, would the truck that got approval been different. We will never know.

What was stated at city council meeting. January 2023.

During the meeting Councillor Tito-Dante Marimpietri stated " What is the number that we need, it keeps changing. So we are in the situation we are in today. This is a result of us not being honest with each other and saying what we need. "

Also, during the same meeting Councilor Gray stated "The former City Manager was touting this a solution because it meant we only had to hire two firefighters per shift. Why do we now have to have four instead of two. Thats a big change. If we are going to be staffing at a level of four, versus a pumper. We might as well not have bought this vehicle and bought a pumper that supplements our force.

Why is this being ignored in council...

Darlin Bonchek