



Oshawa City Council - Special Meeting Minutes

January 13, 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

Purpose

The Mayor advised that the purpose of this meeting is to commence the 2023 Budget Deliberations.

Additional Agenda Items

None

Declarations of Pecuniary Interest

Councillor Neal declared a conflict of interest concerning budget items regarding the OSCC55+ as he sits on the Board of Directors for the OSCC55+.

2023 Budget Deliberations to Commence

**CNCL-23-06 - 2023 Budget Expense Exclusions per the Municipal Act, 2001
(O.Reg 284/09)**

Moved by Councillor Chapman
Seconded by Councillor Marimpietri

That as outlined in Report CNCL-23-06 dated January 9, 2023, tangible capital asset amortization expense and post-employment benefit expenses be excluded from the 2023 Operating Budget.

Motion Carried

CNCL-23-07 - 2023 Proposed Capital Budget Addendum

Moved by Councillor Chapman
Seconded by Councillor Marimpietri

That pursuant to Report CNCL-23-07 dated January 9, 2023, concerning 2023 Proposed Capital Budget Addendum,

1. The funding for Project 52-0047 be reduced to \$50,000 to allow Parks Maintenance Staff to implement an interim safety alternative route and that the remaining \$750,000 allocated to the project from the Infrastructure Reserve be committed as the contribution to the Region's road widening project.
2. The funding for Project 52-0049 be reduced to \$200,000 and that staff be directed to implement the proposed risk mitigation and safety measures outlined in CNCL-23-07.
3. The funding for Project 50-0016 be approved subject to the approval of the Grant Request made to the Ministry of Infrastructure.
4. That Project 40-0068 be approved as recommended.

A request was made to vote on each Part separately.

Moved by Councillor Giberson
Seconded by Councillor Kerr

That Part 4 (Project 40-0068) be deferred to the end of the Capital Budget.

Motion Carried

Moved by Councillor Nicholson
Seconded by Councillor Giberson

That Part 1 (Project 52-0047) be deferred to the end of the Capital Budget.

Motion Carried

Moved by Councillor McConkey
Seconded by Councillor Nicholson

That Part 3 (Project 50-0016) be deferred to the end of the Capital Budget.

Motion Carried

The vote to approve Part 2 (Project 52-0049) as recommended.

Motion Carried

CNCL-23-08 - Oshawa Public Library - Capital Infrastructure Funding

Moved by Councillor Marimpietri

Seconded by Councillor Chapman

1. That Council reconsider its decision of October 25, 2021 concerning FIN-21-96 related to Library Capital Projects at the Northview and McLaughlin Branches; and,
2. That the creation of a new capital reserve in the City's general ledger be approved for the purpose of establishing a dedicated funding source for the Library's capital projects at the McLaughlin and Northview Library Branches; and,
3. That the uncommitted balance from the existing capital reserve of the Library be transferred to the City's reserve for the development of a consolidated long-term capital funding strategy for the Library; and,
4. That the draft 2023 Oshawa Public Library budget submission for capital reserve contributions in the amount of \$212,395 be transferred into the newly created reserve for the Library; and,
5. That the responsibility for the planning, management and execution of capital projects at the McLaughlin and Northview Library Branches of the Oshawa Public Library be transferred to the City's Facilities Management Services staff in consultation with Library staff; and,
6. That a copy of this report and Council direction be forwarded to the CEO of the Oshawa Public Library and the Oshawa Public Libraries Board of Directors.

A request was made to divide the motion to vote on Part 1 separately.

The vote to reconsider Council's decision of October 25, 2021 related to FIN-21-96 as set out in Part 1.

Motion Carried

Moved by Councillor Nicholson
Seconded by Councillor McConkey

That Part 2 of the recommendation be amended to delete the words 'at the McLaughlin and Northview Library Branches'.

Motion Carried

The vote to adopt the recommendation contained in Report CNCL-23-08, as amended.

Motion Carried

Capital Budget

Moved by Councillor Giberson
Seconded by Councillor Marks

That the 2023 Capital budget be approved as presented, except for the following projects:

- 10-0078 - Lighting Replacement Program
- 11-0071 - Roof Replacement - Harman Arena
- 11-0438 - Leasehold Improvements
- 11-0439 - Backup Generator - Civic Dome
- 11-0440 - Generator Replacement
- 12-0058 - New Recreation Centre
- 13-0056 - Corporate Fleet Acquisitions
- 21-0015 - Downtown Streetscape Redevelopment
- 30-0099 - Fire CAD Dispatch System Replacement & NG911
- 51-0147 - Stone Street and Delpark Outdoor Ice Rinks
- 54-0074 - Oshawa Creek Main Branch
- 54-0093 - Harmony Creek Branch 3 Watercourse Improvements
- 54-0103 - Farewell Creek Bank Stabilization
- 72-0045 - Parking Lot Pavement Repair Program
- 72-0050 - Laval Parking Lot Reconstruction
- 74-0043 - Asphalt Preservation - Overlay
- 74-0056 - Asphalt Preservation - Crack Seal
- 74-0089 - Neighbourhood Traffic Management Projects
- 75-0136 - Sidewalk Replacements
- 75-0139 - Olive Avenue Sidewalk Reconstruction
- 75-0145 - Ritson Road North Sidewalk Infill
- 76-0025 - Bloor Street West Street Lighting
- 77-0070 - New Traffic Control Signals; and,

The list of 2023 Capital Projects Deferred to 2024.

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)

Moved by Councillor Chapman
Seconded by Councillor Giberson

That Council move into Committee of the Whole.

Motion Carried

The vote to approve Project 10-0078 - Lighting Replacement Program.

Motion Carried

The vote to approve Project 11-0071 - Roof Replacement - Harman Arena.

Motion Carried

The motion to approve Project 11-0438 - Leasehold Improvements was now before Council.

Amendment:

Moved by Councillor Giberson

That the funding for Project 11-0438 be amended to split 50% from the Downtown Revitalization Reserve and 50% from the Civic Property Development Reserve.

Moved by Councillor Chapman

That Project 11-0438 - Leasehold Improvement be deferred to the end of the Capital Budget.

Motion Carried

The vote to approve Project 11-0439 - Backup Generator Replacement.

Motion Carried

The vote to approve Project 11-0440 - Generator Replacement.

Motion Carried

Councillor McConkey left the meeting at 10:51 a.m.

The motion to approve Project 12-0058 - New Recreation Centre was now before Council.

Moved by Councillor Marks

That Project 12-0058 be deferred to the end of the Capital Budget.

Motion Carried

The motion to approve Project 13-0056 - Corporate Fleet Acquisitions was now before Council.

Amendment:

Moved by Councillor Giberson

That the budget for Project 13-0056 for the ½ Ton Pick-up be increased by \$20,000 and the purchase be an EV truck.

Moved by Councillor Giberson

That the amendment regarding increasing the project by \$20,000 and purchasing an EV truck be withdrawn.

Motion Carried

Moved by Councillor Marks

That Project 13-0056 - Corporate Fleet Acquisitions be deferred until the of the Capital Budget.

Motion Carried

Moved by Councillor Nicholson

That the meeting recess.

Motion Carried

The meeting recessed at 11:11 a.m. and reconvened at 11:25 with all members of Council in attendance except Councillors Gray, McConkey and Neal.

The motion to approve Project 21-0015 Downtown Streetscape Redevelopment was now before Council.

Amendment:

Moved by Councillor Giberson

That the funding for Project 21-0015 be amended to increase the draw from Downtown Revitalization by \$75,000 for additional streetscaping, street furniture, and visual appeal components.

Moved by Councillor Giberson

That the amendment to increase the draw from the Downtown Revitalization by \$75,000 for additional streetscaping, street furniture and visual appeal components be withdrawn.

Motion Carried

Councillor Gray entered the meeting at 11:27 a.m.

Councillor Neal entered the meeting at 11:29 a.m.

Moved by Councillor Nicholson

That notwithstanding the current cap policy, the budget for Project 21-0015 of \$666,000 plus the \$75,000 for a total of \$741, 000 be funded from Downtown Revitalization Fund.

Motion Carried

The vote to approve Project 21-0015 - Downtown Streetscape Redevelopment, as amended.

Motion Carried

The motion to approve Project 30-0099 - Fire CAD Dispatch System Replacement & NG911 was now before Council.

Amendment:

Moved by Councillor Giberson

That the Financing Sources in Project 30-0099 be amended to add a line for a source from municipal partners in the amount of \$673,000 and subtract this from the City Equipment Reserve.

Affirmative (1): Councillor Giberson

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

Absent (1): Councillor McConkey

Motion Lost (1 to 9)

The vote to approve Project 30-0099 - Fire CAD Dispatch System Replacement & NG911

Motion Carried

The vote to approve Project 51-0147 - Stone Street and Delpark Outdoor Ice Rinks.

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

Negative (1): Councillor Giberson

Absent (1): Councillor McConkey

Motion Carried (9 to 1)

Moved by Councillor Marimpietri

That the meeting recess for one hour.

Motion Carried

The meeting recessed at 12:27 p.m. and reconvened at 1:30 p.m. with all members of Council in attendance except Councillors Kerr and McConkey.

The vote to approve Project 54-0074 - Oshawa Creek Main Branch.

Motion Carried

Councillor Kerr reentered the meeting at 1:33 p.m.

The vote to approve Project 54-0093 - Harmony Creek Branch 3 Watercourse Improvements.

Motion Carried

The vote to approve Project 54-0103 - Farewell Creek Bank Stabilization.

Motion Carried

The vote to approve Project 72-0045 - Parking Lot Pavement Repair Program.

Motion Carried

The vote to approve Project 72-0050 - Laval Parking Lot Reconstruction.

Motion Carried

The vote to approve Project 74-0043 - Asphalt Preservation - Overlay.

Motion Carried

The vote to approve Project 74-0056 - Asphalt Preservation - Crack Seal.

Motion Carried

The motion to approve Project 74-0089 - Neighbourhood Traffic Management Projects was now before Council.

Amendment:

Moved by Councillor Nicholson

That Project 74-0089 be deferred.

Motion Carried

The vote to approve Project 75-0136 - Sidewalk Replacements.

Motion Carried

The vote to approve Project 75-0139 - Olive Avenue Sidewalk Reconstruction.

Motion Carried

The motion to approve Project 75-0145 - Ritson Road North Sidewalk Infill was now before Council.

Amendment:

Moved by Councillor Chapman

That Project 75-0145 be deferred.

Motion Carried

The motion to approve Project 76-0025 - Bloor Street West Street Lighting was now before Council.

Amendment:

Moved by Councillor Nicholson

That Project 76-0025 be fully funded in the amount of \$74,000 growth related non-Development Charges and \$226,000 from the Transportation Roads Development Charges

Motion Carried

The vote to approve Project 76-0025 - Bloor Street West Street Lighting, as amended.

Motion Carried

The vote to approve Project 77-0070 - New Traffic Control Signals.

Motion Carried

Moved by Councillor Giberson

That the meeting recess.

Motion Carried

The meeting recessed at 2:35 p.m. and reconvened at 2:55 p.m. with all members of Council in attendance except Councillor McConkey.

Parts 1, 3 and 4 of CNCL-23-07 concerning additions to the proposed Capital Budget were now before Council.

The vote on Part 1 (Project 52-0047) of the recommendation contained in Report CNCL-23-07.

Amendment:

Moved by Councillor Nicholson

That Part 1 of the recommendation contained in Report CNCL-23-07 concerning Project 51-0047 be amended so that all the wording after the words 'alternative route' be deleted.

Affirmative (5): Councillor Giberson, Councillor Gray, Councillor Lee, Councillor Neal, and Councillor Nicholson

Negative (5): Mayor Carter, Councillor Chapman, Councillor Kerr, Councillor Marimpietri, and Councillor Marks

Absent (1): Councillor McConkey

Motion Lost (5 to 5)

The vote to approve Part 1 of the recommendation contained in Report CNCL-23-07 (Project 52-0047).

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

Negative (1): Councillor Nicholson

Absent (1): Councillor McConkey

Motion Carried (9 to 1)

The vote to approve Part 3 of the recommendation contained in Report CNCL-23-07 concerning Project 50-0016.

Motion Carried

Councillor Gray temporarily left the meeting at 3:40 p.m.

The vote to approve Part 4 of the recommendation contained in Report CNCL-23-07 concerning Project 40-0068.

Amendment:

Moved by Councillor Giberson

That, rather than Civic Property Development Reserve, the funding source be developed by Finance Department through a tool that captures land value uplift as a result of the increased property assessment value projected from the charging profile.

Affirmative (2): Councillor Giberson, and Councillor Neal

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

Absent (2): Councillor Gray, and Councillor McConkey

Motion Lost (2 to 7)

Councillor Gray returned to the meeting at 3:46 p.m.

Amendment:

Moved by Councillor Nicholson

That the borrowing from Building Permit Reserve be increased by \$800,000 and that this borrowed amount be repaid from future land sales in order to fund Project 40-0068.

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

Negative (1): Councillor Neal

Absent (1): Councillor McConkey

Motion Carried (9 to 1)

The vote to approve Part 4 of the recommendation contained in Report CNCL-23-07 concerning Project 40-0068, as amended.

Motion Carried

CNCL-23-03 - Front Funding Agreement Pilot Project - Conlin Road East (Ward 1)

Moved by Councillor Chapman

That pursuant to the Memorandum dated December 14, 2022, regarding the request from Treasure Hill to enter into a front Funding Agreement to undertake the tendering and construction of Conlin Road East,

1. That the Commissioner of Economic and Development Services be authorized to sign the agreement provided the agreement is in a form and content to the satisfaction of the City Solicitor and the Commissioner of Corporate and Finance Services; and,
2. That staff be authorized to retain a temporary full-time independent construction inspector to be funded by Treasure Hill.

Motion Carried

CNCL-23-01 - Infrastructure and Road Improvements at 4889 Stevenson Road North (Ward 1)

Moved by Councillor Chapman

Seconded by Councillor Marimpietri

That Memorandum CNCL-23-01 dated December 20, 2022, concerning infrastructure and road improvements at 4889 Stevenson Road North be received for information.

Motion Carried

CNCL-23-02 - Reconstruction Costs for Roselawn Avenue, Bickle Drive and Winifred Avenue (Ward 2)

Moved by Councillor Marimpietri

That pursuant to Memorandum CNCL-23-02 dated December 20, 2022, concerning Reconstruction Costs for Roselawn Avenue, Bickle Drive and Winnifred Avenue:

1. That \$300,000 in funding be provided in the 2023 Capital Budget for design work to advance the design of Roselawn Avenue, Bick Drive and Winnifred Avenue to a full urban standard; and,
2. That the funding in the amount \$300,000 be provided from the Infrastructure Reserve.

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

Absent (1): Councillor McConkey

Motion Carried (10 to 0)

Moved by Councillor Marimpietri

That the meeting recess.

Motion Carried

The meeting recessed at 4:17 p.m. and reconvened at 4:24 p.m. with all members of Council in attendance except Councillors Gray, McConkey and Neal.

2023 Deferred Capital Projects

Moved by Councillor Nicholson

That the 2023 Deferred Capital Projects Moved to 2024 be referred back to staff for report before the end of the budget process indicating the projected cost of delay, impacts on staff and the actual projected construction date.

Motion Carried

Councillor Gray reentered the meeting at 4:37 p.m.

2023 Projects Introduced by Members

Engineering Studies for Fire Halls 2, 3 and 4 - Retrofits for Area Separation

Moved by Councillor Giberson

Whereas on August 17, 2022, the World Health Organization officially classified the firefighting profession as a carcinogenic profession; and,

Whereas many of the cancers formally classified as firefighter workplace-related illnesses are correlated to carcinogenic particles that are breathed in; and,

Whereas Oshawa Fire Services has 3 fire halls that do not have sufficient separation of air between the space occupied by firefighters and the space where bunker gear is stored after calls; and,

Whereas in the Council-approved Fire Master Plan, Recommendation #31 reads “That consideration be given to upgrading all existing Fire Stations to provide separation and ventilation for firefighter protective clothing as described within the proposed Fire Master Plan”;

Therefore be it resolved:

That \$50,000 from the City Equipment Reserve be allocated for engineering studies on Fire Halls 2, 3, and 4, in order to advance retrofits to each that will create separation of areas in the fire halls between the quarters occupied by firefighters and their bunker equipment.

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

Absent (1): Councillor McConkey

Motion Carried (10 to 0)

Washroom Improvements at Lakeview Park and Ed Broadbent Waterfront Park

Moved by Councillor Nicholson

That staff prepare a report on the projected cost of improving and modernizing the washroom facilities at Lakeview Park and Ed Broadbent Waterfront Park and bring it back before the end of budget if possible.

Amendment:

Moved by Councillor Chapman

That the motion be referred to staff to report back through the appropriate Standing Committee.

Motion Carried

The following motion was now before Council:

That the funding source for Project 11-0438 be amended to split 50 percent from the Downtown Revitalization reserve and 50 percent from the Civic Development reserve.

Affirmative (1): Councillor Giberson

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

Absent (1): Councillor McConkey

Motion Lost (1 to 9)

The vote to approve Project 11-0438 - Leasehold Improvements.

Motion Carried

Councillor Neal declared a conflict of interest concerning Project 12-0058 as he sits on the Board of Directors for the OSCC55+ and did not take part in the discussion or voting on the matter.

Moved by Councillor Nicholson

That Project 12-0058 - New Recreation Centre be referred to the Safety and Facilities Services Committee.

Moved by Councillor Giberson

That the motion to refer the project to the Safety and Facilities Services Committee be withdrawn.

Motion Carried

Moved by Councillor Nicholson

That Project 12-0058 be funded from appropriate Development Charges and the project be targeted for July 1, 2026 opening.

Amendment:

Moved by Councillor Marimpietri

That the amendment be further amended to add 'That the project design be single-sourced'.

The vote on the sub-amendment to add 'that the project design be single-sourced'.

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

Negative (1): Councillor Giberson

Conflict (1): Councillor Neal

Absent (1): Councillor McConkey

Motion Carried (8 to 1)

The vote on the amendment, as amended.

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

Negative (1): Councillor Giberson

Conflict (1): Councillor Neal

Absent (1): Councillor McConkey

Motion Carried (8 to 1)

The vote to approve Project 12-0058 - New Recreation Centre, as amended.

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

Negative (1): Councillor Giberson

Conflict (1): Councillor Neal

Absent (1): Councillor McConkey

Motion Carried (8 to 1)

The vote to approve Project 13-0056 - Corporate Fleet Acquisitions.

Motion Carried

Moved by Councillor Chapman

That Council rise from Committee of the Whole.

Motion Carried

Moved by Councillor Chapman

Seconded by Councillor Kerr

That Council ratify the actions taken in Committee of the Whole.

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

Absent (1): Councillor McConkey

Motion Carried (10 to 0)

Operating Budget

CNCL-23-04 - 2023 Requests for Staff Positions (All Wards)

Deferred to the next meeting.

CNCL-23-05 - Deferral of Funding of a Heritage Conservation District Study for the Community of Columbus to the 2024 Operating Budget (Ward 1)

Deferred to the next meeting.

CNCL-23-09 - Use of Campus Ice Centre Rinks by City of Oshawa

Deferred to the next meeting.

Confirming By-law

Moved by Councillor Chapman
Seconded by Councillor Giberson

That the Confirming By-law be approved.

Motion Carried

Adjournment

Moved by Councillor Nicholson
Seconded by Councillor Neal

That the meeting adjourn at 5:25 p.m.

Motion Carried

Mayor

City Clerk