Minutes of a Special Corporate Services Committee meeting held in the Council
Chamber, with electronic participation on Tuesday, October 20, 2020 at 9:30 a.m.

Present: Councillor Marks, Chair
              Councillor Hurst, Vice-Chair
              Councillor Giberson, Member
              Councillor Nicholson, Member
              Mayor Carter, Ex Officio

Also
Present: Councillor Kerr
              Councillor Marimpietri (left the meeting at 9:56 a.m.)
              Councillor McConkey
              J. Lane, Council-Committee Coordinator
              L. Davis, Deputy City Clerk
              T. Adams, Commissioner, Corporate Services Department
              B. Jeffs, Director, Municipal Law Enforcement and Licensing Services
              A. Kostnik, Lawyer
              K. Mann, Manager, Policy and Research
              M. Medeiros, City Clerk (entered the meeting at 12:27 p.m.)

Regrets: Councillor Neal, Member

Public Agenda

Additional Agenda Items

Moved by Councillor Hurst,
"That the delegation requests from Jake Brockman, Uber Canada, and Katharine
Platanitis, and Correspondence CORP-20-35 from Philippe Letarte, Public Policy
Manager, Lyft, concerning Report CORP-20-34 be added to the Corporate Services
Committee agenda for October 20, 2020." Carried

Declarations of Pecuniary Interest

None

Presentations

None

Delegations

Moved by Councillor Hurst,
"That the delegations of Jake Brockman and Katharine Platanitis be heard." Carried

Jake Brockman addressed the Corporate Services Committee concerning Report
CORP-20-34 related to Regulatory Options for Modernizing Vehicle-For-Hire Standards
in the City of Oshawa.

The Committee questioned Jake Brockman.

Katharine Platanitis addressed the Corporate Services Committee concerning Report CORP-20-34 related to Regulatory Options for Modernizing Vehicle-For-Hire Standards in the City of Oshawa.

The Committee questioned Katharine Platanitis.

Councillor Marks temporarily left the meeting and Councillor Hurst assumed the Chair.

Councillor Marks re-entered the meeting and resumed the Chair.

Correspondence Requiring Action

CORP-20-35   Philippe Letarte, Public Policy Manager, Lyft, Submitting Comments Concerning Regulatory Options for Modernizing Vehicle-For-Hire Standards in the City Oshawa

Moved by Councillor Hurst,
"That Correspondence CORP-20-35 from Philippe Letarte, Public Policy Manager, Lyft, concerning Regulatory Options for Modernizing Vehicle-For-Hire Standards in the City Oshawa be referred to Report CORP-20-34." Carried

Reports

CORP-20-34   Modernizing Vehicle-For-Hire Standards in the City of Oshawa: Regulatory Options

Moved by Councillor Nicholson,
"That the Corporate Services Committee recommend to City Council:

1.   That Council approve a consolidated Vehicle-For-Hire By-law and a by-law to repeal Taxicab Licensing By-law 50-2003, as amended, amend the General Fees and Charges By-law 13-2003, as amended, and Licensing By-law 120-2005, as amended in the form of Option "C" – Limited Regulatory Role as detailed in Section 5.1.1 of Report CORP-20-34 "Modernizing Vehicle-For-Hire Standards in the City of Oshawa: Regulatory Options", dated October 6, 2020, in a form and content acceptable to the Commissioner of Corporate Services and Legal 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, Licensing By-law 120-2005, as amended, and the passing of a licensing by-law pursuant to Section 150 of the Municipal Act, 2001 S.O. 2001, c. 25 be waived." Lost on the following vote

Affirmative - Councillor Nicholson

Negative - Councillors Giberson, Hurst, Marks and Mayor Carter

Absent - Councillor Neal

Moved by Mayor Carter,
"That the Corporate Services Committee recommend to City Council:

1.   That Council approve a consolidated Vehicle-For-Hire By-law and a by-law to
        repeal Taxicab Licensing By-law 50-2003, as amended, amend the General Fees
        and Charges By-law 13-2003, as amended, and Licensing By-law 120-2005, as
        amended in the form of Option "A" – Establish a new Vehicle-For-Hire By-law as
        detailed in Section 5.1.1 of Report CORP-20-34 "Modernizing Vehicle-For-Hire
        Standards in the City of Oshawa: Regulatory Options", dated October 6, 2020,
        and in a form and content acceptable to the Commissioner of Corporate Services
        and Legal 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,
        Licensing By-law 120-2005, as amended, and the passing of a licensing by-law
        pursuant to Section 150 of the Municipal Act, 2001 S.O. 2001, c. 25 be waived."
        Carried by later vote
The Committee questioned the Commissioner, Corporate Services Department.

Moved by Councillor Nicholson,
"That Option 'A' be amended to include 'That the plate limits be eliminated for all
taxicabs.'." Lost by later vote

Moved by Mayor Carter,
"That the meeting recess." Carried

The meeting recessed at 10:44 a.m. and reconvened at 10:54 a.m. with the following
members in attendance: Councillors Marks, Hurst, Giberson, Nicholson and Mayor
Carter.

The vote to amend Option A to eliminate plate limits lost on the following

Affirmative - Councillor Nicholson

Negative - Councillors Giberson, Hurst, Marks and Mayor Carter

Absent - Councillor Neal

The vote to adopt Option 'A' as the regulatory option Carried on the following

Affirmative - Councillors Hurst, Nicholson, Marks and Mayor Carter

Negative - Councillor Giberson

Absent - Councillor Neal

Moved by Mayor Carter,
"That the rules of procedure be waived in order to introduce a time-sensitive motion concerning the 2022 Municipal and School Board Elections." Carried on the following 2/3 vote of members present

Affirmative - Councillors Giberson, Hurst, Nicholson, Marks and Mayor Carter

Negative - None

Absent - Councillor Neal

CORP-20-36   <u>2022 Municipal and School Board Elections</u>

Moved by Mayor Carter,
"That the Corporate Services Committee recommend to City Council:

Whereas some Ontario municipalities have been using Internet voting since 2003; and,

Whereas in 2018, 194 municipalities in Ontario used Internet voting as a method of election and this number is expected to increase for the 2022 Municipal and School Board Elections; and,

Whereas the City of Oshawa is committed to continuous improvement, innovation, diversification and modernization of services, including Municipal and School Board Elections; and,

Whereas in an effort to provide for modernization of the election processes and to provide greater accessibility and convenience for the electorate, City staff recommended the introduction of Internet and Telephone Voting for 2022 Municipal and School Board Elections as set out in Report CORP-20-20; and,

Whereas newly discovered research from Dr. Nicole Goodman, Associate Professor of Political Science at Brock University, Director of the Centre for e-Democracy, Senior Associate with the Innovation Policy Lab at the Monk School of Global Affairs and is a

member of the Laboratory of Local Elections, focuses on the adoption and effects of technology on elections in Canada and internationally; and,

Whereas Dr. Goodman's findings indicate that Internet voting is desirable for election stakeholders in Ontario and is a welcome addition alongside other voting methods to keep pace with societal changes, accommodate electors' increasingly busy schedules, and to help mitigate factors that may limit voter accessibility of physical locations; and,

Whereas Dr. Goodman recognizes that in Ontario it appears that municipal Internet voting uptake will continue to grow and become part of electoral modernization so long as there remains demand from the electorate and candidates, and the bureaucratic will to innovate the administration of elections; and,

Whereas Dr. Goodman identified the importance of sufficient education, outreach and robust communications to engage the electorate and stakeholders early and often; and,

Whereas Dr. Goodman also identified concerns about unsupervised/remote Internet voting such as authentication, auditability and verifiability as well as security which needs to be managed carefully; and,

Whereas Dr. Goodman recommends that online voting should be thoughtfully researched and implemented; and, that the introduction of online voting should be a deliberate and planned process and that it is important for the Provincial Government to establish legal, technical and operational standards regarding Internet voting deployment for consistency across the province; and,

Whereas it is important for the City of Oshawa to advance the modernization of Municipal and School Board Elections and the engagement of its electorate as well as for staff to undertake more due diligence including investigation of risk mitigation strategies prior to the implementation of Internet and Telephone Voting as a method of voting;

Therefore be it resolved:

1.   That the recommendation adopted by the Corporate Services Committee at its meeting of October 5, 2020 concerning Internet and Telephone Voting for the 2022 Municipal and School Board Elections be reconsidered; and,

2.   That Option 2 concerning Internet and Telephone voting as outlined in Report CORP-20-20 be referred back to staff:

     a.   To further investigate risk mitigation strategies associated with Internet and Telephone voting with consideration being given to a comprehensive security analysis including end-to-end verifiability, security audits and appropriate authentication measures; and,

     b.   To develop a public consultation strategy on Internet voting; and,

     c.   To report back to the Corporate Services Committee on the above matters in the fourth quarter 2024; and,

3.   That the same method of voting used in the last election be used for the 2022 Municipal and School Board elections; and,

4.   That Council authorize the use of optical scan vote tabulators and accessible voting equipment as the method of voting for the 2022 Municipal and School Board Elections and that the necessary by-law be passed; and,

5.   That the Mayor send a letter to the Provincial Government with a request to establish legal, technical and operational security standards and guidelines for municipalities to follow in order to implement secure Internet voting for elections and to ensure consistency across the province; and,

6.   That a copy of the letter be sent to all Durham Region municipalities, all Durham M.P.Ps, Durham Region School Boards, the Association of Municipalities of Ontario (AMO), the Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO), the Minister of Municipal Affairs and Housing requesting their support for the Provincial Government to establish legal, technical and operational standards regarding Internet voting deployment for consistency across the province."

A request for division was made in order to vote on Parts 1 and 2 separately.

Affirmative - Councillors Giberson, Hurst, Nicholson, Marks and Mayor Carter

Negative - None

Absent - Councillor Neal

The vote on Part 2 Carried on the following

Affirmative - Councillors Giberson, Hurst, Nicholson, Marks and Mayor Carter

Negative - None

Absent - Councillor Neal

The vote on Parts 3, 4, 5 and 6 Carried on the following

Affirmative - Councillors Giberson, Hurst, Nicholson, Marks and Mayor Carter

Negative - None

Absent - Councillor Neal

Moved by Councillor Giberson,
"That the rules of procedure be waived in order to introduce a new item concerning data governance at this time." Carried on the following 2/3 vote of members present

Affirmative – Councillors Giberson, Hurst, Nicholson, Marks and Mayor Carter

Negative – None

Absent – Councillor Neal

CORP-20-37   <u>Data Governance Framework for the City of Oshawa</u>

Moved by Councillor Giberson,
"That the Corporate Services Committee recommend to City Council:

That staff investigate and report back on data governance rights as they pertain but not limited to both voting tabulator technology and online and telephone voting, including exploring the option of working with field experts and local stakeholders on developing a data governance framework for the City of Oshawa." Carried

Adjournment

Moved by Councillor Hurst,
"That the meeting adjourn." Carried

The meeting adjourned at 12:57 p.m.