

EIGHTEENTH Meeting - Regular Session

The Town of Oakville Council met in regular session this 22nd day of August, 2016 in the Council Chamber of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville, commencing at 7:00 p.m.

- Present: Mayor - Rob Burton
- Councillors - Tom Adams
 - Ray Chisholm
 - Cathy Duddeck
 - Allan Elgar
 - Dave Gittings
 - Marc Grant
 - Nick Hutchins
 - Roger Lapworth
 - Natalia Lishchyna
 - Sean O'Meara
 - Ralph Robinson
- Staff - R. Green, Chief Administrative Officer
 - J. Clohecy, Commissioner of Community Development
 - G. Lalonde, Commissioner of Corporate Services and
 Treasurer
 - C. Bell, Commissioner of Community Services
 - D. Carr, Town Solicitor
 - V. Tytaneck, Town Clerk
 - N. de Vaal, Director of Recreation and Culture
 - S. Douglas-Murray, Senior Manager of Cultural Services
 - J. Stephen, Senior Manager of Transportation
 - K. Galione, Senior Manager of Legislative Services
 - P. Adamson, Manager of Development Financing &
 Investments
 - R. Cotter, Event Specialist
 - S. Madeley-Carr, Lottery Licensing Officer
 - J. Warren, Council and Committee Coordinator
- Regrets: Councillor - Jeff Knoll

Declarations of Pecuniary Interest

Councillor Adams declared an interest with respect to Item C-4 – Update re OPA 4 and By-law 2014-014, on this evening's agenda as his brother is employed with a company involved.

Confirmation of Minutes of the previous Council Meeting(s)

Minutes of the Regular Session of Council, **JULY 25, 2016**

Minutes of Planning and Development Session of Council, **JULY 25, 2016**

Confidential Minutes of Closed Planning and Development Session of Council, **JULY 25, 2016** (*See confidential agenda.*)

Moved by Councillor Duddeck

Seconded by Councillor Chisholm

1. That the minutes of the regular session of Council, dated July 25, 2016, be approved.
2. That the minutes of the Planning and Development session of Council and the confidential minutes of the closed Planning and Development session of Council, dated July 25, 2016, be approved.

CARRIED

Delegation

Britta Martini-Miles, Executive Director, The Lighthouse Program for Grieving Children, re: Item 4 - Lighthouse Program for Grieving Children Grant for Development Charges and Associated Development Fees, on this evening's agenda.

AGENDA ITEM(S)

In accordance with section 3.2(1) of the Procedure By-law, the Mayor took the agenda items out of order.

4. **Lighthouse Program for Grieving Children Grant for Development Charges and Associated Development Fees**
- **Report from Finance Department, July 27, 2016**

Moved by Councillor O'Meara

Seconded by Councillor Robinson

That the staff report on Lighthouse Program for Grieving Children grant for Development Charges and associated development fees be received and staff be directed to execute Option #2 of the report dated July 27, 2016, to fulfill the grant application.

CARRIED

1. **Application to Conduct and Manage Lottery Events within the Town of Oakville - Eva's Initiatives for Homeless Youth, Toronto**

- **Report from Clerk's Department, July 4, 2016**

Moved by Councillor Duddeck

Seconded by Councillor Chisholm

That the request from Eva's Initiatives for Homeless Youth to conduct charitable lottery events in the Town of Oakville be approved.

CARRIED

C-1. **Litigation - Network Site Services**

- **Report from Legal Department, August 4, 2016**

Moved by Councillor Duddeck

Seconded by Councillor Chisholm

That the report from the Legal Department dated August 4, 2016 be received.

CARRIED

2. **Canada 150 Update / Ontario 150 Application**

- **Report from Recreation and Culture Department and Engineering and Construction Department, July 28, 2016**

Moved by Councillor Adams

Seconded by Councillor Grant

1. That the Canada 150 Update / Ontario150 Application report from the Recreation and Culture department dated July 28, 2016 regarding the town's application for funding under the Ontario150 Community Celebration Program be received.

2. That staff proceed with the proposed town submission to the Ontario150 Community Celebration Program for *Canada's Bonus Birthday Bash*, a family-oriented 2017 New Year's Eve event to commemorate the joint celebration of Canada's 150th, Ontario's 150th, and Oakville's 160th anniversaries, the Ontario 150 Community Capital Program for the retrofitting of QEPCCC to include a community kitchen, and the Ontario150 Partnership Program for a youth active transportation program to promote youth civic engagement and active and healthy living.

3. That, pending receipt of the Ontario150 Community Celebration Program funding, \$23,000 representing the town's contribution be approved in the 2017 operating budget.
4. That, should the town not receive the grant funding, a one-time allocation of \$93,000 be referred to the 2017 operating budget process for Council's consideration.
5. That, pending receipt of the Ontario150 Partnership Program funding, \$33,000 representing the town's contribution be approved in the 2017 operating budget for the youth active transportation program.
6. That, should the town not receive the Ontario150 Partnership Program funding, staff investigate opportunities to run the youth active transportation program on a smaller scale, within the 2017 active transportation program.

CARRIED

**3. Sheridan College - Temporary Use of Former Post Office
- Report from Recreation and Culture Department,
July 29, 2016**

Moved by Councillor Duddeck

Seconded by Councillor Chisholm

1. That the Letter of Agreement for the building located at 193 Church Street, Oakville, attached as Appendix A to the report dated July 29, 2016, Sheridan College-Temporary Use of Former Post Office, be approved and executed pursuant to By-law 2013-057.
2. That the Director of Recreation and Culture be authorized to amend the agreement should the number of days need to change, subject to the satisfaction of the Town Solicitor.
3. That the Director Recreation and Culture be authorized to enter into similar short term agreements with Sheridan College, provided that these agreements reflect the substance and standard format of the sample Letter of Agreement to the satisfaction of the Town Solicitor.

CARRIED

5. **Opposition to the Waukesha Water Diversion Application**

Moved by Councillor O'Meara

Seconded by Councillor Elgar

WHEREAS the Great Lakes Basin contains approximately 20 percent of the world's fresh water, 40 million people use the basin for potable water daily and a quarter of Canada's agriculture industry relies on it;

WHEREAS the Town of Oakville (the "Town") is located along the border of Lake Ontario and has proven itself a strong environmental steward of the Great Lakes-St. Lawrence River Basin through initiatives including its Environmental Strategic Plan, Climate Change Adaptation Strategy and Livable Oakville;

WHEREAS on December 13, 2005 the Governors of the eight Great Lakes states, Ontario and Quebec signed the Great Lakes-St. Lawrence River Basin Sustainable Water Resources Agreement (the "Agreement") and the Governors endorsed the companion Great Lakes-St. Lawrence River Basin Water Resources Compact (the "Compact") which was later approved by the United States Congress and signed by the President, banning new water diversions from the Basin except in communities located in counties straddling the water division line between the Great Lakes-St. Lawrence River Basin and other basins;

WHEREAS the City of Waukesha, WI, is the first community to submit an application to divert water from Lake Michigan for use as its source of drinking water (the "Application"), made pursuant to the Agreement and Compact;

WHEREAS concerns have been expressed by many organizations and government organizations within the Great Lakes-St. Lawrence River Basin, including the Great Lakes-St. Lawrence Cities Initiative, that the Waukesha Application does not meet the terms of either the Agreement or the Compact and that this may set a precedent for future diversions;

WHEREAS on June 21, 2016 a panel representing governors of the eight states adjoining the Great Lakes unanimously approved a proposal from Waukesha, WI to draw roughly 30 million litres a day from Lake Michigan and use it outside the Great Lakes Basin;

WHEREAS the International Joint Commission has determined that there is no "surplus" water in the Great Lakes;

WHEREAS the Great Lakes and St. Lawrence Cities Initiative (the “Cities Initiative”) passed a resolution opposing the Waukesha Application (Resolution 2016-1B); and

WHEREAS, Halton Region is a member of the Great Lakes and St. Lawrence Cities Initiative (GLSLCI) representing municipalities along the Great Lakes and St. Lawrence in Canada and the United States;

THEREFORE be it resolved that Council:

1. Object to this specific diversion for Waukesha, WI to divert over thirty million litres daily and oppose the diversion of any water outside of the Great Lakes Basin area outside of the terms of the Great Lakes and St. Lawrence Water Resources Compact;
2. That Council endorse the Great Lakes and St. Lawrence Cities Initiative’s position on the diversion of water from the Great Lakes Basin; and
3. Council raise this issue by way of copying this resolution to: Halton Regional Council members; local members of provincial parliament; local members of federal parliament; the Provincial Minister of Environment and Climate Change; the Provincial Minister of Natural Resources and Forestry; the Federal Minister of Natural Resources and; the Federal Minister of Environment and Climate Change.

CARRIED

6. Council Development Charges Steering Committee
- Report from Finance Department, August 2, 2016

Moved by Councillor Robinson

Seconded by Councillor Lapworth

That the following members of Council be appointed to the Development Charges Steering Committee:

Councillor Adams;
Councillor Elgar;
Councillor Duddeck;
Councillor O’Meara; and
Mayor Rob Burton.

CARRIED

CLOSED SESSION

Moved by Councillor Elgar

Seconded by Councillor Lishchyna

That this Committee resolved into a closed meeting session for the purpose of dealing with a matter pertaining to advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board, with respect to Items C-2 - Glen Abbey Update, C-3 - OMB Appeal - Committee of Adjustment CAV A/034/2016; 128 Garden Avenue and C-4 - Update re OPA 4 and By-law 2014-014.

CARRIED

Council resolved into closed session at 7:22 p.m.

Council resolved back into open session at 7:27 p.m.

C-2. Glen Abbey Update

- Report from Legal Department, August 9, 2016

Moved by Councillor Elgar

Seconded by Councillor Lapworth

That the Glen Abbey Update report of the Legal Department dated August 9, 2016, be received.

CARRIED

**C-3. OMB Appeal - Committee of Adjustment
CAV A/034/2016; 128 Garden Avenue**

- Report from Legal Department, August 16, 2016

Moved by Councillor Chisholm

Seconded by Councillor Grant

1. That the Town Solicitor or his designate with the assistance of the Director of Planning or his designate be authorized to support the landowner's appeal to the OMB of Committee of Adjustment Decision CAV A/034/2016, 128 Garden Drive, based on the advice of Planning Staff set out in confidential Appendix C attached to the confidential report dated August 16, 2016 from the Legal department.

2. That the Town Solicitor or his designate in consultation with the Director of Planning or his designate be authorized to allow the Town to be party to any negotiated settlement of the matter under appeal either before or at the Board Hearing in a manner that is substantively in keeping with the Planning Staff advice set out in confidential Appendix C attached to the confidential report dated August 16, 2016 from the Legal department.

CARRIED

C-4. Update re OPA 4 and By-law 2014-014
- Report from Legal Department, July 15, 2016

Moved by Councillor Hutchins

Seconded by Councillor Chisholm

That the report from the Legal Department dated July 15, 2016, be received.

CARRIED

REQUESTS FOR REPORTS

Moved by Councillor Chisholm

Seconded by Councillor Duddeck

Construction Impact in Oakville Neighbourhoods

That staff report back with options available to help avoid the negative impact of construction activity on Oakville neighbourhoods.

CARRIED

CONSIDERATION AND READING OF BY-LAWS

Moved by Councillor Lishchyna

Seconded by Councillor Hutchins

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

2016-089 A by-law to confirm the proceedings of a meeting of Council

CARRIED

ADJOURNMENT

The Mayor adjourned the meeting at 7:37 p.m.

VICKI TYTANECK
TOWN CLERK