Notice to Correspondents

The personal information contained in your correspondence to Oshawa City Council or its committees is collected under the Municipal Act, 2001. Any personal information you choose to disclose in your correspondence will be used to receive your views on the relevant issue(s) to enable the City to make its decision on the matter. This information will become part of the public record, unless you expressly request, in writing, the removal of your personal contact information from correspondence posted on the Internet.

The City of Oshawa is committed to providing services as set out in the Accessibility for Ontarians with Disabilities Act, 2005. If you have accessibility needs and require alternate formats or other accommodations please contact Kim Bressan. Please provide a minimum of one business day notice in advance of the meeting if accommodation is required.

Questions regarding City Council meetings may be directed to Kim Bressan, Council Meeting Co-ordinator, at 905-436-5636, ext. 2433 or by email to kbressan@oshawa.ca.
COUNCIL COMPOSITION

The Council of the City of Oshawa is made up of eleven members - one Mayor, seven Regional Councillors and three City Councillors.

MEMBERS OF COUNCIL

The members of the Council of the City of Oshawa are:

Mayor John Henry
Regional Councillor John Aker
Regional Councillor Bob Chapman
Regional Councillor Nancy Diamond
Regional Councillor Amy England
Regional Councillor Tito-Dante Marimpietri
Regional Councillor John Neal
Regional Councillor Nester Pidwerbecki
City Councillor Roger Bouma
City Councillor Doug Sanders
City Councillor Bruce Wood

CITY COUNCIL MEETINGS

City Council meetings are held on the following Mondays commencing at 6:30 p.m. and the public is welcome to attend: January 10 and 31, February 22 (Tuesday), March 21, April 11, May 2 and 24 (Tuesday), June 13 and 27, September 6 (Tuesday) and 26, October 17, November 7 and 28 and December 12, 2011.

Please note that food and drinks are not permitted in the Council Chamber.

City Council will take a 15 minute break at 8:30 p.m. during every regular City Council meeting, or at the next opportunity after 8:30 p.m. upon the completion of the item being discussed at 8:30 p.m.

There are four Standing Committees of Council: Development Services Committee, Finance and Administration Committee, Community Services Committee and the Strategic Initiatives Committee. A calendar of all Standing Committee meeting dates is available on the City of Oshawa website at www.oshawa.ca.

For inquiries about this agenda please contact Kim Bressan, Council Meeting Co-ordinator, at 905-436-5636 ext. 2433, 905-436-5627 (TTY) or by email at kbreaden@oshawa.ca. Members of the public may address Council concerning an item on the agenda, provided they have appeared before the appropriate Standing Committee and are in opposition to the Committee’s recommendations, by submitting a written request to the City Clerk before noon on the Thursday preceding the Monday Council meeting. Speakers are generally limited to 5 minutes.

PLEASE NOTE: Cellular phones/pagers must be switched to the non-audible function during this meeting.
City Council’s Closed Meeting is scheduled to begin at 3:30 p.m. in the Council Chamber, Civic Administration Complex, 50 Centre Street South.

City Council’s Public Meeting is scheduled to begin in the Council Chamber, Civic Administration Complex, 50 Centre Street South at 6:30 p.m.

PUBLIC AGENDA

ANNOUNCEMENTS FROM COUNCIL MEMBERS

(As may be presented by Council members)

DECLARATIONS OF PECUNIARY INTEREST

(As may be presented by Council members)

PRESENTATIONS

Oshawa Sports Hall of Fame, Dan Walserich, Chair, Board of Governors, to introduce the 2011 inductees.

Joe Kolodziej and George McCormack to present an overview of the Oshawa Valley Botanical Gardens Task Force’s mandate, its accomplishments and future projects.

Cindy Symons-Milroy to present the Economic Developers Council of Ontario award for the City’s ‘Culture Days’ promotional poster which took top honours in the Tourism Print Publications category.

DELEGATIONS/DELEGATION REQUESTS

Delegations

None.

Delegation Requests (requires 2/3 vote)

None.
CORRESPONDENCE REQUESTS

1. Susan D. Rogers, Law Office, on behalf of Homeowners of North Oshawa Ltd. submitting an appeal pursuant to Section 34(11) of the Planning Act, failure of the City to make a decision within 120 days, concerning an application for rezoning of the neighbourhood for all lots on Dalhousie Crescent except 2975 Dalhousie Crescent, all lots on Concordia Court and 353, 357, 361, 365, 369, 377, and 381 Niagara Drive.  
(Relates to the Item under 'Motions' on the Closed Meeting Agenda)

2. Cathy Clarke, Chair, Heritage Oshawa, requesting City Council reconsider the reduction of the Heritage Committee from ten to seven members, as it is important to their agenda to have ten working members.

ADDITIONAL AGENDA ITEMS/MOTIONS

None.

PUBLIC CONSENT AGENDA

That all items listed under the heading of Consent Agenda for the February 22, 2011 public meeting agenda be adopted as recommended.

ADOPTION OF MINUTES

That the minutes of the January 31, 2011 and February 3, 7, 9 and 14 City Council meetings be adopted.

CORRESPONDENCE

Correspondence – Received and Filed

That correspondence listed in Appendix A to the Public Agenda for the February 22, 2011 City Council meeting be received and filed.
Correspondence

31. Cathy Clarke, Chair, Heritage Oshawa, forwarding Heritage Oshawa’s resolution supporting conservation of the Magner-Robson House, 268 Winchester Road West and expressing concerns related to vandalism and deterioration of the building; and, advising of a building located at 200 Winchester Road West and another at 2820 Simcoe Street North of which Heritage Oshawa has similar vandalism and deterioration concerns.

Recommendation

That Correspondence Item 31 from Heritage Oshawa be referred to Motion CM-11-09 under the heading, ‘Committee of the Whole Reports’.

Advisory Committee Meeting Minutes

61. Heritage Oshawa

Recommendation

That the minutes of the Heritage Oshawa meeting of November 25, 2010 be received for information.

62. Oshawa Environmental Advisory Committee

Recommendation

That the minutes of the Oshawa Environmental Advisory Committee meetings of January 6 and February 1, 2011 be received for information.

63. Oshawa Accessibility Advisory Committee

Recommendation

That the minutes of the Oshawa Accessibility Advisory Committee meeting of January 17, 2011 be received for information.
Report of Oshawa Accessibility Advisory Committee

The Oshawa Accessibility Advisory Committee respectfully reports and recommends to City Council its First Report.

1. Correspondence from Mayor Henry to the Canadian Hearing Society concerning its request for Oshawa to consider live captioning municipal Council proceedings and debates along with voter registration information in ASL and forwarding a copy to the Oshawa Accessibility Advisory Committee for review and comment to Council (OAAC-11-01)

(See Agenda Pages 1 to 2)

Recommendation

That Correspondence OAAC-11-01, being Correspondence from Mayor Henry to the Canadian Hearing Society concerning its request for Oshawa to consider live captioning municipal Council proceedings and debates along with voter registration information in ASL, be referred to City Clerks Services for further investigation.

2. Accessible Customer Service Training at Oshawa PUC (OAAC-11-05)

Recommendation

Whereas all service providers to the City of Oshawa must ensure all of their staff complete Accessible Customer Service Training; and,

Whereas it has been suggested that some staff at the Oshawa Public Utilities Commission may have not received this training;

Therefore this matter be referred to the Purchasing Services for further investigation.
COMMITTEE REPORTS

Report of the Development Services Committee

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

1. GO Transit – Notice of Completion of Environmental Project Report, Oshawa to Bowmanville GO Transit Service Expansion and Maintenance Facility, Transit Project Assessment Process Environmental Assessment and Preliminary Design Study (DS-11-72)

(See Page 402 and Pages 40 to 41)

Recommendation

That Correspondence DS-11-72 dated January 25, 2011 from GO Transit advising the Environmental Assessment and Preliminary Design Study has been completed in accordance with Ontario’s Transit Project Assessment Process for the expansion of GO Train service from Oshawa to Bowmanville and the construction of a new rail maintenance facility in Whitby and advising the study will be filed on public record for a 30-day public review period from January 28 to February 28, 2011, be referred to staff for a direct response.

2. Ministry of Transportation – Highway 407 East Phase 1 Project – Impact to Heritage Property at 268 Winchester Road, Property Relocation and Heritage Salvage Options (DS-11-75)

(See Page 403 and Pages 45 to 46)

Recommendation

That Correspondence DS-11-75 dated January 20, 2011 from the Ministry of Transportation advising the initial heritage assessment screening for 268 Winchester Road indicates that the proposed Highway 407 east undertaking will directly impact the property and stating the property is slated for displacement given the technically preferred route, and further requesting the City of Oshawa provide feedback regarding potential relocation and salvage options, be referred to Heritage Oshawa.
3. John Malish – Submitting Suggestions for an Oshawa Mobility Hub (DS-11-76)

(See Page 404 and Page 47)

Recommendation

That Correspondence DS-11-76 dated January 28, 2011 from John Malish submitting suggestions for a potential mobility hub, be referred to staff.


(See Page 412 and Pages 64 to 114)

Recommendation

1. That pursuant to Report DS-11-65 dated February 2, 2011, the City consent to a five-year extension (September 2011-August 2016) of the Airport Operation and Management Agreement with TAAS, pursuant to Section 4.2 of said agreement, with an option for an additional five-year extension upon the mutual consent of both parties; and,

2. That staff be authorized to make housekeeping and administrative amendments to the agreement; and,

3. That the Mayor and Clerk be authorized to execute any agreements to give effect to the foregoing and that any agreements be in a form and content satisfactory to the City Solicitor.

5. Proposed Study on Airport Main Runway Extension (DS-11-86)

(See Page 412 and Pages 115 to 155)

Recommendation

1. That pursuant to Report DS-11-86 dated February 2, 2011, a study be undertaken to review the implications associated with a potential extension of Main Runway 12/30 at the Oshawa Municipal Airport from 1,219 metres (4,000 feet) to 1,524 metres (5,000 feet); and,

2. That the firm of Pride Schropp McComb be sole sourced to undertake the study given its experience, competency and familiarity with the Oshawa Municipal Airport; and,

3. That Parts 1 and 2 above be subject to Council’s approval of $50,000 plus HST for this study as part of the 2011 Corporate Budget.
6. **Air Sufferance Warehouse at the Oshawa Municipal Airport (DS-11-88)**

(See Page 413 and Pages 156 to 157)

**Recommendation**

Whereas the Oshawa Municipal Airport supports local manufacturing businesses with their just-in-time air freight needs as well as other critical needs; and,

Whereas the Canada Border Services Agency (CBSA) only provides commercial goods customs clearance services at the Oshawa Municipal Airport, Monday to Friday from 8:30 a.m. to 4:30 p.m. and not on weekends, and not in the evening, night or early morning; and,

Whereas all air freight destined for Oshawa and the Region of Durham must be flown to Hamilton or Toronto Pearson Airport to receive customs clearance between 4:30 p.m. and 8:30 a.m. Monday to Friday and on weekends (e.g., outside of the limited hours customs is available at the Oshawa Municipal Airport) and subsequently transported by truck to Oshawa and Durham; and,

Whereas the establishment of an air sufferance warehouse at the Oshawa Municipal Airport would allow air freight to be delivered directly to the Oshawa Municipal Airport outside of the above noted CBSA hours of operation and cleared electronically or held until the CBSA is available during normal working hours; and,

Whereas the private sector has indicated an interest in building a sufferance warehouse at the Oshawa Municipal Airport that would be of benefit to the local and regional economies;

Therefore be it resolved:

1. That the City of Oshawa requests that the Federal Government and Canadian Border Service Agency approve the establishment of an air sufferance warehouse at the Oshawa Municipal Airport in order to facilitate the potential for local and regional economic development and jobs; and,

2. That a copy of this resolution be sent to all Durham MP’s, the Minister of Transport, Infrastructure and Communities, the Minister of International Trade, the Minister of State (Federal Economic Development Agency for Southern Ontario), the Minister of State (Small Business and Tourism) and the Minister of Public Safety; and,

3. That staff and the Mayor’s Office be authorized to coordinate a direct approach to Federal staff and elected officials in respect to this matter.
7. **Updated Market Study for a Proposed Hotel in Downtown Oshawa (DS-11-89)**

(See Page 414 and Pages 158 to 204)

**Recommendation**

That pursuant to Report DS-11-89 dated February 2, 2011, staff develop and implement a marketing and awareness program that will make a broad range of investors, developers and land owners aware of the positive news in the Updated Market Study for a Proposed Hotel in Downtown Oshawa and the opportunities available in downtown Oshawa, and report back on these activities and market response in the Fourth Quarter, 2011.


(See Page 414 and pages 205 to 213)

**Recommendation**


(See Pages 414 to 415 and Pages 244 to 270)

**Recommendation**

1. That Report DS-11-58 dated February 2, 2011, including the 2010 Housing Monitoring Report be received for information; and,

2. That City Council reconsider its decision concerning Recommendation 37 of the Student Accommodation Strategy of April 27, 2010 and adopt the following:

   “That for monitoring and study purposes, UOIT, Durham College and Trent University be requested to establish a mechanism for identifying the general housing location of students on an aggregated basis while protecting student privacy and provide the City with aggregated data which allows housing patterns to be understood”; and,

3. That UOIT, Durham College and Trent University be requested to advise the City of their position on a Code of Conduct which applies to off-campus student activity, particularly for non-sanctioned activities, and to advise the City of their intent; and,
4. That the proposed amendments to the Samac Secondary Plan and Zoning By-law 60-94 to permit Medium Density I and Medium Density II Residential uses and R4-A/R6-B (Residential) zoning in certain areas as described in Recommendation 7 of the April 2010 Student Accommodation Strategy be referred to the Provincial Growth Plan conformity exercise. These areas are:

i) The area on the west side of Simcoe Street North, north of Cayuga Avenue. The northern portion of this area is to be rezoned to OSH (Hazard Lands Open Space) to recognize the existing Oshawa Creek floodplain/valley;

ii) The area on the east side of Simcoe Street North, south of Glovers Road; and,

iii) The area on the east side of Simcoe Street North, north of Glovers Road. The north eastern portion of this area is be rezoned to OSH (Hazard Lands Open Space) to recognize the existing Oshawa Creek floodplain/valley.

10. Extension of Brownfields Study Grant Program (DS-11-91)

(See Pages 415 to 416 and Page 271)

Recommendation

Whereas the City of Oshawa Brownfields Renaissance Community Improvement Plan includes a Brownfields Study Grant Program, a Brownfields Property Tax Cancellation Program and a Brownfields Redevelopment Grant Program; and,

Whereas the Brownfields Study Grant Program is designed to stimulate the undertaking of private sector environmental studies and is based on 50% of the actual cost of the eligible study to a maximum of $10,000 for each study subject to Council approval; and,

Whereas the Brownfields Study Grant Program expired on December 31, 2010 while the Brownfields Property Tax Cancellation Program and the Brownfields Redevelopment Grant Program continue until December 31, 2015; and,

Whereas it is desirable to have all three approved programs run concurrently;

Therefore, the Department of Development Services be authorized to initiate the public process under the Planning Act to amend the City of Oshawa Brownfields Renaissance Community Improvement Plan by extending the expiry date for the Brownfields Study Grant Program to December 31, 2015.
11. Extension of Downtown Shoulder Area Renaissance Community Improvement Program (DS-11-90)

(See Page 416 and Pages 272 to 273)

Recommendation

Whereas the City’s Downtown Shoulder Area Renaissance Community Improvement Plan includes a City of Oshawa Development Charge Grant Program, a Building Permit Fee Grant Program and a Places to Grow Grant Program related to Regional Development Charges; and,

Whereas the Downtown Shoulder Area Renaissance Community Improvement Plan will expire on September 1, 2011; and,

Whereas it is appropriate to extend the expiry date to ensure that these financial incentives continue to be available to facilitate development within the Downtown Shoulder Area Renaissance Community Improvement Plan Area which includes the south end of the ACSYS site and the majority of the Fittings site;

Therefore, the Department of Development Services be authorized to initiate the public process under the Planning Act to amend the Downtown Shoulder Area Renaissance Community Improvement Plan to change the expiry date to December 31, 2016.

12. Application to Amend Zoning By-law 60-94, All Lots on Dalhousie Crescent Except 1975 Dalhousie Crescent, all Lots on Concordia Court and 353, 357, 361, 365, 369, 373, 377 & 381 Niagara Drive, Homeowners of North Oshawa Ltd. (DS-11-56)

(See Pages 417 to 420 and Pages 214 to 243)

Recommendation

That pursuant to Report DS-11-56, dated February 2, 2011, the application submitted by the Homeowners of North Oshawa Ltd. to amend Zoning By-law 60-94 to:

1. Add a new SA (Shared Accommodation) Zone to Zoning By-law 60-94 which would:

   i) Add a new definition for a dwelling unit in a Shared Accommodation Zone;

   ii) Allow a maximum bedroom restriction of 5 or 6 bedrooms depending on the size of the dwelling unit; and

   iii) Allow a maximum of 60% of the basement area to be used for bedroom space; and,
2. Rezone all lots on Dalhousie Crescent except 1975 Dalhousie Crescent, all lots on Concordia Court and 353, 357, 361, 365, 369, 373, 377 & 381 Niagara Drive from R1-D (Residential) and R1-E (Residential) to SA/R1-D (Shared Accommodation/Residential) and SA/R1-E (Shared Accommodation/Residential); and,

3. Specify that where there are any conflicts between this Zoning By-law and any Licensing By-law the provisions of this Zoning By-law will prevail;

be denied in accordance with the comments contained in Report DS-11-56.


(See Page 402 and Pages 1 to 7)

Recommendation

That Correspondence DS-11-66 dated January 20, 2011 from the Ministry of Environment advising of the status of assessment reports being prepared as mandated by the *Clean Water Act*, be referred to staff for follow-up.


(See Page 420 and Pages 8 to 12)

Recommendation

That Correspondence dated January 19, 2011 from the Region of Durham forwarding correspondence sent to the Association of Municipalities of Ontario requesting they engage the province to address the concerns of many municipalities in Ontario regarding commercial fill operations, be referred to staff for follow-up.

15. Carmela Marshall, Copy of Deputation Submitted to the Regional Council Concerning the Top Ten Risks of Commercial Fill Operations (DS-11-100)

(See Page 421 and Handout)

Recommendation

That Item DS-11-100, being a copy of a deputation submitted by Carmela Marshall at Regional Council concerning the top ten risks of commercial fill operations, be referred to staff.
16. Tanja Sims – Request for Sidewalk on West Side of Central Park Boulevard (DS-11-85)

(See Pages 421 to 422 and Page 59)

Recommendation

1. That pursuant to Correspondence DS-11-85 dated June 24, 2010 from Tanja Sims requesting a sidewalk be installed on the west side of Central Park Boulevard, staff be directed to prepare a survey document to be provided to the members of the Development Services Committee for execution; and,

2. That staff contact the school board to investigate if any safety concerns have been identified.

Report of the Finance and Administration Committee

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

1. John Gray – Requesting Council Ask the Province to Shorten the Period of Time Between the Election and the Swearing In of the New Council (FA-11-11)

(See Pages 503 to 504 and Page 6)

Recommendation

Whereas on November 30, 2009 City Council endorsed a motion from the Town of Whitby to the Minister of Municipal Affairs and Housing requesting the four-year term of office for Council be amended to commence the third Monday in November following the 2010 election and each regular election thereafter;

Therefore Correspondence FA-11-11 from John Gray requesting Council ask the Province to shorten the period of time between the election and swearing in of the new Council be lifted from the table and received for information.

(See Page 504 and Page 13)

Recommendation

That Correspondence FA-11-55 received January 24, 2011 from the Congress Black Women of Canada, Oshawa/Whitby Chapter requesting sponsorship in the amount of $5,000 for a Professional and Mentorship day for black youth on February 15, 2011, be received for information.

3. Accounts for the Month of October 2010 (FA-11-28)

(See Page 505 and Pages 14 to 33)

Recommendation


4. Accounts for the Month of November 2010 (FA-11-29)

(See Page 505 and Pages 34 to 58)

Recommendation


5. Accounts for the Month of December 2010 (FA-11-30)

(See Page 505 and Pages 59 to 75)

Recommendation


(See Page 505 and Pages 79 to 80)

Recommendation

That the summary of requests for financial assistance presented in Table 1 of Report FA-11-40 dated February 3, 2011 be approved subject to Council’s approval of a sufficient funding envelope in the 2011 budget as they meet all Council approved criteria in the Financial Assistance Policy.
7. Request for Tender #C2011-009, the Supply of Microsoft Licences (FA-11-41)  

(See Page 506 and Pages 81 to 85)  

Recommendation  

That the Manager, Purchasing Services be authorized to award a three-year contract as detailed in Report FA-11-41 dated February 3, 2011 to Dell Canada Inc. for the supply of Microsoft licences in the amount of $1,033,731 including all taxes, being the lowest responsible bid received.

8. Veteran's Association Request for Exemption from Property Taxes (FA-11-43)  

(See Page 506 and Pages 86 to 88)  

Recommendation  

1. That the request for various property tax exemptions be approved as outlined in Report FA-11-43, ‘Veteran’s Association Request for Exemption from Property Taxes’ dated February 3, 2011; and,  

2. That a by-law be passed that provides for property tax exemption of the City of Oshawa portion of the various veteran associations property taxes for a period of ten years; and,  

3. That a copy of this report and the approved by-law be forwarded to the Region of Durham requesting Regional Council to approve the exemption of the Region’s portion of the tax bill for the next ten years (2011-2010); and,  

4. That the Municipal Property Assessment Corporation be notified of Council’s decision and that a copy of the by-law be provided to facilitate the partial exemption coding.

9. Rick Lea, Durham Region Local Training Board – Request to Address the Finance Committee Concerning the Labour Market Issues Facing Durham Region and Plans to Address These Issues (FA-11-52)  

(See Page 510 and Pages 3 to 4)  

Recommendation  

That Correspondence FA-11-52 dated January 10, 2011 from the Durham Regional Local Training Board requesting to address the Committee concerning the labour market issues facing Durham Region and the plans to address the issues, and his subsequent delegation concerning the matter, be received for information.
10. **Donald Johnson – Requesting Oshawa Support a Motion to the Federal Government to Expand the Capital Gains Tax Exemption to Include Gifts of Private Company Shares and Real Estate for Charities (FA-11-53)**

   (See Page 511 and Pages 7 to 10)

   **Recommendation**

   That Correspondence FA-11-53 dated January 12, 2011 from Donald Johnson requesting Council support a motion to the Federal Government to expand the capital gains tax exemption to include gifts of private company shares and real estate for registered charities, be endorsed.

**Report of the Community Services Committee**

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

1. **Certificate of Participation – United Nations Billion Tree Campaign (CS-11-41)**

   (See Page 600 and Pages 8 to 9)

   **Recommendation**

   That Item CS-11-41, being a certificate of participation acknowledging the City of Oshawa’s contribution to the Billion Tree Campaign, a worldwide tree planting initiative facilitated by the United Nations Environment Program, be received for information.


   (See Page 601 and Pages 20 to 23)

   **Recommendation**

   1. That based on Report CS-11-19, ‘Recreation Services Certificate Program’ dated February 3, 2011, the City of Oshawa continue to support the program annually through direct in-kind program subsidization to match the Regional Municipality of Durham’s direct financial funding; and,

   2. That staff monitor program usage and the capacity of the City of Oshawa to accommodate the program and any impact on our ability to deliver services; and,

   3. That the direct in-kind program contribution value by the City of Oshawa be included in the annual report on recreation subsidies.
3. **Oshawa Kicks Pre-Season Frank Sobil Classic Soccer Tournament (CS-11-42)**

(See Page 601 and Pages 24 to 28)

**Recommendation**

1. That the allocation of the City soccer facilities and provision of other services for the Oshawa Kicks Pre-Season Frank Sobil Classic Soccer Tournament as outlined in Report CS-11-42, ‘Oshawa Kicks Pre-Season Frank Sobil Classic Soccer Tournament’ dated February 3, 2011 be endorsed; and,

2. That the 2011 approved rental rates including lighting fees for the use of the new artificial field at the Civic Recreation Complex apply.

4. **Traffic Conditions at the Intersection of Phillip Murray Avenue and Oxford Street (CS-11-28)**

(See Page 602 and Pages 46 to 55)

**Recommendation**

That based on Report CS-11-28, ‘Traffic Conditions at the intersection of Phillip Murray Avenue and Oxford Street’ dated February 3, 2011, no traffic concerns have been identified, and therefore, no further changes are recommended at this time.

5. **Proposed Parking Regulation Changes on Douglas Street (CS-11-29)**

(See Page 602 and Pages 56 to 60)

**Recommendation**

1. That based on Report CS-11-29, ‘Proposed Parking Regulation Changes on Douglas Street’ dated February 3, 2011, Traffic By-law 79-99, as amended, be further amended to:

   a) Prohibit parking on the west side of Douglas Street between Conant Street and Wolfe Street; and,

   b) Permit 2-hour parking from a point 53 metres south of Conant Street to a point 40 metres north of Wolfe Street; and,

   c) Permit 15-minute parking from Wolfe Street to a point 40 metres north of Wolfe Street on the east side; and,

2. That a copy of this report be sent to the street representative.
6. Bob Hooper – Request to Address the Community Services Committee to Request a Figure Skating Statue be Erected in Front of the General Motors Centre or Other City Facility (CS-11-40)

(See Page 604 and Pages 1 to 7)

Recommendation

That Correspondence CS-11-40 received January 27, 2011 from Bob Hooper requesting to address the Committee to request a statue be erected in front of the General Motors Centre to honour Oshawa’s world famous figure skaters Donald Jackson and Barbara Underhill, and his subsequent delegation concerning the matter, be received for information.

7. Rosemary McConkey – Request to Address the Community Services Committee Regarding Use of the Columbus Community Centre (CS-11-43)

(See Page 604 and Pages 10 to 11)

Recommendation

That Correspondence CS-11-43 dated February 3, 2011 from Rosemary McConkey requesting to address the Committee concerning use of the Columbus Community Centre, be received for information.

8. Oshawa Valley Botanical Gardens Task Force Five Year Review (CS-11-03)

(See Pages 604 to 605 and Pages 12 to 19)

Recommendation

That in accordance with Report CS-11-03, ‘Oshawa Valley Botanical Gardens Task Force Five Year Review’ dated February 3, 2011, the following be endorsed:

a) That the current Oshawa Valley Botanical Gardens Task Force be reinvented as a volunteer group led by staff, called ‘Friends of the Oshawa Valley Botanical Gardens’ to provide support for planting events and garden maintenance activities; and,

b) That a portion of the annual partnership grant in the amount of $5400 provided to the Oshawa Valley Botanical Gardens Task Force be transferred to the operating budget of the Community Services Department; and,
c) That any net proceeds from ‘Friends of the Oshawa Valley Botanical Gardens’ events be directed to the capital budget to assist with implementing the Oshawa Valley Botanical Gardens Master Plan and staff continue to explore partnership opportunities with local businesses, service clubs and community interest groups to assist with project funding; and,

d) That the Oshawa Valley Botanical Gardens Task Force members be thanked for their efforts to develop and advance the Oshawa Valley Botanical Gardens.

9. Results of Curbside Organics Collection Pilot (CS-11-25)

(See Page 605 and Pages 29 to 36)

Recommendation

1. That Report CS-11-25, ‘Results of Curbside Organics Collection Pilot’ dated February 3, 2011, be received for information; and,

2. That the curbside organics collection pilot be discontinued; and,

3. That Paul-André Larose and area residents be thanked for their participation in the pilot program.


(See Page 606 and Pages 37 to 45)

Recommendation


   a) Staff be authorized to issue a Request for Expression of Interest to provide options for standardized multi-sort waste containers for use at specified City facilities and in public spaces in the downtown core; and,

   b) The Manager of Purchasing Services be authorized to execute an agreement, in a form acceptable to the City Solicitor to retain a vendor to supply and maintain multi-sort waste containers; and,

2. That the Waste Diversion in Public Space Pilot Program be extended until a successful proponent is acquired.
Report of the Strategic Initiatives Committee

None.

COMMITTEE OF THE WHOLE REPORTS

1. Ron Foster, Auditor General, submitting Report AG-11-02 concerning the Annual Report on the Status of Program Review and Audit Recommendations

(See Pages 800 to 837)

Recommendation


2. Ron Foster, Auditor General, submitting Report AG-11-03 concerning the Multi-Year Audit Plan

(See Pages 838 to 842)

Recommendation

That the Multi-Year Audit Plan contained within Report AG-11-03 dated February 17, 2011 be endorsed.

3. Motion CM-11-09 Regarding Magner-Robson House Conservation

Recommendation, 268 Winchester Road West

(See Pages 843 to 851)

Recommendation

Whereas on June 7, 2004 the Council of the Corporation of the City of Oshawa passed By-law 68-2004 designating the property known as the Magner-Robson House, located at 268 Winchester Road West, Oshawa, as being of Cultural Heritage Value or Interest pursuant to the Ontario Heritage Act; and,

Whereas the Magner-Robson House is situated directly in the path of the proposed Highway 407 Technically Preferred Route and cannot be retained in its current location; and,
Whereas the Ministry of Transportation (MTO), as the property owner, has prepared a Cultural Heritage Evaluation Report (CHER) for this property and determined that the impact mitigation will involve either relocation of the building or detailed documentation and salvage of identified heritage features prior to demolition; and,

Whereas by letter dated January 20, 2011 (DS-11-75) the MTO has requested feedback from the City regarding the potential relocation and salvage options for this building; and,

Whereas on February 7, 2011 the Development Services Committee referred the MTO letter to Heritage Oshawa for comment; and,

Whereas by letter dated February 3, 2011 Heritage Oshawa acknowledges that the Ministry’s consideration of detailed documentation and salvage of the cultural heritage resource only as a conservation option of last resort and advises that it is their preference that the house be conserved and relocated within the boundary of the existing property or if not possible then moved to another property as close to the current location as possible; and,

Whereas it is desirable to protect the building through relocation as the preferred option;

Therefore be it resolved:

1. That the City of Oshawa recommend to the Ministry of Transportation that the Magner-Robson House be protected and relocated within the bounds of the existing property, or if not possible on the same premises, then moved to another property as close to the current location as possible.

2. That Heritage Oshawa and City staff work cooperatively with MTO to explore potential sites for the relocation of the Magner-Robson House.

3. That Council pass a By-law to amend By-law 68-2004 or repeal and replace By-law 68-2004 with a new Designation By-law, as appropriate, when an alternative location and a new owner for the Magner-Robson House is identified.

4. That the MTO, as the property owner, be requested to diligently maintain and protect the now vacant building from potential deterioration and/or vandalism and maintain property standards.

That the detailed documentation, demolition and salvage of this cultural heritage resource from the Magner-Robson House is the last option to be considered.
MOTIONS

“That the City of Oshawa proclaim:

March 2011 as ‘Epilepsy Awareness Month’ and March 26, 2011 as ‘Purple Day for Epilepsy’; and,

March 7 to 13, 2011 as ‘Women of Aviation Week’;

April 2011 as ‘New Homes Month’;

April 28, 2011 as ‘National Workers’ Day of Mourning’ and the ‘Day of Mourning’ flag be flown for the month of April 2011 at the Day of Mourning Monument and the flags at City Hall be lowered during the ceremony to be held on that date;

May 17, 2011 as ‘International Day Against Homophobia/Transphobia’ and the Rainbow flag be flown at City Hall for the day;

May 29, 2011 as the ‘Day of the Honey Bee’; and,

June 2011 as ‘Elder Abuse Awareness Month’.”

BY-LAWS

“That By-laws 34-2011 and 35-2011 be passed.”

34-2011 A By-law to amend Zoning By-law 60-94.
(Implements direction of October 14, 2003 through Item 10 of the Twenty-fourth Report of the Development Services Committee to change the zoning from UR to R1-D(4) “h-14” for the lands located on the North side of future Goldsmith Drive, east of future Arborwood Drive, Silwell Development, S-O-2001-03.)

35-2011 A By-law to amend Traffic By-law 79-99.
(Implements direction of February 22, 2011 through Item 5 of the Second report of the Community Services Committee to restrict parking on Douglas Street.)
DISCUSSION AGENDA

MATTERS EXCLUDED FROM CONSENT AGENDA

MATTERS TABLED

1. The motion concerning the Groundwater Sampling and Bioaerosol Study Results Oshawa Skeet & Gun Club/Composting Facility at the southeast corner of Harmony Road and Coates Road. (October 14, 2003)

2. Parts (c) and (d) of Council Resolution 1125 concerning requests to the Ministry of the Environment with respect to Courtice Auto Wreckers Limited’s Harmony Road compost site. (October 5, 2005, 8:00 p.m. meeting)

3. The second bullet in Part 2 of Report CM-07-59 from the City Manager with respect to the Strategic Financial Plan Process 2008-2011 Update concerning staff bringing forward a reassessment of facility rationalization. (October 9, 2007)

4. The motion concerning an Auditor General’s report on the energy retrofit of City facilities. (December 15, 2008) and (June 7, 2010 - to the next term of City Council)


NOTICES OF MOTION

(As may be presented by Council members)

CONFIRMING BY-LAW

A by-law to confirm the City Council meeting of February 22, 2011.

ADJOURN
For your information, the following correspondence received by the City Clerk will be filed following City Council’s meeting of February 22, 2011:

1. **Town of Ajax**, Blair Labelle, Manager, Legislative Services/Deputy Clerk, advising Oshawa Council’s resolution concerning the Central East Local Health Integration Network (LHIN) was received for information by Ajax Council.

   (At their meeting of January 10, 2010, Oshawa Council endorsed Ajax Council’s resolution to the Central East Local Health Integration Network (LHIN), in support of a single hospital corporation for all communities within Durham Region and requesting the Central East LHIN explore how this goal might be best achieved to serve the residents of Durham Region.)

2. **Town of Ajax**, Blair Labelle, Manager, Legislative Services/Deputy Clerk, forwarding Ajax Council’s resolution to Prime Minister Harper requesting, in order to establish fairness in the completion and funding of all infrastructure stimulus programs and projects, the Federal Government immediately announce that the funding deadline for Community Adjustment Fund Intake Two projects will also be extended to October 31, 2011.

3. **Regional Municipality of Durham**, P.M. Madill, Regional Clerk, forwarding Regional Council’s resolution concerning a Shared Communications Platform, approving the process of defining the technology, selection and implementation of an interoperable emergency communication system for the Region and local municipalities; and, accepting the 2011-2014 proposal of Landsdowne Technologies Inc. in the amount of $2,308,782 (excluding applicable taxes) for the project management of the interoperable emergency communications platform for emergency communications within Durham Regional Police Services, local municipal fire department, Ontario Power Generation and various department with the Region.

4. **Town of Clarington**, Anne Greentree, Deputy Clerk, forwarding Clarington Planning Services Report PSD-010-11 advising Clarington Council of the directive from the Joint Review Panel for the Darlington New Nuclear Development (NND) Project requiring Clarington to participate in the public hearing for the Project; and, to inform of Clarington’s peer review comments on the Draft Environmental Impact Statement for the NND Project and the previous Clarington Council’s position on the potential use of cooling towers for the Project.

5. **Regional Municipality of Durham**, P.M. Madill, Regional Clerk, forwarding Regional Council’s resolution appointing Councillor Amy England (Oshawa), Councillor Wilma Wotten (Scugog), Citizen Volunteers Keith Jones (Oshawa) and Simon Farquhar (Clarington) to the Durham Trail Coordinating Committee.
6. **Regional Municipality of Durham**, P.M. Madill, Regional Clerk, forwarding Regional Council’s resolution concerning representatives on Drinking Water Source Protection Committees, supporting the nomination from the Township of Brock of local Councillor Keith Shier as the new Durham municipal sector representative to the South Georgian Bay-Lake Simcoe Source Protection Committee; reaffirming John Presta (Director, Environmental Services, Region of Durham Public Works Department) as the Region’s representative on the Credit Valley-Toronto-Central Lake Ontario Source Protection Committee; reaffirming Bruce Craig (President of Lakefront Utilities, Town of Cobourg) as the municipal sector representative from the Ganaraska Source Protection Area on the Trent Conservation Coalition Source Protection Committee; supporting the ongoing involvement of Regional staff in municipal, planning and technical working groups assisting the Source Protection Committees; and, forwarding Regional Finance and Administration, Health and Social Services, Planning and Works Committee Joint Report 2011-J-3.


8. **Regional Municipality of Durham**, P.M. Madill, Regional Clerk, forwarding Regional Commissioner of Planning’s Report 2011-P-4 advising of the Ministry of the Environmental (MOE) Bill of Rights Registry Number 011-0597 Proposed Environmental Noise Guideline – Noise Assessment Criteria for Stationary Noise Sources and for Land Use Planning intended to replace three existing MOE Guidelines which address the control of noise emissions; and, recommending no formal comments be sent to the MOE and advising once the Guideline is finalized (in early 2011), the Province will provide training to municipal staff and others affected.
