



Town of Oakville

Council Minutes

Date: September 20, 2022

Time: 7:30 p.m.

Location: Council Chamber

Mayor and Council:

- Mayor Burton
- Councillor Adams
- Councillor Chisholm
- Councillor Duddeck
- Councillor Elgar
- Councillor Gittings
- Councillor Grant
- Councillor Haslett-Theall
- Councillor Knoll
- Councillor Lishchyna
- Councillor Longo
- Councillor O'Meara
- Councillor Parmar
- Councillor Robertson
- Councillor Sandhu

Staff:

- J. Clohec, Chief Administrative Officer
- N. Sully, Commissioner of Corporate Services and Treasurer
- C. Bell, Commissioner of Community Services
- N. Garbe, Commissioner of Community Development
- P. Fu, Commissioner of Community Infrastructure
- D. Carr, Town Solicitor
- J. Clarke, Director of Strategic Initiatives and Communications
- V. Tytaneck, Town Clerk
- J. Warren, Council and Committee Coordinator

The Town of Oakville Council met in regular session this 22nd day of September, 2022 in the Council Chamber of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 7:30 p.m.

1. O Canada

2. Regrets

There were no regrets for this meeting.

3. Declarations of Pecuniary Interest

Councillor Longo declared a conflict of interest regarding Item 9.1 - Community Energy Strategy Implementation Update as he is a current member of the Board of Directors for Future Energy Oakville.

4. Confirmation of Minutes of the previous Council Meeting(s)

4.1 Minutes of the Regular Session of Planning and Development Council, AUGUST 8, 2022

4.2 Minutes of the Regular Session of Council, AUGUST 9, 2022

4.3 Minutes of the Regular Session of Planning and Development Council, SEPTEMBER 6, 2022

4.4 Confidential Minutes of the Closed Session of Planning and Development Council, SEPTEMBER 6, 2022

4.5 Minutes of the Special Session of Planning and Development Council, SEPTEMBER 12, 2022

Moved by Councillor Gittings

Seconded by Councillor Elgar

1. That the minutes of the Planning and Development session of Council dated August 8, 2022, be approved.
2. That the minutes of the regular session of Council dated August 9, 2022, be approved.
3. That the minutes and confidential minutes of the Planning and Development session of Council dated September 6, 2022, be approved.

4. That the minutes of the special session of Planning and Development Council dated September 12, 2022, be approved.

CARRIED

5. Public Presentation(s)

There were no public presentations.

6. Committee of the Whole

Moved by Councillor Haslett-Theall

Seconded by Councillor Longo

That this meeting proceed into a Committee of the Whole session.

CARRIED

In accordance with Section 2(8) of the Procedure By-law, the items were considered out of order.

7. Consent Item(s)

7.1 Staff Report – Corporate Policy Update – September 19, 2022

Moved by Councillor O'Meara

1. That the new Electronic Monitoring Procedure (A-ISS-001-005) be received.
2. That updates to the Fee Assistance Recreation Connection Program Procedure (MS-SPR-002-004) be received.

CARRIED

7.2 Application for Approval to Expropriate for the North Service Road Project – September 19, 2022, By-law 2022-090

Moved by Councillor O'Meara

1. That Application be made by The Corporation of the Town of Oakville as expropriating authority to the Council of The Corporation of the Town of Oakville as approving authority for the

approval to expropriate the lands identified in Appendix “A” (the “**Lands**”) required for the widening and reconstruction of a portion of North Service Road and Eighth Line, all in accordance with the *Expropriations Act*.

2. That staff serve and publish notice of the above Application in accordance with the terms of the *Expropriations Act* and all required documentation be executed by the Manager of Realty Services, Town Solicitor, CAO or any one of them.
3. That staff forward to the Ontario Land Tribunal any requests for a hearing that may be received.
4. That staff work with the affected owners to negotiate amicable agreements of purchase and sale where possible.
5. That staff be given authority to enter into amicable purchase agreements to acquire the Lands and the purchase agreements required to complete the acquisition be executed in accordance with By-Law 2013-057.
6. That the CAO be delegated authority to approve the compensation for the amicable agreements based on market value for these property interests, together with any other compensation for which the owners may be entitled to under the *Expropriations Act*, which shall not exceed \$600,000 in total per property (excluding legal and consulting costs), in accordance with the procedures set out in Appendix “B”.
7. That By-Law 2022-090, authorizing the bringing of an application to expropriate the Lands, be passed.

CARRIED

7.3 COVID-19 Recovery Action Plan 2021-2022 – September 19, 2022

Moved by Councillor O'Meara

That the staff report dated September 13, 2022, entitled *Progress Report on the COVID-19 Recovery Action Plan 2021-2022*, be received.

CARRIED

7.5 By-law 2022-102 - A by-law to dedicate certain land as part of a public highway (Part 4, Plan 20R-21672, and Parts 4 and 5, Plan HR1780838 - Dante Court)

Moved by Councillor O'Meara

That By-law 2022-102 - A by-law to dedicate certain land as part of a public highway (Part 4, Plan 20R-21672, and Parts 4 and 5, Plan HR1780838 - Dante Court) be passed.

CARRIED

7.6 June 30, 2022 Financial Results

Moved by Councillor O'Meara

1. That the staff report dated September 6, 2022, entitled June 30, 2022 Financial Results from the Finance department, be received.
2. That the 2022 capital budget be amended to add \$504,000 to project 42102110 Accommodation Needs funded from the Capital Reserve for preliminary work required to implement a physical work environment that supports hybrid work styles.
3. That the 2022 capital budget be amended to add a new project in the amount of \$136,000 funded from the Building Maintenance reserve fund for design and consulting fees related to repairs needed at Wedgewood pool.
4. That \$448,600 for the Winter Recreation Strategy for the 2022/2023 season be approved to be funded from the Tax Stabilization reserve.

CARRIED

7.7 By-law 2022-111 - A by-law to dedicate certain land as part of public highway – (Part 10, Plan 20R-16898, and Part 11, Plan 20R-21375 – Oak Walk Drive)

Moved by Councillor O'Meara

That By-law 2022-111- A by-law to dedicate certain land as part of public highway – (Part 10, Plan 20R-16898, and Part 11, Plan 20R-21375 – Oak Walk Drive) be passed.

CARRIED

7.8 Digital Oakville 2022 Plan and Look Ahead

Moved by Councillor O'Meara

That the 2022 Digital Plan from the Strategy, Policy and Communications department, be received.

CARRIED

7.9 Capital Funding Request for Solar Photovoltaic (PV) Installation at Oakville Trafalgar Community Centre

Moved by Councillor O'Meara

1. That the staff report dated September 13, 2022, entitled *Capital Funding Request for Solar Photovoltaic (PV) Installation at Oakville Trafalgar Community Centre* from the Facilities and Construction Management Department, be received.
2. That Council approve Option 1, as outlined in the report as follows:

Amend the agreement with OEC and move to a traditional invoicing project in order to take advantage of the external funding. This will use \$493,180 in grant funding and will require \$236,820 in funding from the town's capital reserve but will save the town \$1,293,485 in operational savings over the next 10 years.
3. That a capital project be created for Solar PV at Oakville Trafalgar Community Centre in the amount of \$1,490,000 to be funded from federal grants (\$1,006,490) and capital reserve (\$483,510).
4. That staff be authorized to execute the Transfer Payment Agreement with the Government of Canada in accordance with By-law 2013-057.
5. That Council approve staff to amend the agreement signed with Oakville Enterprises Corporation in order to transition to a traditional invoicing arrangement for the implementation of the full scope of the solar PV system at OTCC.

CARRIED

7.10 Recommendation Report, Draft Plan of Condominium, Trafalgar Heights Inc., 24CDM-22002/1413

Moved by Councillor O'Meara

That the Director of Planning Services be authorized to grant draft plan approval to the Draft Plan of Condominium (24CDM-22002/1413) submitted by Trafalgar Heights Inc., prepared by KRCMAR, dated April 29, 2022, subject to the conditions contained in Appendix 'A' of the Planning Services report dated September 13, 2022.

CARRIED

7.4 Renewal of Animal Control Contract with Oakville Milton Humane Society

Moved by Councillor Knoll

1. That the Animal Control Contract attached as Appendix A to the report from the Municipal Enforcement Services Department dated September 6, 2022, be approved.
2. That the contract between the Corporation of the Town of Oakville and the Oakville and Milton Humane Society be executed in accordance with By-law 2013-057.

CARRIED

8. Confidential Consent Item(s)

There were no Confidential Consent Items.

9. Discussion Item(s)

9.1 Community Energy Strategy Implementation Update

Moved by Councillor Adams

1. That the *Community Energy Strategy Implementation Update* be received.
2. That the Service Agreement (Appendix A) with Future Energy Oakville, including the commitment to add a budget request for

funding in the amount of \$50,000 for the Town's financial contribution, be endorsed.

CARRIED

(Councillor Longo having declared an interest on this item, did not vote.)

9.2 Downtown Cultural Hub Workplan Update 2022

Moved by Councillor Gittings

1. That staff be directed to proceed with capital planning based on a dispersed model of new cultural facilities in the downtown area.
2. That staff be directed to include appropriate capital budget request for Council consideration in the 2023 budget process.

CARRIED

9.3 2022 Oakville Municipal Development Corporation AGM, Appointment of Auditors, Directors, Approval of Financial Statements

Moved by Councillor Adams

1. That the resolutions submitted by the Board Chair of Oakville Municipal Development Corporation in the correspondence to the Mayor and Members of Council dated August 23, 2022 attached as Appendix A, with regard to the following matters, be approved:
 - a. The appointment of auditors of the Oakville Municipal Development Corporation;
 - b. The compensation for the Directors of the Oakville Municipal Development Corporation, attached;
 - c. The financial statements of Oakville Municipal Development Corporation for the year ended December 31, 2021, attached as Appendix B.
2. That the Mayor as shareholder representative pursuant to the Shareholder Declaration, be authorized to sign the resolution for and on behalf of the Town in its capacity as the sole shareholder.

CARRIED

9.4 Oakville Transit Energy Infrastructure and Energy Services Project Update

Moved by Councillor Elgar

That the report dated September 13, 2022, entitled Oakville Transit Energy Infrastructure and Energy Service project update, be deferred.

CARRIED

10. Confidential Discussion Item(s)

There were no Confidential Discussion Items.

11. Advisory Committee Minutes

There were no advisory committee minutes.

12. Rise and Report to Council

Moved by Councillor Longo

That this committee rise and report.

CARRIED

The Mayor arose and reported that the Committee of the Whole has met and made recommendations on Consent Items 7.1, 7.2, 7.3, 7.4, 7.5, 7.6, 7.7, 7.8, 7.9 and 7.10, Discussion Items 9.1, 9.2, 9.3 and 9.4 as noted by the Clerk.

Moved by Councillor Lishchyna

Seconded by Councillor Grant

That the report and recommendations of the Committee of the Whole be approved.

CARRIED

13. Information Items (Circulated Electronically)

- 13.1 Council Information Items from July 27, 2022 - September 6, 2022**
- 13.2 Memo - Clerk's Department RE: Municipal Clearance Regarding a Liquor Sales Licence for Opera Cafe**
- 13.3 Memo - Clerk's Department RE: Municipal Clearance Regarding a Liquor Sales Licence for Boon Burger**
- 13.4 Memo - Clerk's Department RE: Municipal Clearance Regarding a Liquor Sales Licence for Sunset Grill**
- 13.5 Memo - Oakville Transit RE: PRESTO Open Payment**
- 13.6 Memo - Planning Services RE: Mid-rise & Tall Building Development Proposals**
- 13.7 Memo - Economic Development RE: Oakville named on Site Selection Magazine's Canada's Best Locations list 2022**

14. Status of Outstanding Issues

- 14.1 Status of Outstanding Issues for September 2022**

15. New Business

Councillor Knoll thanked everyone for supporting the 25th Annual Oak Park Fall Fair.

Councillor Knoll issued condolences to the family of Toronto Police Service Constable Andrew Hong, killed in the line of duty on September 12, 2022, as well as Peel Officer Travis Gillespie, who passed away from a car accident on September 14, 2022.

Councillor Duddeck announced that the Oakville Santa Claus parade will be held on November 19, 2022 along with a drive-thru light display at Coronation Park.

Councillor Haslett-Theall requested a moment of silence on behalf of Queen Elizabeth II who passed away on September 8, 2022 after serving as Queen for 70 years.

Mayor Burton congratulated his father on his 99th birthday.

WAIVING OF PROCEDURE

Moved by Councillor Elgar

Seconded by Councillor Robertson

That in accordance with Section 14.1(2) of the Procedure By-law, the Rules of Procedure be waived to permit consideration of the Notices of Motion regarding Item 15.1 - Redistribution of Federal Electoral Districts, to be considered upon its introduction this evening.

CARRIED

15.1 Notice of Motion - Redistribution of Federal Electoral Districts

Moved by Councillor Parmar

Seconded by Councillor Sandhu

WHEREAS The Canadian Constitution requires that federal districts be reviewed every ten years to accommodate changes in population;

WHEREAS The Federal Electoral Boundaries Commission for Ontario has put forward a new electoral map proposing redistribution of electoral boundaries;

WHEREAS the Electoral Boundaries Act provides that the Commission shall be governed by certain rules including average population numbers, communities of identity and interest, historical patterns of an electoral district, and geographic size of electoral districts;

WHEREAS the population quota for electoral districts is based on 116,500 people;

WHEREAS the proposed redistribution recommends three electoral districts to include Oakville residents;

WHEREAS the proposed electoral district named Georgetown—Milton East will consist of the part of the Town of Oakville lying northwesterly of Dundas Street West, Dundas Street East and northeasterly of Regional Road 25.

WHEREAS Oakville's current population within its municipal boundaries is approximately 225,000 and growing;

WHEREAS a more efficient electoral grouping of Oakville's population might reflect an Oakville East and Oakville West, which would allow for a blending of population growth rates in a north/south manner:

AND WHEREAS the public consultation began August 19, 2022 and ends on October 29, 2022.

NOW THEREFORE BE IT RESOLVED that the Commission be made aware that Oakville Town Council opposes the proposed electoral district boundary changes as they do not reflect Oakville's communities of identity or interest;

THAT the proposed changes do not reflect North Oakville's estimated population growth until 2031;

THAT the proposed changes would put Oakville's newest area at a disadvantage for funding and support by being separated from the rest of Oakville;

THAT the proposed changes would separate the population in North Oakville from the rest of the Town, causing an unnecessary divide and inhibiting Oakville's livability;

THAT the proposed changes would result in Oakville's Ward 7 and Ward 6 residents being placed in a Federal Riding called "Georgetown—Milton East", making it increasingly difficult to meet with their MP and to have community concerns addressed;

THAT the proposed allocation and naming of any new electoral districts be re-evaluated to better reflect the primary population of the electoral district;

THAT Oakville residents are encouraged to make their voices heard and take part in the public hear or write a submission to the Federal Electoral Boundaries Commission for Ontario;

AND THAT Mayor Burton write to the commission and request that they re-evaluate the proposed electoral boundary changes to better reflect Oakville's community of interest.

For (15): Mayor Burton, Councillor Adams, Councillor Chisholm, Councillor Duddeck, Councillor Elgar, Councillor Gittings, Councillor Grant, Councillor Haslett-Theall, Councillor Knoll, Councillor Lishchyna, Councillor Longo, Councillor O'Meara, Councillor Parmar, Councillor Robertson , and Councillor Sandhu

CARRIED unanimously on a recorded vote (15 to 0)

16. Regional Reports and Question Period Regarding Town Boards and Advisory Committees

17. Requests for Reports

There were no requests for reports.

18. Consideration and Reading of By-Laws

That the following by-law(s) be passed:

18.1 By-law 2022-090

A by-law to authorize an application to expropriate lands along Eighth Line and North Service Road (re: Item 7.2)

18.2 By-law 2022-101

A by-law to amend By-law 1984-1 (The Traffic By-law)

18.3 By-law 2022-102

A by-law to dedicate certain land as part of a public highway - Dante Court (re: Item 7.5)

18.4 By-law 2022-111

A by-law to dedicate certain land as part of public highway – (Part 10, Plan 20R-16898, and Part 11, Plan 20R-21375 – Oak Walk Drive) (re: Item 7.7)

18.5 By-law 2022-112

A by-law to confirm the proceedings of a meeting of Council.

Moved by Councillor O'Meara

Seconded by Councillor Sandhu

That the by-laws noted above be passed.

CARRIED

19. Adjournment

The Mayor adjourned the meeting at 9:27 p.m.

Vicki Tytaneck, Town Clerk