Minutes of a special meeting of the Council of the City of Oshawa held in the Council Chamber on Tuesday, August 22, 2017 at 2:25 p.m.

Mayor Henry and Councillors Aker, Bates, Carter, Kerr, Pidwerbecki, Sanders and Shields were present. Councillors Chapman, McQuaid-England and Neal were absent.

Mayor Henry presided.

Mayor Henry advised this special meeting of Council was called to consider the Sixty-fifth and Sixty-sixth Reports of the Development Services Committee and CM-17-21 concerning a Clean Water and Wastewater Fund agreement.

Declarations of Pecuniary Interest

Councillor Carter made a declaration of interest concerning Item 2 of the Sixty-fifth Report of the Development Services Committee as the subject property is within the Oshawa Central Business District Improvement Area (O.C.B.D.I.A.) and as he owns property and is a member of the O.C.B.D.I.A., he did not participate in voting or discussion on the item.

Additional Non-Agenda Related Item

Moved by Councillor Pidwerbecki, seconded by Councillor Shields, (277) “That the rules of procedure be waived to add time-sensitive correspondence from the Tribute Communities Centre requesting a one-day extension of its liquor licence to the Council agenda for the special meeting of August 22, 2017.” Carried on a 2/3 vote of members present

1. Tribute Communities Centre requesting a letter of no-objection to a temporary one-day extension of its liquor licence to an outdoor area

Moved by Councillor Pidwerbecki, seconded by Councillor Shields, (278) “That the City Clerk be directed to provide a letter to the Alcohol and Gaming Commission advising that the City has no objection to a temporary extension of liquor sales at an outdoors event next to Gate 1 at the Tribute Communities Centre on October 1, 2017 from 4:00 p.m. to 5:30 p.m., subject to the necessary approvals concerning zoning, health, police, fire protection and licensing requirements.” Carried
Standing Committee Reports

Report of the Development Services Committee

The Development Services Committee respectfully reports and recommends to City Council its Sixty-fifth Report.

1. Request to Amend Memorandum of Understanding related to Teaching City Initiative to include Trent University Durham (DS-17-140)

Recommendation (Carried - See Page 225)

Whereas on April 10, 2017 City Council considered Report DS-17-68 dated March 23, 2017 and authorized the Mayor and Clerk to execute a Memorandum of Understanding related to the Centre of Urban Innovation concept (now referred to as the Teaching City Initiative) with the University of Ontario Institute of Technology, Durham College, Canadian Urban Institute and the University of Toronto (Department of Civil Engineering); and,

Whereas on June 5, 2017 the Memorandum of Understanding was executed by all parties; and,

Whereas Report DS-17-68 indicated that additional participants such as Trent University Durham may also join in this concept at a later date or collaborate on specific initiatives; and,

Whereas the Memorandum of Understanding includes a provision that additional parties may be added to the Memorandum of Understanding with the consensus of the parties and an amendment to the Memorandum of Understanding; and,

Whereas by letter dated July 28, 2017 Trent University Durham has requested to become a party to the Memorandum of Understanding;

Therefore be it resolved:

1. That the City supports adding Trent University Durham to the Memorandum of Understanding related to the Teaching City Initiative; and,

2. That the Mayor and Clerk be authorized to execute an amendment to the Memorandum of Understanding to include Trent University Durham in a form acceptable to the City Solicitor; and,

3. That a copy of this resolution be forwarded to the University of Ontario Institute of Technology, Durham College, Canadian Urban Institute, University of Toronto (Faculty of Applied Science and Engineering) and Trent University Durham.
2. Request from TT7 Inc. for City Council’s Support for an Application Under the Regional Revitalization Program for the Redevelopment of the Genosha Hotel, 68-72 King Street East (DS-17-145)

Recommendation (Carried - See Page 225)

Whereas the City and the Region of Durham have supported previous applications under the Regional Revitalization Program for the redevelopment of the Genosha Hotel at 68-72 King Street East in the Downtown Oshawa Urban Growth Centre; and,

Whereas on May 24, 2016 Council requested the Region’s continued support for the redevelopment project under the Regional Revitalization Program for 2199957 Ontario Inc., the then owner of the subject site; and,

Whereas TT7 Inc. is now the new owner of the subject site; and,

Whereas by correspondence dated August 10, 2017 TT7 Inc. has requested the City’s continued support for the proposed redevelopment of the Genosha Hotel into a mixed use building with apartment units and ground floor commercial uses under the Regional Revitalization Program;

Therefore be it resolved that the Region of Durham be requested to continue to support the redevelopment project under the Regional Revitalization Program for TT7 Inc.

3. Application for a Variance to Sign By-law 72-96 to Permit a Subdivision Billboard Sign on City-owned Land at the Southwest Corner of Townline Road North and Kettering Drive, Beechnut Development Corporation (Conservatory Group) (DS-17-139)

Recommendation (Carried - See Page 225)

Whereas the applicant, Beechnut Development Corporation (Conservatory Group), has applied for a variance to permit a subdivision billboard sign on a City-owned landscape strip at the southwest corner of Townline Road North and Kettering Drive (Block 54, Plan 40M-2216); and,

Whereas the Sign By-law 72-96, as amended, does not permit a subdivision billboard sign on City-owned land; and,

Whereas the applicant is developing two draft plans of subdivision (Files: 18T-97027 and S-O-2013-01) which include proposed new single detached dwellings and street townhouse dwellings and which are located west of Autumnwood Trail, north and south of the future Kettering Drive extension; and,

Whereas the applicant is proposing a subdivision billboard sign on the subject City-owned land to advertise the sale of homes in the two draft plans of subdivision in order to obtain marketing exposure on an arterial road; and,
Whereas it is not unusual to find subdivision billboard signs on City landscape strips; and,

Whereas the use of the City-owned land by the applicant for the subdivision billboard sign is appropriate for a temporary period while the proposed homes are being offered for sale;

Therefore be it resolved that the application for a variance to Sign By-law 72-96, as amended, submitted by Beechnut Development Corporation (Conservatory Group) (File: SV-2017-10) to permit a subdivision billboard sign on City-owned property at the southwest corner of Townline Road North and Kettering Drive (Block 54, Plan 40M-2216), be approved, subject to the applicant executing an encroachment agreement to the satisfaction of the City Solicitor and the Commissioner, Development Services Department.

4. Application Under the University and College Area Renaissance Community Improvement Plan, 2325 Thoroughbred Street, 2157236 Ontario Limited (Tribute Communities) (DS-17-141)

Recommendation (Carried - See Page 225)

That pursuant to Report DS-17-141 dated August 17, 2017, the application submitted by 2157236 Ontario Limited (Tribute Communities) for an Increased Assessment Grant under the City’s University and College Area Renaissance Community Improvement Plan for the development of 204 block townhouse units on the southern portion of Block 4, Registered Plan 40M-2559 located at 2325 Thoroughbred Street, be approved in accordance with the comments in this Report and that the required agreement be in a form acceptable to the City Solicitor.

5. Protecting the Automotive Sector during Upcoming North American Free Trade Agreement Negotiations (DS-17-142)

Recommendation (Carried - See Page 225)

Whereas the auto sector directly employs over 101,000 people in Ontario, and indirectly supports the creation of more than 300,000 good jobs in communities nationwide; and,

Whereas the automotive industry represents Canada’s largest manufacturing sector, Ontario’s chief export and the economic lifeblood of hundreds of Canadian communities; and,

Whereas a thriving auto sector is an important part of the Region of Durham’s and Oshawa’s economy, stimulating growth, innovation, and good, high-paying jobs; and,

Whereas Canada’s auto sector has been deeply integrated with the United States auto sector since the early-20th century, as indicated by the 1965 Canada-US Auto Pact; and,
Whereas the North American Free Trade Agreement (NAFTA) governs nearly every aspect of the Canadian and United States’ economic relationship, including the import and export of auto parts and vehicles; and,

Whereas any change to the established trade relationship between Canada and the United States could have enormous consequences for workers and consumers on both sides of the border; and,

Whereas in 2016 the governments of Ontario and Michigan signed a Memorandum of Understanding calling for increased cooperation and partnership between their two automotive sectors; and,

Whereas the United States has announced its intent to renegotiate NAFTA; and,

Whereas a thriving automotive sector is important for Canada’s economic future and the Region of Durham’s and Oshawa’s local economy;

Therefore, be it resolved:

1. That the City join with municipal Councils across Canada in calling on the federal government to make the protection and growth of Canada’s automotive sector a key priority in the upcoming NAFTA negotiations; and,

2. That Mayor Henry send a letter to Prime Minister Justin Trudeau, Premier Kathleen Wynne and Durham Region MPs reinforcing these concerns; and,

3. That Durham Region MPs ensure they are part of parliamentary auto caucus in order to advocate for the wellbeing of Canada’s automotive sector at the federal level; and,

4. That a copy of this resolution be sent to the Region of Durham, all Durham Region area municipalities, the Federation of Canadian Municipalities, the Association of Ontario Municipalities, all Durham Region MPs and MPPs, the President of General Motors Canada and UNIFOR.

6. Application to amend Zoning By-law 60-94 for Lands on the East Side of Ritson Road North, between Taunton Road East and Beatrice Street East, generally known as the Five Points Mall, Dymon Group of Companies (DS-17-144)

Recommendation (Carried - See Page 225)

1. That pursuant to Report DS-17-144 dated August 17, 2017, the application submitted by Dymon Group of Companies to amend Zoning By-law 60-94 to permit a self-serve storage facility as an additional permitted use and site specific zone regulations to implement the proposed site design for lands on the east side of Ritson Road North, between Taunton Road East and Beatrice Street East, generally known as the Five Points Mall, be approved in accordance with the comments contained in the above noted Report and the necessary by-law be passed; and,
2. That in accordance with Section 34(17) of the Planning Act and notwithstanding that the rezoning proposed in the public meeting report and the public meeting differs to some degree from that approved by City Council, such differences are not substantial enough to require further notice and another public meeting.


Affirmative – Councillors Akers, Bates, Kerr, Pidwerbecki, Sanders, Shields and Mayor Henry

Negative – None

Declarations of Interest – Councillor Carter

Absent – Councillors Chapman, McQuaid-England and Neal

Committee of the Whole Report

1. Motion CM-17-21 concerning a Clean Water and Wastewater Fund Agreement Recommendation (Carried - See Page 226)

Whereas the 2016 Federal Budget announced the establishment of a Clean Water and Wastewater Fund (C.W.W.F.) that proposed to invest up to $569.6 million in the Province of Ontario for immediate improvements to water distribution and treatment infrastructure in 2016 to 2017; and,

Whereas the City received correspondence from C.W.W.F. in October 2016 regarding eligibility to receive a maximum allocation of $1,204,572 (Federal $803,048; Provincial $401,524); and,

Whereas the City submitted an application to obtain funding for its Storm Water Management Pond Cleaning program in December 2016; and,

Whereas the two projects submitted were:

- Project 54-0003 for Storm Water Management Pond Cleaning ($159,000); and,

- Project 54-0004 for Storm Water Pond Management Cleaning ($164,000) (at 10 locations: 1145 Thornton Road North, 1661 Harmony Road North, 1072 Ridgemount Boulevard, 235 Howden Road East, 350 Woodmount Drive, 2120 Ritson Road North, 1035 Pondview Court, 1080 Townline Road South, 349 Britannia Avenue East, 1310 Beatrice Street East); and,
Whereas these two projects are part of the 2018 and 2019 Capital Forecast approved in principle by Council in the 2017 – 2026 Capital Budget; and,

Whereas the C.W.W.F. program will allow the City to advance the timeline on these projects as well as provide funding to inspect and clean additional storm water ponds that would not be affordable for the City to undertake within the completion deadline of March 31, 2018; and,

Whereas the City was approved for maximum funding of $969,000 (Federal contribution $646,000; Provincial contribution $323,000) on July 25, 2017; and,

Whereas the City’s share in the amount of $323,000 can be funded from the Infrastructure Surcharge Reserve for a total project budget of $1,292,000;

Therefore be it resolved, that the Mayor and City Clerk be authorized to sign the Clean Water and Wastewater Fund (Ontario) Transfer Payment Agreement in a form acceptable to the City Solicitor.

Moved by Councillor Carter, seconded by Councillor Pidwerbecki, (281) “That Council adopt the recommendation contained in CM-17-21 concerning a Clean Water and Wastewater Fund Agreement.” Carried

**Closed Agenda**

**Standing Committee Report**

**Report of the Development Services Committee**

The Development Services Committee respectfully reports and recommends to City Council its Sixty-sixth Report.

1. Disposition of a Portion of City-owned Land Located at 625 Raleigh Avenue (DS-17-143)

**Recommendation** (Carried - See Page 227)

1. That pursuant to Report DS-17-143 dated August 17, 2017 the Commissioner, Development Services Department be authorized to enter into a purchase and sale agreement for a portion of surplus City-owned land at 625 Raleigh Avenue in accordance with Section 5.6 of said Report, subject to the purchase and sale agreement being in a form and content acceptable to the Commissioner, Development Services Department and the City Solicitor; and,
2. That pursuant to Report DS-17-143 dated August 17, 2017 the Commissioner, Development Services Department be authorized, from time-to-time, to extend condition, requisition or completion dates established by the purchase and sale agreement as the Commissioner, Development Services Department may consider advisable in consultation with the City Solicitor; and,

3. That pursuant to Report DS-17-143 dated August 17, 2017 the Commissioner, Development Services Department be authorized to execute a lease agreement to lease back the northern portion of surplus City-owned land at 625 Raleigh Avenue in accordance with the terms and conditions set out in Section 5.6 of said Report subject to the lease agreement being in a form acceptable to the City Solicitor and Commissioner, Development Services Department.

Moved by Councillor Aker, seconded by Councillor Sanders, (282) “That Council adopt the Sixty-sixth Report of the Development Services Committee.” Carried

Confirming By-Law

Moved by Councillor Pidwerbecki, seconded by Councillor Sanders, (283) “That the confirming by-law be passed.” Carried

70-2017 A By-law to confirm the City Council meeting of August 22, 2017

Adjourn

Moved by Councillor Kerr, seconded by Councillor Shields, (284) “That the meeting adjourn.” Carried

The meeting adjourned at 2:31 p.m.