



Oshawa City Council Minutes

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

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

Public Meeting

Recognition of Indigenous Lands

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

Council Member Announcements

Various announcements were made relating to activities and events.

Additional Agenda Items

Moved by Councillor Chapman
Seconded by Councillor Giberson

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

Motion Carried

Declarations of Pecuniary Interest

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Moved by Councillor Nicholson
Seconded by Councillor Gray

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

Motion Carried

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

Moved by Councillor Nicholson
Seconded by Councillor Gray

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

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

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

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

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

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

Motion Carried (11 to 0)

Presentations

Moved by Councillor Giberson
Seconded by Councillor Hurst

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

Motion Carried

Mayor Carter - 2022 Exceptional Student Achievement Award

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

Mayor Carter - 2022 Culture Counts Awards

Mayor Carter presented the following 2022 Oshawa Culture Counts Awards:

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

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

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

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

Mayor Carter - Fire Services Exemplary Service Medal

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

Oshawa Senior Community Centres - 2021 Annual Report

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

Delegations

Moved by Councillor Chapman
Seconded by Councillor Giberson

That the delegations of Liz and Hubert Schillings be heard.

Motion Carried

Liz and Hubert Schillings - Item CS-22-75

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

Tess Pierce - Item DS-22-144

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

Members of Council questioned Tess Pierce.

Matters Requiring Direction

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

Moved by Councillor Chapman
Seconded by Councillor Giberson

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

Motion Carried

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

Moved by Councillor Giberson
Seconded by Councillor Marimpietri

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

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

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

Therefore be it resolved:

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

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

Absent (1): Councillor Neal

Motion Carried (10 to 0)

Items Pulled from Information Package

None

Public Consent Agenda

Moved by Councillor Chapman
Seconded by Councillor Giberson

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

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

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

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

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

Motion Carried

Moved by Councillor Chapman
Seconded by Councillor Marks

That the meeting recess for 15 minutes.

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

Motion Carried

Correspondence

None

Adoption of Council Minutes

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

Standing Committee Reports

Report of the Community Services Committee

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

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

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

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

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

Be it resolved that Council support the following:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Therefore be it resolved:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Therefore be it resolved:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Report of the Corporate Services Committee

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Therefore be it resolved:

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

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

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

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

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

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

Report of the Development Services Committee

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Report of the Finance Committee

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

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

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

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

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

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

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

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

FIN-22-66 - Capital Budget Process for Major Capital Projects (All Wards)

That Report FIN-22-66, Funding of Major Capital Projects dated June 8, 2022 be referred back to staff to develop a funding strategy for multifaceted capital projects as part of the Financial Strategy update in 2023.

FIN-22-68 - Sale of Land for Tax Arrears and Notice of Vesting (All Wards)

1. That in accordance with the requirements under the Municipal Act, 2001, S.O. 2001, c. 25 ("Municipal Act, 2001"), the City register a notice of vesting for the property located on Stevenson Road South and update the City Holdings Inventory accordingly, and,
2. That, pursuant to Report FIN-22-68, dated June 8, 2022, and following the vesting of the property to the City, the property located on Stevenson Road South as illustrated on Attachment 1 to said Report, be declared surplus to municipal requirements and that the requirements to declare a City-owned property first as potentially surplus and all notice requirements in accordance with By-law 97-2000, be waived given the localized nature of the matter.

FIN-22-69 - Funding EV Charging Infrastructure (All Wards)

Whereas, in 2021 Council approved Project 13-0125 in the amount of \$66,000 inclusive of H.S.T., for the purchase of a New Vehicle for a Junior Building Inspector; and,

Whereas, in 2022 Council approved Project 13-0133 in the amount of \$40,000 inclusive of H.S.T., for the purchase of a New Vehicle for Building Services; and,

Whereas, this initiative is outside the scope of Capital Project 22-13-0128 Electric Charging Infrastructure – Fleet Vehicles at the Consolidated Operations Depot; and,

Whereas, infrastructure upgrades are required at McMillian Parking Garage #2 to support the expansion of electric charging devices for Fleet vehicles, specifically Building Services; and,

Whereas, infrastructure work is currently ongoing within Parking Garages in connection with approved Capital Project 22-10-0082 – Electrical Vehicle Charging Stations which are intended for public use; and,

Whereas, efficiencies with cost and timing can be achieved if this scope expansion is added to the Electric Vehicle Charging Stations project already underway; and,

Whereas, staff have advised that the necessary upgrades and installation will cost approximately \$70,000, including non-rebateable H.S.T.; and,

Whereas, the additional cost of \$70,000 can be funded from the Building Permit Reserve;

Therefore, be it resolved that in accordance with FIN-22-69, dated June 8, 2022 Council approve additional funding in the amount of \$70,000, including non-rebateable H.S.T., to be funded from the Building Permit Reserve for electrical upgrades and installation of electric vehicle charging stations at McMillian Parking Garage #2.

FIN-22-71 - Business Continuity Planning and Disaster Recovery (All Wards)

Whereas, the Purchasing By-Law 80-2020 requires Council approval to award single source Professional and Consulting Services contracts greater than \$50,000; and,

Whereas, on June 22, 2020, Council approved the Corporate Information Technology Strategic Plan, which recommended that the City needs to develop a formal Business Continuity/Disaster Recovery Plan that would include a corporate-wide business impact analysis and risk assessment that identifies threats and vulnerabilities and a crisis management strategy; and,

Whereas, in 2021 Council approved Project 30-0102 in the amount of \$70,000 including non-rebateable H.S.T., for development of a Business Continuity/Disaster Recovery Plan; and,

Whereas, the Perry Group Consulting Ltd. has existing experience with the City's technology operations and has performed the same services for other municipalities such as Ajax, Burlington, Scugog and Whitby;

Therefore, be it resolved that in accordance with Item FIN-22-71 regarding Single Source – Business Continuity and Disaster Recovery Plan, dated June 13, 2022, Council authorize the Manager, Procurement and Accounts Payable to award a single source contract to Perry Group Consulting Ltd. not to exceed the Capital Budget amount of \$70,000 including non-rebateable H.S.T.

FIN-22-73 - Additional Funding - O22-13 Columbus Parking Lot Reconstruction (Ward 1)

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

Whereas, in 2022 Council approved Project 72-0002 in the amount of \$800,000, inclusive of H.S.T., for Columbus Park Parking Lot; and,

Whereas, in 2022 Council approved Project 72-0045 in the amount of \$125,000, inclusive of H.S.T., for Pavement Repair Program; and,

Whereas, \$9,600 has already been committed to Project 72-0002 for lighting design and locates; and,

Whereas, Procurement issued a Request for Tender (R.F.T.) O22-13 Columbus Parking Lot Reconstruction; and,

Whereas, R.F.T O22-13 was issued in two Parts for efficiency - Part 1 Columbus Parking Lot Reconstruction (72-0002) and Part 2 Pavement Repair Program designated for Fire Hall #5 Parking Lot Patches (72-0045); and,

Whereas, five (5) bids were received and opened by Procurement on May 26, 2022; and,

Whereas, Bids received are publically posted on the City website at Oshawa's Bids and Tenders; and,

Whereas, the costs of materials and labour have significantly increased due to current market trends, shortages and increased demand; and,

Whereas, the lowest compliant bid was received from Broz Excavation Inc., in the amount of \$1,071,190 (\$1,090,045 including non-rebateable H.S.T.) for Part 1 Columbus Parking Lot Reconstruction and \$123,148 (\$125,315 including non-rebateable H.S.T.) for Fire Hall #5 Parking Lot Patches, for a total bid of \$1,194,338 (\$1,215,360 including non-rebateable H.S.T.); and,

Whereas, there is a funding shortfall of \$299,645, including non-rebateable H.S.T.; and,

Whereas, the highest priority in O22-13 is Part 1 Columbus Parking Lot Reconstruction; and,

Whereas, Facilities Management Services have indicated that the Fire Hall #5 Parking Lot Patches could be deferred to 2023; and

Whereas, the approved funds of \$125,000 for the Pavement Repair Program Project 72-0045 will reduce the funding shortfall to \$174,645 if re-allocated to the Columbus Parking Lot Reconstruction; and,

Whereas, the additional cost of \$174,645 can be funded from Civic Property Development Reserve; and,

Therefore, that pursuant to FIN-22-73, be it resolved that Council:

1. Authorize the Manager, Procurement and Accounts Payable to award a contract to Broz Excavation Inc. in the amount of \$1,071,190 excluding H.S.T. for O22-13 Columbus Parking Lot Reconstruction; and,

2. Approve the re-allocation of \$125,000 from the Federal Gas Tax Reserve to the Columbus Parking Lot Reconstruction Project 72-0002; and,
3. Approve the additional funding of \$174,645 inclusive of non-rebateable H.S.T., to be funded from Civic Property Development Reserve.

FIN-22-74 - Side Loading Garbage Truck - Additional Funding (All Wards)

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

Whereas, in 2022 Council approved Project 13-0056 in the amount of \$2,756,000, which includes \$355,000, inclusive of non-rebateable H.S.T., for replacement of a Labrie 7400 Side Loader; and,

Whereas, Procurement issued a Request for Tender (R.F.T.) C2022-012A Side Loading Garbage Truck; and,

Whereas, two (2) bids were received and opened by Procurement on May 26, 2022; and,

Whereas, one (1) bid was deemed compliant and one (1) bid was non-compliant with the requirements of the R.F.T. and the Purchasing By-law; and,

Whereas, the bid received from Premier Truck Group, in the amount of \$428,307, excluding H.S.T. (\$435,845 including non-rebateable H.S.T.), is the only compliant bid received and meets the requirements of the tender; and,

Whereas, the costs of materials and labour have significantly increased due to current market trends, shortages, and increased demand; and,

Whereas, there is a funding shortfall of \$80,845, including non-rebateable H.S.T.; and,

Whereas, the additional cost of \$80,845 can be funded from the City Equipment Reserve;

Therefore, be it resolved that, pursuant to FIN-22-74, Council approve the additional funding of \$80,845 to be funded from the City Equipment Reserve and authorize the Manager, Procurement and Accounts Payable to award a contract to Premier Truck Group in the amount of \$428,307 excluding H.S.T. for C2022-012A Side Loading Garbage Truck.

FIN-22-76 - Finance Committee Outstanding Items Status Report - Second Quarter 2022 (All Wards)

That Report FIN-22-76, dated June 8, 2022 being the Finance Committee's Outstanding Items Status Report for the second quarter of 2022 be received for information

Report of the Joint Development Services and Community Services Committees

See Matters Excluded from Consent Agenda

Report of the Development Services Committee

DS-22-164 - Fifth Report of the Heritage Oshawa Committee (Ward 2)

1. That Scouts Canada's application for the alteration to gateway at the Simcoe Street entrance to the Camp Samac property at 1711 Simcoe Street North be consented to subject to the following conditions:
 - a. Remove all existing metal roofing and repair damage in accordance with its application; and,
 - b. Replace the roofing with an alternative, more complementary roofing material to the proposed asphalt shingles, specifically either cedar shakes or metal; and,
 - c. Install new aluminum brown fascia and eavestrough in accordance with its application; and,
 - d. That cultured stone not be used to replace the decayed portions at the bases of the north and south vertical wood log sides and that Scouts Canada instead incorporate an alternative material to the cultured stone which is more complementary to the existing limestone, granite and wood materials; and,
 - e. That the gate be temporarily removed for the purpose of removing the bottom 6 inches, repair, refurbish and re-install in accordance with its application; and,
 - f. That the existing operable gate hinges, the decorative cast iron arms attached to the hinges, and decorative cast iron features at the centre of the gate be refurbished and remain as part of the overall gate restoration; and,
 - g. The existing wood "Scouts Canada" sign at the top of the gateway be replaced; and other signage be removed in accordance with its application; and,
 - h. Install three wooden fence posts behind the gate which will not be visible from the street for support and permanently close access through the gateway in accordance with its application; and,
 - i. Install protective bollard posts to the exterior in accordance with its application; and,
2. That Council authorize Development Services staff to issue notice of Council's decision on the property owner and on the Ontario Heritage Trust, pursuant to Section 33(6) of the Ontario Heritage Act.

Staff Reports/Motions

CNCL-22-50 - Amendment to Election Sign By-law 42-2014 to Include Regional Roads (All Wards)

Whereas the Region of Durham Temporary Sign By-law states that the Region adopts those provisions of an Area Municipality's temporary sign and/or election sign by-law which apply to Regional Roads within the geographic jurisdiction of that Area Municipality; and,

Whereas the Region of Durham Temporary Sign By-law delegates the authority to enforce the provisions of the Area Municipality's temporary sign and/or election sign by-law on Regional Roads in the Area Municipality to the Municipal Law Enforcement Officers of that Area Municipality; and,

Whereas the City of Oshawa Election Sign By-law 42-2014 provides regulations for the erection, placement, maintenance or display of an Election sign on City Roads only;

Therefore be it resolved that Election Sign By-law 42-2014 be amended to replace the phrase "City road" with the phrase "City or Regional Road" in every instance.

CNCL-22-52 - Draft Consolidated Council Procedure By-law (All Wards)

1. That in accordance with Report CNCL-22-52 dated June 15, 2022, Council pass a Procedure By-law as set out in Attachment 1 to this report and in a final form and content acceptable to Legal Services and the City Clerk; and,
2. That By-law 111-2017, as amended be repealed; and,
3. That Council's Procedure By-law be effective November 15, 2022 for the new term of Council; and
4. That in accordance with Notice By-law 147-2007, notice be provided to the public of Council's intent to pass a new Procedure By-law on September 26, 2022; and,
5. That Council reconsider its decision of May 23, 2017 to routinely review Council's Procedure By-law, Council Code of Conduct, Council Remuneration By-law, Advisory Committees of Council Policy and Procedure and any other and governance related by-laws and policies generally within the last two years of a term of Council; and,
6. That these by-laws and Policies be reviewed on an as needed basis or as directed by Council.

CNCL-22-53 - Trent University Durham – Space Rental Request (Ward 4)

Whereas, the City received correspondence from Trent University Durham dated June 8, 2022 outlining that Trent University is facing a space crunch which will be more problematic as students return to the campus for in person learning this Fall; and,

Whereas, Trent is requesting to rent space at the Civic Recreation Complex which is adjacent to their campus, specifically meeting rooms 4 and 5 as well as the Bobby Orr Lounge; and,

Whereas, the space would be required by Trent from September to the end of April, Monday through Friday during the hours of 8am to 4pm; and,

Whereas the space would still be available after 4 pm for community users and groups; and,

Whereas, in consideration of the room rentals Trent has suggested that they would pay monthly rent of \$3,500 for meeting rooms 4 and 5 combined as well as \$3,500 per month for the rental of the Bobby Orr Lounge; and,

Whereas, the total Revenue that would be earned by the City from the proposed rents would be equal to \$56,000 per year that would be accounted for in the Community Services operating accounts and future budgets; and,

Whereas, City Clerk Services has already booked the Bobby Orr Lounge on Thursday, October 6, and Saturday, October 15 for advance vote opportunities as well as for Voting Day on October 24, 2022, dates which cannot be altered; and,

Whereas, on June 13, 2022, the correspondence was considered by the Finance Committee and referred to staff for a report to the June 20, 2022 Council meeting;

Therefore be it resolved that, pursuant to CNCL-22-53 dated June 20, 2022, the request from Trent University Durham to rent space as the Civic Recreation Complex be approved, except for those dates required by City Clerk Services as related to election requirements.

Public Discussion Agenda

Matters Excluded from Consent Agenda

Moved by Councillor Chapman

Seconded by Councillor Marks

That the meeting recess for fifteen minutes.

Motion Carried

The meeting recessed at 11:17 a.m. and reconvened at 11:30 a.m. with all members in attendance except Councillor Nicholson.

Councillor Chapman assumed the Chair.

CS-22-63 - Downtown Sidewalk Snow Clearing Pilot Project (Ward 4)

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

Consent Motion:

Whereas, as part of the 2021 Budget process, Council approved a pilot project for Sidewalk Snow Clearing in High Pedestrian Traffic Areas within the former Oshawa Central Business Improvement Area of the Downtown ("Pilot Project") with funding from the Operations Reserve; and,

Whereas the Pilot Project commenced January 1, 2021 in accordance with CS-20-58, dated October 26, 2020, which provides the details of the Pilot Project including the extended service area, level of service, and liability and risk; and,

Whereas on September 27, 2021, Council approved an extension of the pilot into the winter of 2022 to allow staff to better assess costs and to determine service level requirements (CS-21-91); and,

Whereas Council directed staff to report back to the Community Services Committee on the results of the pilot project; and,

Whereas during Year 1 of the Pilot Program (January 2021 to April 2021) there were 17 winter storm events and during Year 2 there were 29 storm events (November 2021 to April 2022); and,

Whereas the Pilot Program added an additional 12.1 km of sidewalks, previously cleared by the adjacent property owner, to the City's sidewalk snow clearing program that traditionally would have only required the City to clear 4.8 km of sidewalk adjacent to City property; and,

Whereas staff consulted the Oshawa Accessibility Advisory Committee who did not voice any objection and an overall positive impression of the expanded snow clearing program; and,

Whereas the expanded program benefited property owners and businesses in the downtown and enhanced visitor experience and walkability; and,

Whereas Operations Services Branch is able to manage equipment requirements through current fleet resources, however, there were challenges from a staffing perspective to undertake the increased level of service while also meeting the Provincial Minimum Maintenance Standards Regulation 239/02 and Council approved Quality Standard; and,

Whereas, if the desire is to continue to clear all sidewalks, identified in Attachment 1, permanently, additional temporary labourers will be required during the winter months at an annual cost of \$60,000 to offset the increased labour needs of the expanded program and \$11,000 in additional salt cost;

Therefore be it resolved:

1. That pursuant to CS-22-63 dated June 8, 2022, the Sidewalk Snow Clearing in High Pedestrian Traffic Area of the Downtown Pilot Program, as identified in Attachment 1, be made permanent; and,
2. That \$60,000 be added to the annual operating budget for temporary staff and \$11,000 in additional salt cost necessary to support the sidewalk snow clearing program.

The vote to adopt the recommendation contained in Item CS-22-63.

Affirmative (7): Councillor Chapman, Councillor Giberson, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marks, and Councillor McConkey

Conflict (2): Mayor Carter, and Councillor Marimpietri

Absent (2): Councillor Neal, and Councillor Nicholson

Motion Carried (7 to 0)

Mayor Carter resumed the Chair.

CS-22-75 - Liz and Hubert Schillings requesting the City of Oshawa, Region of Durham and Oshawa Power and Utilities Corporation work together to Improve the Management Practices of the Rural Tree Line under the Power Lines (All Wards)

Consent Motion:

That Correspondence CS-22-75 from Liz and Hubert Schillings concerning the request for the City of Oshawa, Region of Durham and Oshawa Power and Utilities Corporation work together to Improve the Management Practices of the Rural Tree Line under the Power Lines be referred to staff for a direct response.

Moved by Councillor McConkey
Seconded by Councillor Giberson

That Item CS-22-75 be tabled.

Affirmative (2): Councillor Giberson, and Councillor McConkey

Negative (7): Mayor Carter, Councillor Chapman, Councillor Gray, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, and Councillor Marks

Absent (2): Councillor Neal, and Councillor Nicholson

Motion Lost (2 to 7)

The vote to adopt the recommendation contained in Item CS-22-75.

Motion Carried

CS-22-77 - Philip Mackey requesting a stoplight be installed at Simcoe Street North and Howden Road and a Four-way stop at Ritson Road North and Howden Road East (Ward 1)

Consent Motion:

That Correspondence CS-22-77 dated June 7, 2022, from Philip Mackey concerning a request for a stoplight be installed at Simcoe Street North and Howden Road and a Four-way stop at Ritson Road North and Howden Road East be referred to staff for a direct response.

Moved by Councillor McConkey
Seconded by Councillor Marimpietri

That the meeting recess for 5 minutes at 11:36 a.m.

Affirmative (2): Councillor Marimpietri, and Councillor McConkey

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

Absent (2): Councillor Neal, and Councillor Nicholson

Motion Lost (2 to 7)

Councillor Nicholson reentered the meeting.

The vote to adopt the recommendation contained in Item CS-22-77.

Motion Carried

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

Councillor McConkey declared a conflict on this item. (Councillor McConkey declared a conflict of interest concerning DS-22-127 as her family owns property within the area and did not take part in

discussion or voting on the matter)

Consent Motion:

That, pursuant to Report DS-22-127 dated June 1, 2022, funding to retain a consultant to prepare a Heritage Conservation District Study for the community of Columbus, in order to advance the potential designation under Part V of the Ontario Heritage Act, be referred to the 2023 Operating Budget.

The vote to adopt the recommendation contained in Item DS-22-127.

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

Conflict (1): Councillor McConkey

Absent (1): Councillor Neal

Motion Carried (9 to 0)

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

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

Consent Motion:

1. That, pursuant to Report DS-22-122 dated June 1, 2022, the revised application submitted by HVJ Properties Inc. (Atria Development) to amend the Oshawa Official Plan (File: OPA-2021-03) to permit a new 12-storey, mixed-use commercial/residential building containing 213 apartment units and 109 square metres (1,173 sq. ft.) of commercial floorspace on the ground floor at 35, 39 and 45 Division Street, 196, 200 and 204 Bond Street East and 46 Kenneth Avenue be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,
2. That, pursuant to Report DS-22-122 dated June 1, 2022, the revised application submitted by HVJ Properties Inc. (Atria Development) to amend Zoning By-law 60-94 (File: Z-2021-06) to rezone 35, 39 and 45 Division Street, 196, 200 and 204 Bond Street East and 46 Kenneth Avenue from R3-A/R6-C/SO-C(1) (Residential/Specialized Office) and R3-A/R6-C/SO-C(1)/EU (Residential/Specialized Office/Existing Use) to an appropriate CBD (Central Business District) Zone to permit a new 12-storey, mixed-use commercial/residential building containing 213 apartment units and 109 square metres (1,173 sq. ft.) of commercial floorspace on the ground floor be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,

3. That, in accordance with Section 34(17) of the Planning Act and notwithstanding that the Zoning By-law Amendment proposed in Report DS-21-196 dated November 3, 2021 presented at the public meeting of November 8, 2021 differs to some degree from the proposed amendment to be approved by City Council pursuant to Part 2 of this Recommendation, such differences are not substantial enough to require further notice and another public meeting.

The vote to adopt the recommendation contained in Item DS-22-122 and By-laws 83-2022 and 84-2022.

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

Conflict (1): Councillor Kerr

Absent (2): Councillor McConkey, and Councillor Neal

Motion Carried (8 to 0)

DS-22-123 - Development Services Committee Outstanding Items List Report - Second Quarter (All Wards)

Consent Motion:

1. Whereas on February 17, 2022, Oshawa Markets Inc. requested the retroactive approval of the work and investment made to the Oshawa Markets under the Simcoe Street South Renaissance Community Improvement Plan; and,

Whereas Oshawa Markets Inc. has since withdrawn its request;

Therefore be it resolved that Item 45 on the Development Services Outstanding Items List concerning the Request from the Oshawa Markets be removed; and,
2. That the remainder of the Outstanding Items List be received for information.

Amendment:

Moved by Councillor Giberson

Seconded by Councillor Chapman

That Item 24 regarding the Proposal to Rename Bagot Street be referred back to staff to be updated to reflect results of consultations with Indigenous representatives as directed in Part 1 of the motion passed by Council on September 27, 2021, and that it duly be made the position of Oshawa City Council to rename Bagot Street at an appropriate future date and based on the results of the remaining consultations directed in the full motion.

Motion Carried

Moved by Councillor Giberson
Seconded by Councillor Gray

That Item 33 of Item DS-22-123 concerning the City of Oshawa Parking Study be reconsidered.
(Requires 2/3 vote of members present)

Motion Carried

Moved by Councillor Giberson
Seconded by Councillor Gray

That staff be directed to proceed with the report directed in Item 33 concerning the City of Oshawa Parking Study based on the input received.

Motion Carried

The vote to adopt the motion as amended.

Motion Carried

DS-22-125 - Declaration of a Portion of the Grassed Area in the Northwest Corner of the Delpark Homes Centre Lands at 1661 Harmony Road North as Potentially Surplus (Ward 1)

Consent Motion:

That, pursuant to Report DS-22-125 dated June 1, 2022, the portion of the grassed area in the northwest corner of the Delpark Homes Centre lands at 1661 Harmony Road North, and identified as the site on Attachment 2 to said Report, be declared potentially surplus to municipal requirements for the purposes of obtaining public input and that Development Services staff report back to the Development Services Committee.

The vote to adopt the recommendation contained in Item DS-22-125.

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

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

Absent (1): Councillor Neal

Motion Carried (6 to 4)

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

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

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

Consent Motion:

1. That, pursuant to Report DS-22-126 dated June 1, 2022, the air rights and underground rights associated with the City-owned public parking lot (Lot 16) located on the south side of Athol Street East, between Celina Street and Albert Street, be declared surplus to municipal requirements, conditional upon the disposal strategy including a three to one ratio of parking resulting in a total of 318 public parking spaces to be owned and operated by the City of Oshawa; and,
2. That, pursuant to Report DS-22-126 dated June 1, 2022, Development Services staff report back to the Development Services Committee with a disposal strategy for the air and underground rights associated with Lot 16.

The vote to adopt the recommendation contained in Item DS-22-126.

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

Negative (1): Councillor McConkey

Conflict (2): Councillor Kerr, and Councillor Marimpietri

Absent (1): Councillor Neal

Motion Carried (7 to 1)

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

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

Consent Motion:

That a zoning amendment to consider the zoning for the northern portion of 918 Taunton Road West from GI (6) (General Industrial) on Zoning By-law maps A3 to A4 to SPC-A(2) (Special Purpose Commercial) be considered at a future Planning Act public meeting.

The vote to adopt the recommendation contained in Item DS-22-128.

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

Conflict (1): Councillor Marimpietri

Absent (1): Councillor Neal

Motion Carried (9 to 0)

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

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

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

Consent Motion:

1. That, pursuant to Report DS-22-130 dated June 1, 2022, the revised application submitted by WND Associates Limited on behalf of Post Office LP (Atria Development) to amend Zoning By-law 60-94 (File: Z-2021-05) to rezone 47 Simcoe Street South from CBD-A (Central Business District) to an appropriate CBD (Central Business District) Zone to permit a new 8-storey, 143-unit apartment building with parking provided off-site be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,
2. That, in accordance with Section 34(17) of the Planning Act and notwithstanding that the Zoning By-law Amendment proposed in Report DS-21-150 dated September 8, 2021 presented at the public meeting of September 13, 2021 differs to some degree from the proposed amendment recommended to be approved by City Council pursuant to Part 1 of this Recommendation, such differences are not substantial enough to require further notice and another public meeting.

The vote to adopt the recommendation contained in Item DS-22-130 and to pass By-law 87-2022.

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

Conflict (2): Councillor Kerr, and Councillor Marimpietri

Absent (1): Councillor Neal

Motion Carried (8 to 0)

DS-22-133 - Revised Applications to Amend the Oshawa Official Plan and Zoning By-law 60-94, 2583422 Ontario Inc. (Nahid Corp.), lands located east of Simcoe Street South, north of Harbour Road (Ward 5)

Consent Motion:

1. That, pursuant to Report DS-22-133 dated June 1, 2022, the revised application submitted by 2583422 Ontario Inc. (Nahid Corp.) to amend the Oshawa Official Plan (File: OPA-2021-01) to permit an increased density of 868 units per hectare for two new mixed-use buildings with a total of 1,414 residential apartment units on lands located on the north side of Harbour Road,

east of Simcoe Street South be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed; and,

2. That, pursuant to Report DS-22-133 dated June 1, 2022, the revised application submitted by 2583422 Ontario Inc. (Nahid Corp.) to amend Zoning By-law 60-94 (File: Z-2021-02) to permit two mixed-use buildings with heights of 106.4 metres (349.08 ft.) (35 storeys) and 90.6 metres (297.24 ft.) (30 storeys) and featuring a total of 1,414 apartment units and 1,038 square metres (11,172.94 sq. ft.) of commercial floor space on the ground floor and to implement the proposed buildings/site design on lands located on the north side of Harbour Road, east of Simcoe Street South be approved, generally in accordance with the comments contained in said Report, and the necessary by-law be passed in a form and content acceptable to the Commissioner, Development Services Department and Legal Services; and,
3. That, in accordance with Section 34(17) of the Planning Act and notwithstanding that the Zoning By-law Amendment proposed in Report DS-22-30 dated February 2, 2022 presented at the public meeting of February 7, 2022 differs to some degree from the proposed recommended amendment to be approved by City Council pursuant to Part 2 of this Recommendation, such differences are not substantial enough to require further notice and another public meeting.

The vote to adopt the recommendation contained in Item DS-22-133 and to pass By-laws 85-2022 and 86-2022.

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

Negative (1): Councillor Hurst

Absent (1): Councillor Neal

Motion Carried (9 to 1)

DS-22-135 - Correspondence from Various Residents Concerning the Driveway from Coldstream Drive to SmartCentres (Ward 1)

Consent Motion:

Whereas, on May 9, 2022, the Development Services Committee considered Item DS-22-106 (see Attachment 1), correspondence from various residents concerning the driveway from Coldstream Drive to SmartCentres and referred the item to staff for a report; and,

Whereas, Item DS-22-106 expressed the desire to allow full turn movements to accommodate left-hand turns for westbound traffic on Coldstream Drive to use the driveway to enter the Harmony Shopping Centre (see Attachment 2); and,

Whereas, the original site plan agreement for the Harmony Shopping Centre was approved on June 18, 2001 and did not include vehicular access to the Harmony Shopping Centre site from Coldstream Drive; and,

Whereas, the site plan amendment to authorize the expanded Harmony Shopping Centre including the Walmart SuperCentre in its current location and also including a right-in driveway was approved by City staff on August 12, 2009; and,

Whereas, the site plan approval for the expanded Harmony Shopping Centre site was informed by a Traffic Study prepared by iTrans Transportation Planning and Engineering Consultants ("iTrans") dated May 2008; and,

Whereas, the iTrans Traffic Study recommended that the driveway from Coldstream Drive only serve in-bound right-hand turns only for truck traffic; and,

Whereas, the iTrans Traffic Study noted that allowing right-hand turns for cars could lead to truck-car conflicts at the truck maneuvering and loading area; and,

Whereas, the iTrans Traffic Study noted that while restricting this driveway to right-hand turns in only will eliminate a convenient access for retail trips to and from the existing and future residential neighbourhoods north and east of the site, it will also:

1. Eliminate outbound trucks on Coldstream Drive and force them to exit at Taunton Road East or Harmony Road North; and,
2. Avoid the need for potential widening of Coldstream Drive and right-of-way width for a westbound left turn lane; therefore Coldstream Drive east of the site can remain at 4 lanes within the 26 metre (85.3 ft.) right-of-way already protected for; and,
3. Work with the existing design of Coldstream Drive and will avoid any major changes and throwaway items affecting costs; and,
4. Eliminating the potential shortcutting between Taunton Road and Coldstream Drive since the driveway is almost aligned with the main internal north-south road leading to Taunton Road; and,
5. Avoid conflicts between manoeuvres at this driveway and the driveway for the senior's residence east of the site (on the north side of Coldstream Drive) which has recently been constructed; and,

Whereas, Development Services staff met with SmartCentres staff on May 11, 2022 to discuss DS-22-106 and SmartCentres staff advised that they do not support any change to the approved site plan that would result in full turn movements from Coldstream Drive for the reasons cited by iTrans; and,

Whereas, the City cannot compel SmartCentres to amend the site plan to introduce the full turn movements acknowledged by DS-22-106;

Therefore be it resolved that Item DS-22-135 concerning correspondence from various residents concerning the driveway from Coldstream Drive to SmartCentres be received for information.

Moved by Councillor McConkey
Seconded by Councillor Nicholson

That Item DS-22-135 be referred back to staff for public consultation.

Affirmative (4): Councillor Giberson, Councillor Gray, Councillor McConkey, and Councillor Nicholson

Negative (6): Mayor Carter, Councillor Chapman, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, and Councillor Marks

Absent (1): Councillor Neal

Motion Lost (4 to 6)

The vote to adopt the recommendation contained in Item DS-22-135.

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

Negative (1): Councillor McConkey

Absent (2): Councillor Gray, and Councillor Neal

Motion Carried (8 to 1)

DS-22-152 - Proposed Downtown Oshawa Visual Brand Identity (Ward 4)

That, pursuant to Report DS-22-152 dated June 1, 2022, the proposed Downtown Oshawa Visual Brand Identity included in Attachment 2, Direction A, be selected as the Brand Direction for Downtown Oshawa and be applied to designs for banners, print and digital publications and other documents and materials in accordance with the associated brand guidelines prepared by Aubs & Mugg Inc.

Moved by Councillor McConkey
Seconded by Councillor Nicholson

That the proposed Downtown Oshawa Visual Brand identity be referred to staff to review acronyms.

Affirmative (2): Councillor McConkey, and Councillor Nicholson

Negative (7): Mayor Carter, Councillor Chapman, Councillor Giberson, Councillor Hurst, Councillor Kerr, Councillor Marimpietri, and Councillor Marks

Absent (2): Councillor Gray, and Councillor Neal

Motion Lost (2 to 7)

The vote to adopt the recommendation contained in Item DS-22-152.

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

Negative (2): Councillor McConkey, and Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (8 to 2)

FIN-22-67 - Councillor Expense Policy (All Wards)

Consent Motion:

That pursuant to Report FIN-22-67, dated June 8, 2022 concerning Councilor Expense Policy:

1. That the annual expense budget of \$1,500 for each Local Councillor be maintained and adjust the annual expense budget for Regional Councillors to \$1,500, effective for 2023; and,
2. That the Councillor expense allocation be considered as an allowance for the term of Council; and,
3. That the housekeeping updates to the Councillors Expense Policy proposed in section 5.4 be amended, in a form acceptable to the Commissioner, Finance Services; and,
4. That the Councillor Expense Policy be reviewed every four years, prior to the municipal election, or as directed by Council.

The vote to adopt the recommendation contained in Item FIN-22-67.

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

Negative (1): Councillor McConkey

Absent (1): Councillor Neal

Motion Carried (9 to 1)

FIN-22-70 - Request for Tender C2022-061 Microsoft Surfaces and C2022-063 Supply & Delivery of Laptops, Monitors & Servers (All Wards)

Consent Motion:

1. That the Manager, Procurement and Accounts Payable be authorized to award contracts, as detailed in Report FIN-22-70 dated June 8, 2022, being the low compliant bids meeting specifications as follows:
 - a. Request for Tender (R.F.T.) C2022-061 Microsoft Surfaces and Accessories to ITEXpress Direct Inc., in the amount of \$123,988 excluding all taxes (leasing company Macquarie Equipment Finance Ltd. to pay equipment supplier directly);

- b. Request for Tender (R.F.T.) C2022-063 Supply & Delivery of Laptops, Monitors & Servers to CDW Canada Corp., in the amount of \$188,947 excluding all taxes (leasing company Macquarie Equipment Finance Ltd. to pay equipment supplier directly);
2. That additional funding of \$30,000 excluding all taxes be made available from the Information Technology Reserve to cover other miscellaneous components as required for the 2022 equipment rollout; and,
3. That, pursuant to the requirements of Ontario Regulation 46/94, the Treasurer of the Regional Municipality of Durham be advised that the City will be entering into a financing lease with Macquarie Equipment Finance Ltd. on the terms stated in Report FIN-22-70.

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

Negative (1): Councillor Marimpietri

Absent (1): Councillor Neal

Motion Carried (9 to 1)

DS-22-163 - Public Consultation on an E-scooter Pilot Program (All Wards)

Consent Motion:

1. That, pursuant to Report DS-22-163 dated June 8, 2022 concerning the Public Consultation on an E-scooter Pilot Program, electric kick-scooter use be permitted within the City of Oshawa as part of the Province's 5-year e-scooter pilot program up until December 31, 2024; and,
2. That staff be authorized to release a Request for Proposals for a shared micromobility program trial up until December 31, 2024, at no cost to the City, consistent with the duration of the Province of Ontario's 5-year e-scooter pilot program; and,
3. That Bird Canada Inc. and any other company that has submitted unsolicited interest to staff to supply e-scooters to advance the Province's 5-year e-scooter pilot program up until December 31, 2024 be invited to respond to the Request for Proposals; and,
4. That, pursuant to Report DS-22-163 dated June 8, 2022 concerning the E-scooter Public Consultation on an E-scooter Pilot Program, the City's Skateboards and Bicycles By-law 78-91, as amended, Traffic and Parking By-Law 79-99, as amended, and Parks and Facilities By-law 83-2000, as amended, be further amended to include a new definition of electric kick-scooters and updates to appropriate sections for regulating electric kick-scooters.

The vote to adopt the recommendation contained in Item DS-22-163.

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

Negative (2): Councillor Hurst, and Councillor McConkey

Absent (1): Councillor Neal

Motion Carried (8 to 2)

CNCL-22-48 - Response to the Truth and Reconciliation (TRC) Calls to Action and United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) (All Wards)

Consent Motion:

That pursuant to Report CNCL-22-48, dated June 16, 2022, City Council acknowledge and recognize the Truth and Reconciliation Commission's Calls to Action and the United Nations Declaration on the Rights of Indigenous Peoples; and,

That City Council commit to meaningful reconciliation with Indigenous communities and direct staff to investigate, propose and initiate a process to develop a Reconciliation Strategy and Action Plan and to utilize the Truth and Reconciliation Commission's Calls to Action and the United Nations Declaration on the Rights of Indigenous Peoples as the framework for the City's Reconciliation efforts and report back to Council; and,

That a copy of this report be sent to the National Centre for Truth and Reconciliation, the Mississaugas of Scugog Island First Nation, the Oshawa Durham Métis Council and Bawaajigewan Aboriginal Advisory Circle.

The vote to adopt the recommendation contained in Report CNCL-22-48.

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

Absent (1): Councillor Neal

Motion Carried (10 to 0)

Closed Consent Agenda

Moved by Councillor Chapman

Seconded by Councillor Giberson

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

Items DS-22-153 and DS-22-155 of the Eighty-Second Report of the Development Services Committee; and,

Item FIN-22-77 of the Fifty-Seventh Report of the Finance Committee.

Motion Carried

Closed Correspondence

None

Closed Standing Committee Reports

Report of the Community Services Committee

None

Report of the Corporate Services Committee

None

Report of the Development Services Committee

DS-22-134 - Request for a New Lease Agreement on Mary Street North (Ward 4)

That pursuant to Closed Item DS-22-134 and in response to Correspondence DS-22-85 dated April 4, 2022, the request for a new lease agreement on Mary Street North be received for information.

DS-22-137 - Update Regarding the Expropriation of Lands Known Municipally as 505 Simcoe Street South (Ward 5)

That the City formally expropriate the eastern portion of the property known municipally as 505 Simcoe Street South, specifically Parts 2, 3 and 4 of Reference Plan 40R-31682, and that staff be directed to proceed as set out in Section 5.5 of this Report.

DS-22-140 - Potential Appeal to the Ontario Land Tribunal of a Committee of Adjustment Decision (Ward 1)

That pursuant to Report DS-22-140 dated June 1, 2022, staff be authorized to submit an appeal to the Ontario Land Tribunal concerning a Committee of Adjustment decision, that the Ontario Land Tribunal be advised that City Council supports the staff recommendation made to the Committee of Adjustment, and that City staff be authorized to attend the Ontario Land Tribunal hearing in support of Council's position.

DS-22-145 - Update on Potential Future Use of the City-owned Bus Terminal at 47 Bond Street West (Ward 4)

That pursuant to Item DS-22-145 dated June 6, 2022 regarding an update on the potential future use of the City-owned bus terminal at 47 Bond Street West, the Commissioner, Development Services Department be directed to proceed as outlined in said Item.

Report of the Finance Committee

See Matters Excluded from Consent Agenda.

Closed Staff Reports/Motions

None

Closed Discussion Agenda

Matters Excluded from Consent Agenda

Moved by Councillor Chapman
Seconded by Councillor Giberson

That the meeting recess and reconvene in a session closed to the public pursuant to Section 239 (2) (e) (h) (i) and (k) of the Municipal Act in order to consider Item DS-22-153 which is concerning information explicitly supplied in confidence to the municipality and negotiations carried on or to be carried on by or on behalf of the municipality; Item DS-22-155 concerning litigation or potential litigation and Item FIN-22-77 which is information supplied in confidence which could prejudice a competitive position or interfere with negotiations of a person or organization.

Motion Carried

Moved by Councillor Chapman
Seconded by Councillor Hurst

That the meeting recess for 15 minutes.

Motion Carried

The meeting recessed at 1:00 p.m. and reconvened at 1:16 p.m. in a session closed to the public with all members of Council in attendance with the exception of Councillor Neal.

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

All other staff left the meeting.

Council entered closed session at 1:16 p.m.

Closed meeting discussions were held.

Moved by Councillor Chapman
Seconded by Councillor Giberson

That Council rise from Closed session at 1:42 p.m.

Motion Carried

Closed Report

All members of Council were present in the Chamber except Councillor Neal who was absent.

Members of Council questioned the Commissioner, Development Services concerning Item DS-22-153.

Members of Council questioned the Commissioner, Development Services concerning Item DS-22-155.

Members of Council did not discuss Item FIN-22-77.

This concludes the closed meeting summary.

DS-22-153 - Update on Matters Related to the Oshawa-to-Bowmanville GO Rail Extension (Ward 5)

Consent Motion:

That, pursuant to Report DS-22-153 dated June 1, 2022 regarding an update on matters related to the Oshawa-to-Bowmanville GO Rail Extension, Council adopt the position and comments as referenced in Section 2.0 of said Report and authorize the Commissioner, Development Services Department to proceed as outlined in said Section.

Motion Carried

DS-22-155 - Direction on City Staff Involvement Respecting an Appeal to the Ontario Land Tribunal of a Committee of Adjustment Application concerning 64 Albany Street and 426 Front Street (Ward 5)

Consent Motion:

That, pursuant to Report DS-22-155 dated June 1, 2022, staff be authorized to advance the Council position as recommended in Section 2.0 of said Report at the Ontario Land Tribunal hearing concerning the appeal submitted with respect to the Committee of Adjustment application (File: A-2022-41) for the lands at 64 Albany Street and 426 Front Street, and to attend the Ontario Land Tribunal hearing in support of Council's position.

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

Negative (1): Councillor Giberson

Absent (1): Councillor Neal

Motion Carried (9 to 1)

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

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

Consent Motion:

That pursuant to Closed Report FIN-22-77 dated June 8, 2022, staff be directed to proceed as recommended in Section 5.4 of said Report.

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

Absent (1): Councillor Neal

Motion Carried (10 to 0)

Items Requiring Action

By-Laws

The following By-laws were passed:

75-2022 - A By-law to amend Delegation of Authority By-law 29-2009, as amended

(Implements direction of June 20, 2022 through Item CORP-22-42 of the Forty-First Report of the Corporate Services Committee to delegate authority to the City Clerk for the purpose of acquiring goods and services for Municipal and School Board Elections.)

76-2022 - A By-law to Constitute and Appoint a Committee of Adjustment and to Amend By-law 154-2014

(Implements direction of June 20, 2022 through Item CORP-22-51 of the Forty-First Report of the Corporate Services Committee to constitute a Committee of Adjustment and appoint one member to fill a vacancy for the balance of a four year term terminating November 14, 2022.)

77-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended

(Implements Council direction of April 25, 2022 through Item CS-22-47 of the Thirty-Ninth Report of the Community Services Committee to reduce the speed limit on Monaghan Avenue from Thornton Road South to Limerick Street and on Limerick Street from Monaghan Avenue to Gibb Street to 40 km/h.)

78-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended

(Implements Council direction of April 25, 2022 through Item CS-22-38 of the Thirty-Ninth Report of the Community Services Committee to reduce the speed limit on Verdun Road from Olive Avenue to Eulalie Avenue to 40 km/h.)

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

(Implements Council direction of May 24, 2022 through Item CS-22-53 of the Fortieth Report of the Community Services Committee to add a Community Safety Zone on Raglan Road East between Simcoe Street North and a point 300 metres east of Ritson Road North.)

80-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended

(Implements direction of June 20, 2022 through Item CS-22-69 of the Forty-First Report of the Community Services Committee so that two on-street parking spaces on the west side of Albert Street from a point 15 metres south of King Street East to a point 32 metres south of King Street East be parking by monthly permit only, anytime, with a 48 hour maximum permissible parking period.)

81-2022 - A By-law to Adopt Amendment 209 to the City of Oshawa Official Plan

(Implements direction of June 20, 2022 through Item DS-22-121 of the Eighty-First Report of the Development Services Committee to amend policy 8.4.2.3 of the Pinecrest Part II Plan to permit a supermarket as a permitted use for lands generally located on the south side of Taunton Road East, east of Harmony Road North, known municipally as 941 to 991 Taunton Road East.)

82-2022 - A By-law to amend Zoning By-law 60-94, as amended

(Implements direction of June 20, 2022 through Item DS-22-121 of the Eighty-First Report of the Development Services Committee to change the zoning for the lands generally located at 991 Taunton Road East from PCC-D(4) (Planned Commercial Centre) to PCC-D(4) "h-70" and to amend the provisions of the PCC-D(4) Zone that applies to 941 to 991 Taunton Road East, located on the south side of Taunton Road East to permit a supermarket with a maximum gross floor area of 3,500 m² as an additional permitted use at 991 Taunton Road East.)

88-2022 - A By-law to amend Zoning By-law 60-94, as amended

(Implements direction of June 20, 2022 through Item DS-22-131 of the Eighty-First Report of the Development Services Committee to change the zoning for the lands generally located west of Harmony Road North and north of Conlin Road East to implement draft plan of subdivision S-O-2016-02 which includes 153 lots for single detached dwellings, 14 blocks for 71 street townhouses, 10 blocks for 38 back-to-back townhouses, a high density block for 300 apartment units, a mixed-use block for 99 units and up to 1,533 square metres (16,500 sq. ft.) of office uses, community uses, personal service uses and/or retail uses, part of a public elementary school block to be added to lands in draft plan of subdivision S-O-2014-01, a parkette block, open space blocks, a walkway block, a landscape strip block, future development blocks, a road widening block and new arterial, collector and local roads.)

89-2022 - A By-law to Designate the Canteen Building Located at 1000 Stevenson Road North

(Implements Council direction of November 22, 2021 through Item DS-21-199 of the Sixty-Seventh Report of the Development Services Committee to designate the City-owned property municipally known as the Canteen Building located at 1000 Stevenson Road North, specifically PT PIN 16293-1301; PT LT 4, PL H-50001, Township of East Whitby; NOW PART 1, PL 40R-31681; City of Oshawa; Regional Municipality of Durham, as being a cultural heritage value or interest pursuant to the Ontario Heritage Act, R.S.O. 1990, Chapter O.18.)

90-2022 - A By-law to Designate the Stores Building Located at 1000 Stevenson Road North

(Implements Council direction of November 22, 2021 through Item DS-21-199 of the Sixty-Seventh Report of the Development Services Committee to designate the City-owned property municipally known as the Stores Building located at 1000 Stevenson Road North, specifically PT PIN 16293-1301; PT LT 4, PL H-50001, Township of East Whitby; NOW PART 2, PL 40R-31681; City of Oshawa; Regional Municipality of Durham, as being of cultural heritage value or interest pursuant to the Ontario Heritage Act, R.S.O. 1990, Chapter O.18.)

91-2022 - A By-law to amend Parkland Dedication By-law 63-2022

(Implements direction of June 20, 2022 through Item DS-22-136 of the Eighty-First Report of the Development Services Committee to establish alternative parkland dedication rates for the conveyance of land for park or other public recreational purposes as a condition of development or redevelopment.)

92-2022 - A By-law to Establish a Compliance Audit Committee

(Implements Council direction of February 22, 2022 through Item CORP-22-08 of the Thirty-Sixth Report of the Corporate Services Committee to establish a Compliance Audit Committee for the Corporation of the City of Oshawa.)

93-2022 - A By-law to amend Election Sign By-law 42-2014, as amended

(Implements direction of June 20, 2022 through Report CNCL-22-50 to amend Election Sign By-law 42-2014 to replace the phrase "City road" with the phrase "City or Regional Road" in every instance.)

94-2022 - A By-law to Expropriate all Right, Title, Estate and Interest in the Property known Municipally as a Portion of 505 Simcoe Street South

(Implements direction of June 20, 2022 through Item DS-22-137 of the Sixty-Second Report of the Development Services Committee to expropriate all right, title, estate and interest in the property being described as PT LT C66, SHEET 20, PLAN 335, PARTS 2, 3 7 4, 40R-31682, known municipally as a portion of 505 Simcoe Street South for purpose of increasing parkland and greenspace within the City of Oshawa.)

95-2022 - A By-law to Appoint the Firm, Principles Integrity as the Integrity Commissioner

(Implements direction of June 20, 2022 through Item CORP-22-43 of the Forty-First Report of the Corporate Services Committee to appoint the firm, Principles Integrity as the Integrity Commissioner for the Corporation of the City of Oshawa for the Term of Council commencing November 15, 2022 with the option to renew for an additional Council term, subject to the Council of Regional Municipality of Durham approving and authorizing such renewed appointment.)

96-2022 - A By-law amend Lot Maintenance By-law 127-2007, as amended and Property Standards By-law 1-2002, as amended

(Implements Council direction of May 24, 2022 through Item CORP-22-39 of the Thirty-Ninth Report of the Corporate Services Committee to streamline minor lot and property maintenance standards and to remove the appeal provisions in the Lot Maintenance By-law to implement a more efficient resolution of complaints and enforcement of standards.)

97-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended

(Implements direction of June 20, 2022 through Item CS-22-70 of the Forty-First Report of the Community Services Committee to add City Parking Lot #20 at 31 Simcoe Street North (Public parking area on the North East Corner of Bond Street and Simcoe Street North) that will provide daily use parking and permit parking, with a 24 hour maximum permissible parking period.)

98-2022 - A By-law to Further Amend Traffic By-law 79-99, as amended

(Implements direction of June 20, 2022 through Item CS-22-70 of the Forty-First Report of the Community Services Committee to add City Parking Lot #20 at 33 to 45 Simcoe Street North (Public parking area on the North East Corner of Bond Street and Simcoe Street North) that will provide daily use parking and permit parking, with a 24 hour maximum permissible parking period.)

Matters Tabled

None

Notices of Motion Previously Given

Moved by Councillor McConkey

Seconded by Councillor Nicholson

Whereas the City of Oshawa Accessibility Advisory Committee (the OAAC) has volunteer members dedicated to promoting a barrier free city and ensuring an environment that is inclusive for all abilities; and,

Whereas park redevelopment projects have come before the OAAC that have not included accessible playground equipment and the OAAC has been informed that any effort to add accessible equipment would delay the project with the resulting in a shortage of time to add what OAAC recommendations; and,

Whereas following the Oct, 2022 election the new City Council and senior staff would benefit from an in-person Education and Training session on improving accessibility in Oshawa;

Now therefore staff arrange for a special Education and Training session on improving accessibility in Oshawa so that time constraints in the planning and development process do not leave accessibility improvements last or left off any list.

Amendment:

Moved by Councillor Chapman

Seconded by Councillor Giberson

That the motion concerning a special orientation session on accessibility be referred to staff for consideration in the development of the Council Orientation for the newly elected Council.

Motion Carried

Moved by Councillor McConkey

Seconded by Councillor Nicholson

Whereas the Taunton Road and Simcoe Street North intersection presents safety concerns given the number of vehicles making left hand turns out of the Macdonalds restaurant onto Simcoe Street;

Now therefore the City of Oshawa investigate with the property owners and the Region of Durham to exclude left turns onto Simcoe Street North from the Macdonald's restaurant.

Amendment:

Moved by Councillor Chapman

Seconded by Councillor Giberson

That the motion concerning left hand turns from McDonalds at Taunton and Simcoe Street North onto Simcoe Street North be referred to the Regional Traffic Department in Regional Works

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

Negative (1): Councillor Nicholson

Absent (1): Councillor Neal

Motion Carried (9 to 1)

Moved by Councillor McConkey
Seconded by Councillor Nicholson

Whereas the current high price of gas is having major negative impact on Canada's economy;

Now therefore the City of Oshawa propose to the both Federal and Provincial governments to eliminate both the provincial and federal gas tax and increase the HST to compensate for lost revenue.

Affirmative (1): Councillor McConkey

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

Absent (1): Councillor Neal

Motion Lost (1 to 9)

Notices of Motion

The following notice of motion is submitted by Councillor Giberson:

"Whereas, after each year's budget process is finalized, throughout the course of the year there are various projects approved in the budget that encounter changes to plans or costs and result in increased or new draws from reserves to fund the changes, as well as new projects advanced during the year that were not part of the budget approval process for that year that draw from reserves; and,

Whereas throughout the year, Finance Committee and City Council review these project changes and new projects in order to determine a funding direction for each project and may not have more current information on the present status of the City's reserves; and,

Whereas a 2019 budget review undertaken by MNP provided the general positive observation that "The City of Oshawa undertakes a number of best practice approaches when it comes to financial control and continuous improvement including... having a strong financial framework"; and,

Whereas City Council has a fiduciary responsibility to both the public and the corporation to exercise its role of oversight with effectiveness and a reasonable degree of information;

Therefore be it resolved that:

The Finance Services Department produce quarterly reserve tracking reports to the Finance Committee that provide a summary updating on the current state of the City's reserve accounts that outlines:

- Reserve commitments from that year's approved budget, whether already spent or committed to be spent;
- Reserve commitments, whether spent or still to be spent, that have since been approved and added after the budget was approved;
- Current net state of the City's reserve accounts based on the combination of budget commitments and post-budget commitments;

Consideration may be given to one of the quarterly reports being substituted for the upcoming year's budget binder, as appropriately timed to the calendar year; and,

That this Notice of Motion be referred to the Finance Committee."

Confirming By-Law

Moved by Councillor Chapman
Seconded by Councillor Giberson

That the Confirming By-law be passed.

99-2022 A By-law to confirm the City Council meeting of June 20, 2022.

Motion Carried

Adjournment

Moved by Councillor Marimpietri
Seconded by Councillor Chapman

That the meeting adjourn at 2:03 p.m.

Motion Carried

Mayor

City Clerk