

Minutes of a meeting of the Council of the City of Oshawa held in the Council Chamber with electronic participation on April 27, 2020 at 9:30 a.m.

Mayor Carter and Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, and Nicholson were present electronically.

Mayor Carter presided.

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 the traditional territories of the Mississaugas of Scugog Island First Nation.

A moment of silence was held for the victims of the Nova Scotia tragedy.

Council Member Announcements

Various announcements were made relating to activities and events.

Additional Agenda Items

CNCL-20-30 Durham Dignity for the Homeless in opposition to Item CS-20-22

CNCL-20-31 Members of Heritage Oshawa in opposition to Item DS-20-58

CNCL-20-32 Wayne Wood submitting comments concerning Report CNCL-20-20

Moved by Councillor Chapman, seconded by Councillor Giberson, (105) "That Correspondence CNCL-20-30 from Durham Dignity for the Homeless in opposition to Item CS-20-22; Correspondence CNCL-20-31 from Members of Heritage Oshawa in opposition to Item DS-20-58 and Correspondence CNCL-20-32 from Wayne Wood submitting comments concerning Report CNCL 20 20 be added to the agenda for the April 27, 2020 and referred to the respective items." Carried on the following 2/3 vote of members present

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Absent – None

Declarations of Pecuniary Interest

Councillor Hurst made a declaration of interest concerning Item DS-20-50 regarding a proposed lease extension for a City-owned facility as her family member is a tenant of

the facility that is the subject of the report and did not participate in discussion or voting on the matter.

Councillor Neal made a declaration of interest concerning recommendations related to public art installations at the OSCC 55+ at John Street and the Delpark Centre identified in Item CS-20-20 as he is a member of the Board of the OSCC+ and did not take part in discussion or voting on the matter.

Councillor Marimpietri made a declaration of interest regarding Item DS-20-32 considered by Council on February 18, 2020 related to amendments to By-law 94-74 to remove the budget cap and minimum/maximum levy provisions for the Oshawa Central Business District Improvement Area as his spouse owns and operates a business that contributes to the Business Improvement Area levies.

Councillor Marimpietri made a declaration of interest regarding Report CNCL-20-10 considered by Council on February 18, 2020 related the 2020 Tax Levy By-law for the Oshawa Central Business District Improvement Area as his spouse owns and operates a business that contributes to the Business Improvement Area levies.

Councillor Marimpietri made a declaration of interest regarding Item DS-20-43 considered by Council on February 24, 2020 related to industrial zones in the Northwood Business Park as his family purchased, owns property and resides in the subject area.

Councillor Marimpietri made a declaration of interest regarding Correspondence CNCL-20-25 from the Downtown Oshawa Business Improvement Area seeking support for a financial assistance request to the Region of Durham as his spouse owns and operates a business that contributes to the Business Improvement Area levies and did not take part in discussion or voting on the matter.

Councillor Marimpietri made a declaration of interest regarding Item CS-20-25 related to a proposed snow clearing pilot project in the downtown area as his spouse owns and operates a business that contributes to the Business Improvement Area levies and did not take part in discussion or voting on the matter.

Mayor Carter made a declaration of interest regarding Correspondence CNCL-20-25 from the Downtown Oshawa Business Improvement Area seeking support for a financial assistance request to the Region of Durham as he is a member of and owns a business in the Business Improvement Area and did not participate in discussion and voting on the item.

Mayor Carter made a declaration of interest regarding Item CS-20-25 related to a proposed snow clearing pilot project in the downtown area as he is a member of and owns a business in the Business Improvement Area and did not participate in discussion and voting on the item.

Mayor Carter made a declaration of interest regarding Report CNCL-20-17 related to an update to the Welcoming Streets Initiative Program as he is a member of and owns a business in the Business Improvement Area and as his wife is employed by CAREA Community Health Centre and did not participate in discussion and voting on the item.

Matters Requiring Direction

Correspondence Requiring Action

Councillor Chapman assumed the Chair.

CNCL-20-25 Downtown Oshawa Business Improvement Area – Seeking Oshawa City Council Support a Request from the Durham BIAs to Regional Council for Financial Assistance

Moved by Councillor Kerr, seconded by Councillor Giberson, (106) “Whereas the Downtown Oshawa B.I.A. has submitted a letter requesting Oshawa Council support their request on behalf of all Durham BIAs for a grant from the Region of Durham in the amount equal to twenty-five per cent or one fiscal quarter of their 2020 budgeted monies; and,

Whereas under normal circumstances these funds come from a B.I.A. tax levy charged to their members and collected on behalf of the Downtown Oshawa B.I.A. by the City of Oshawa; and,

Whereas if the request to the Region of Durham is successful as a grant then it would only be fair that the B.I.A. tax levy paid by the members of the Downtown Oshawa B.I.A. be reduced by an amount equal to the amount of the monies the Downtown Oshawa B.I.A. receives through a grant;

Therefore, be it resolved:

1. That Council of the City of Oshawa supports the Downtown Oshawa B.I.A. grant request to the Region of Durham; and
2. That if this grant is approved then the Council of the City of Oshawa reconsider By-law 23-2020 regarding the B.I.A. tax levy with a view to reduce the B.I.A. Tax levy collected from Downtown Oshawa B.I.A. members by an amount equal to the monies received by the Downtown Oshawa B.I.A. through the grant.” Carried on the following

Affirmative – Councillors Chapman, Giberson, Kerr, Marks, McConkey, and Neal

Negative – Councillors Gray, Hurst and Nicholson

Declaration of Interest – Mayor Carter and Councillor Marimpietri

Absent – None

Mayor Carter resumed the Chair.

Items Pulled from Information Package

None

Public Consent Agenda

Moved by Councillor Chapman, seconded by Councillor Giberson, (107) "That all items listed under the heading of Public Consent Agenda for the April 27, 2020 Council meeting be adopted as recommended except:

Correspondence CNCL-20-26;

Items CS-20-20, CS-20-21, CS-20-22, CS-20-23, CS-20-25 and CS-20-27 from the Nineteenth Report of the Community Services Committee;

Items CORP-20-13, CORP-20-14, CORP-20-15 and CORP-20-08 from the Eighteenth Report of the Corporate Services Committee;

Items DS-20-55, DS-20-45, DS-20-51 and DS-20-58 from the Thirty-eighth Report of the Development Services Committee;

Items FIN-20-18 and FIN-20-22 from the Twenty-sixth Report of the Finance Committee; and

Reports CNCL-20-17, CNCL-20-20 with related By-law 39-2020, CNCL-20-28 and CNCL-20-29." Carried on the following vote

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, Neal, Nicholson and Mayor Carter

Negative – None

Absent – Councillor McConkey

Correspondence

CNCL-20-26	Durham Radio Inc. Requesting Rent Abatement for the Next Three Months
------------	---

Recommendation (Amended – See Page 90)

That Correspondence CNCL-20-26 dated March 27, 2020 from Durham Radio Inc. requesting a rent abatement for April, May and June be referred to staff for a report.

CNCL-20-27	Oshawa Airport Golf Club Requesting a Suspension of Lease Payments
------------	--

Recommendation (Carried – See Page 72)

That Correspondence CNCL-20-27 dated April 21, 2020 from the Oshawa Airport Golf Club requesting a suspension of lease payments be referred to staff for a report.

Adoption of Council Minutes

That the minutes of the City Council meetings held on February 18, February 24, March 13, and April 15, 2020 be adopted. (Carried – See Page 72)

Standing Committee Reports

Report of the Community Services Committee

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

CS-20-20 Public Arts Master Plan Implementation – Project and Location Report

Recommendation (Carried – See Page 91)

1. That pursuant to Report CS-20-20 dated March 3, 2020, the following locations be approved for the temporary Vinyl Installations Project:
 - O.S.C.C. 55+ John Street;
 - South Oshawa Community Centre;
 - Civic Recreation Complex;
 - O.S.C.C. 55+ Delpark Homes Centre;
 - Donevan Recreation Complex;
 - Northview Community Centre;
 - Art and Culture in the Hall (City Hall);
 - Art at the ARC (Arts Resource Centre); and,
2. That the location of Lakeview Park be approved for the temporary installation of banners in recognition of Lakeview Park's 100th Anniversary in 2020; and,
3. That staff work with the Public Art Task Force and within the guidelines contained within the Public Art Policy and Public Art Master Plan to implement the identified temporary public art projects at these locations.

CS-20-21 Subsidized Tree Planting Program

Recommendation (Carried – See Page 91)

1. That Report CS-20-21 dated March 9, 2020 concerning the implementation of a subsidized backyard tree planting program in Oshawa which leverages additional funding from the Region of Durham be endorsed; and,
2. That pending budget approval of all partner municipalities and the Region of Durham, the City enter into a joint agreement with LEAF for the implementation of the backyard tree planting program; and,
3. That the Mayor and City Clerk be authorized to execute a joint agreement with the Region of Durham, participating municipalities and LEAF, consistent with the terms and conditions contained in this Report and in a form and content satisfactory to the Commissioner, Community Services Department and the City Solicitor; and,
4. That staff be directed to work cooperatively to roll out and communicate the program; and,
5. That staff review the pilot after the first year and report back to Committee with a summary of the results and consideration in the 2021 budget to proceed for a further 5-year agreement based on the success of the pilot; and,
6. That Council request Oshawa Power and Utilities Corporation consider providing an additional rebate for Oshawa property owners who participate in the LEAF Program as a mechanism to promote energy conservation.

CS-20-22 Community Services Committee Outstanding Items Status Report – First Quarter 2020

Recommendation (Carried – See Page 92)

1. Whereas CS-19-94, being the Fourth Report of the Oshawa Accessibility Advisory Committee requesting an asphalt paved path to be installed from the south parking lot at the Oshawa Public Library to an existing bus shelter's was recommended to City Council; and,

Whereas CS-19-94 was thought to be endorsed but was actually referred to staff to report back; and,

Whereas the original recommendation is: 'that before winter, a 1,800 mm wide asphalt paved path (approximately 10 feet long) be installed from the north side of the bus shelter's

concrete pad on Centre Street South, located just south of the Oshawa Public Library (Bagot Street), to provide a clear firm walkway to the south parking lot'; and,

Whereas City staff investigated the location to determine the most appropriate type of construction and surface necessary and constructed a path in late fall 2019;

Therefore Item 10 be removed from Community Services Outstanding Items List; and,

2. That Item 7 (CS-19-80) of the Community Services Committee Outstanding Items Status Report concerning a proposal for a memorial and annual celebration of life event for those lost to accidental overdoses, be removed from the Community Services Outstanding Items List'; and,
3. That the remainder of Community Services Committee's Outstanding Items Status Report for the first quarter 2020 be received for information.

CS-20-23

Rotary Pool – 2020 Pool Season

Recommendation (Carried – See Page 92)

That pursuant to Report CS-20-23 dated March 4, 2020, Rotary Pool not be operated during the 2020 pool season.

CS-20-24

Poverty Reduction Approach in the Oshawa

Recommendation (Carried – See Page 72)

Whereas the first Goal identified in the United Nations' Sustainable Development Goals is to 'end Poverty in all forms everywhere'; and,

Whereas according to 2016 Statistics Canada Census information, the poverty rate in Oshawa is the highest in Durham Region, at approximately 1 in 7 or 14.5% (low-income measure, after tax) and child poverty rates in Oshawa are 1 in 5 or 20.8%; and,

Whereas five of the seven Priority Neighbourhoods identified by the 2015 Durham Region Health Neighbourhood Report are within Oshawa boundaries; and,

Whereas the Community Needs Assessment commissioned by the City of Oshawa in 2018 in support of the Smart Cities Challenge submission identified 'Social and Economic Inequality' as the key issue facing Oshawa; and,

Whereas many impacts of poverty are experienced at the local level and include higher rates of health and mental health issues, higher food insecurity, higher rates of unsheltered and precariously housed individuals, higher crime, higher demand for community, social and charitable services, lack of school readiness, reduced school success, and over economic productivity; and,

Whereas the City is committed to ensuring an inclusive, healthy and safe community, as demonstrated through the Oshawa Strategic Plan's Strategic Goal of Social Equity and further that the draft update to the Oshawa Strategic Plan includes actions and measures to address economic disparity and poverty reduction in our community; and,

Whereas the City's Diversity and Inclusion Plan contains actions aimed at fostering inclusive and equitable community; and,

Whereas the City of Oshawa participated in various initiatives in the community aimed at assisting those living in poverty including Advancing Access to Affordable Recreation in Durham, O.U.R. Taskforce, etc.; and,

Whereas the City of Oshawa has also participated in various initiatives in the Durham Region aimed at reducing poverty, including the Durham District School Board's Make a Difference program and the Region of Durham Financial Empowerment Framework; and,

Whereas the City of Oshawa is currently partnering with the Region of Durham to lead a Collective Impact approach for the community to develop a common agenda and strategy aimed at poverty reduction in our community; and,

Whereas the Province of Ontario is currently developing a provincial Poverty Reduction Strategy, and is soliciting input from municipalities, employers, service providers, and members of the community;

Therefore be it resolved:

1. That staff be directed to develop a data analysis of poverty in Oshawa to be communicated both internally and externally; and,
2. That the City of Oshawa utilize the data analysis to apply an equity lens to plans and actions of the City of Oshawa including strategic plans and future budgets to ensure equitable access to services for all residents; and,

3. That staff report to City Council, through the Chief Administrative Officer, annually on actions and investments planned to be taken and that have been undertaken to address poverty in our community; and,
4. That the City of Oshawa continue to work proactively and collaboratively with the Region of Durham and other community partners on issues related to addressing poverty and poverty reduction in our community; and,
5. That staff be directed to provide input to the provincial government's Poverty Reduction Strategy and copy all members of City Council; and,
6. That the City of Oshawa copy Durham Region Municipalities, Durham Members of Provincial Parliament and Members of Parliament on official correspondence of this resolution in an effort to seek assistance in resources and funding to help effectively address economic disparity and poverty in our community.

CS-20-25

Proposed Pilot Project – Sidewalk Snow Clearing in High Pedestrian Traffic Areas in Parts of the Downtown

Recommendation (Carried – See Page 92)

1. That staff investigate and prepare a report to the Community Services Committee on a potential pilot project for snow clearing of sidewalks in high pedestrian traffic areas in parts of the Downtown; and,
2. That as part of the investigation staff review such matters as potential levels of service, timing, costs, liability and accessibility; and,
3. Consult with the Downtown Business Improvement Area, the Oshawa Accessibility Advisory Committee and the Durham Municipal Insurance Pool as part of the process.

CS-20-26

Traffic Concerns at the Corners of King Street East and Wilson Road North

Recommendation (Carried – See Page 72)

1. That staff investigate the traffic concerns at the corners of King Street East and Wilson Road North, specifically the challenges commuters face travelling north on Wilson Road between King Street East and Bond Street; and,
2. That staff investigate the interruption posed by customer vehicles using the Tim Horton's drive-thru; and,

3. Any suggested remedies, including soliciting the owner of the property for relief, be brought back to the Community Services Committee for review.

CS-20-27

All-Way Stop at Aberdeen Street and Masson Street

Recommendation (Amended – See Page 92)

Whereas community safety is a key priority of the City of Oshawa for both pedestrians and drivers; and,

Whereas the residents of the Aberdeen Street and Masson Street area have a long-standing concern with speeding traffic along Aberdeen Street; and,

Whereas children in that area attend both S. J. Phillips Public School and O'Neill Collegiate and walk through this area in significant numbers; and,

Whereas there is already a two-way stop control in the northbound and southbound direction on Masson Street and there is still an ongoing speeding concern; and,

Now therefore be it resolved that staff be directed to make the intersection of Aberdeen Street and Masson Street an all-way stop control intersection by updating Traffic By-law 79-99 and installing the required signage and pavement markings.

Report of the Corporate Services Committee

The Corporate Services Committee respectfully reports and recommends to City Council its Eighteenth Report.

CORP-20-13

Proposed Amendment to the Responsible Pet Owners By-law
Concerning the Tethering of Dogs (OACAC-20-01)

Recommendation (Carried – See Page 93)

That the Responsible Pet Owners By-law be amended to replace the following clause:

'24.14 d) a tether is not used to restrain the Dog for a period or periods exceeding four (4) hours within each twenty-four (24) hour period.'

With the following:

'24.14 d) a tether is not used to restrain the Dog for a period or periods exceeding two (2) hours within each twenty-four (24) hour period and that a person who is authorized by the owner of the dog to exercise care

and control over the dog and be present for the entire period of tethering.’

CORP-20-14 Improperly Placed Bird Feeders and Maintenance Standards
(OACAC-20-02)

Recommendation (Carried – See Page 93)

Whereas area residents have complained about bird feeders located on the ground which attract nuisance wildlife such as rodents to neighbouring properties; and,

Whereas it is desirable to establish standards requiring bird feeders to be suspended off the ground on lots and boulevards and maintenance standards to ensure that the area underneath the bird feeder is free of bird food and droppings;

Therefore be it resolved that Council approve a by-law in a form and content acceptable to the Commissioner, Corporate Services Department and Legal Services to amend Lot Maintenance By-law 127-2007, as amended and Boulevard By-law 136-2006, as amended to:

1. Establish standards requiring bird feeders to be suspended off the ground; and,
2. That the area underneath bird feeders be appropriately maintained to be free of bird droppings and bird food (e.g. seeds and grains).

CORP-20-15 Proposed Amendments to the Responsible Pet Owners By-law
14-2010, as Amended (OACAC-20-08)

Recommendation (Amended – See Page 94)

That the Responsible Pet Owners By-law 14-2010 be amended to:

- ‘1. Add the following definitions under Section 1:

“Colony Caretaker” means a person who harbours or provides regular care for a feral cat or cats;

“Feral Cat” means a cat that lives exclusively outdoors with limited human contact and is un-socialized;

“Feral Cat Colony” means a group of feral cats living in one geographic area; and,
2. That Section 5 of the Responsible Pet Owners By-law 14-2010 include the following provision: ‘that a feral cat that is part of a registered feral cat colony, spayed/neutered, ear tipped, microchipped and vaccinated, including vaccination

against rabies be exempt from the licensing requirement'; and,

3. That Section 24 of By-law 14-2010 include the following provision: 'that a feral cat that is part of a registered feral cat colony, spayed/neutered, ear tipped, microchipped and vaccinated, including vaccination against rabies and not interfering with a residents enjoyment of property is not deemed to be at large'; and,
4. That a Colony Caretaker shall register a Feral Cat Colony with the City of Oshawa and shall complete any training or educational program required by the City.

CORP-20-10 Procedures, Forms and Updated Code of Conduct related to Integrity Commissioner Services

Recommendation (Carried – See Page 72)

That based on Report CORP-20-10 dated February 26, 2020 concerning procedures, forms and updated Code of Conduct related to Integrity Commissioner Services, Council pass a by-law in the form of Attachment 1 to further amend the Oshawa Council Code of Conduct, By-law 51-2015, as amended.

CORP-20-09 Policy – Re-employment of Retirees (E13.15)

Recommendation (Carried – See Page 72)

That the Policy for Re-employment of Retirees, dated January 23, 2020, as set out in Attachment 1 to Report CORP-20-09, be received for information.

CORP-20-08 Corporate Services Committee Outstanding Items List – First Quarter 2020

Recommendation (Amended – See Page 95)

That Report CORP-20-08, dated February 20, 2020 being the Corporate Services Committee's Outstanding Items List for the first quarter of 2020 be received for information.

CORP-20-16 City of Oshawa Lobbying By-law

Recommendation (Carried – See Page 72)

1. That City of Oshawa Staff investigate the regulations and principles of the Lobbying By-law for the City of Toronto; and,
2. That staff report back to the Corporate Services Committee as to how the City of Oshawa can apply the City of Toronto

Lobbying By-law to a system for the Registration of Lobbying Activity and the regulation of the conduct of lobbyists in order to enact a Lobbying By-law for the City of Oshawa.

Report of the Development Services Committee

The Development Services Committee respectfully reports and recommends to City Council its Thirty-Eighth Report.

DS-20-55 Nomination for National Trust Heritage Award (HTG-20-31)

Recommendation (Carried – See Page 95)

That Report DS-20-55 being the Third Report of Heritage Oshawa concerning a nomination for the National Trust Heritage Award be endorsed:

“Whereas the recently completed restoration and redevelopment of the former Genosha Hotel into 70 King, with 86 luxury apartments and 11,000 square feet of ground floor commercial space, represents a major adaptive re-use of a Part IV designated heritage building in Oshawa’s downtown core; and,

Whereas the Genosha Hotel was designated in 2005 under the Ontario Heritage Act and is notable architecturally for its Chicago Style design, articulated by features with modest Art Deco influences in three distinct sections:

- a commercial street-level section, outlined with concrete and limestone cladding;
- an intermediate section of buff brick-clad walls with grid-like window organization;
- a roof-line section capped with cornices and parapets; and,

Whereas the Genosha Hotel is notable historically based on the following:

- The need to bring a first-class hotel to Oshawa in the 1920s as part of the emerging identity of the town as a corporate centre. Built in 1929, the Genosha Hotel was designed and built by owners J.W. Butler and Co., formerly with the Prince Arthur Hotel chain, and offered luxury accommodation; and,
- The Genosha Hotel was popular with the travelling public and proved to be a hub of community activities. Whether it was for a club meeting, family gathering,

business luncheon, coffee, dinner, or dancing, the Genosha Hotel was the venue of choice. It also once served as the bus terminal, a radio station, and home to a variety of offices and shops; and,

Whereas the Genosha Hotel is notable contextually for its siting and setback, framing and anchoring the King Street East and Mary Street North intersection, forming an eastern “gateway” to the downtown (mirrored on King St. West by the historic Oshawa House Hotel) and providing strong urban edges and a distinct contrast to the more modern buildings that surround it; and,

Whereas the National Trust of Canada, Canada’s national charitable not-for-profit heritage organization, is seeking nominations by March 27th for its annual National Trust Heritage Awards, recognizing projects, organizations, historic sites, and communities, which are awarded at the National Trust Conference, and which include an award for ‘Transformative Projects,’ defined as ‘projects completed between 2016 and 2019 that have creatively renewed or transformed historic places or landscapes for new or traditional uses’; and,

Whereas the annual National Trust Conference is Canada’s largest national heritage learning and networking event, bringing together a wide range of those working to keep Canada’s heritage alive; and,

Whereas the 70 King/Genosha Hotel redevelopment, combined with the adjacent King Street East Streetscape Project, also completed in 2019, and the earlier restoration and adaptive re-use of the nearby Regent Theatre (1919), also Part IV designated, has been transformative for Oshawa’s downtown core both physically and economically, and is an excellent example of celebrating and promoting our cultural heritage resources; and,

Whereas the project demonstrates the tenacity of the developer and his respect for the property’s heritage attributes and its key role as an anchor in the downtown;

Therefore be it resolved that Heritage Oshawa recommends that the City nominate 70 King, the former Genosha Hotel, for the ‘Transformative Project’ category of the National Trust Heritage Award.”

DS-20-45 City of Oshawa Comments to the Provincial Government
Concerning Cannabis Consumption Establishments and Cannabis
Special Occasion Permits

Recommendation (Amended – See Page 96)

1. That Report DS-20-45 dated February 26, 2020 be endorsed as the City's comments in response to the Ontario government's request for input on the potential implementation of additional cannabis business opportunities in the future, including cannabis special occasion permits and facilitating the sale of cannabis for consumption in establishments such as lounges and cafés; and,
2. That staff be authorized to forward Report DS-20-45 dated February 26, 2020 and any related resolution of the Development Services Committee to the Province for its consideration and to provide a subsequent follow-up once Council has considered this matter; and,
3. That a copy of Report DS-20-45 dated February 26, 2020 and the related Council resolution be sent to the Premier of Ontario, the Region of Durham, all Durham area municipalities, all Durham MPP's and the Association of Municipalities of Ontario.

DS-20-46 City Comments on the Region of Durham's Housing Policy
Planning Discussion Paper

Recommendation (Carried – See Page 72)

1. That Report DS-20-46 dated February 26, 2020, be endorsed as the City's comments on the Housing Policy Planning Discussion Paper prepared by the Region of Durham as part of Envision Durham, the Municipal Comprehensive Review of the Durham Regional Official Plan; and,
2. That staff be authorized to forward a copy of Report DS-20-46 dated February 26, 2020 and the related Council resolution to the Region of Durham and Durham area municipalities and the Building Industry Liaison Team.

DS-20-47 Tiny Homes and Two-Unit Houses

Recommendation (Carried – See Page 72)

That, pursuant to Report DS-20-47 dated February 26, 2020, the Development Services Department be authorized to hold a workshop for stakeholders such as, but not limited to, the Durham Region Association of Realtors and the Building Industry Liaison

Team which includes the Durham Home Builders Association to discuss tiny homes and two-unit houses.

DS-20-51 Development Services Committee Outstanding Items Status Report
First Quarter 2020

Recommendation (Carried – See Page 96)

That Report DS-20-51, dated February 25, 2020 being the Development Services Committee Outstanding Items Status Report for the first quarter of 2020 be received for information.

DS-20-58 Heritage Oshawa Process – Notice to Property Owners

Recommendation (Carried – See Page 96)

Whereas on June 10, 2019, City Council adopted Item DS-19-107 setting out a process for Heritage Oshawa to engage the public regarding the benefits to owners of private property to obtaining formal heritage designation for same; and,

Whereas at the February 27, 2020, Heritage Oshawa meeting, members stated that DS-19-107 did not contain sufficient clarity with respect to the respective roles of City staff and Heritage Oshawa, when Heritage Oshawa recently undertook research with a potential view to recommending designation of a private property, which is inconsistent with DS-19-107; and,

Whereas City Council under DS-19-107 attempted to articulate and direct Heritage Oshawa to note the importance of engaging the support of the property owner before obtaining a research report in circumstances where the property owner and Heritage Oshawa are in agreement with the designation;

Therefore be it resolved:

1. That if the property contains a private dwelling, Heritage Oshawa be directed to order heritage research reports where the property owner has consented to the heritage research report; and,
2. That notwithstanding any by-law or policy or procedure to the contrary, that the Chair of Heritage Oshawa be authorized and directed to sign the letters contemplated by DS-19-107 unless the property contains a private dwelling and that the owner has already advised the City of Oshawa and/or Heritage Oshawa that they do not wish to have their property designated.

Report of the Finance Committee

The Finance Committee respectfully reports and recommends to City Council its Twenty-Sixth Report.

FIN-20-18	<u>Councillor Expense Policy</u>
	Recommendation (Tabled – See Page 97)
	<ol style="list-style-type: none">1. That pursuant to Report FIN-20-18, dated March 4, 2020, City staff be directed to advance Option 2, as set out in Section 5.3.2 of Report FIN-20-18; and,2. That the proposed annual expense budget of \$1,000 to each Local Councillor and \$1,000 to each Regional Councillor be reflected in the budget submission as a total amount for the 4-year term, with the timing of the expenditures at the discretion of Councillors as required over the course of the 4-year term; and,3. That the housekeeping updates to the Councillors Expense Policy proposed in section 5.1 be amended, in a form acceptable to the Commissioner, Finance Services.
FIN-20-23	<u>Corporate Payments for the Month of December, 2019 (INFO-20-20)</u>
	Recommendation (Carried – See Page 72)
	That FIN-20-23 concerning Corporate Payments for the Month of December (INFO-20-20) be received for information.
FIN-20-20	<u>2019 Annual Investment Report</u>
	Recommendation (Carried – See Page 72)
	That Report FIN-20-20, dated March 4, 2020, concerning the 2019 annual investment activity be received for information.
FIN-20-22	<u>Request for Proposal C2018-105 Corporate Security Services Contract Renewal</u>
	Recommendation (Carried – See Page 97)
	<ol style="list-style-type: none">1. That the Manager, Purchasing Services be authorized to extend a one year contract as detailed in Report FIN-20-22 dated March 4, 2020 to G4S Secure Solutions (Canada) Ltd. for the provision of corporate security services; and2. That the Manager, Purchasing Services be authorized to extend the contract for an additional three, one-year terms, subject to favorable service, pricing and Council approval.

FIN-20-25 Finance Committee Outstanding Items Status Report – First Quarter 2020

Recommendation (Carried – See Page 72)

That Report FIN-20-25 dated March 4, 2020 being the Finance Committee Outstanding Items Status Report for the first quarter of 2020 be received for information.

Reports to Council in Committee of the Whole

CNCL-20-17 Recommended Extension of the Welcoming Streets Initiative - Status Report

Recommendation (Carried – See Page 97)

1. That, pursuant to Report CNCL-20-17 dated April 22, 2020, the duration of the Welcoming Streets Initiative for Downtown Oshawa be extended until December 31, 2020; and,
2. That the Commissioner, Development Services Department be authorized to amend the term, the funding level and certain changes to the program as set out in the Memorandum of Understanding between the City, the Downtown Business Improvement Area and Carea Community Health Centre, to the satisfaction of the Commissioner. Finance Services and the City Solicitor; and,
3. That funding in the approximate amount of \$120,000 exclusive of H.S.T. be provided from the 2020 Operating Budget, specifically the Oshawa Unsheltered Resident Program account to enable the pilot project to be extended until December 31, 2020; and,
4. That the Region of Durham be requested to participate in the Welcoming Streets Initiative by contributing to the program as a municipal funding partner; and,
5. That staff be directed to report back on the results of the extended pilot project with an interim update in the fourth quarter of 2020 to inform the 2021 Budget.

CNCL-20-18 Request for Tender C2020-003 (Durham Purchasing Co-operative Request for Tender # T-280-2020) Supply of Sodium Chloride

Recommendation (Carried – See Page 72)

1. That the Manager, Purchasing Services be authorized to award a three-year contract as detailed in Report CNCL-20-18 dated April 22, 2020 to K&S Windsor Salt Ltd.

for supply of sodium chloride to the Bowmanville Dock, in the estimated amount of \$4,323,060 excluding tax; and,

2. That the Manager, Purchasing Services be authorized to extend the contract for an additional two, one-year terms, subject to favourable service and pricing.

CNCL-20-19 Request for Tender C2020-042 Supply and Delivery of Combination Plow Trucks

Recommendation (Carried – See Page 72)

That the Manager, Purchasing Services be authorized to award a contract as detailed in Report CNCL-20-19 dated April 22, 2020 to Premier Truck Group for supply and delivery of combination plow trucks, in the amount of \$2,254,000 plus tax.

CNCL-20-20 2020 Final Tax Billing Report

Recommendation (Carried – See Page 98)

1. That, in accordance with Report CNCL-20-20, dated April 22, 2020, the 2020 Final Tax Billing By-law, providing for the billing and collection of the 2020 final tax levy for all property classes, be approved; and,
2. That By-laws 83-81, 153-79 and 89-73 be repealed.

CNCL-20-24 COVID-19 Pandemic Response Update

Recommendation (Carried – See Page 72)

1. That Report CNCL-20-24, COVID-19 Pandemic Response Update, dated April 22, 2020, be received for information; and,
2. That the Federal and Provincial Governments be requested to provide funding to municipalities to cover the additional costs and loss in revenue experienced by municipalities as a result of the COVID-19 Pandemic; and,
3. That a copy of this resolution be forwarded to Prime Minister Justin Trudeau , Premier Doug Ford, the Association of Municipalities of Ontario, Large Urban Mayors Caucus of Ontario, all Durham MP's and MPP's, the Region of Durham and all Durham area municipalities.

CNCL-20-28 Sidewalk Reconstruction – Harmony Road North from Rossland Road East to Taunton Road East

Recommendation (Carried – See Page 98)

Whereas on March 9, 2020, the Finance Committee considered Report FIN-20-24 related to the reconstruction of Harmony Road North sidewalks between Rossland Road East and Taunton Road East as part of the Region of Durham's road widening project; and,

Whereas the Finance Committee referred Report FIN-20-24 to staff to request that the Region of Durham fund the cost overrun owing to delays in the Regional component of the project that have resulted in increased costs to the City of Oshawa; and,

Whereas in April of 2020, Engineering Services staff consulted with the Region and were advised by the Region that the Region would not pay for the City's share of the cost overrun; and,

Whereas on May 22, 2018 (Report DS-18-85) City Council requested the Region of Durham to investigate the opportunity to transfer the responsibility for the construction and maintenance of sidewalks/multi-use paths on Regional Roads to the Region; and,

Whereas Regional staff have not completed their review of this request; and,

Whereas Project 18-75-0107 Harmony Road North - Sidewalk was approved in the 2018 Capital Budget in the amount of \$202,000; and,

Whereas the City is responsible to pay for sidewalk construction to be delivered as part of the Region's widening of Harmony Road North between Rossland Road East and Taunton Road East; and,

Whereas the Region's contract was delayed due to longer than anticipated time to complete utility relocations; and,

Whereas the City's estimate to complete the work was based on 2018 construction year prices; and,

Whereas the cost to complete the contract has increased in the time since the budget approval; and,

Whereas the latest estimate is outlined in the cost estimate from the Region of Durham shows a total cost for sidewalk of \$224,690; and,

Whereas there is a funding shortfall of approximately \$23,000; and,

Whereas Finance Services has confirmed the shortfall can be funded from the Federal Gas Tax Reserve;

Therefore be it resolved that an additional \$23,000 from the Federal Gas Tax Reserve be added to Capital Project 18-75-0107 to fund the City of Oshawa's obligations related to the reconstruction of sidewalks as part of to the Region of Durham's Harmony Road North widening project between Rossland Road East and Taunton Road East.

CNCL-20-29

Harmony Road North Sidewalk / Multi-use Path from Coldstream Drive to Conlin Road East Request for Additional Funding

Recommendation (Carried – See Page 98)

Whereas Project 75-0114 Harmony Road North - Sidewalk & Multi-Use Path was approved in the 2019 Capital Budget to construct a sidewalk on the west side of Harmony Road North between Conlin Road East and Coldstream Drive and a multi-use path on the east side of Harmony Road North generally between Conlin Road East and the southern driveway into the Delpark Homes Centre, in the amount of \$460,000; and,

Whereas a standard sidewalk rather than a multi-use path is included in the City's Active Transportation Master Plan; and,

Whereas the multi-use path generally between the southern driveway into the Delpark Homes Centre and Conlin Road East is warranted since it would support high active transportation volumes from Maxwell Heights High School, Delpark Homes Centre and, a place of worship as well as from a future separate high school to the north of Delpark Homes Centre and high density/commercial development at the corner of Conlin Road East and Harmony Road North; and,

Whereas it is appropriate to update the City's Active Transportation Master Plan to show a multi-use path in this location; and,

Whereas the City is responsible to pay for a standard sidewalk (1.5 metres wide) and multi-use path construction (3.0 metres wide) to be delivered as part of the Region's widening of Harmony Road North between Coldstream Drive and Conlin Road East; and,

Whereas the Region of Durham was required to negotiate the acquisition of a portion of the property at 1735 Harmony Road North to accommodate the City's multi-use path under the Expropriations Act; and,

Whereas the City is required to provide funding for the additional land required above the width of a standard sidewalk; and,

Whereas the Region has advised that the cost to the City for the additional land is \$52,530; and,

Whereas the solicitor for the owner of 1735 Harmony Road North has agreed to this compensation as an initial sum, reserving the right to additional claims available under the Expropriations Act; and,

Whereas the City acknowledges that any claims related to the increase in the value of the land would require additional funding approval from Council to fund the City's obligation for expropriated land; and,

Whereas the updated pre-bid estimate based on final detailed design; and,

Whereas there is a funding shortfall of approximately \$79,000; and,

Whereas Finance Services has confirmed the shortfall can be funded through the Development Charge and Growth Related reserve;

Therefore be it resolved:

1. That the Active Transportation Master Plan be amended to reflect a multi-use path on the east side of Harmony Road North between Conlin Road East and generally the southern driveway into the Delpark Home Centre; and,
2. That approximately \$79,000 from the Development Charge and Growth Related reserve be added to capital project 75-0114 to fund the City of Oshawa's sidewalk and multi-use path obligations to the Region of Durham's Harmony Road North widening contract between Coldstream Drive and Conlin Road East.

Public Discussion Agenda

Standing Committee Matters Excluded from Consent Agenda

Moved by Councillor Chapman, seconded by Councillor Giberson,
(108) "That Council adopt the recommendation related to Correspondence CNCL-20-26 from Durham Radio Inc. requesting a rate abatement for the next three months." Carried as amended

Moved by Councillor McConkey, seconded by Councillor Hurst,
(109) "That the motion be amended to replace the words 'referred to staff for a report' with 'referred to the Treasurer for a COVID-19 Impact and Municipal Financial Relief Report'; and that Durham Radio be thanked for keeping their business in operation and their senior management for not taking any salaries." Carried on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Absent – None

The vote to adopt the recommendation related to CNCL-20-26 Carried as amended on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Absent – None

Moved by Councillor Chapman, seconded by Councillor Giberson, (110) “That Council adopt the recommendation contained in Item CS-20-20 concerning implementation of the Public Arts Master Plan.” Carried by later votes

A request was made to divide the recommendation in order to vote on the Oshawa Senior Community Centre (OSCC) locations separately.

The vote to adopt OSCC locations identified in the recommendation contained in Item CS-20-20 Carried on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Nicholson and Mayor Carter

Negative – None

Declaration of Interest – Councillor Neal

Absent – None

The vote to adopt the remainder of the recommendation contained in Item CS-20-20 Carried on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Absent – None

Moved by Councillor Chapman, seconded by Councillor Giberson, (111) “That Council adopt the recommendation contained in Item CS-20-21 concerning a subsidized tree planting program.” Carried by later votes

Moved by Councillor McConkey, seconded by Councillor Neal,
“That Item CS-20-21 concerning a subsidized tree planting program be tabled.” Lost on
the following vote

Affirmative – Councillors McConkey and Neal

Negative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri Marks,
Nicholson and Mayor Carter

Absent – None

The vote to adopt the recommendation contained in Item CS-20-21 Carried.

Moved by Councillor Chapman, seconded by Councillor Giberson,
(112) “That Council adopt the recommendation contained in Item CS-20-22 concerning
the Community Services Committee Outstanding Items status report for the first quarter
of 2020.” Carried by later votes

A request was made to divide the recommendation to vote on each part separately.

The vote to adopt the recommendation contained in Part 1 Carried.

The vote to adopt the recommendation contained in Part 2 Carried.

The vote to adopt the recommendation contained in Part 3 Carried.

Moved by Councillor Chapman, seconded by Councillor Giberson,
(113) “That Council adopt the recommendation contained in Item CS-20-23 concerning
the 2020 season for Rotary Pool.” Carried

Councillor Chapman assumed the Chair.

Moved by Councillor Chapman, seconded by Councillor Giberson,
(114) “That Council adopt the recommendation contained in Item CS-20-25 concerning
a proposed pilot project for sidewalk snow clearing in high pedestrian traffic areas in
part of the downtown.” Carried on the following vote

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marks, McConkey,
Neal and Nicholson

Negative – None

Declaration of Interest – Councillor Marimpietri and Mayor Carter

Absent – None

Mayor Carter resumed the Chair.

Moved by Councillor Chapman, seconded by Councillor Giberson,
(115) “That Council adopt the recommendation contained in Item CS-20-27 concerning
an all-way stop at Aberdeen Street and Masson Street.” Carried by later votes

Moved by Councillor Marimpietri, seconded by Councillor Hurst,
(116) "That the motion be amended to add the following as Part 2: ' That All-way Stops on Britannia Avenue at the intersections of Raike and Stornaway installed; and furthermore that Speed Boards be installed on Brittnana between the new bridge and Ritson Road; and appropriate signage advising of the new speed and traffic controls be installed accordingly by Community Services Staff.'" Referred by the following

Moved by Councillor Giberson, seconded by Councillor Gray,
(117) "That the amendment to Item CS-20-27 be referred to staff." Carried on the following vote

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marks and McConkey

Negative – Councillors Marimpietri, Neal, Nicholson and Mayor Carter

Absent – None

The vote to adopt the recommendation contained in Item CS-20-27 Carried on the following

Affirmative – Councillors Chapman, Giberson, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – Councillor Gray

Absent – None

Moved by Councillor Marimpietri, seconded by Councillor Chapman,
(118) "That the meeting recess for one hour." Carried

The meeting recessed at 12:00 p.m. and reconvened at 1:03 p.m. with all members in attendance except Councillor Neal (joined the meeting at 1:10 p.m.)

Moved by Councillor Chapman, seconded by Councillor Giberson,
(119) "That Council adopt the recommendation contained in Item CORP-20-13 concerning proposed amendments to Responsible Pet Owners By-law 14-2010 related to the tethering of dogs." Carried

Councillor Neal rejoined the meeting remotely.

Moved by Councillor Chapman, seconded by Councillor Giberson,
(120) "That Council adopt the recommendation contained in Item CORP-20-14 related to improperly placed bird feeders and maintenance standards." Carried by later votes

Moved by Councillor McConkey, seconded by Councillor Kerr,
"That Part 2 of the recommendation contained in Item CORP-20-14 be tabled." Lost on the following vote

Affirmative – Councillors Kerr and McConkey

Negative – Councillors Chapman, Giberson, Gray, Hurst, Marimpietri, Marks, Neal, Nicholson and Mayor Carter

Absent – None

A request was made to divide the motion to vote on Parts 1 and 2 separately.

The vote on Part 1 of the recommendation contained in Item CORP-20-14 Carried on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, Neal, Nicholson and Mayor Carter

Negative – Councillor McConkey

Absent – None

The vote on Part 2 of the recommendation contained in Item CORP-20-14 Carried on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, Neal, Nicholson and Mayor Carter

Negative – Councillor McConkey

Absent – None

Moved by Councillor Chapman, seconded by Councillor Giberson,
(121) “That Council adopt the recommendation contained in Item CORP-20-15 concerning proposed amendments to Responsible Pet Owners By-law 2010 as amended.” Carried as amended by later votes

Moved by Councillor Kerr, seconded by Councillor Chapman,
(122) “That the motion be amended to replace the words ‘Colony Caretaker’ with the words ‘Colony Manager’ in Parts 1 and 4 of the recommendation contained in Item CORP-20-15.” Amended by the following

Moved by Councillor Nicholson, seconded by Councillor Marimpietri,
(123) “That the motion be further amended to replace the word ‘register’ to ‘identify’ in Part 4 of the recommendation contained in Item CORP-20-15.” Carried

A request was made to divide the amendment to vote on the amendment to Parts 1 and 4 separately.

The vote to adopt the amendment to change to words ‘Colony Caretaker’ to ‘Colony Manager’ in Part 1 of the recommendation Lost on the following

Affirmative – None

Negative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson, and Mayor Carter

Absent - None

The vote to adopt the amendment to change to words 'Colony Caretaker' to 'Colony Manager' in Part 4 of the recommendation Lost on the following

Affirmative – Councillors Chapman, Kerr and Mayor Carter

Negative – Councillors Giberson, Gray, Hurst, Marimpietri, Marks, McConkey, Neal, and Nicholson

Absent – None

The vote to adopt the recommendation contained in Item CORP-20-15 Carried as amended on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Absent – None

Moved by Councillor Chapman, seconded by Councillor Giberson, (124) "That Council adopt the recommendation contained in Item CORP-20-08 concerning the Corporate Services Committees Outstanding Status Report for the First Quarter of 2020." Carried as amended

Councillor Giberson left the meeting.

Moved by Councillor McConkey, seconded by Councillor Marimpietri, (125) "That the recommendation be amended to add the following direction to Item 24 related to remote delegations and presentations: 'during the declared state of emergency be implemented as soon as possible using the current Webex or other software, and following the end of the state of emergency that remote public presentation and delegation participation' before the words 'be referred to staff'." Carried

The vote to adopt the recommendation contained in Item CORP-20-08 Carried as amended on the following

Affirmative – Councillors Chapman, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Absent – Councillor Giberson

Councillor Giberson rejoined the meeting remotely.

Moved by Councillor Chapman, seconded by Councillor Giberson, (126) "That Council adopt the recommendation contained in Item DS-20-55 concerning a nomination for the National Trust Heritage Award." Carried

Moved by Councillor Chapman, seconded by Councillor Giberson,
(127) "That Council adopt the recommendation contained in Item DS-20-45 concerning the City's comments to the Provincial Government related to cannabis consumption establishments and cannabis special occasion permits." Carried as amended

Moved by Councillor Chapman, seconded by Councillor Marimpietri,
(128) "That Item DS-20-45 be amended to add the following as Part 4: 'That in addition to the recommendations in the report, the Mayor send a letter to the Premier strongly emphasizing Council's position and disappointment that it appears our recommendations are not being taken seriously.'" Carried on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Absent – None

The vote to adopt the recommendation contained in DS-20-45 Carried as amended.

Moved by Councillor Chapman, seconded by Councillor Giberson,
(129) "That Council adopt the recommendation contained in Item DS-20-51 concerning the Development Services Committee Outstanding Items Status Report for the First Quarter of 2020." Carried

Moved by Councillor Chapman, seconded by Councillor Giberson,
(130) "That Council adopt the recommendation contained in Item DS-20-58 concerning the Heritage Oshawa process related to notice to property owners." Carried by later vote

Moved by Councillor McConkey, seconded by Councillor Gray,
"That Item DS-20-58 be referred to staff for consultation with Heritage Oshawa." Lost on the following vote

Affirmative – Councillors Giberson, Gray, Kerr, McConkey and Neal

Negative – Councillors Chapman, Hurst, Marimpietri, Marks, Nicholson and Mayor Carter

Absent – None

The vote to adopt the recommendation contained in Item DS-20-58 Carried on the following

Affirmative – Councillors Chapman, Hurst, Marimpietri, Marks, Nicholson and Mayor Carter

Negative – Councillors Giberson, Gray, Kerr, McConkey and Neal

Absent – None

Moved by Councillor Chapman, seconded by Councillor Marimpietri,

(131) "That the meeting recess for 15 minutes." Carried

The meeting recessed at 3:18 p.m. reconvened at 3:32 p.m. with all members in attendance.

Moved by Councillor Chapman, seconded by Councillor Giberson,

(132) "That Council adopt the recommendation contained in Item FIN-20-18 concerning the Councillor Expense Policy." Tabled by the following motion

Moved by Councillor Giberson, seconded by Councillor Chapman,

(133) "That Item FIN-20-18 be tabled." Carried on the following vote

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Absent – None

Moved by Councillor Chapman, seconded by Councillor Giberson,

(134) "That Council adopt the recommendation contained in Item FIN-20-22 concerning a request for proposal for Corporate Security Services contract renewal." Carried

Reports to Council in Committee of the Whole Excluded from Consent Agenda

Moved by Councillor Chapman, seconded by Councillor Marimpietri,

(135) "That Council proceed into Committee of the Whole." Carried

Councillor Chapman assumed the Chair

The recommendation contained in Report CNCL-20-17 concerning the recommended extension of the Welcoming Streets Initiative was now before Council sitting in Committee of the Whole.

The vote to adopt the recommendation contained in Report CNCL-20-17 Carried on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marks, McConkey Neal and Nicholson

Negative – None

Declaration of Interest – Councillor Marimpietri and Mayor Carter

Absent – None

Mayor Carter resumed the Chair.

The recommendation contained in Report CNCL-20-20 concerning the 2020 Final Tax Billing Report and related By-law 39-2020 was now before Council sitting in Committee of the Whole.

The vote to adopt the recommendation contained in Report CNCL-20-20 and pass By-law 39-2020 Carried on the following

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Absent – None

The recommendation contained in Report CNCL-20-28 concerning sidewalk reconstruction on Harmony Road North from Rossland Road East to Taunton Road East was now before Council sitting in Committee of the Whole.

The vote to adopt the recommendation contained in Report CNCL-20-28 Carried

The recommendation contained in Report CNCL-20-29 concerning additional funding for the Harmony Road North Sidewalk/Multi-use Path from Coldstream Drive to Conlin Road East was now before Council sitting in Committee of the Whole.

The vote to adopt the recommendation contained in Report CNCL-20-29 Carried

Moved by Councillor Chapman,
(136) “That Council rise from Committee of the Whole.” Carried

Moved by Councillor Chapman, seconded by Councillor Marimpietri,
(137) “That Council ratify the actions taken in Committee of the Whole.” Carried

Closed Consent Agenda

Moved by Councillor Chapman, seconded by Councillor Giberson,
(138) “That all items listed under the heading of Closed Consent Agenda for the Council meeting of April 27, 2020 be adopted as recommended except

Correspondence CNCL-20-21;

Items DS-20-50 and DS-20-53 from the Thirty-ninth Report of the Development Services Committee; and,

Report CNCL-20-22.” Carried

Closed Correspondence

CNCL-20-21 Oshawa Generals – Seeking Reimbursement of Lost Advertising Revenue

Closed Pursuant to Section 239 (2) (c) of the Municipal Act

Recommendation (Carried – See Page 102)

That Correspondence CNCL-20-21 concerning the request from Lax O'Sullivan Lisus Gottlieb LLP on behalf of the Oshawa Generals for reimbursement of lost advertising revenue be referred to staff for a report back to the Finance Committee.

Closed Standing Committee Reports

Report of the Community Services Committee

None

Report of the Corporate Services Committee

None

Report of the Development Services Committee

The Development Services Committee respectfully reports and recommends to City Council its Thirty-Ninth Report.

DS-20-50 Proposed Lease Extension for a City-owned Facility

Closed Pursuant to Section 239 (2) (c) of the Municipal Act

Recommendation (Carried – See Page 100)

That, pursuant to Report DS-20-50 dated February 26, 2020, the Commissioner, Development Services Department be authorized to execute an amendment to a lease agreement for the operation of a City-owned facility generally consistent with the terms and conditions as set out in this Report and in a form and content satisfactory to the Commissioner, Development Services Department and the City Solicitor.

DS-20-52 Option to Purchase Land

Closed Pursuant to Section 239 (2) (c) of the Municipal Act

Recommendation (Carried – See Page 98)

That, pursuant to Report DS-20-52 dated February 26, 2020, Development Services staff be directed to advance the recommended option as set out in Section 5.3.1 of said Report.

DS-20-53 Canadian Flight Academy Lease Update

Closed Pursuant to Section 239 (2) (c) of the Municipal Act

Recommendation (Carried – See Page 102)

That staff be authorized to proceed with the recommendation contained in Section 5.5 of Report DS-20-53 dated February 26, 2020.

Report of the Finance Committee

None

Closed Reports to Council in Committee of the Whole

CNCL-20-22 Stephanie Sinnott, Commissioner, Finance Services submitting a Memorandum Regarding a Request from the Oshawa Generals for an Extension of their Lease at the Tribute Communities Centre

Closed Pursuant to Section 239 (2) (c) of the Municipal Act

Recommendation (Carried – See Page 102)

That Report CNCL-20-22 dated April 22, 2020 concerning a request from the Oshawa Generals for an extension of their lease at the Tribute Communities Centre be referred to staff for a report back to the Finance Committee.

Closed Discussion Agenda

Matters excluded from Closed Consent Agenda

Moved by Councillor Chapman, seconded by Councillor Giberson, (139) “That Council adopt the recommendation contained in Item DS-50-50 concerning a proposed lease extension for a City-owned facility.” Carried on the following vote

Affirmative – Councillors Chapman, Giberson, Gray, Kerr, Marimpietri, Marks, McConkey, Neal, Nicholson and Mayor Carter

Negative – None

Declaration of Interest – Councillor Hurst

Absent – None

Moved by Councillor Chapman, seconded by Councillor Giberson,
(140) “That pursuant to Section 239.2 of the Municipal Act, this meeting be closed to the public in order to consider Correspondence CNCL-20-21, Item DS-20-53 and Report CNCL-20-22 which are all related to a proposed or pending acquisition or disposition of land.” Carried

All members of Council participating remotely verbally affirmed they were alone.

Moved by Councillor Chapman, seconded by Councillor Marks,
(141) “That the meeting recess for 5 minutes to shut down the webstream.” Carried

The meeting recessed at 4:39 p.m. and reconvened in closed session at 4:42 p.m. with all members in attendance.

Also in attendance were the City Clerk; the Chief Administrative Officer; the Commissioner, Finance Services/Treasurer; the Commissioner, Development Services Department; the Commissioner, Community Services Department; the Commissioner, Corporate Services Department; the City Solicitor; A. Kosnick, Lawyer; the Manager, Taxation Services; and the Deputy City Clerk.

All other staff left the meeting.

Council went into closed session at 4:42 p.m.

Closed meeting discussions were held.

Moved by Councillor Chapman, seconded by Councillor Giberson,
(142) “That Council rise from the closed session and report.” Carried

Council rose from closed session at 5:37 p.m.

Closed Report 1

Members of Council discussed Correspondence CNCL-20-21 concerning correspondence from the Oshawa Generals seeking reimbursement of lost advertising revenue.

Members of Council discussed Item DS-20-53 concerning an update regarding the Canadian Flight Academy Lease.

The City Solicitor and Lawyer responded to questions from Council regarding Item DS-20-53.

The Commissioner, Finance Services/Treasurer responded to question from Council concerning Report CNCL-20-22 related to a request from the Oshawa Generals for an extension of their lease at the Tribute Communities Centre.

This concludes the closed meeting summary.

Moved by Councillor Chapman, seconded by Councillor Giberson,
(143) "That Council adopt the recommendation related to Correspondence
CNCL-20-21 from the Oshawa Generals seeking reimbursement of lost advertising
revenue." Carried on the following vote

Affirmative – Councillors Chapman, Gray, Hurst, Kerr, Marimpietri, Marks, McConkey,
Neal, Nicholson and Mayor Carter

Negative – None

Absent – Councillor Giberson

Moved by Councillor Chapman, seconded by Councillor Giberson,
(144) "That Council adopt the recommendation contained in Item DS-20-53 regarding
an update to the Canadian Flight Academy lease." Carried on the following vote

Affirmative – Councillors Chapman, Gray, Hurst, Kerr, Marimpietri, Marks, Neal and
Mayor Carter

Negative – Councillor McConkey

Absent – Councillors Giberson and Nicholson

Moved by Councillor Chapman, seconded by Councillor Giberson,
(145) "That Council adopt the recommendation contained in Report CNCL-20-22
regarding a request from the Oshawa Generals for an extension of their lease at the
Tribute Communities Centre." Carried on the following vote

Affirmative – Councillors Giberson, Gray, Hurst, Kerr, Marimpietri, Marks, Neal and
Nicholson

Negative – Councillors Chapman, McConkey and Mayor Carter

Absent – None

Items Requiring Action

CNCL-20-23 Paul Ralph, C.A.O. Providing a Verbal Status Update

(Verbal Report)

Moved by Councillor Chapman, seconded by Councillor Giberson,
(146) "That pursuant to Section 239.2 of the Municipal Act, this meeting be closed to
the public in order to receive the verbal update from the Chief Administrative Officer as
it relates to personal matters concerning an identifiable individual." Carried on the
following vote

Affirmative – Councillors Chapman, Giberson, Gray, Hurst, Kerr, Marimpietri, Marks,
Neal, Nicholson and Mayor Carter

Negative – Councillor McConkey

Absent – None

All Council members were present for the closed session except Councillor Gray (left the meeting at 5:52 p.m.)

Also in attendance were the City Clerk; the Chief Administrative Officer; and the Deputy City Clerk.

All other staff left the meeting.

Council went into closed session at 5:50 p.m.

Closed meeting discussions were held.

Moved by Councillor Chapman, seconded by Councillor Giberson, (147) “That Council rise from the closed session and report.” Carried

Council rose from closed session at 6:05 p.m.

Closed Report 2

The Chief Administrative Officer provided an update regarding his accomplishments following his first year in the role.

Members of Council questioned the Chief Administrative Officer.

This concludes the closed meeting summary.

By-laws

- 36-2020 A By-law to amend Oshawa Council Code of Conduct By-law 51-2015, as amended
(Implements Council direction of April 27, 2020 through Item CORP-20-10 to further amend By-law 51-2015, as amended to update the Code of Conduct and implement the necessary forms and procedures for accessing the services of the Integrity Commissioner.)
(Carried – See Page 72)
- 37-2020 A By-law to amend Nuisance By-law 65-2009, as amended
(Implements Council direction of December 2, 2019 through Item CORP-19-95 to further amend By-law 65-2009, as amended to require property owner consent prior to the placing of a donation box on a property.) (Carried – See Page 72)

- 38-2020 A By-law to amend Zoning By-law 60-94, as amended
(Implements direction of the Commissioner, Development Services
Department to lift the Holding “h” provisions on lands known municipally
as 70 Taunton Road West to permit a 3-unit apartment building.)
(Carried – See Page 72)
- 39-2020 A By-law to adopt Tax Estimates and Establish Tax Rates
(Implements Council direction of April 27, 2020 through Report
CNCL-20-20 to adopt the estimates of all sums required to be raised by
taxation for the year 2020 , to establish the Tax Rates necessary to raise
those sums and to repeal By-laws 83-81, 153-79 and 89-73.)
(Carried – See Page 98)

Matters Tabled

No matters were lifted from the table.

Notices of Motion

None

Confirming By-Law

Moved by Councillor Chapman, seconded by Councillor Giberson,
(148) “That the confirming By-law be passed.” Carried

- 40-2020 A by-law to confirm the City Council meeting of April 27, 2020.

Adjourn

Moved by Councillor Marimpietri, seconded by Councillor Neal,
(149) “That the meeting adjourn.” Carried

The meeting adjourned at 6:07 p.m.