

Members of the public may attend the meeting in person, or may observe the meeting proceedings by viewing the [livestream](#). A recording of the meeting will also be available on the [City's website](#) following the meeting.

| 5:45 pm In Camera Council | Page |
|---|-------------|
| 1. Roll Call | |
| 2. Invocation | |
| Mayor Ashe will call the meeting to order and lead Council in the saying of the Invocation. | |
| 3. Indigenous Land Acknowledgment Statement | |
| Mayor Ashe will read the Indigenous Land Acknowledgment Statement. | |
| 4. Disclosure of Interest | |
| 5. Adoption of Minutes | |
| Council Minutes, January 23, 2023 | 1 |
| (Confidential In Camera Council Minutes, January 23, 2023, provided under separate cover) | |
| Special Council Minutes, January 27, 2023 | 29 |
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| Executive Committee Minutes, February 6, 2023 | 33 |
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| Planning & Development Committee Minutes, February 6, 2023 | 47 |
| 6. Presentations | |
| 6.1 The Honourable Peter Bethlenfalvy, M.P.P. Pickering-Uxbridge (In Person) Re: Presentation of the Long Standing Service Award to Councillor Brenner & Councillor Pickles | |
| 6.2 Mani Shankar, Mr. Lube Pickering (In Person) Clint Scott, Unit Training Officer and Community Development Officer, PARA Marine Search and Rescue (In Person) | |

For information related to accessibility requirements please contact:
 Committee Coordinator
 905.420.4611
clerks@pickering.ca

Re: Presentation of a Donation to PARA Marine Search and Rescue

7. Delegations

Members of the public looking to provide a verbal delegation to Members of Council may do so either in person, or through a virtual audio telephone connection into the meeting. For more information, and to register as a delegate, visit www.pickering.ca/delegation, and complete the on-line delegation form or email clerks@pickering.ca.

The list of delegates who have registered to speak will be called upon one by one by the Chair in the order in which they have registered. A maximum of 10 minutes shall be allotted for each delegation.

Please be advised that your name and address will appear in the public record and will be posted on the City's website as part of the meeting minutes.

- 7.1 Phil Donohue **(In Person)**
Re: Report LEG 03-23
Regulation of Short Term Rentals
- 7.2 Rick Troyan, True North Transparency **(In Person)**
Re: Concerns Regarding Pickering Public Library's Photography and Video Policy
- 7.3 Clint Scott, Unit Training Officer and Community Development Officer,
PARA Marine Search & Rescue **(In Person)**
Re: PARA Marine Search & Rescue's 2022 Annual Report and Strategic Plan for
2023 and Beyond
- 7.4 David Masters, Land Over Landings **(In Person)**
Re: Opposition to a Pickering Airport and Utilization of Resources
- 7.5 Louis Davis **(Virtual)**
Re: Opposition to a Pickering Airport and Utilization of Resources

8. Correspondence

- 8.1 [Corr. 05-23](#)
The Honourable Steve Clark, Minister of Municipal Housing & Affairs
Re: The Streamline Development Approval Fund (SDAF) Program
Extension

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Recommendation:

That Corr. 05-23, from The Honourable Steve Clark, Minister of Municipal Housing & Affairs, dated January 24, 2023, regarding The Streamline Development Approval Fund (SDAF) Program Extension, be received for information.

8.2 [Corr. 06-23](#) **56**

Gary Muller, Director of Planning, The Regional Municipality of Durham
Re: Envision Durham – Release of the draft new Regional Official Plan (Report #2023-P-**))

Recommendation:

That Corr. 06-23, from Gary Muller, Director of Planning, The Regional Municipality of Durham, dated February 10, 2023, regarding Envision Durham – Release of the draft new Regional Official Plan (Report #2023-P-**), be received for information.

8.3 [Corr. 07-23](#) **69**

Ontario's Big City Mayors (OBCM)
Re: Motion – OBCM Recommendations on the Health and Homelessness Crisis

Recommendation:

1. That Corr. 07-23, from Ontario's Big City Mayors, regarding Motion – OBCM Recommendations on the Health and Homelessness Crisis, be received for information and endorsed; and,
2. That a copy of this Resolution be forwarded to the The Honourable Sylvia Jones, Minister of Health and The Honourable Peter Bethlenfalvy, Member of Provincial Parliament, Pickering-Uxbridge.

8.4 [Corr. 08-23](#) **71**

Sarah Douglas-Murray, Director, Community Services, City of Pickering
Re: Artifact Deaccession at Pickering Museum Village

Recommendation:

That Corr. 08-23, from Sarah Douglas-Murray, Director, Community Services, City of Pickering, dated February 16, 2023, requesting approval for the deaccession of artifacts as proposed by City staff and endorsed by the Cultural Advisory Committee on January 17, 2023, be approved.

8.5 [Corr. 09-23](#) **94**

Jaclyn San Antonio, Senior Advisor, Equity, Diversity & Inclusion, City of Pickering

Re: Pickering Anti-Black Racism Taskforce -2022 Year End Report and Proposed 2023 Work Plan

Recommendation:

That Corr. 09-23, from Jaclyn San Antonio, Senior Advisor, Equity, Diversity & Inclusion, City of Pickering, dated February 17, 2023, regarding the Pickering Anti-Black Racism Taskforce 2022 Year End Report and Proposed 2023 Work Plan, be received for information.

9. Report EC 02-23 of the Executive Committee held on February 6, 2023

[Refer to Executive Committee Agenda pages:](#)

9.1 Chief Administrative Officer, Report CAO 02-23 **1**

Memorandum of Understanding for the Sharing of Pickering Casino Revenues

- The Corporation of the City of Pickering and The Regional Municipality of Durham

Recommendation:

1. That Report CAO 02-23 regarding the Memorandum of Understanding for the Sharing of Pickering Casino Revenues be received;
2. That Council approve the Memorandum of Understanding for the Sharing of Pickering Casino Revenues between The Corporation of the City of Pickering and The Regional Municipality of Durham as set out in Attachment 5, and that the said Memorandum of Understanding be executed by the Mayor and the City Clerk subject to minor revisions acceptable to the Chief Administrative Officer and the Director, Corporate Services & City Solicitor;

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3. That the City Clerk forward a copy of Report CAO 02-23 to The Regional Municipality of Durham and all lower tier municipalities of Durham Region; and,

4. That the appropriate City of Pickering officials be given authority to take the necessary actions to give effect thereto.

- 9.2 Director, Community Services, Report CS 03-23 **35**
Beach Volleyball Court License Agreement
- Ontario Volleyball Association

Recommendation:

1. That the Mayor and City Clerk be authorized to execute the License Agreement set out in Attachment 1 of this Report to which Ontario Volleyball Association will be permitted to operate beach volleyball programs in Diana, Princess of Wales Park for a five year term beginning May 1, 2023 and ending September 30, 2027, subject to minor revisions acceptable to the Director, Community Services and the Director, Corporate Services & City Solicitor; and,

2. That the appropriate City officials be authorized to take the necessary actions as indicated in this report.

- 9.3 Director, Community Services, Report CS 04-23 **44**
George Ashe Retrofit
- Green and Inclusive Community Building Fund Application

Recommendation:

1. That staff be directed, through the Chief Administrative Officer, to submit an application under the Government of Canada's Green and Inclusive Community Building (GICB) program for the retrofit of George Ashe Library & Community Centre;

2. That Pickering Council supports the George Ashe Library & Community Centre application for the Government of Canada's GICB program; and,

3. That the appropriate City of Pickering officials be authorized to take the necessary action to give effect hereto.

- 9.4 Director, Operations, Report OPS 03-23
Pickering Heritage & Community Centre
- Additional Archaeological Work

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Recommendation:

1. That Report OPS 03-23 regarding additional archaeological work to be completed for the Pickering Heritage & Community Centre (PHCC) at the Pickering Museum Village be received;
2. That Council approve the hiring of Archaeological Services Inc. for Consulting and Professional Services for the Archaeological Assessment of the PHCC project site in accordance with Purchasing Policy 10.03 (c), as the assignment is above \$50,000.00;
3. That the fee proposal submitted by Archaeological Services Inc. for Consulting and Professional Services for the Archaeological Assessment of the PHCC project site in the amount of \$166,957.50 (HST Included) be accepted;
4. That the total gross project cost of \$364,708.00 (HST included), including the fee amount and other associated costs, and the total net project cost of \$328,431.00 (net of HST rebate) be approved;
5. That the Director, Finance & Treasurer be authorized to finance the net costs of \$328,431.00 from PHCC Construction capital project as approved in the 2021 Capital Budget as follows:
 - a) The sum of \$100,171.00 from the DC – Parks & Recreation Reserve Fund;
 - b) The sum of \$8,868.00 from the DC – Library Reserve Fund;
 - c) The sum of \$215,451.00 from the Rate Stabilization Reserve;
 - d) The sum of \$3,941.00 from the Community Benefit Charge Reserve Fund; and,

6. That the appropriate City of Pickering officials be authorized to take the necessary action to give effect hereto.

9.5 Director, City Development & CBO, Report PLN 04-23
Municipal Housing Targets and Municipal Housing Pledges

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Recommendation:

1. That Report PLN 04-23 regarding Municipal Housing Targets and Municipal Housing Pledges be received;
2. That Council advise the Honourable Steve Clark, Minister of Municipal Affairs and Housing (MMAH), that Report PLN 04-23, constitutes the City of Pickering's Housing Pledge, as requested in his letter to the City's Clerk, dated October 25, 2022;
3. That Council advise the Honourable Steve Clark, MMAH, that it generally supports the Municipal Housing Target of 13,000 new homes by 2031, established by the Province for the City of Pickering, yet further advises that the City's development approval processes are but one small part of a very complex system that delivers housing to the market;
4. That Council advise Premier Doug Ford and Honourable Steve Clark, of the following:
 - a. that it appreciates the Province's recognition of the cumulative cost put on the construction of housing (including rental, affordable ownership and rental, and on attainable (still undefined)), of development charges, community benefits charges, and parkland contributions; and similarly advises
 - b. that, if the funding for these services and facilities are to be transferred from these municipal charges to the property tax base, that home owners or tenants will bear the increased cost of home ownership, which will also jeopardize housing affordability; and,
 - c. that the City of Pickering welcomes the Premier's guarantee to keep municipalities financially whole;

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5. That Council request the Honourable Steve Clark, MMAH, to obtain similar housing pledge commitments from the building community (through the Building Industry and Land Development Association (BILD)).
6. That Council direct, through the Office of the Chief Administrative Officer, that the following initiative be undertaken:
 - a. That the Director, City Development & CBO, in finalizing the first annual City of Pickering Housing Monitoring Report (as required by the Council adopted Pickering Housing Action Plan, 2021, Action 3.7), identify any proposed revisions to the Action Plan that would further assist in meeting the Municipal Housing Targets; and,
7. That a copy of Report PLN 04-23 and Council's resolution thereon be forwarded to Premier Ford, Minister Clark, MMAH, The Honourable Peter Bethlenfalvy, Region of Durham, and area municipalities.

10. Report PD 02-23 of the Planning & Development Committee held on February 6, 2023

[Refer to Planning & Development Agenda pages:](#)

- 10.1 Director, City Development & CBO, Report PLN 03-23
Draft Plan of Subdivision Application SP-2022-02
Zoning By-law Amendment Application A 04/22
Caplink Limited
Part Lots 27 and 28, Concession 5
Seaton Community

29

Recommendation:

1. That Draft Plan of Subdivision Application SP-2022-02, submitted by Caplink Limited, on lands being Part Lots 27 and 28, Concession 5, within the Pickering Innovation Corridor, to establish a plan of subdivision consisting of 4 blocks for employment uses, and blocks for stormwater management facility, natural heritage system, road widening, and a new municipal road, as shown on Attachment #4 to

Report PLN 03-23, and the implementing conditions of approval, as set out in Appendix I, be endorsed; and,

2. That Zoning By-law Amendment Application A 04/22, submitted by Caplink Limited, to implement Draft Plan of Subdivision SP 2022-02 and permit a food manufacturing campus on lands being Part Lots 27 and 28, Concession 5, be approved, and that the draft Zoning By-law Amendment as set out in Appendix II to Report PLN 03-23, be finalized and forwarded to Council for enactment.

11. Reports – New and Unfinished Business

- 11.1 [Director, Corporate Services & City Solicitor, Report BYL 01-23](#) **108**
Electric Kick Scooter By-law

Recommendation:

1. That Report BYL 01-23 regarding Electric Kick Scooter By-law be received;
2. That the Electronic Kick Scooter By-law attached to this report (Attachment 1) be enacted; and,
3. That appropriate City of Pickering officials be authorized to take the actions necessary to implement the recommendations in this Report.

- 11.2 [Director, Corporate Services & City Solicitor, Report BYL 03-23](#) **115**
Towing and Impound Services

Recommendation:

1. That an agreement with 1105729 Ontario Inc. Operating As Classic Towing & Storage be approved substantially in the form attached to this Report, subject to revisions acceptable to the Director, Corporate Services & City Solicitor;
2. That the Mayor and the City Clerk be authorized to execute the said agreement on the City's behalf; and,

3. That the appropriate officials of the City of Pickering be authorized to take such actions as are necessary to give effect to the recommendations in this Report.

11.3 [Director, Community Services, Report CS 05-23](#)

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Community Safety and Well-Being Initiatives

- Chestnut Hill Developments Recreation Centre - Use as Emergency Overnight Warming Centre – Change in Location
- Chestnut Hill Developments Recreation Complex Arena Dressing Rooms – Outreach Shower Facilities – Change in Operation

Recommendation:

1. That Report CS 05-23 regarding the implementation of Community Safety and Well-Being Initiatives be received;
2. That the Mayor and City Clerk be authorized to execute the Memorandum of Understanding with Christian Faith Outreach Centre (CFOC), set out in Attachment 1 to this report, for use of the O'Brien Room at Chestnut Hill Developments Recreation Complex (CHDRC), for emergency overnight warming centre, subject to minor revisions as may be required by the Director, Community Services and the Director, Corporate Services & City Solicitor;
3. That the Mayor and City Clerk be authorized to execute the Memorandum of Understanding with DARS Inc., set out in Attachment 2 to this report, for use of the CHRDC Arena Dressing Rooms, for outreach shower facilities, subject to minor revisions as may be required by the Director, Community Services and the Director, Corporate Services & City Solicitor; and,
4. That the appropriate officials of the City of Pickering be authorized to take necessary actions as indicated in this report.

11.4 [Director, Finance & Treasurer, Report FIN 05-23](#)

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Update on Bill 23 More Homes, Built Faster Act

- A Financial Perspective

Recommendation:

That Report FIN 05-23 regarding an updated financial assessment related to Bill 23 be received for information.

- 11.5 [Director, Finance & Treasurer , Report FIN 06-23](#) **146**
Approval to Award the Contract to NTT Data Business Solutions Incorporated for SAP Application Management Services

Recommendation:

1. That Council approve the engagement of NTT Data Business Solutions Incorporated, under section 10.03 (c) of the City's Purchasing Policy, in the amount of \$112,450.00 (net HST), for a term of one year, with potential renewals for successive one year terms, provided that terms and conditions, upon renewal, remaining in favor and alignment with City objectives;
2. That the total project cost of \$112,450.00 (net HST) and other associated costs be funded over a one year period be approved;
3. That Council authorize the Director, Finance & Treasurer to approve any additional scope changes that may be required to cover additional work to be completed, or which may be required to there being sufficient funding available;
4. That Council authorize the Director, Finance & Treasurer to fund the net project cost of \$112,450.00 from the capital account (WBS C10600.1801.90); and,
5. That the appropriate City of Pickering officials be authorized to take the necessary actions to give effect hereto.

- 11.6 [Director, Corporate Services & City Solicitor, Report LEG 03-23](#) **150**
Regulation of Short Term Rentals

Recommendation:

That Report LEG 03-23 regarding the regulation of short term rentals be received for information.

12. Motions and Notice of Motions

12.1 Opposition to a Pickering Airport and Utilization of Resources

Moved by Councillor Nagy
Seconded by Councillor Cook

WHEREAS, in May 2016, Transport Canada awarded a contract to KPMG to undertake a Pickering Lands Aviation Sector Analysis to update the supply and demand forecasts of the 2010 Needs Assessment Study: Pickering Lands and to develop and assess type and role options for a future airport and provide an economic impact report;

And Whereas, on October 10, 2017, Pickering Council passed Resolution #355/17 declaring that “the Federal Government be advised that the City of Pickering supports the development of an airport in Pickering, subject to the results identified in the Aviation Sector Analysis – Pickering Airport Study and the appropriate Environmental Assessments”;

And Whereas, Toronto Pearson International’s current Master Plan, published in December 2017, stated that Pearson’s runway capacity would be “sufficient to 2037” without adding the already approved sixth runway;

And Whereas, the KPMG analysis was completed in 2019 and the Supply and Demand analysis found that, for the study’s 2016-2036 planning horizon, “there will be sufficient capacity in the southern Ontario airports system ... without the requirement to build a new airport”, and KPMG reached this conclusion without considering the effects of climate change and its future impacts on aviation;

And Whereas, KPMG cautioned that there was “a significant level of uncertainty” around scenarios that examined types of airports offering services other than commercial passenger services, that the scenarios were “exploratory in nature”, and that “conclusions cannot be drawn” from those exercises;

And Whereas, on December 16, 2019, the Council of the City of Pickering endorsed a Climate Change Declaration resolution that undertook to “strive for a reduction in greenhouse gas emissions to reduce the local and global impacts of climate change”;

And Whereas, then Transport Minister Marc Garneau wrote to Durham Regional Chair John Henry on March 25, 2020, to confirm KPMG's finding of "no immediate need for additional airport capacity in the Greater Toronto Area" and that "any decision on the future of the Pickering Lands must be based on a sound business case...";

Now therefore it be it resolved:

1. That based on KPMG's conclusion that a sound supply-and-demand business case could not be made for a Pickering airport up to 2036, and based on the City's declared intention to reduce its greenhouse gas emissions, the Council for The Corporation of the City of Pickering does not support an airport on the Pickering Lands; and that no further resources and/or funds be utilized to promote an airport on the Pickering Lands; and that the City of Pickering continue to endorse support for a High Frequency Rail option with a station located in Green River as the preferred transportation network; and,
2. That this resolution be forwarded to the Minister of Transport Canada, Omar Alghabra, and to Pickering-Uxbridge MP O'Connell, as well as to MPs Anandasangaree, Carrie, Holland, Jaczek, Turnbull, and O'Toole; to Durham and York regional councils, and to Scarborough East councillors; and to the municipal councils of Ajax, Markham, Oshawa, Scugog, Stouffville, Uxbridge, Vaughan, and Whitby.

12.2 North East Pickering Carruthers Creek Watershed – Seeking an Agreement from the Town of Ajax

Moved by Councillor Brenner
Seconded by Councillor Cook

WHEREAS, Council Resolution 347/20 pertaining to a Request for an MZO for Lands in North East Pickering (Veraine) was amended at the June 29th Meeting of Council to include a new Item 2(b);

And Whereas, amendment Resolution 348/20 directed Staff to include the August Secondary Plan Strategy the ability to implement an interim control

By-law prior to any approvals to ensure that the Town of Ajax is satisfied with any matters pertaining to the Watershed on Carruthers Creek;

And Whereas, the direction of the Council has not been acted upon nor have any other options been put forward by the Staff from the City of Pickering to enable an agreement to be entered into with the Town of Ajax on this matter;

Now therefore be it resolved, that the Council of The Corporation of the City of Pickering requests:

1. The Town of Ajax to advise the City of Pickering if their concerns pertaining to the Watershed on Carruthers Creek have been satisfied and/or if they have entered into any agreement with Dorsay Pickering Limited and/or any other Landowners in North East Pickering as referenced in item 7.10 Correspondence 26-20; and,
2. That a Copy of this resolution be sent to the Town of Ajax, Durham Region and the Minister of Municipal Affairs.

12.3 Durham Meadoway Enhancements and Amendments

Moved by Councillor Brenner
Seconded by Councillor Robinson

WHEREAS, the Durham Meadoway is a proposed active transportation corridor and greenspace connecting Rouge National Urban Park in the City of Pickering to Simcoe Street in the City of Oshawa;

And Whereas, the Durham Meadoway will connect four municipalities along 27 kilometres of the Gatineau Hydro Corridor;

And Whereas, the City of Pickering is a Municipal/Community Stakeholder;

And Whereas, the Visioning Study to create the Durham Meadoway will identify enhancements and amenities that will help foster a distinct sense of place and make the multi-use path easier and more comfortable to use;

Now therefore be it resolved, that the Council of The Corporation of the City of Pickering makes the following recommendations to Durham Region for inclusion in the Durham Meadoway:

1. Low level non-intrusive lighting along the Multi Use Trail System;
2. Rest Stations situated along the Multi Use Trail System;
3. Artificial Ice Surface Skating Trail to be located in either Segment 1 or 2; and,
4. That a copy of this resolution be forwarded to Alia Tulloch, Transportation and Planning, Region of Durham.

12.4 Community Inclusion Lab – Modernizing Civic Engagement Through Innovation Practice

Moved by Councillor Brenner
Seconded by Councillor Cook

WHEREAS, the City of Pickering is committed to a process of collaboration and consultation to build a City that works for all;

And Whereas, community engagement is one of Pickering's highest priorities as it increases transparency and accountability; promotes inclusiveness and diversity; improves decision-making; enhances civic engagement; and strengthens trust between residents and City Hall;

And Whereas, to achieve an inclusive framework enabling residents to be involved it is imperative to remove all barriers;

And Whereas, the goal of a Community Inclusion Lab (CIL) is to extend the benefits of insight and innovation processes to find creative new ways to engage communities, tap into their knowledge and experience, promote exceptionally high quality of experience and build civic pride;

And Whereas, the CIL can be a modernization mechanism for reaching deeply into our diverse communities to engage, understand, mobilize and respond to a range of diverse issues;

Now therefore be it resolved, that the Council of The Corporation of the City of Pickering takes the following actions:

1. Appoint Deputy Mayor Brenner to lead a Think Tank through the creation of a Community Inclusion Lab;
2. And that Pickering Resident Dave Sora be appointed to act as Co-Lead;
3. And that the Think Tank will draw upon a range of Community Resources to garner their expertise;
4. Will collaborate with the Division Head, Public Affairs & Corporate Communications; and,
5. Will report back to Council no later than end of Q3 on the status of the work of the Think Tank.

12.5 Veterans Flag Raising

Moved by Councillor Robinson
Seconded by Councillor Brenner

WHEREAS, the Legion inspires Canadians to remember those who made the ultimate sacrifice for our country;

And Whereas, a Veterans flag dedicated to honoring those who served, those whom paid the ultimate sacrifice, and those who continue to serve today deserve to be recognized throughout the entire month of November;

And Whereas, The Corporation of the City of Pickering has flag-raising ceremonies at the Civic Complex designating given periods of time to recognize the efforts and commitments of an individual, event or organization that enhances our community;

And Whereas, on the last Friday in October, a Poppy flag is raised to create awareness of the Legions Poppy Campaign raising funds to support Veterans and their families in need;

Now therefore be it resolved, that the Council of The Corporation of the City of Pickering direct through the Office of the CAO an amendment to the policy of flag raising to include:

1. The Legions Poppy Campaign flag raising from the last Friday in October until after the Remembrance Ceremony;
2. The raising of a Veterans flag immediately following the lowering of the Poppy Campaign flag to be flown until Sunset on the 30th day of November each year; and,
3. To come into effect October 2023.

12.6 Public Disclosure of Address

Moved by Councillor Robinson
Seconded by Councillor Brenner

WHEREAS, open and unfettered access to Municipal government is a vital aspect of local democracy;

And Whereas, The Corporation of the City of Pickering requires delegates to disclose personal information about their home address within their delegation;

And Whereas, no mechanism is in place to protect access to this information;

And Whereas, disclosing delegates home addresses during an open forum is a matter of public safety and security;

And Whereas, The Corporation of the City of Pickering has a responsibility to prevent delegates from being in danger and/or causing them undue stress as a result;

And Whereas, delegation addresses become part of the public record;

Now therefore be it resolved, that the Council of The Corporation of the City of Pickering directs through the Office of the CAO to stop the practice of requiring delegations to publicly disclose their home address during their delegation.

12.7 Urban Farming

Moved by Councillor Robinson
Seconded by Councillor Brenner

WHEREAS, The Corporation of the City of Pickering promotes itself as becoming one of the most sustainable cities in Canada;

And Whereas, rising inflation and grocery prices are affecting the food choices of families making healthy food inaccessible;

And Whereas, poor nutrition ultimately affects one's overall health putting a burden on our healthcare system;

And Whereas, supplying families with nutritious eggs raised without hormones and antibiotics at a low cost;

And Whereas, chickens eat grass clippings and food scraps thereby reducing waste;

And Whereas, looking after hens makes staying at home enjoyable and helps educate children about chicken farming;

Now therefore be it resolved, that the Council of The Corporation of the City of Pickering directs through the Office of the CAO to consult with stakeholders regarding the implementation of an Urban Farming pilot project for the enjoyment of Urban backyard egg production only and that staff report back to Council no later than the end of Q2.

12.8 Implementation Office of Affordability

Moved by Councillor Brenner
Seconded by Councillor Nagy

WHEREAS, resolution #790/22 gave direction for Planning and Development "To consider adding a dedicated function similar to an Office of Affordability, within the City, the scope of work which include implementing the Pickering Housing Strategy & Action Plan 2021–2031, December 22, 2021";

And Whereas, one of the key priorities for residents of Pickering and the Government of Ontario is the obtainability and accessibility of affordable housing;

And Whereas, recent changes to Legislation by the Province of Ontario will result in the City of Pickering experiencing unprecedented growth with little to no guarantees that it will achieve affordability options for first-time homeowners, families and older adults;

And Whereas, the lack of affordable and sustainable housing have reached a crisis in our City, across Durham Region and the GTHA;

Now therefore be it resolved, that the Council of The Corporation of the City of Pickering directs the following:

1. That an Office of Affordability (OA) be created within the City Development Department;
2. That the role of the OA include but not be limited to (a) research and recommend a definition for housing affordability in the City of Pickering (b) be the subject expert/resource for all available programs/funding opportunities from all levels of government that can assist developers/builders to achieve affordability (c) review and comment on all applications to the City Development Department under the affordability lens;
3. That the Director of City Development be directed through the Office of the CAO to develop a staffing model that will ensure it is sufficiently staffed and same be included in the 2023 Current Budget for implementation no later than Q3; and,
4. That the Director of Finance work with the Director of City Development to amend the fee formula for processing applications by City Development to reflect the operating cost for the OA.

13. By-laws

13.1 By-law 7991/23

Being a By-law to amend Restricted Area (Zoning) By-law 7364/14, to implement the Official Plan of the City of Pickering, Region of Durham, for

land at Part Lots 27 and 28, Concession 5, City of Pickering (A 04/22).
(Caplink Limited) **[Refer to Item 4.1 Report PLN 03-23, page 29 of the
Planning & Development Committee Agenda]**

13.2 [By-law 7992/23](#) **111**

Being a by-law to regulate the operation and use of electric kick-scooters
in the City of Pickering. **[Refer to Item 11.1 Report BYL 01-23]**

13.3 [By-law 7993/23](#) **153**

Being a by-law to exempt Blocks 117, 177 and 178, Plan 40M-2632, from
the part lot control provisions of the *Planning Act*. (Mattamy (Seaton)
Limited)

14. Confidential Council – Public Report

15. Other Business

16. Confirmation By-law

17. Adjournment

Present:

Mayor Kevin Ashe

Councillors:

M. Brenner

S. Butt

L. Cook

M. Nagy

D. Pickles

L. Robinson

Also Present:

| | |
|-------------------|---|
| M. Carpino | - Chief Administrative Officer |
| K. Bentley | - Director, City Development & CBO |
| P. Bigioni | - Director, Corporate Services & City Solicitor |
| S. Douglas-Murray | - Director, Community Services |
| B. Duffield | - Director, Operations |
| J. Eddy | - Director, Human Resources |
| S. Boyd | - Fire Chief |
| R. Holborn | - Director, Engineering Services |
| F. Jadoon | - Director, Economic Development & Strategic Projects |
| S. Karwowski | - Director, Finance & Treasurer |
| S. Cassel | - City Clerk |
| J. Halsall | - Division Head, Finance |
| L. Arshad | - Manager, Economic Development & Marketing |
| N. Surti | - Manager, Development Review & Urban Design |
| R. Perera | - Deputy Clerk |

1. Roll Call

The City Clerk certified that all Members of Council were present and participating in-person.

2. Invocation

Mayor Ashe called the meeting to order and led Council in the saying of the Invocation.

3. Indigenous Land Acknowledgment Statement

Mayor Ashe read the Indigenous Land Acknowledgment Statement.

4. Disclosure of Interest

No disclosures of interest were noted.

5. Adoption of Minutes

Resolution #43/23

Moved by Councillor Butt
Seconded by Councillor Brenner

Council Minutes, September 20, 2022
Special Council Minutes, September 22, 2022
Inaugural Council Minutes, November 21, 2022
Special Council Minutes – Education & Training, November 25, 2022
Special Council Minutes, December 5, 2022
Special Council Minutes, January 9, 2023 – 1:00 pm
Executive Committee Minutes, January 9, 2023
Special Council Minutes, January 9, 2023 – Immediately Following the Executive
Committee Meeting
Planning & Development Committee Minutes, January 9, 2023

Carried

6. Presentations

There were no presentations.

7. Delegations

- 7.1 Lorrie Hagen, Executive Director, The Charles H. Best Diabetes Centre
Serge Babin, Board Chair, The Charles H. Best Diabetes Centre
Deborah Novorolsky
Re: Corr. 01-23
Building on the Best - The Charles H. Best Diabetes Centre Expansion Campaign

Lorrie Hagen, Executive Director, and Serge Babin, Board Chair, The Charles H. Best Diabetes Centre, appeared before Council to speak to the Charles H. Best Diabetes Centre Expansion Campaign. Through the aid of a PowerPoint presentation, they stated that the expansion campaign was seeking a \$100,000 pledge from the City that was suggested to be paid through four \$25,000 installments over a four year time period. They spoke to the background of the Centre adding that it was located in north Whitby and it was Canada's only centre dedicated to the underserved community of type one diabetes. They further

provided information on type one diabetes, the ways in which the Centre serves those living with the disease, and the demand and the growth of their patient care programs. They also spoke to the vision of the expansion campaign being to increase the footprint of their current centre and \$2.47 million being received to date from different levels of government, including the Region of Durham, Town of Whitby, City of Oshawa, and the Provincial and the Federal government. They concluded their delegation by asking that the City commit to a \$100,000 payment over a comfortable period of time.

A brief question and answer period ensued between Members of Council, Ms. Hagen, and Mr. Serge, regarding:

- the Centre possibly serving more than 6.5% of Pickering residents as noted in the PowerPoint presentation due to various referral sources; and,
- the educational measures taken by the Centre to raise awareness of the disease.

Resolution #44/23

Moved by Councillor Brenner
Seconded by Councillor Nagy

That the order of the agenda be changed to hear Item 8.1, Corr. 01-23, as the next item of business.

Carried

- 8.1 Corr. 01-23
Lorrie Hagen, Executive Director, The Charles H. Best Diabetes Centre
Re: Building on the Best - The Charles H. Best Diabetes Centre Expansion Campaign

Resolution #45/23

Moved by Councillor Brenner
Seconded by Councillor Robinson

That Corr. 01-23, from Lorrie Hagen, Executive Director, The Charles H. Best Diabetes Centre, dated December 2, 2022, regarding Building on the Best - The Charles H. Best Diabetes Centre Expansion Campaign, be included in the 2023 Budget process.

Carried Unanimously on a Recorded Vote

- 7.2 Margaret Bowie
Re: Report PLN 01-23
Draft Plan of Subdivision Application SP-2021-02
Zoning By-law Amendment Application A 15/21
OPB Realty Inc.
Eastern Portion of the Pickering Town Centre Lands, West of Glenanna Road and South of Kingston Road

Margaret Bowie, Pickering Resident, appeared before Council to speak to Report PLN 01-23. Ms. Bowie displayed a video posted on the City's YouTube channel regarding the City Centre vision and stated that the video referred to the City Centre being a quality recreational place for all ages to celebrate and enjoy. She stated that the development application needed to be resubmitted to offer an adaptable, sustainable, and flexible future for the City Centre to better represent the vision as captured in the video.

Ms. Bowie also commented on Item 8.2 of the Council Agenda, Corr. 02-23, noting that the City needed to plan for 200 years when evaluating planning applications as the City moved from a rural to an urban municipality. She added that the MZO threatened the planning process and the democratic process of local municipalities as MZOs invalidated current local zoning by-laws and protected the interests of the Province. She added that while MZOs were to expedite the planning application process, all other aspects of local zoning by-laws prevailed, and that prior to seeking support for a MZO, engagement with indigenous communities, conservation authorities, and the public was required. She stated that MZOs and Bill 23 had removed the ability to elect public officials to govern, plan, and grow the City in ways that residents agreed was sustainable and conducive to the City Centre vision as shown in the video. In conclusion, she asked that all MZOs pertaining to the City Centre be rescinded and that the technology inside the chambers be updated to allow residents to hear council discussions better.

- 7.3 Chief Kelly LaRocca, Mississaugas of Scugog Island First Nation
Re: Corr. 02-23
Luke Fraser, Manager, Planning Projects Implementation, Ministry of Municipal Affairs & Housing
Re: Request for a Minister's Zoning Order (MZO) at 3060 Highway 7

Chief Kelly LaRocca withdrew their delegation and did not appear before Council.

- 7.4 Stephen Mak, Project Architect & LTC Advisor, Parallel Architecture Consulting Inc.
Re: Corr. 02-23

Luke Fraser, Manager, Planning Projects Implementation, Ministry of Municipal Affairs & Housing

Re: Request for a Minister's Zoning Order (MZO) at 3060 Highway 7

Stephen Mak, Project Architect & LTC Advisor, Parallel Architecture Consulting Inc., appeared before Council to speak to Corr. 02-23. Mr. Mak discussed the subject lands for the proposed development and noted that the lands were included in the Whitebelt and were slated for development. He discussed a number of current crises, including the lack of housing for seniors, lack of livable and accessible cities and buildings and added that the proposed development was seeking to build livable, sustainable, and accessible settlements for the next 200 years. He noted that in 2022, the Province provided funding for 128 beds for a Long Term Care (LTC) facility in Pickering with a mandate to building the LTC facility in Pickering in two years. He spoke to the urgency in the timelines as mandated by the Province, and a need for an expedited zoning approval process. Mr. Mak stated that the vision for the proposed development was to build a community for residents to transition through different stages of their life and discussed the ways in which the proposed LTC facility would differ from current LTC facilities noting its focus on creating a place for residents to live in rather than be isolated in. In conclusion, he spoke to his willingness to work with the City and the Region to create an accessible community.

A question and answer period ensued between Members of Council and Mr. Mak regarding:

- the proposed development being both walkable and livable with amenities being provided inside the community;
- the proposed development looking to serve an underrepresented community being the Black, African, and Caribbean community;
- the Province committing to fund 128 LTC beds within the proposed development and the proposed development not being in competition with a future LTC facility;
- the stakeholders that would be consulted during the MZO process;
- rationale for seeking approval for the proposed development through a MZO rather than the usual planning application process;
- the types of components included in the MZO and the timelines for building each component of the proposed development;
- whether the applicant had received a letter of support from the Pickering Canadian Caribbean Association;
- whether the applicant would pursue the proposed development through the planning application process if the MZO was not granted by the Province;
- the benchmark for attainable and affordable housing;
- whether the units would be rentable for seniors who could not afford to own the units;

- whether there would be mechanisms in place to serve non-senior patients requiring long term care;
- whether the applicant had conducted studies to indicate a need for the proposed development; and,
- the timelines for building the proposed development through the MZO process versus the planning application process.

7.5 Matt Bentley

Re: Corr. 02-23

Luke Fraser, Manager, Planning Projects Implementation, Ministry of Municipal Affairs & Housing

Re: Request for a Minister's Zoning Order (MZO) at 3060 Highway 7

Matt Bentley, Pickering Resident, appeared before Council to speak to Corr. 02-23. He stated that as the proposed MZO was seeking to build a walkable city in North East Pickering, it was important to proceed through the planning application process as work was still underway on Envision Durham and the impacts of Bill 23. He further stated that the LTC facilities were needed closer to urban areas and that North East Pickering should not be sacrificed for a LTC facility or a walkable city.

7.6 Matt Bentley

Re: Corr. 03-23

Marisa Carpino, Chief Administrative Officer, City of Pickering

Re: Request for the City's Comments on Envision Durham: Draft

Settlement Area Boundary Expansions and Area Municipal Growth Allocations

Matt Bentley, Pickering Resident, appeared before Council to speak to Corr. 03-23, and stated that staff's position in not providing comments was speaking to the need for more information as comments regarding the outcome of the Duffins Rouge Agricultural Preserve were still outstanding. He recommended that correspondence be provided to the Region advising that as more lands in the rural area become available for development, that additional land was not required by the City.

7.7 Matt Bentley

Re: City of Pickering Lobbyist Registry

Matt Bentley, Pickering Resident, appeared before Council to speak to the City of Pickering Lobbyist Registry Motion. Mr. Bentley stated that the motion was a path towards transparency and that the citizens had the right to know of the conversations happening with elected officials and stakeholders.

- 7.8 Matt Bentley
Re: Amendments to Boards and Committees/Taskforce Policy

Matt Bentley, Pickering Resident, appeared before Council to speak to the Amendments to Boards and Committees/Taskforce Policy Motion. Mr. Bentley stated that he was in support of the motion as it allowed additional opportunities for residents to engage with the City.

8. Correspondence

- 8.2 Corr. 02-23
Luke Fraser, Manager, Planning Projects Implementation, Ministry of Municipal Affairs & Housing
Re: Request for a Minister's Zoning Order (MZO) at 3060 Highway 7

A discussion and question and answer period ensued between Members of Council and staff regarding:

- Pickering having an aging population, a shortage in LTC facilities, and the need to expedite the construction of LTC facilities;
- the need for the applicant to follow the planning application process;
- the estimated timeframes for building a LTC facility through the planning application process and the lengthy timelines potentially jeopardizing the funding being provided by the Province;
- MZOs still being required to adhere to all aspects of zoning and planning requirements;
- the MZO process jeopardizing the democratic process of reviewing planning applications by local municipalities;
- the need for community engagement and concerns regarding impacts to the environment;
- the subject lands being identified within the Whitebelt and being slated for development;
- the letter from the Province solely seeking input from the City on the MZO noting that the approval authority for the MZO was the Minister of Municipal Affairs and Housing; and,
- the need for affordable senior housing in Pickering.

Resolution #46/23

Moved by Councillor Pickles
Seconded by Councillor Butt

1. That Corr. 02-23, from Luke Fraser, Manager, Planning Projects Implementation, Ministry of Municipal Affairs & Housing, received on

December 5, 2022, regarding a Request for a Minister's Zoning Order (MZO) at 3060 Highway 7, be received; and,

2. That the Minister of Municipal Affairs and Housing be advised that the City of Pickering does not object to the issuing of an MZO to facilitate a 128-bed long-term care home along with ancillary institutional, commercial, and residential uses, conditional on the following:
 - i. the Province of Ontario consult with the First Nations People, Mississaugas of Scugog Island;
 - ii. there will be no environmental impacts on any abutting rivers and/or table lands; and,
 - iii. that there is suitable infrastructure such as roads, water, sanitary sewers and that all associated costs are to be borne by the applicant and not the tax payers of the City of Pickering and Durham Region.

See Following Motions:

Resolution #47/23

Moved by Councillor Brenner
Seconded by Councillor Cook

That the question be called for the recommendation pertaining to Item 8.2, Corr. 02-23.

Carried on a Recorded Vote as Follows:

Yes
Councillor Brenner
Councillor Cook
Councillor Nagy
Councillor Robinson

No
Councillor Butt
Councillor Pickles
Mayor Ashe

The Motion Lost on a Recorded Vote as Follows:

Yes
Councillor Butt
Councillor Pickles
Mayor Ashe

No
Councillor Brenner
Councillor Cook
Councillor Nagy
Councillor Robinson

Resolution #48/23

Moved by Councillor Nagy

Seconded by Councillor Robinson

1. That Corr. 02-23, from Luke Fraser Manager, Planning Projects Implementation, Ministry of Municipal Affairs & Housing, received on December 5, 2022, regarding a Request for a Minister's Zoning Order (MZO) at 3060 Highway 7, be received; and
2. That the Minister of Municipal Affairs and Housing be advised that the Council for The Corporation of the City of Pickering recognizes the need for more government funded Long term Care Facilities but cannot support the granting of this MZO for the following reasons:
 - a) there has not been any consultation with the First Nations People, Mississaugas of Scugog Islands;
 - b) there are potential environmental impacts on abutting rivers and/or table lands;
 - c) there is insufficient/suitable infrastructure such as roads, water, sanitary sewers and other such infrastructure; and,
3. Further that the Minister and his colleagues continue to work with the City of Pickering and the Region of Durham and support the Region of Durham's request for Provincial Construction Funding Subsidy Enhancements and Top Ups Available for Capital costs for the funding of the already Regionally approved construction of a Durham Region 200 bed Not for Profit LTC facility in North West Pickering (Seaton) on lands owned by Durham Region that will enable occupancy in late 2025.

Carried on a Recorded Vote as Follows:

Yes

Councillor Brenner

Councillor Cook

Councillor Nagy

Councillor Robinson

No

Councillor Butt

Councillor Pickles

Mayor Ashe

8.3

Corr. 03-23

Marisa Carpino, Chief Administrative Officer, City of Pickering

Re: Request for the City's Comments on Envision Durham: Draft Settlement Area Boundary Expansions and Area Municipal Growth Allocations

A discussion period ensued between Members of Council regarding:

- procedural limitations prohibiting Pickering City Council from being able to reverse the previous Council decision recommending scenario two for the Region's Envision Durham Study;
- the matter coming back to a future Durham Regional Council Meeting for consideration; and,
- the Regional recommendation lacking technical information to support population growth projections, employment growth projections, and the impact of recent legislation changes.

Resolution #49/23

Moved by Councillor Pickles

Seconded by Councillor Brenner

That Corr. 03-23, from Marisa Carpino, Chief Administrative Officer, dated January 10, 2023, regarding a Request for the City's Comments on Envision Durham: Draft Settlement Area Boundary Expansions and Area Municipal Growth Allocations, be received for information.

Carried

8.4 Corr. 04-22

The Association of Municipalities of Ontario

Re: AMO Policy Update – A Call for Provincial Action on Property Assessments

A question and answer period ensued between Members of Council and staff regarding:

- previous Council decision requesting MPAC to review its fair market value process and the outcome of the correspondence;
- the direction that MPAC may take and whether any consultation was conducted with municipal treasurers;
- the need for assessment rates to not be based on the inflated housing prices;
- how the property assessment values would affect the property tax rate; and,
- the need for residents to follow up with MPAC on any concerns over the assessment rates of their property.

Resolution #50/23

Moved by Councillor Butt

Seconded by Councillor Brenner

That Corr. 04-23, from The Association of Municipalities of Ontario, dated January 16, 2023, regarding AMO Policy Update – A Call for Provincial Action on Property Assessments, be received for information.

Carried

9. Report EC 01-23 of the Executive Committee held on January 9, 2023

- 9.1 Chief Administrative Officer, Report CAO 01-23
Use of Delegated Authority During Lame Duck Period of August 19, 2022 to November 14, 2022

Council Decision:

That Report CAO 01-23 regarding the use of delegated authority during the Lame Duck Period of August 19, 2022 to November 14, 2022 be received for information.

- 9.2 Chief Administrative Officer, Report CAO 03-23
Pre 2023 Capital Budget Approval
Fire Services Portable Radios

Council Decision:

1. That Council approve the pre 2023 Capital Budget approval for the purchase of Fire Services portable radios (C10700.2303) in the amount of \$500,000.00 to be funded from a 5-year internal loan; and,
2. That the appropriate City of Pickering officials be authorized to take the necessary action to give effect hereto.

- 9.3 Director, Corporate Services & City Solicitor, Report CLK 01-23
2022 City of Pickering Municipal Election Review

Council Decision:

That Report CLK 01-23 regarding a review of the 2022 Municipal Election, be received for information.

- 9.4 Director, Community Services, Report CS 01-23
2023 Community Festivals and Events

Approval of 2023 Events in Esplanade Park

Council Decision:

1. That Council authorize staff to issue a park permit for the use of Esplanade Park by Carea Community Health Centre on Wednesday, June 21, 2023 for National Indigenous Peoples Day, on terms and conditions satisfactory to Director, Community Services and Chief Administrative Officer;
2. That Council authorize staff to issue a park permit for the use of Esplanade Park by Affiliation For Inspiring Youth Upliftment Enterprise (A.F.I.Y.U) on Saturday, July 15, 2023, and Saturday, July 22, 2023 (rain date) for a Movie Night, on terms and conditions satisfactory to Director, Community Services and Chief Administrative Officer;
3. That Council authorize staff to issue a park permit for the use of Esplanade Park by Canadian Food Truck Festivals from Thursday, August 10 to Monday, August 14, 2023 (inclusive) for Pickering Food Truck Festival, on terms and conditions satisfactory to Director, Community Services and Chief Administrative Officer;
4. That Council authorize staff to issue a park permit for the use of Esplanade Park by the office of Peter Bethlenfalvy, MPP Pickering-Uxbridge on Sunday, August 20, 2023 for a Community BBQ, on terms and conditions satisfactory to Director, Community Services and Chief Administrative Officer; and,
5. That the appropriate officials of the City of Pickering be authorized to take the necessary actions as indicated in this report.

9.5 Director, Community Services, Report CS 02-23
Community Banner Policy

Council Decision:

1. That Council endorse CUL 140 Community Banner Policy as set out in Attachment 1 to this report, subject to minor revisions acceptable to the Director, Community Services; and,
2. That the appropriate City of Pickering officials be authorized to take the necessary actions as indicated in this report.

9.6 Director, Engineering Services, Report ENG 01-23
Quotation No. Q2022-19

- Construction of Two Basketball Facilities

Council Decision:

1. That Quotation No. Q2022-19 for Construction of Two Basketball Facilities in Usman Green and Canadian Green, as submitted by Mianco Group Inc. in the total quotation amount of \$121,856.38 (HST included) be accepted;
2. That the total gross project cost of \$141,000.00 (HST included), including the quotation amount, a contingency and other associated costs, and the total net project cost of \$126,975.00 (net of HST rebate) be approved;
3. That Council authorize the Director, Finance & Treasurer to finance the total net project cost of \$126,975.00 as follows:
 - a) the sum of \$40,000.00 available budget in capital project C10320.2212 as approved in the 2022 Parks Capital Budget to be funded from the Reserve Fund – Parkland be increased to \$62,269.00;
 - b) the sum of \$45,000.00 available budget in capital project C10320.2214 as approved in the 2022 Parks Capital Budget to be funded from the Reserve Fund – Parkland be increased to \$64,706.00; and,
4. That the appropriate officials of the City of Pickering be authorized to take the necessary actions as indicated in this report.

9.7 Director, Finance & Treasurer, Report FIN 01-23
2023 Interim Levy and Interim Tax Instalment Due Dates

Council Decision:

1. That an interim property tax levy be adopted for all realty property classes for 2023;
2. That the interim property tax levy instalment due dates be February 27 and April 27, 2023;
3. That the attached draft by-law, providing for the imposition of the taxes, be enacted; and,
4. That the appropriate City of Pickering officials be authorized to take the necessary actions as indicated in this report.

- 9.8 Director, Corporate Services & City Solicitor, Report LEG 01-23
Joseph E. Murley and Joyce Murley – Plan of Subdivision 40M-2164
- Final Assumption of Plan of Subdivision
 - Lot 10, Plan 40M-2164
 - 1715 Rockwood Drive

Council Decision:

1. That works and services required by the Subdivision Agreement dated September 6, 2002 and amended by an agreement dated June 1, 2011 (hereinafter referred to as the “Subdivision Agreement”) within Lot 10, Plan 40M-2164, which are constructed, installed or located on lands dedicated to, or owned by the City, or on lands lying immediately adjacent thereto, including lands that are subject to easements transferred to the City, be accepted and assumed for maintenance;
2. That Joseph E. Murley and Joyce Murley be released from the provisions of the Subdivision Agreement and any amendments thereto relating to Plan 40M-2164; and,
3. That the appropriate City of Pickering officials be authorized to take the actions necessary to implement the recommendations in this report.

- 9.9 Director, Corporate Services & City Solicitor, Report LEG 02-23
Lebovic Enterprises Limited – Plan of Subdivision 40M-2495
- Final Assumption of Plan of Subdivision
 - Lots 1 to 164 and Blocks 165 to 194, Plan 40M-2495 and Part Lot 20, Concession 3, being Parts 14 and 15, Plan 40R-6934

Council Decision:

1. That Dusty Drive, Spinnaker Mews, Canadian Street, Bruny Avenue, Brandy Court, Winville Road, Shepway Mews, Caravan Mews and Pegasus Mews within Plan 40M-2495 be assumed for public use;
2. That works and services required by the Subdivision Agreement, dated October 14, 2011, within Plan 40M-2497 and Parts 14 and 15, Plan 40R-6934, which are constructed, installed or located on lands dedicated to, or owned by the City, or on lands lying immediately adjacent thereto, including lands that are subject to easements transferred to the City, be accepted and assumed for maintenance;

3. That Lebovic Enterprises Limited be released from the provisions of the Subdivision Agreement and any amendments thereto relating to Plan 40M-2495 and Parts 14 and 15, Plan 40R-6934; and,
4. That the appropriate City of Pickering officials be authorized to take the actions necessary to implement the recommendations in this report.

- 9.10 Director, City Development & CBO, Report SUS 01-23
Review of Diabetes Canada Textile Drop Box Initiative
- Council Resolution #223/20

This item was referred back to staff at the Executive Committee Meeting held on January 9, 2023.

Resolution #51/23

Moved by Councillor Butt
Seconded by Councillor Brenner

That Report EC 01-23 of the Executive Committee Meeting held on January 9, 2023 be adopted.

Carried

10. Report PD 01-23 of the Planning & Development Committee held on January 9, 2023

- 10.2 Director, City Development & CBO, Report PLN 02-23
Official Plan Amendment Application OPA 21-002/P
Zoning By-law Amendment Application A 13/21
2465 Brock Road Development Inc.
2465 Brock Road

Council Decision:

That Zoning By-law Amendment Application A 13/21, submitted by 2465 Brock Road Development Inc., to permit two 17-storey mixed-use buildings connected by a 5-storey podium and containing 353 dwelling units with at-grade commercial uses, on the lands municipally known as 2465 Brock Road be approved, and that the draft Zoning By-law Amendment, as set out in Appendix I to Report PLN 02-23, be finalized and forwarded to Council for enactment.

Resolution #52/23

Moved by Councillor Pickles
Seconded by Councillor Butt

That Report PD 01-23, save and except Item 10.1, Report PLN 01-23, of the Planning & Development Committee Meeting held on January 9, 2023 be adopted.

Carried

- 10.1 Director, City Development & CBO, Report PLN 01-23
Draft Plan of Subdivision Application SP-2021-02
Zoning By-law Amendment Application A 15/21
OPB Realty Inc.
Eastern Portion of the Pickering Town Centre Lands, West of Glenanna Road and South of Kingston Road

A discussion and question and answer period ensued between Members of Council and staff regarding:

- details regarding the viability of the below grade parking and options for resident parking that would include an above ground parking structure;
- whether the proposed development could address gaps in affordable housing;
- whether there was opportunity to invest in an option for creating a municipal not for profit housing agency to create Rent-Geared-to-Income (RGI) and accessible units within this and future developments;
- background information on the City Centre project and the options that would be considered by Council;
- how staff would ensure that there would be adequate residential and commercial parking for the proposed development;
- the proposed development bringing Pickering closer to its housing pledge to the Province;
- the need for more outdoor amenities in the City Centre;
- the protocol for addressing fires in high rise buildings and whether the City had enough resources to address multiple fires concurrently;
- whether the City had received the noise report for the proposed development;
- who would be responsible for the cost of the roads within the development;
- the purpose and use of each of the proposed towers and whether the proposal would include a rental building;
- how all of the residential buildings would be situated on the subject lands;
- the timelines for the existing lease with the Hudson's Bay company;

- whether the City had sufficient resources to handle sewage from the proposed development; and,
- whether the City could look into having schools inside the City Centre community.

Resolution #53/23

Moved by Councillor Pickles
Seconded by Councillor Butt

1. That Draft Plan of Subdivision Application SP-2021-02, submitted by OPB Realty Inc., to establish a plan of subdivision on the easterly portion of the Pickering Town Centre lands, consisting of 9 development blocks for a mix of high-density residential, office and commercial uses, 1 parkland block and 2 public roads, as shown on Attachment #5 to Report PLN 01-23, and the implementing conditions of approval, as set out in Appendix I, be endorsed;
2. That Zoning By-law Amendment Application A 15/21, submitted by OPB Realty Inc., to permit a high-density, mixed-use development on the easterly portion of the Pickering Town Centre lands, be approved, and that the draft Zoning By-law Amendment, as set out in Appendix II to Report PLN 01-23, be finalized and forwarded to Council for enactment; and,
3. That no further notice is to be given in respect of the proposed by-law, where a change is made in a proposed by-law after the holding of the public meeting.

Carried on a Recorded Vote as Follows:

Yes
Councillor Brenner
Councillor Butt
Councillor Cook
Councillor Nagy
Councillor Pickles
Mayor Ashe

No
Councillor Robinson

Council recessed at 9:54 p.m. and reconvened at 10:08 p.m.

11. Reports – New and Unfinished Business

11.1 Director, Corporate Services & City Solicitor, Report CLK 02-23

2023 Current Pre-Budget Approval
Legislative Services

Resolution #54/22

Moved by Councillor Pickles
Seconded by Councillor Cook

1. That Report CLK 02-23, regarding pre-budget approval for the 2023 Current Budget, be received;
2. That pre-budget approval be provided for the hiring of one Legislative Coordinator within the Legislative Services Division of the Corporate Services Department, with a start date of March 1, 2023, and that the cost of \$112,835 be included in the Legislative Services 2023 Budget for Accounts Salaries & Wages (10410.501000) and Employee Benefits (10410.501020); and,
3. That the appropriate City of Pickering officials be authorized to take the necessary action to give effect thereto.

Carried

11.2 Director, Economic Development & Strategic Projects, Report ECD 01-23
Investment and Development Related Trade Missions

A question and answer period ensued between Members of Council and staff regarding:

- clarification regarding background information included in the Report on the cost of the City Centre project;
- the need for the economic strategy to focus on items that were within the City's control unlike the proposed airport in Pickering;
- the mandate of the economic development consultant; and,
- whether the strategy could investigate sustainable initiatives.

Resolution #55/23

Moved by Councillor Pickles
Seconded by Councillor Cook

1. That Report ECD 01-23, regarding Investment and Development Related Trade Missions, be received;

2. That the appropriate City of Pickering officials be authorized to plan, organize, and participate in domestic and international trade shows, conferences, and delegation missions that are related to job creation and development, for the purpose of investment attraction and building strategic partnerships;
3. That the Director of Economic Development & Strategic Projects be authorized to approve investment and development related trade missions as such opportunities arise, subject to alignment with the overall Economic Development Strategy, Strategic Projects' work program and the approved budget; and,
4. That the appropriate City of Pickering officials be authorized to take the necessary actions as outlined in this report.

Carried

11.3 Director, Finance & Treasurer, Report FIN 03-23
2023 User Fees

Resolution #56/23

Moved by Councillor Pickles
Seconded by Councillor Cook

1. That Council approve the attached General Municipal Fees and Charges By-law to amend By-laws 6191/03 and 7362/14, and incorporate User Fee Schedule I into the 2023 Current Budget;
2. That Council authorize the Director, Finance & Treasurer to increase the budget for the Access to Recreation grants from \$30,000 to \$60,000, to be funded from the Casino Reserve; and,
3. That the appropriate City of Pickering officials be given authority to take the necessary actions to give effect thereto.

Carried

11.4 Director, Operations, Report OPS 01-23
Council Chamber Dome Roof Replacement

A brief question and answer period ensued between Members of Council and staff regarding:

- the timelines for the roof repairs and the impact to Council meetings; and,
- whether outstanding issues within the chambers such as the sound, camera system, and the lack of accessible seating could be addressed during the closures.

Resolution #57/23

Moved by Councillor Pickles
Seconded by Councillor Cook

1. That Report OPS 01-23, regarding the Council Chamber Dome Roof Replacement at the Pickering Civic Complex, be received;
2. That the proposal submitted in response to RFP2022-9 by Semple Gooder Roofing Corporation, in the amount of \$803,142.98 (HST included), be approved;
3. That the Director, Finance & Treasurer be authorized to finance the Net Project Cost to the City of \$878,429.00 by a transfer from the Rate Stabilization Reserve; and,
4. That the appropriate City of Pickering officials be authorized to take the necessary action to give effect hereto.

Carried

12. Motions and Notice of Motions

12.1 City of Pickering Lobbyist Registry

A question and answer period ensued between Members of Council and staff regarding:

- the various framework options for a lobbyist registry including whether the onus would be on the lobbyist to register versus the onus being on the elected official prior to engaging in any lobbying activities;
- increasing transparency through informing residents when elected officials are being engaged by lobbyists;
- the matter coming to Council in March for final approval to include any associated costs in the 2023 Budget Process;
- the lobbyist registry not negating the public participation process;
- the number of municipalities in Ontario with lobbyist registries and the pros and cons of having a registry; and,
- determining the definition of who a lobbyist would be and the type of activities that would be classified as lobbying.

Resolution #58/23

Moved by Councillor Brenner
Seconded by Councillor Robinson

WHEREAS, it is Municipal government's duty to make decisions in the public interest;

And Whereas, open and unfettered access to Municipal government is a vital aspect of local democracy;

And Whereas, lobbying public office holders is a legitimate activity;

And Whereas, public office holders and the public should be able to know who is attempting to influence the decisions of Municipal government;

And Whereas, public disclosure of lobbying activity and standards of conduct for lobbyists are important to the integrity of Municipal government decision making;

And Whereas, Section 223.9 of the Municipal Act, 2001 authorizes Municipalities to establish and maintain a Lobbyist Registry in which shall be kept registrations and returns filed by persons who lobby Municipal public office holders;

And Whereas, a City of Pickering Lobbyist Registry will ensure public disclosure of lobbying activities and will oversee the regulation of lobbyists' conduct resulting in greater public trust through transparency and accountability without impeding access to Municipal government;

And Whereas, Sections 8, 9, 10 and 11 of the Municipal Act, 2001 authorize Municipalities to pass by-laws necessary or desirable for municipal purposes, and in particular paragraph 2 of subsection 11(2) authorizes by-laws respecting the accountability and transparency of the municipality and its operations;

Now therefore be it resolved that the Council of the Corporation of the City of Pickering, directs the City Clerk to engage the services of the City of Pickering's Integrity Commissioner to establish a framework for a City of Pickering Lobbyist Registry and report back to Council on the options and associated costs to implement such registry no later than the March 27, 2023 Council meeting for Council's consideration and to provide for the implementation of the Registry in the 2023 Budget year.

Carried Unanimously on a Recorded Vote

12.2 Amendments to Boards and Committees/Taskforce Policy

A question and answer period ensued between Members of Council and staff regarding:

- the three new committees included in the motion looking to identify gaps in the existing committee system;
- Council Members sitting on the committees being conduits between the Committees and Council;
- whether the new committees could serve as ad-hoc committees with a defined period of time; and,
- whether there had been changes in the past pertaining to Members of Council sitting on every advisory committee or if those changes were reflective of the Chair and Vice-chair structures for the committees.

Resolution #59/23

Moved by Councillor Brenner
Seconded by Councillor Nagy

WHEREAS Section 05.01 of Policy ADM 040, Boards & Advisory Committees of Council, requires early in each new Council term, that Council shall review all Boards and Advisory Committees including, membership, composition and level of expertise or specialization required by Committee members for the selection process;

And Whereas, Section 03.01 of ADM 040 provides that Boards and Advisory Committees are proposed by resolution of Council and established by a confirming by-law;

And Whereas, each resolution shall incorporate the Terms of Reference for the specific Board/Advisory Committee;

And Whereas, an Advisory Committee means a committee created by Council to provide input, advice and technical expertise on particular matters, act as a vehicle for public consultation on issues of municipal interest and make recommendations to Council;

And Whereas, Council values the work of the members of Pickering's Advisory Committees/Boards, as they provide Council and staff with important insight into the concerns and ambitions through a community lens;

And Whereas, Section 02.01 of ADM 040 provides that "Council, under certain circumstances, may deem it necessary for Council representation on some

Boards and Advisory Committees”, and the composition of each Committee, including whether a Member of Council is appointed to that Committee, is included in the individual Terms of Reference for each Committee;

Now therefore be it resolved that that the Council of The Corporation of the City of Pickering directs the City Clerk to work with the Office of the CAO to conduct a review of all Boards and Advisory Committees reporting to Council and that this review include:

1. The creation of 3 new Advisory Committees being:
 - a) Waterfront Visionary Advisory Committee to advise on best practices to preserve the nautical village marine theme and the implementation/restoration of a Waterfront that is environmentally sustainable and accessible;
 - b) Community Safety and Wellbeing Advisory Committee that will be made up of a cross section of community representation including Neighbourhood Watch, Road Watch groups to advise on local community needs and suggested best practices; and that the group shall be responsible for the creation of a Homelessness Task Force that will work in co-ordination with Durham Region to look at how best to address the needs of the homeless population to include services for mental health, substance abuse and the creation of transitional/supportive housing in Pickering;
 - c) Local & Small Business Advisory Committee that will advise on impacts of City Policy implications such as parking in the Nautical Village, relationships with City Economic Development and the measures that will assist businesses impacted by the intensification along Kingston Road;
2. Revisions to the Terms of Reference for the makeup of all Advisory Committees and or Task Forces that currently do not have an elected official representative to include the appointment of no greater than 2 members of Council whose role would be to act as a conduit between Council and their appointed committee as non-voting members;
3. Revisions to the Terms of Reference/Policies, of the Pickering Public Library, to enable the appointment of an additional member of Council to ensure Ward representation;

4. Establishing per meeting honorariums for the non-elected members of all advisory committees including the Pickering Library Board;
5. That the appointed Council Member(s) to all Advisory Committees/Boards be required to update the Members of Council on a monthly basis and that the Procedural By-law governing Council meetings and or Executive Meetings be amended to include an item enabling such reporting;
6. That the City Clerk and CAO report back no later than the end of Q1 with the findings of the review and the associated changes to Policy ADM 040 for Council's consideration; and,
7. That the previous direction provided to staff, to report back on the legislated process to establish a BIA for the Nautical Village, through Resolution 930/22 and 931/22 be rescinded, as the businesses in the Nautical Village would be better served by the establishment of the new Local/Small Business Advisory Committee.

Carried Unanimously on a Recorded Vote

13. By-laws

13.1 By-law 7980/23

Being a by-law for the collection of taxes and to establish the instalment due dates for the Interim Levy 2023.

13.2 By-law 7981/23

Being a By-law to amend Restricted Area Zoning By-law 7553/17, as amended, to implement the Pickering Official Plan, Region of Durham, South Part of Lots 21 and 22, Concession 1, City Centre Neighbourhood, City of Pickering (A 15/21). (OPB Realty Inc.)

13.3 By-law 7982/23

Being a By-law to amend Restricted Area (Zoning) By-law 3037, as amended, to implement the Official Plan of the City of Pickering, Region of Durham, Part of Lot 18, Concession 3, City of Pickering (A 13/21). (2465 Brock Road Developments Inc.)

13.4 By-law 7983/23

Being a by-law to amend By-law No. 6191/03 to confirm General Municipal Fees.

13.5 By-law 7984/23

Being a By-law to amend Restricted Area (Zoning) By-law 2511, as amended, to implement the Official Plan of the City of Pickering, Region of Durham, Part of Lot 19, Range 3 B.F.C., City of Pickering (A 07/21). (KMSD Mankaryous Holdings Inc. and 1816638 Ontario Inc.)

13.6 By-law 7985/23

Being a by-law to amend Restricted Area (Zoning) By-law 3037, as amended by By-law 6640/06, to implement the Official Plan of the City of Pickering, Region of Durham, being Lots 9, 10, 14, Part of Lots 13, 15, Plan 43, and Lot 6, Part 1, Plan 12, City of Pickering (A 10/21). (1023343 Ontario Inc.)

13.7 By-law 7986/23

Being a By-law to amend Schedule A of By-law 7362/14 appointing Inspectors.

13.8 By-law 7987/23

Being a by-law to exempt Blocks 54 to 83, Plan 40M-2743, Pickering from the part lot control provisions of the Planning Act.

Resolution #60/23

Moved by Councillor Pickles
Seconded by Councillor Butt

That By-law Nos. 7980/23 through 7987/23 be approved.

Carried

14. Confidential Council – Public Report

Mayor Ashe stated that prior to the Regular Council Meeting, an In-camera session was held at 6:00 p.m. in accordance with the provisions of the *Municipal Act* and Procedure By-law 7926/22 to consider personal matters pertaining to identifiable individuals, including municipal or local board employees, and labour relations and employee negotiations as it pertained to a Citizen Appointment and Nominations to Committees, and the annual performance review of the City's Chief Administrative Officer.

- 14.1 Citizen Appointment and Nominations to Boards & Committees Carried

Resolution #61/23

Moved by Councillor Pickles
Seconded by Councillor Butt

1. That Ansonett Palmer be appointed to the Cultural Advisory Committee for a term ending November 14, 2024, or until a successor is appointed; and,
2. That the following individuals be nominated to the following Durham Region Committees and the nominations be forwarded to the Council of the Regional Municipality of Durham for their consideration:

Durham Active Transportation Committee

Aisha Heywood

Durham Agricultural Advisory Committee

Gord (Fuzz) Taylor

Durham Environment and Climate Advisory Committee

Ozair Chaudhry

Durham Region Transit Advisory Committee

Azmat Mujeeb

Carried

- 14.2 Confidential Memorandum from the Director, Human Resources Re: Annual Performance Review – Chief Administrative Officer Carried

Resolution #62/23

Moved by Councillor Cook
Seconded by Councillor Brenner

That the confidential direction provided to staff at the in-camera session be approved.

Carried

15. Other Business

- 15.1 Councillor Cook provided an update from the January Durham Region Committee of the Whole meeting and advised that the Region had developed a public art program which would collaborate with area municipalities to create inclusive art spaces within the Region.
- 15.2 Councillor Cook gave notice that she would be bringing forward a Notice of Motion regarding the formation of a partnership to create an indoor year round racquet sports facility.
- 15.3 Councillor Robinson gave notice that she would be bringing forward a Notice of Motion regarding new protocols for flag raising acknowledging Remembrance Day and Veterans.
- 15.4 Councillor Robinson gave notice that she would be bringing forward a Notice of Motion regarding tree preservation on private properties.
- 15.5 Councillor Nagy gave notice that she would be bringing forward a Notice of Motion regarding the implementation of a vacant home tax and a vacant urban lot tax in consideration of the City possibly implementing a hotel tax to reduce impacts on Pickering residents and homeowners.
- 15.6 Councillor Nagy gave notice that she would be bringing forward a Notice of Motion regarding the City of Pickering's position on an airport.
- 15.7 Councillor Brenner gave notice that he would be bringing forward a Notice of Motion regarding a community inclusion lab to allow civic engagement through innovative practices.
- 15.8 Councillor Brenner gave notice that he would be bringing forward a Notice of Motion regarding a heritage property tax grant.
- 15.9 Councillor Brenner gave notice that he would be bringing forward a Notice of Motion regarding a position and office of affordability in the City Development department.

16. Confirmation By-law

By-law Number 7988/23

Councillor Butt, seconded by Councillor Nagy moved for leave to introduce a By-law of the City of Pickering to confirm the proceedings of January 23, 2023.

Carried

17. Adjournment

Moved by Councillor Nagy
Seconded by Councillor Robinson

That the meeting be adjourned.

Carried

The meeting adjourned at 11:19 p.m.

Dated this 23rd of January, 2023.

Kevin Ashe, Mayor

Susan Cassel, City Clerk

Present:

Mayor Kevin Ashe

Councillors:

M. Brenner
S. Butt
L. Cook
M. Nagy
D. Pickles
L. Robinson

Also Present:

| | |
|-------------------|---|
| M. Carpino | - Chief Administrative Officer |
| K. Bentley | - Director, City Development & CBO |
| P. Bigioni | - Director, Corporate Services & City Solicitor |
| S. Douglas-Murray | - Director, Community Services |
| B. Duffield | - Director, Operations |
| S. Boyd | - Fire Chief |
| R. Holborn | - Director, Engineering Services |
| F. Jadoon | - Director, Economic Development & Strategic Projects |
| S. Karwowski | - Director, Finance & Treasurer |
| S. Cassel | - City Clerk |
| R. Perera | - Deputy Clerk |

1. Roll Call

The City Clerk certified that all Members of Council were present and participating in-person.

2. Disclosure of Interest

No disclosures of interest were noted.

Resolution #63/23

Moved by Councillor Pickles
Seconded by Councillor Butt

That Council move into closed session in accordance with the provisions of Section 239(2) of the *Municipal Act* and the Procedure By-law 7926/22, to consider a matter pertaining to the preliminary Pickering Community Benefit Strategy for Cherrywood Area Lands. These matters are being discussed in-camera as they relate to:

- c) a proposed or pending acquisition or disposition of land by the municipality or local board;
- f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and,
- k) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

Carried

Council took a brief pause to allow the livestream of the Meeting to be severed.

3. In Camera Matters

- 3.1 Confidential Memorandum from the Chief Administrative Officer and Director,
Finance & Treasurer
Re: Preliminary Pickering Community Benefit Strategy for Cherrywood Area Lands

This portion of the meeting was closed to the public. Refer to the In Camera meeting minutes for further information. [City Clerk has custody and control of the In Camera minutes.]

Resolution #64/23

Moved by Councillor Butt
Seconded by Councillor Nagy

That Council rise to the open session of the Special Meeting of Council.

Carried

Council took a brief pause to allow the livestream of the Meeting to be resumed.

Mayor Ashe stated that during the closed portion of the meeting, Council considered a matter pertaining to a proposed or pending acquisition or disposition of land, a position, plan, procedure, criteria or instruction to be applied to any

negotiations carried on or to be carried on by or on behalf of the municipality, and received advice subject to solicitor-client privilege, as it pertains to the preliminary Pickering Community Benefit Strategy for Cherrywood Area Lands.

Resolution #65/23

Moved by Councillor Nagy
Seconded by Councillor Cook

That the confidential direction provided to staff during the closed portion of the Meeting be approved.

Carried

4. Confirmation By-law

By-law 7989/23

Councillor Pickles, seconded by Councillor Butt moved for leave to introduce a by-law of the City of Pickering to confirm the proceedings of January 27, 2023.

Carried

5. Adjournment

Moved by Councillor Butt
Seconded by Councillor Nagy

That the meeting be adjourned.

Carried

The meeting adjourned at 3:33 pm

Dated this 27th of January, 2023

Kevin Ashe, Mayor

Susan Cassel, City Clerk

Present:

Mayor Kevin Ashe

Councillors:

M. Brenner
S. Butt
M. Nagy
D. Pickles
L. Robinson

Absent:

L. Cook

Also Present:

| | |
|-------------------|---|
| M. Carpino | - Chief Administrative Officer |
| K. Bentley | - Director, City Development & CBO |
| P. Bigioni | - Director, Corporate Services & City Solicitor |
| S. Douglas-Murray | - Director, Community Services |
| B. Duffield | - Director, Operations |
| S. Boyd | - Fire Chief |
| R. Holborn | - Director, Engineering Services |
| F. Jadoon | - Director, Economic Development & Strategic Projects |
| S. Karwowski | - Director, Finance & Treasurer |
| J. Eddy | - Director, Human Resources |
| V. Plouffe | - Division Head, Operations |
| C. Rose | - Chief Planner |
| A. Mostert | - Manager, Landscape & Parks Development |
| R. Perera | - Deputy Clerk |
| A. MacGillivray | - Committee Coordinator |

1. Roll Call

The Deputy Clerk certified that all Members of Council were present and participating in-person, save and except Councillor Cook.

2. Disclosure of Interest

No disclosures of interest were noted.

3. Delegations

3.1 Alia Tulloch, Transportation Planning Analyst, Region of Durham Re: Durham Meadoway Visioning Study Update

Alia Tulloch, Transportation Planning Analyst, Region of Durham, appeared before the Committee to provide an update regarding the Durham Meadoway Visioning Study. Ms. Tolloch provided an overview of the Durham Meadoway concept, the study area and the history of the project. She further spoke to the project's integration into the Durham Transportation Master Plan, the City of Pickering Integrated Transportation Master Plan, and the Greater Toronto Region Trail Network. Ms. Tulloch outlined the objectives of the visioning process, the stakeholders involved, and the project's phases and important dates. She briefly outlined the segments within Pickering, the various elements and focal points that are being considered in the project, and project's next steps.

A question and answer period ensued between Members of the Committee and Ms. Tulloch regarding:

- the previous Open House that was held at the Chestnut Hill Developments Recreation Complex and a summary of comments received at that event;
- whether an artificial ice surface or skating trail could be incorporated into the project;
- whether there would be comfort stations and low impact solar lighting incorporated into the project;
-
- maintenance and lighting considerations to facilitate use of the trail during evening hours and weekends;
- the ongoing consultation process, including a community survey;
- whether there were restrictions on structures and amenities under, or immediately adjacent to hydro lines;
- opportunities to incorporate key amenities at focal points outside the hydro corridor;
- winter maintenance of the trail being the jurisdiction of area municipalities;
- whether the incorporation of outdoor gym facilities had been considered in the project; and,
- whether Council would be consulted again on this project for feedback.

4. Matters for Consideration

4.1 Chief Administrative Officer, Report CAO 02-23

Memorandum of Understanding for the Sharing of Pickering Casino Revenues
- The Corporation of the City of Pickering and The Regional Municipality of Durham

A question and answer period ensued between Members of the Committee and Staff regarding:

- the condition of the Region utilizing these funds for the purpose of affordable housing, and the Region's need for flexibility in the use of the funds;
- a brief overview of the revenue sharing agreement with the Region and the condition for the Region to annually report their use of the funds to the City;
- whether there was an escape clause within the agreement for the City in the event that the City was not satisfied with the Region's use of the funds;
- clarity around the term of the agreement; and,
- the need to ensure that the Region uses the funds for affordable housing and social services.

Council requested that the Chief Administrative Officer explore the incorporation of clauses into the agreement that provides the City an opportunity to review the agreement after the first year, and terminate the agreement should Council not be satisfied with the Region's use of the funds.

Recommendation:

Moved by Councillor Pickles
Seconded by Councillor Ashe

1. That Report CAO 02-23 regarding the Memorandum of Understanding for the Sharing of Pickering Casino Revenues be received;
2. That Council approve the Memorandum of Understanding for the Sharing of Pickering Casino Revenues between The Corporation of the City of Pickering and The Regional Municipality of Durham as set out in Attachment 5, subject to minor revisions acceptable to the Chief Administrative Officer and the Director, Corporate Services & City Solicitor;
3. That the City Clerk forward a copy of Report CAO 02-23 to The Regional Municipality of Durham and all lower tier municipalities of Durham Region; and,

4. That the appropriate City of Pickering officials be given authority to take the necessary actions to give effect thereto.

Carried Later in the Meeting (See Following Motion)

Moved by Councillor Ashe
Seconded by Councillor Pickles

That the words “and that the said Memorandum of Understanding be executed by the Mayor and the City Clerk” be added to Recommendation 2, immediately before the words “subject to minor revisions”.

Carried

The Main Motion, as amended, was then Carried

- 4.2 Director, Community Services, Report CS 03-23
Beach Volleyball Court License Agreement
- Ontario Volleyball Association

Recommendation:

Moved by Councillor Ashe
Seconded by Councillor Pickles

1. That the Mayor and City Clerk be authorized to execute the License Agreement set out in Attachment 1 of this Report to which Ontario Volleyball Association will be permitted to operate beach volleyball programs in Diana, Princess of Wales Park for a five year term beginning May 1, 2023 and ending September 30, 2027, subject to minor revisions acceptable to the Director, Community Services and the Director, Corporate Services & City Solicitor; and,
2. That the appropriate City officials be authorized to take the necessary actions as indicated in this report.

Carried

- 4.3 Director, Community Services, Report CS 04-23
George Ashe Retrofit
- Green and Inclusive Community Building Fund Application

A brief question and answer period ensued between Members of the Committee and Staff regarding:

- the temporary closure of the George Ashe library branch and the communication to the public from the City and Pickering Public Library regarding the temporary closure; and,
- the enhancement of services at other library branches during the construction period.

Recommendation:

Moved by Councillor Ashe
Seconded by Councillor Pickles

1. That staff be directed, through the Chief Administrative Officer, to submit an application under the Government of Canada's Green and Inclusive Community Building (GICB) program for the retrofit of George Ashe Library & Community Centre;
2. That Pickering Council supports the George Ashe Library & Community Centre application for the Government of Canada's GICB program; and,
3. That the appropriate City of Pickering officials be authorized to take the necessary action to give effect hereto.

Carried

4.4 Director, Operations, Report OPS 03-23
Pickering Heritage & Community Centre
- Additional Archaeological Work

A question and answer period ensued between Members of the Committee and Staff regarding:

- the time sensitive nature of the archaeological work required prior to the construction of the Pickering Heritage & Community Centre (PHCC);
- construction being anticipated to start at the end of 2023;
- the Federal Grant funding condition to open the facility by 2026; and the expectation that the facility would open during the current term of Council;
- clarification that the City could meet its funding commitment and continue the funding through development charges, despite the impacts of Bill 23; and,

- clarification around the scope and nature of the archaeological work to be undertaken.

Recommendation:

Moved by Councillor Brenner
Seconded by Councillor Butt

1. That Report OPS 03-23 regarding additional archaeological work to be completed for the Pickering Heritage & Community Centre (PHCC) at the Pickering Museum Village be received;
2. That Council approve the hiring of Archaeological Services Inc. for Consulting and Professional Services for the Archaeological Assessment of the PHCC project site in accordance with Purchasing Policy 10.03 (c), as the assignment is above \$50,000.00;
3. That the fee proposal submitted by Archaeological Services Inc. for Consulting and Professional Services for the Archaeological Assessment of the PHCC project site in the amount of \$166,957.50 (HST Included) be accepted;
4. That the total gross project cost of \$364,708.00 (HST included), including the fee amount and other associated costs, and the total net project cost of \$328,431.00 (net of HST rebate) be approved;
5. That the Director, Finance & Treasurer be authorized to finance the net costs of \$328,431.00 from PHCC Construction capital project as approved in the 2021 Capital Budget as follows:
 - a) The sum of \$100,171.00 from the DC – Parks & Recreation Reserve Fund;
 - b) The sum of \$8,868.00 from the DC – Library Reserve Fund;
 - c) The sum of \$215,451.00 from the Rate Stabilization Reserve;
 - d) The sum of \$3,941.00 from the Community Benefit Charge Reserve Fund; and,
6. That the appropriate City of Pickering officials be authorized to take the necessary action to give effect hereto.

Carried

4.5 Director, City Development & CBO, Report PLN 04-23
Municipal Housing Targets and Municipal Housing Pledges

A question and answer period ensued between Members of the Committee and Staff regarding:

- the importance of collaboration with the building industry, and the request that the province obtain similar housing pledge commitments from the building industry;
- reminding the Province of the importance of keeping municipalities financially whole;
- clarification that the first annual City of Pickering Housing Monitoring Report was expected to be presented to Council prior to summer recess;
- whether other area municipalities were making similar recommendations; and,
- whether Council's resolution on this matter would be forwarded to area municipalities to endorse.

Recommendation:

Moved by Councillor Brenner
Seconded by Councillor Robinson

1. That Report PLN 04-23 regarding Municipal Housing Targets and Municipal Housing Pledges be received;
2. That Council advise the Honourable Steve Clark, Minister of Municipal Affairs and Housing (MMAH), that Report PLN 04-23, constitutes the City of Pickering's Housing Pledge, as requested in his letter to the City's Clerk, dated October 25, 2022;
3. That Council advise the Honourable Steve Clark, MMAH, that it generally supports the Municipal Housing Target of 13,000 new homes by 2031, established by the Province for the City of Pickering, yet further advises that the City's development approval processes are but one small part of a very complex system that delivers housing to the market;
4. That Council advise Premier Doug Ford and Honourable Steve Clark, of the following:

- a. that it appreciates the Province’s recognition of the cumulative cost put on the construction of housing (including rental, affordable ownership and rental, and on attainable (still undefined)), of development charges, community benefits charges, and parkland contributions; and similarly advises
 - b. that, if the funding for these services and facilities are to be transferred from these municipal charges to the property tax base, that home owners or tenants will bear the increased cost of home ownership, which will also jeopardize housing affordability; and,
 - c. that the City of Pickering welcomes the Premier’s guarantee to keep municipalities financially whole;
5. That Council request the Honourable Steve Clark, MMAH, to obtain similar housing pledge commitments from the building community (through the Building Industry and Land Development Association (BILD)).
 6. That Council direct, through the Office of the Chief Administrative Officer, that the following initiative be undertaken:
 - a. That the Director, City Development & CBO, in finalizing the first annual City of Pickering Housing Monitoring Report (as required by the Council adopted Pickering Housing Action Plan, 2021, Action 3.7), identify any proposed revisions to the Action Plan that would further assist in meeting the Municipal Housing Targets; and,
 7. That a copy of Report PLN 04-23 and Council’s resolution thereon be forwarded to Premier Ford, Minister Clark, MMAH, The Honourable Peter Bethlenfalvy, Region of Durham, and area municipalities.

Carried Later in the Meeting (See Following Motion)

Moved by Councillor Brenner
Seconded by Councillor Robinson

That Item 7 of the main motion be amended by adding the words “for endorsement” after “area municipalities”.

Lost

The Main Motion was then Carried

5. Other Business

- 5.1 Councillor Brenner spoke to the anticipated closure of the pool facility at Petticoat Creek Conservation Area and whether the City could engage in discussions with the Toronto Region Conservation Authority (TRCA) around the possibility of divesting ownership of the Petticoat Creek Conservation Area to the City.

Councillor Brenner gave notice that he would be bringing forward a Notice of Motion to direct Staff to have discussions with the TRCA on the possibility of divesting Petticoat Creek Park to the City of Pickering.

- 5.2 Councillor Brenner spoke to concerns regarding the closure of the City's natural ice rinks at 5:00 pm and enquired whether staff could meet with local Ward Councillors with regard to these concerns and look into timely solutions to implement for the remainder of the season to allow for longer hours of operation.

A question and answer period ensued between Members of Committee and Staff regarding:

- the challenge in addressing the issue due to warm weather conditions leading to the depreciation of outdoor rinks;
- the creation of additional natural ice rinks during COVID-19 to provide outdoor recreation opportunities to residents;
- the potential to address and explore this issue more comprehensively through the Recreation & Parks Master Plan;
- the locations of the natural ice rinks within local communities and the lack of lighting to accommodate evening use; and,
- the need for local communities to be consulted prior to implementing lighting solutions.

- 5.3 Councillor Brenner enquired about whether Operative clause 2(b) of Resolution #348/20 regarding the Minister's Zoning Order (MZO) in North East Pickering was executed by Staff, and whether the Town of Ajax indicated that they were satisfied that concerns pertaining to the watershed on Carruthers Creek have been resolved.

Catherine Rose, Chief Planner, spoke to a previous Report to Council pertaining to the Northeast Pickering Secondary Plan Process, and advised that Staff recommended that there was no value in implementing an interim control by-law. She added that an interim control by-law would have put a freeze on the ability of land use applications coming forward.

Councillor Brenner gave notice that he would be bringing forward a Notice of Motion to seek confirmation from the Town of Ajax as to whether they are satisfied that their concerns pertains to the Carruthers Creek watershed in Northeast Pickering has been resolved and addressed.

- 5.4 Councillor Brenner provided information regarding the upcoming Ward 1 Town Hall Meeting, including that Regional Staff would be present to speak to the Kingston Road reconstruction and the success of the 311 program.
- 5.5 Councillor Brenner spoke to concerns regarding Bell Canada disconnecting landline phone service to residents that have opted to not upgrade to the Bell Fibe network. He stated that the impacted residents have been left unable to call emergency services and spoke to Bell's unwillingness to restore services to those impacted. Councillor Brenner enquired whether Staff that liaise with Bell could send a strong message that this practice was unacceptable with Richard Holborn, Director, Engineering Services, advising that staff would look into this.
- 5.6 Councillor Brenner gave notice that he would be bringing forward a Notice of Motion pertaining the Durham Meadoway Visioning Study.
- 5.7 Councillor Butt spoke to the poor audio quality experienced in the Council Chambers with respect to the delegation microphones during the meeting and requested that Staff look into this issue.

6. Adjournment

Moved by Councillor Butt
Seconded by Councillor Robinson

That the meeting be adjourned.

Carried

The meeting adjourned at 3:24 pm.

Present:

Mayor Kevin Ashe

Councillors:

M. Brenner

S. Butt

M. Nagy

D. Pickles – left at 3:34 pm

L. Robinson

Absent:

L. Cook

Also Present:

M. Carpino

- Chief Administrative Officer

P. Bigioni

- Director, Corporate Services & City Solicitor

R. Holborn

- Director, Engineering Services

F. Jadoon

- Director, Economic Development & Strategic Projects

S. Karwowski

- Director, Finance & Treasurer

R. Perera

- Deputy Clerk

A. MacGillivray

- Committee Coordinator

Due to the Executive Committee Meeting held at 2:00 pm, the Special Council Meeting was called to order at 3:33 pm.

1. Roll Call

The Deputy Clerk certified that all Members of Council were present and participating in-person, save and except Councillor Cook.

2. Disclosure of Interest

- 2.1 Councillor Pickles declared a conflict of interest under the *Municipal Conflict of Interest Act* with respect to Item 3.1, Confidential Memorandum from the Chief Administrative Officer Re: A Proposed or Pending Acquisition or Disposition of Land by the Municipality, as the matter may involve an organization that he was affiliated with.

Councillor Pickles left the meeting room during the in-camera portion of the Meeting that dealt with this matter and did not take part in the discussion or vote on this item in the open session.

Resolution #66/23

Moved by Councillor Butt
Seconded by Councillor Brenner

That Council move into closed session in accordance with the provisions of Section 239(2) of the *Municipal Act* and the Procedure By-law 7926/22, to consider a matter pertaining to a proposed or pending acquisition or disposition of land, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality, and to receive advice subject to solicitor-client privilege.

Carried

Council took a brief pause to allow the livestream of the Meeting to be severed.

3. In Camera Matters

- 3.1 Confidential Memorandum from the Chief Administrative Officer
Re: A Proposed or Pending Acquisition or Disposition of Land by the Municipality

This portion of the meeting was closed to the public. Refer to the In Camera meeting minutes for further information. [City Clerk has custody and control of the In Camera minutes.]

Resolution #67/23

Moved by Councillor Butt
Seconded by Councillor Robinson

That Council rise to the open session of the Special Meeting of Council.

Carried

Council took a brief pause to allow the livestream of the Meeting to be resumed.

Mayor Ashe stated that during the closed portion of the meeting, Council considered a matter pertaining to a proposed or pending acquisition or disposition of land, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality, and received advice subject to solicitor-client privilege.

Resolution #68/23

Moved by Councillor Nagy
Seconded by Councillor Brenner

That the confidential direction provided to staff during the closed portion of the Meeting be approved.

Carried

4. Confirmation By-law

By-law 7990/23

Councillor Butt, seconded by Councillor Robinson moved for leave to introduce a By-law of the City of Pickering to confirm the proceedings of February 6, 2023.

Carried

5. Adjournment

Moved by Councillor Nagy
Seconded by Councillor Robinson

That the meeting be adjourned.

Carried

The meeting adjourned at 4:11 pm.

Dated this 6th of February, 2023.

Kevin Ashe, Mayor

Rumali Perera, Deputy Clerk

Present:

Mayor Kevin Ashe

Councillors:

M. Brenner
S. Butt
M. Nagy
D. Pickles
L. Robinson

Absent:

L. Cook

Also Present:

| | |
|-----------------|---|
| M. Carpino | - Chief Administrative Officer |
| K. Bentley | - Director, City Development & CBO |
| P. Bigioni | - Director, Corporate Services & City Solicitor |
| F. Jadoon | - Director, Economic Development & Strategic Projects |
| C. Rose | - Chief Planner |
| N. Surti | - Manager, Development Review & Urban Design |
| R. Perera | - Deputy Clerk |
| C. Celebre | - Principal Planner, Strategic Initiatives |
| C. Morrison | - Principal Planner, Development Review |
| I. Lima | - Planner II |
| A. MacGillivray | - Committee Coordinator |

1. Roll Call

The Deputy Clerk certified that all Members of Council were present and participating in-person, save and except Councillor Cook.

2. Disclosure of Interest

No disclosures of interest were noted.

3. Statutory Public Meetings

Councillor Pickles, Chair, gave an outline of the requirements for a Statutory Public Meeting under the *Planning Act*. He outlined the notification process procedures and also noted that if a person or public body does not make oral or written submissions to the City before the By-law is passed, that person or public body are not entitled to appeal the decision of City Council to the Ontario Land Tribunal (OLT), and may not be entitled to be added as a party to the hearing unless, in the opinion of OLT, there are reasonable grounds to do so.

Catherine Rose, Chief Planner, appeared before the Committee to act as facilitator for the Statutory Public Meeting portion of the meeting, explaining the process for discussion purposes as well as the order of speakers.

3.1 Information Report No. 01-23
Zoning By-law Amendment Application 10/22
City Initiated
2570 Tillings Road

A statutory public meeting was held under the *Planning Act*, for the purpose of informing the public with respect to the above-noted application.

Isabel Lima, Planner II, provided an overview of Zoning By-law Amendment Application 10/22. Through the aid of a PowerPoint presentation, Ms. Lima outlined the subject lands and the City's intention to sell 2.8 hectares of the land to the Durham District School Board (DDSB) for the purpose of building a 2-storey public elementary school. She outlined the surrounding land uses and the land's current Agricultural Zone designation. Ms. Lima explained that the application intended to re-zone the Northeast portion of the land to permit the future school, re-zone the Northwest corner to permit a future City park, and re-zone the South portion of the land as Open Space. She further explained the application's conformity with the Official Plan, the public comments received to date, and the next steps in the application process.

Lindsay Wells, Manager of Facilities Design & Construction, Durham District School Board joined the hybrid electronic meeting via audio connection and noted that she was available for questions.

A question and answer period ensued between Members of the Committee, Staff, and Ms. Wells regarding:

- whether the soil sampling work on the site had been completed and what the timelines were around that work;
- what the next phase of the project and projected opening of the school in 2024;

- clarification around what elements would be constructed during the construction of the school, and the construction of the City park;
- the tentative naming of the school, and whether it would be renamed; and,
- the City retaining the parkland portions of the property, and the re-zoning of those lands to Open Space.

3.2 Information Report No. 02-23
Zoning By-law Amendment Application A 07/22
Wildav International Developments Limited
1786 and 1790 Liverpool Road

A statutory public meeting was held under the *Planning Act*, for the purpose of informing the public with respect to the above-noted application.

Isabel Lima, Planner II, provided an overview of Zoning By-law Amendment Application A 07/22. Through the aid of a PowerPoint presentation, Ms. Lima outlined the subject lands and the current structures and vehicle access points at the site. She spoke to the current and anticipated surrounding land uses, and the proposal to build a 49-storey mixed-use building with a podium ranging between 2 to 6 storeys. Ms. Lima explained the anticipated future severance of the land, the right-in/right-out access to Liverpool Rd., and the proposed parkland conveyance. She stated the land's designation in the Official Plan, the proposed site-specific amendments, and that no affordable housing units were proposed. Ms. Lima spoke to the various comments from the public and Staff, as well as the next steps in the application process.

Ryan Guetter, Executive Vice President, Weston Consulting, appeared before the Committee and noted that Ryan Sankar, Senior Associate, BA Group, was also in attendance. Through the aid of a PDF presentation, Mr. Guetter outlined the application including the site plan, the pedestrian and vehicular access points to the site, project renderings, and the project's proposed sustainable design features.

Fahad Raymond, Ajax Resident, appeared before the Committee and spoke to concerns regarding the proposed building's height compared to the surrounding buildings, and whether a reduced building height could offer a more appropriate transition to the surrounding higher storey buildings.

Ryan Guetter, Executive Vice President, Weston Consulting, stated that given the subject site and size of the adjacent roadway that the proposal was appropriate

and spoke to how the slender design of the tower would reduce shadow impacts to the surrounding area.

A question and answer period ensued between Members of the Committee, staff, Mr. Guetter, and Mr. Sankar, regarding:

- the proposed reduction of the minimum residential parking ratio from 0.8 parking spaces per dwelling unit to 0.55 spaces per unit;
- concerns regarding the number of retail parking spaces proposed;
- whether a shuttle bus service would be considered for building residents;
- concerns regarding affordable housing units not being proposed in the development;
- the openness of the applicant to engage in further discussion on how they can help the City achieve its overarching affordable housing objectives;
- what steps the applicant was taking to address the neighbouring property's concerns, and ensuring conformity with the Official Plan;
- clarification regarding the proposed Floor Space Index provision of the site;
- whether there was an opportunity to include more commercial space given the proposed development being located on a major roadway;
- processes and considerations involved before final recommendations were made to the Committee;
- whether the applicant was open to discussions around the Region or an external agency purchasing units for the purpose of providing affordable housing;
- anticipated impacts to the site in the event that TD Bank prematurely terminated their lease, and whether the applicant could produce a conceptual rendering showing what that may look like;
- whether car-sharing services would be offered in the proposed development;
- exploration of providing EV charging infrastructure in compliance with the Integrated Sustainable Development Guidelines (ISDS); and,
- the anticipated demographic the proposed development aimed to attract.

4. Delegations

- 4.1 Mike Pettigrew, Senior Associate, The Biglieri Group Ltd.
Re: Report PLN 03-23
Draft Plan of Subdivision Application SP-2022-02
Zoning By-law Amendment Application A 04/22
Caplink Limited
Part Lots 27 and 28, Concession 5
Seaton Community

Mike Pettigrew, Senior Associate, The Biglieri Group Ltd., appeared before the Committee to speak to Report PLN 03-23. Through the aid of a PDF presentation, Mr. Pettigrew provided a brief overview of the proposed food manufacturing campus. He spoke to the subject lands, the construction phasing of the project, and the surrounding land uses. Mr. Pettigrew provided information about the owner and operator and the jobs expected to be created from the project. He further outlined the various elements of the site including the manufacturing plants, distribution centre, stormwater ponds, new public roads, and the Percy House. Mr. Pettigrew concluded his presentation showing project renderings and discussing the next steps in the development process.

A question and answer period ensued between Members of the Committee, staff, Mr. Pettigrew, regarding:

- the planned right-in/right-out vehicle access to Highway 7 being a result of discussions with the Ontario Ministry of Transportation (MTO);
- the traffic signal planned for a future vehicle access as a part of Phase 2;
- clarification around the relocation of the Percy House on the site and the costs of the relocation and renovations to the Percy House to be covered by the applicant;
- the brands that could be expected to be manufactured at the facility;
- a past incident involving the applicant performing soil work prior to obtaining the necessary permits from the Toronto Region Conservation Authority (TRCA);
- clarification regarding the types of food that would be manufactured at the site, and whether it would include cricket products;
- clarification regarding construction phasing of the project, the total floor space of the campus, and number of jobs that would be created during the entire span of the project;
- clarification that all issues regarding access to Highway 7 have been resolved with the MTO;
- the anticipated occupancy for the proposed development at end of Q4 in 2024; and,
- employment opportunities with the campus and the way in which those opportunities will be advertised.

5. Planning & Development Reports

- 5.1 Director, City Development & CBO, Report PLN 03-23
Draft Plan of Subdivision Application SP-2022-02
Zoning By-law Amendment Application A 04/22

Caplink Limited
Part Lots 27 and 28, Concession 5
Seaton Community

Recommendation:

Moved by Councillor Butt
Seconded by Councillor Brenner

1. That Draft Plan of Subdivision Application SP-2022-02, submitted by Caplink Limited, on lands being Part Lots 27 and 28, Concession 5, within the Pickering Innovation Corridor, to establish a plan of subdivision consisting of 4 blocks for employment uses, and blocks for stormwater management facility, natural heritage system, road widening, and a new municipal road, as shown on Attachment #4 to Report PLN 03-23, and the implementing conditions of approval, as set out in Appendix I, be endorsed; and,
2. That Zoning By-law Amendment Application A 04/22, submitted by Caplink Limited, to implement Draft Plan of Subdivision SP 2022-02 and permit a food manufacturing campus on lands being Part Lots 27 and 28, Concession 5, be approved, and that the draft Zoning By-law Amendment as set out in Appendix II to Report PLN 03-23, be finalized and forwarded to Council for enactment.

Carried

6. Other Business

- 6.1 Councillor Butt spoke to the devastation in Syria and Turkey as a result of a magnitude 7.5 earthquake, and extended thoughts and prayers to the individuals and families affected. Mayor Ashe advised the Committee that the City has put out a Notice on social media expressing support for the people of Syria and Turkey on behalf of Council and Pickering residents.
- 6.2 Councillor Nagy advised of her intent to change the prior notice of a Notice of Motion given at the January 23, 2023 Council Meeting regarding vacant properties to include a referral to Durham Region for a region-wide policy.
- 6.3 Councillor Robinson gave notice that she would be bringing forward a Notice of Motion requesting a substantive report regarding urban farming options such as chickens producing eggs in urban areas.

- 6.4 Councillor Robinson gave notice that she would be bringing forward a Notice of Motion regarding delegation requirements to provide their home address.
- 6.5 Councillor Robinson gave notice that she would be bringing forward a Notice of Motion requesting that the Durham Region pause the Envision Durham process, and spoke to the numerous residents across the City, Region, and Province expressing concern regarding this matter.

7. Adjournment

Moved by Councillor Butt
Seconded by Councillor Nagy

That the meeting be adjourned.

Carried

The meeting adjourned at 8:46 pm.

**Ministry of
Municipal Affairs
and Housing**

Office of the Minister
777 Bay Street, 17th Floor
Toronto ON M7A 2J3
Tel.: 416 585-7000

**Ministère des
Affaires municipales
et du Logement**

Bureau du ministre
777, rue Bay, 17^e étage
Toronto ON M7A 2J3
Tél. : 416 585-7000



234-2023-285

January 24, 2023

Your Worship
Mayor Kevin Ashe
City of Pickering

Dear Mayor Ashe,

Our government has a strong mandate to help more Ontarians find a home that meets their needs and budget. We are committed to building 1.5 million homes over the next 10 years to address the housing supply crisis. The Streamline Development Approval Fund (SDAF) is an important part of our tool kit to support municipal partners so that that much-needed housing can get built faster.

We understand the challenges of completing multi-faceted projects to streamline development approvals and the importance of getting this work done. That is why our government approved an extension to the SDAF project completion deadline from February 28, 2023 to November 1, 2023. This will help to ensure municipalities can complete projects and benefit from the full allocation available under the program. We have a housing supply crisis and all of us need to work together to increase supply and make housing more affordable for hardworking Ontarians.

Ministry staff will forward instructions and an amending transfer payment agreement in the coming days. Municipal staff are welcome to contact municipal.programs@ontario.ca with any questions.

Thank you for your participation in the SDAF program and your commitment to streamlining approvals so that Ontario can build the housing we need.

Sincerely,

A handwritten signature in blue ink that reads "Steve Clark".

Steve Clark
Minister

- c. Marisa Carpino, CAO
Stan Karwowski, Director, Finance & Treasurer

Susan Cassel, Clerk
Kyle Bentley, Director City Development
Peter Furnell, Supervisor, Building Permits



Sent via email

February 10, 2023

**The Regional
Municipality of Durham**

**Planning and
Economic
Development
Department**

Planning Division

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Brian Bridgeman, MCIP,
RPP
Commissioner of
Planning and Economic
Development

Maya Harris
Manager, Community Planning & Development
Ministry of Municipal Affairs and Housing
777 Bay Street, 13th Floor
Toronto, ON M7A 2J6

Dear Ms. Harris:

**RE: Envision Durham – Release of the draft new Regional
Official Plan (Report #2023-P-**), Our File: D12-01**

The purpose of this letter is to advise that the [draft new Regional Official Plan](#) (ROP) has been released and is now available for public and agency review and comment until April 3.

A covering Regional report ([#2023-P-**](#)) was released today to solicit feedback on the draft new ROP available at durham.ca/EnvisionDurham. To supplement the draft ROP mapping, a map viewer of the draft Regional Structure, including the Urban and Rural Systems, is available at durham.ca/DraftROPmap. To provide input on the draft new ROP and mapping, use the map viewer, submit comments by mail, or via email to EnvisionDurham@durham.ca.

This release also includes notice of the following consultation activities:

- On March 6, the Region will host an in-person Public Open House in the Main Atrium on first floor of Regional Headquarters, from 6 to 8 p.m.; and
- On March 7, 2023, a Public Meeting will be held at 11 a.m. during the Planning and Economic Development Committee meeting (hybrid format).

Additional details on how to participate in the above consultation activities is provided within the report and on the [project web page](#).

Notification of the early release of the draft new ROP, as well as the upcoming Public Open House (March 6) and Public Meeting (March 7) has been advertised via local newspapers, the Region's website, social media channels, and via public service announcement.

If this information is required in an accessible format, please contact Planning Reception at 1-800-372-1102 ext. 2551.



**The Regional
Municipality of Durham**

**Planning and
Economic
Development
Department**

Planning Division

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Brian Bridgeman, MCIP,
RPP
Commissioner of
Planning and Economic
Development

In addition, a copy of the report and notification is being forwarded to all Envision Durham Interested Parties, Durham's area municipalities, Indigenous communities, conservation authorities, the Durham Agricultural Advisory Committee, Durham Environment and Climate Advisory Committee, the Durham Active Transportation Committee, the Building Industry and Land Development (BILD) – Durham Chapter, Durham Region Home Builders' Association, and the Ministry of Municipal Affairs and Housing. Circulation will also be provided to agencies and service providers that may have an interest in the planning of long-term growth in the region (e.g. school boards, hospitals, utility providers, etc.).

To ensure you receive the most up to date project information, please subscribe directly through the Envision Durham project web page at durham.ca/EnvisionDurham and click on the blue "Receive email updates" at the bottom of the page.

Please call if you would like any additional information.

Yours truly,

Gary Muller

Gary Muller, MCIP, RPP
Director of Planning

c: Circulation list
 B. Bridgeman, Commissioner of Planning and Economic
 Development, Region of Durham
 J. Kelly, Region of Durham – for distribution to all other
 Interested Parties

If this information is required in an accessible format, please contact Planning Reception at 1-800-372-1102 ext. 2551.

If this information is required in an accessible format, please contact 1-800-372-1102 ext. 2564



EARLY RELEASE OF REPORT

**The Regional Municipality of Durham
Report**

To: Planning and Economic Development Committee
From: Commissioner of Planning and Economic Development
Report: #2023-P-**
Date: March 7, 2023

Subject:

Public Meeting Report

Envision Durham – Release of the draft new Regional Official Plan, File: D12-01

Recommendation:

That the Planning and Economic Development Committee recommends:

- A) That Commissioner’s Report #2023-P-** be received for information; and
 - B) That all submissions received on the Draft Regional Official Plan be referred to the Planning Division for consideration.
-

Report:

1. Purpose

1.1 The purpose of this report is to advise Committee and Council members, the province, agencies, service providers, stakeholder groups, and members of the public that the draft new Regional Official Plan (ROP), in its entirety, is now available for review and comment (see Attachment #1). With the release of this draft, Regional planning staff are taking steps to enable Regional Council to be in a position to adopt the new ROP before the Council summer recess. The deadline for submitting comments on the draft new ROP is Monday April 3, 2023.

- 1.2 On March 6, 2023, the Region will host an in-person Public Open House in the Main Atrium on first floor of Regional Headquarters, from 6:00 to 8:00 PM. In addition, on March 7, 2023, a Public Meeting will be held at 11:00 AM during the Planning and Economic Development Committee meeting (in hybrid format).
- 1.3 A “Notice of Public Open House” and “Notice of Public Meeting” regarding the release of the draft new ROP was advertised in newspapers across the region the week of February 6, 2023 as well as through the Region’s website, social media channels, and via a public service announcement. Additionally, every person who has registered to be on the Envision Durham Interested Parties List, (over 750 individuals), will also receive notice.

2. Background

- 2.1 The draft new ROP is the culmination of work completed through Envision Durham, the Municipal Comprehensive Review (MCR) of Durham’s existing ROP. The draft new ROP provides policies and strategic directions that guide future growth, infrastructure and service delivery, land use planning, and development related matters. Envision Durham is the Region’s response to ensure that the new ROP conforms with Provincial Plans or does not conflict with them; has regard to matters of Provincial interest; and is consistent with the Provincial Policy Statement. Consistent with the provincial Growth Plan, the draft new ROP has a planning horizon of 2051. The new ROP will replace the existing ROP. Upon approval of the new ROP by the Minister, the existing ROP would be repealed.
- 2.2 The Envision Durham MCR process has been the subject of numerous opportunities for public input and engagement. Regional staff, with the assistance of consultants, prepared and consulted on a series of discussion papers, proposed policy directions reports, technical studies, and draft mapping at various intervals throughout the exercise.
- 2.3 The completion of the MCR will enable the initiation of service and infrastructure planning to support mandated levels of growth while supporting Durham’s eight area municipalities as they initiate their own MCRs and conformity exercises.
- 2.4 Further, upon proclamation of certain components of the More Homes Built Faster Act (i.e. Bill 23), the Regional Official Plan will become the official plan of the area municipalities. A proclamation date is not known at this time. Future updated or new area municipal official plans will require Ministerial approval. Ministerial decisions on planning matters cannot be appealed by the Region.

3. Previous Reports and Decisions

- 3.1 Since 2019, over 35 reports on various aspects of the Envision Durham process have been prepared by Regional planning staff. The process has been highly collaborative and transparent. A list of previous reports and decisions related to the Envision Durham MCR is available on the project web page within the [Document library](#).

4. Overview of the Draft New ROP

- 4.1 The draft new ROP is intended to guide decisions on long-term growth, infrastructure investment and development – providing strategic policy direction to ensure an improved quality of life – to secure the health, safety, convenience and well-being of present and future residents of Durham. The draft new ROP provides a blueprint for supporting a long-term regional vision where, in 2051, Durham’s reputation as a complete, healthy, sustainable, diverse and welcoming community of communities will be known worldwide as the place to live, learn and thrive.
- 4.2 To help guide Durham along its course towards becoming “the place to live, learn and thrive,” high-level strategic directions are included that were informed by community outreach and engagement activities conducted during the MCR, and form the following chapters in the draft ROP:
- a. A Prosperous Region;
 - b. Healthy Communities;
 - c. Supportive Infrastructure & Services;
 - d. A Vibrant Urban System;
 - e. A Thriving Rural System;
 - f. A Protected Greenlands System; and
 - g. A Connected Transportation System.
- 4.3 The draft new ROP incorporates the work undertaken throughout the Envision Durham process, including:
- a. Proposed Policy Directions across all disciplines;
 - b. Growth Management Study including:
 - Employment Area conversions - In 2021, there was an extensive process to consider employment area conversion requests which culminated in a decision on each request by Council in December of 2021. Council’s decision on these requests is reflected in this draft new ROP without further change;

- identification of Strategic Growth Areas, including all Centres, Corridors and Protected Major Transit Station Areas (PMTSAs) - This component of Envision Durham culminated in the adoption of Regional Official Plan Amendment #186 which establishes a policy framework for the Region's PMTSAs. ROPA 186 was forwarded to the Minister of Municipal Affairs and Housing for approval in January of 2022. As of this date the Amendment has not yet been approved by the Minister;
 - allocation of regional population, household and employment forecasts to each area municipality;
 - identification of 2051 Urban Expansion Areas, and
 - allocation of required intensification within the Built Boundary.
- c. Regional Natural Heritage System; and
- d. Implementation of the provincial Agricultural System.
- 4.4 The draft new ROP also incorporates the extent and location of proposed Settlement Area Boundary Expansions (SABEs) that are required to accommodate the Region's population and employment forecasts to 2051 as detailed in Report [#2022-INFO-91](#) released on November 10, 2022. The 2051 Expansion Area Employment Areas have been distributed along 400-series highways, and clustered at future interchanges.
- 4.5 Mapping for the draft New ROP has been organized to address:
- a. Regional Structure – Urban & Rural Systems;
 - b. Greenlands System – Regional Natural Heritage System; Provincial Oak Ridges Moraine Conservation Plan and Greenbelt Plan Land Use Designations; Water Resources System, including Key Hydrologic Features, Significant Groundwater Recharge Areas, and Significant Surface Water Contribution Areas and Ecologically Significant Groundwater Recharge Areas; Source Water Protection; Highly Vulnerable Aquifers and Areas of High Aquifer Vulnerability; and Landform Conservation Areas on the Oak Ridges Moraine;
 - c. Transportation System – Transit Priority Network; Road Network; Strategic Goods Movement Network; Active Transportation Network; and Regional Road Right-of-Way Requirements; and
 - d. Aggregate Resources.

4.6 The Greenbelt Plan Areas removed by the province within Pickering, Ajax and Clarington have been identified as Special Study Areas in the draft new ROP. This approach is necessary given the province's stated intention to return removed lands back to the Greenbelt if certain milestones are not achieved, (e.g. progress on planning approvals by 2023, and homes under construction by 2025). The proposed policies in the draft new ROP mirror the province's requirements for development within these areas. As the province is both the approval authority for the new ROP and the authority to be satisfied as to the progress of development in the Greenbelt Removal Areas, any modifications to the ROP due to Greenbelt removals will form part of a future provincial decision.

5. Consultation on Proposed Settlement Area Boundary Expansions and Area Municipal Growth Allocations

5.1 Initial results of Phase 2 of the Growth Management Study, consisting of proposed locations for Settlement Area Boundary Expansion (SABEs) and Area Municipal Growth Allocations, were released for public review and comment on November 10, 2022. The consultation period closed on January 18, 2023. The proposed locations for SABEs and growth allocations have been incorporated into the draft new ROP, with no changes made to what was released in November 2022. During the commenting window, at the time of preparing this report, the Region had received:

- a. 60 written letters addressed to Envision Durham commenting on proposed SABEs and/or growth allocations;
- b. 46 comments on proposed SABEs received through an online public mapping viewer; and
- c. 55 similarly worded emails stating that it is premature to seek feedback on the proposed SABEs given changes to the Greenbelt Plan, requesting a detailed accounting of the value of Durham's natural assets, timeline and servicing plan for SABEs, and requesting compliance with the Region's Climate Emergency Declaration by prioritizing intensification.

5.2 The nature of the submissions vary, (excluding the 55 similarly worded emails). There are numerous submissions that both support and oppose the proposed SABEs. While staff continue to review and consider these submissions, there are a number that warrant being brought to Committee and Council's attention at this time:

- a. Comments from the Mississaugas of Scugog Island First Nation opposing the implementation of Scenario 2a (the Council Endorsed Scenario), opposing the SABE in northeast Pickering, suggesting if a SABE were to occur that consideration be given to shifting the expansion to the lands in Clarington, and requesting additional studies, including:
 - an opportunity cost assessment of the impact of losing ecosystem services provided within the Carruthers Creek Headwaters;
 - a cumulative effects assessment on the impact to Williams Treaties First Nations harvesting rights;
- b. Comments from the Central Lake Ontario Conservation Authority and Ganaraska Region Conservation Authority requesting that the impact from ongoing flood modelling be determined before the Region makes a decision on proposed SABEs;
- c. Comments from the Toronto Region Conservation Authority requesting additional lands been protected/removed from the developable land supply in northeast Pickering and added to the Region's Natural Heritage System or Water Resource System in accordance with various noted data sources;
- d. Comments from the Northeast Pickering Landowners Group (NEPLOG) which dispute the total allocation of developable land contained in northeast Pickering, requesting the Natural Heritage System developed by the NEPLOG environmental consultant be used/implemented, and requesting the reduction and reorientation of proposed Employment Areas to be weighted on the south side of Highway 407;
- e. A number of requests seeking alternative Whitebelt lands be included in the proposed SABEs, including lands near the federal Pickering Airport lands and lands within the Urban Separators in Clarington;
- f. Several requests seeking additional lands that are currently within the Greenbelt, to be added as potential SABEs, (Note, these requests cannot be entertained as the Region does not have the jurisdiction to amend the Greenbelt Plan);
- g. Comments requesting a Community Area designation instead of the currently proposed Employment Area designation, (i.e. new employment conversion requests). Several letters have been received for lands on the north side of the 407 in Whitby in the vicinity of Cochrane Street and Country Lane and for lands on the south side of the 407 in proximity to the Harmony Road interchange;

- h. Comments seeking the reconsideration of Employment Area conversion requests, including lands in Beaverton (CNR-23 [Beaverton Commons/Mazzotta]) and in Scugog (CNR-17 [Wannop]);
- i. Comments from the Township of Scugog requesting the Region assess the impact of increased employment land absorption as a result of servicing initiatives, and if this would result in a lesser Employment Area surplus over the long term; and
- j. Comments from the Municipality of Clarington asking the Region to attend a Clarington Council meeting and host a Public Information Centre in Clarington, reassess the land needs and SABEs required to accommodate the Clarington-endorsed Scenario 2a to account for Greenbelt Plan removals, and to extend the commenting period on SABEs and the Draft Working Copy of the ROP (circulated to the province, Area Municipal and Conservation Authority Working Groups and to internal Regional departments on December 22, 2022) to at least March 31, 2023.

6. Public Consultation on the Draft New ROP

Notification

- 6.1 A copy of this report and notification of the forthcoming Public Open House and Public Meeting will be forwarded upon publication (February 10) to all Envision Durham Interested Parties, Durham's area municipalities, Indigenous communities, conservation authorities, the Durham Agricultural Advisory Committee, Durham Environment and Climate Advisory Committee, the Durham Active Transportation Committee, the Building Industry and Land Development (BILD) – Durham Chapter, Durham Region Home Builders' Association, and the Ministry of Municipal Affairs and Housing. Circulation will also be provided to agencies and service providers that may have an interest in the planning of long-term growth in the region (e.g. school boards, hospitals, utility providers, etc.).

How to Provide Input

- 6.2 The draft new ROP is now available for public review and comment. Mapping of the proposed Regional Structure, which includes the Urban and Rural Systems of the draft new ROP (Map 1), can also be reviewed by accessing an online map viewer available on the [Envision Durham website](#). Additional proposed mapping, including for the Greenlands System (Map 2), Transportation System (Map 3) and Aggregate Resources (Map 4) are available as PDFs within the draft new ROP online at www.durham.ca/EnvisionDurham (also see Attachment #1).

- 6.3 Those wishing to provide comments may do so by inputting a comment in the online map viewer or by submitting written correspondence by mail or by email to EnvisionDurham@durham.ca. The deadline for comments is end of day Monday April 3, 2023. Previous submissions received have been catalogued and will form part of the Clerk's Record that will be provided to the Minister following Council's adoption of the new ROP.

Public Open House (March 6)

- 6.4 The Region will host an in-person Public Open House on March 6, 2023, in the Main Atrium on first floor of Regional Headquarters, 605 Rossland Road East, Whitby, from 6:00 to 8:00 PM. There will not be a formal staff presentation; however, the Public Open House will provide the public with the opportunity to ask questions, discuss the draft new ROP and to provide comments and information to staff.
- 6.5 Any person may attend the March 6th Public Open House; however, you are encouraged to register in advance by visiting the [Envision Durham web page](#).

Public Meeting (March 7)

- 6.6 A hybrid Public Meeting will be held on March 7, 2023 as part of the Planning and Economic Development Committee meeting. The Committee meeting will start at 9:30 am for consideration of other scheduled agenda items; however, **the Public Meeting portion of the Committee meeting specific to the draft new Regional Official Plan is scheduled to commence at 11:00 AM**, or as soon as the other agenda items have been completed. At the start of the Public Meeting, Regional planning staff will deliver a 30-to-40-minute presentation followed by questions from members of Committee and visiting Councillors. It is not expected that delegations from the public will commence until after a lunch break. The purpose of the Public Meeting is to provide interested parties with the opportunity to provide the Planning and Economic Development Committee comments and provide additional information relative to the draft new ROP.
- 6.7 Any person may make submissions concerning the draft new ROP and are invited to attend the Public Meeting in-person at Durham Regional Council Chambers, or virtually.

- 6.8 Members of the public who wish to delegate at the Public Meeting in-person shall be permitted to speak without prior registration, but nevertheless are encouraged to register in advance by emailing EnvisionDurham@durham.ca advising of their name, address, email and who they represent. Members of the public who wish to delegate electronically must register in advance of the Public Meeting by submitting their request to delegate in writing to delegations@durham.ca by 12:00 PM, on Monday, March 6, 2023.
- 6.9 The maximum time for delegations is five minutes. If your delegation involves presentation slides, the slides must be provided to delegations@durham.ca by 12 noon on Monday March 6, 2023 otherwise they cannot be displayed.
- 6.10 Members of the public are invited to view the Public Meeting remotely via live streaming at www.durham.ca/live as an alternative to attending the meeting in-person.
- 6.11 For those unable to attend the Public Meeting but wish to make a written submission on or before March 7th, or for those who want to provide supplemental written information related to their oral delegation, it should be submitted to clerks@durham.ca by 12:00 PM on Monday, March 6, 2023, to allow correspondence to be included on an addendum to the March 7, 2023 Planning and Economic Development Committee agenda.

Future Involvement

- 6.12 If a person or public body does not make oral submissions at a public meeting or does not make written submissions before the new Regional Official Plan is adopted, the person or public body:
- a. Is not entitled to appeal the decision of the Minister of Municipal Affairs and Housing on the Regional Official Plan, if the Minister refers all or part of the decision to the Ontario Land Tribunal (OLT; formerly the Local Planning Appeal Tribunal, and formerly the Ontario Municipal Board); and
 - b. May not be added as a party to the hearing of an appeal before the OLT, as appropriate, unless in the opinion of the Tribunal, there are reasonable grounds to add the person or public body as a party.
- 6.13 Following Council's consideration and adoption of the New Regional Official Plan, the document will be submitted to the Ministry of Municipal Affairs and Housing for approval under Sections 17 and 26 of the Planning Act.

6.14 Anyone who wants to be notified of Regional Council's decision on the new Regional Official Plan may submit a written request to:

Brian Bridgeman, MCIP, RPP
Commissioner of Planning and Economic Development
Planning and Economic Development Department
Regional Municipality of Durham
Durham Regional Headquarters
605 Rossland Road East
Whitby, ON, L1N 6A3
EnvisionDurham@durham.ca

7. Future Regional Council Decision

7.1 The Planning and Economic Development Committee or Committee of the Whole will consider a final draft of the new ROP at a future meeting and will make a recommendation to Regional Council.

7.2 All persons who make oral submissions, or have requested notification in writing, or who have registered as an Interested Party through the Envision Durham website, will be given notice of the future meeting of the Planning and Economic Development Committee, or Committee of the Whole and Regional Council at which the final draft Regional Official Plan will be considered.

8. Relationship to Strategic Plan

8.1 This report aligns with/addresses all the strategic goals and priorities in the Durham Region Strategic Plan.

9. Conclusion

9.1 The draft new ROP is now available for public review and comment at www.durham.ca/EnvisionDurham (also see Attachment #1). Those wishing to provide comments may do so by inputting comments in the online Regional Structure map viewer or by submitting written correspondence by mail or by email to EnvisionDurham@durham.ca. Comments are requested by end of day April 3, 2023. Note: The draft new ROP mapping reflects the proposed SABE locations released on November 10, 2022.

- 9.2 Notification of the early release of the draft New ROP, as well as upcoming Public Open House (March 6) and Public Meeting (March 7) has been advertised via local newspapers, social media channels, and via public service announcement. In addition, a copy of this report and notification of how to provide input, as well as how to participate in the Public Open House and Public meeting will be forwarded upon publication (February 10) to a broad range of public and private interested parties.
- 9.3 Following these consultation activities, staff anticipate bringing forward a final draft ROP for Council's consideration before the Council summer recess. The final draft ROP will be available to the public two weeks prior to the Committee meeting at which it will be considered. Once the new ROP has been adopted by Regional Council, it will be submitted to the Ministry of Municipal Affairs and Housing for approval.

10. Attachments

Attachment #1: [Draft New Regional Official Plan \(online\)](#)

Respectfully submitted,

Original signed by

Brian Bridgeman, MCIP, RPP
Commissioner of Planning and
Economic Development

Recommended for Presentation to Committee

Elaine C. Baxter-Trahair
Chief Administrative Officer



— **OBCM** —
Ontario's Big City Mayors

MOTION – OBCM RECOMMENDATIONS ON THE HEALTH AND HOMELESSNESS CRISIS

WHEREAS municipalities do not have the expertise, capacity, or resources to address increasingly complex health care issues that lead to homelessness or extend chronic homelessness; and are diverting municipal funds for other priorities like affordable housing, transit, social programs etc. to manage these complex health care issues we are seeing in our communities;

AND WHEREAS because traditional housing and shelter spaces are not equipped to serve people with severe mental health and addiction challenges, people often live in the rough in encampments in parks, public spaces or on streets.

AND WHEREAS this is an unprecedented health crisis – leading to unsupervised and dangerous substance use, overdoses, strain on the healthcare system, increased volatility and violence, public safety concerns, business, and downtown degradation;

AND WHEREAS OBCM municipalities have responded to this health care crisis with various housing-driven support programs with limited success and some of our municipalities have taken steps to initiate stronger community partnerships, break down care silos to facilitate better access to support with less barriers;

AND WHEREAS there is no coordinated system response and a lack of the wrap-around health care support services people need – the physical health, mental health, and addiction expertise the province is responsible to provide;

THEREFORE IT BE RESOLVED THAT OBCM adopts the strategy created by the City of London and the City of Kingston in consultation with local health partners to address these challenges including five recommendations for the Ontario government to make an immediate impact on the mental health and addictions crisis we are experiencing. These include:

1. Centralized and integrated intake and dispatch process

- An intentionally designed and consistent triage, warm transfer, and dispatch process operating 24 hours a day, 7 days a week year-round by a multidisciplinary, multi agency team, that is well resourced, low/no barrier, trauma and violence informed, culturally aware and flexible to meet the needs of individuals across a range of circumstances and levels of acuity. Inputs to this process could include Community Outreach and Support Teams (COAST), local service providers, and businesses.

2. More provincial investment in low barrier hubs

- Residents need more options for 24/7 low barrier drop-in services with basic rules and a pathway into stabilization options with experienced staff with mental health and addictions expertise. The Hub model provides 24/7 low barrier and wrap around services to people with high acuity that have not been accessing the traditional shelter services.



— **OBCM** —
Ontario's Big City Mayors

The ICH (integrated care hub) can be combined with a Consumption Treatment Services site.

3. More stabilization and treatment beds with experienced staff to support those in their treatment journey

- Communities need a greater variety of options to support high acuity clients on their stabilization pathway. This includes provincial treatment and rehabilitation facilities and additional stabilization, rehab and detox beds.

4. More flexible and predictable funding for supportive housing

- There needs to be a range of supportive housing and options which could include small scale options (i.e., scattered housing), harm reduction housing solutions where municipalities can financially support with the property acquisition/development, but provincial funding is needed to finance ongoing support services as tenants are not capable of living fully independently. This service can prevent evictions and homelessness.

5. More provincial ministry and agency collaboration to reduce red tape and duplication

- Municipalities are increasingly forced to wade into provincial jurisdictions, navigating a siloed system, trying to break down health care silos to best support unhoused individuals suffering with mental health and addictions challenges. However, we need better provincial ministry collaboration to reduce red tape, duplication and financial resources and better coordinate wrap-around support for residents in need.

AND THAT Ontario's Big City Mayors will present this five point plan to the Deputy Premier and Minister of Health Sylvia Jones at the meeting/summit that we have requested to address the homelessness, mental health, safety and addictions crisis impacting our cities.



 Memo

To: Mayor Ashe and
Members of Council

From: Sarah Douglas-Murray
Director, Community Services

Copy: Chief Administrative Officer
City Clerk
Division Head, Culture and Community Programming
(Acting) Curator, Museum Services

Subject: Artifact Deaccession at Pickering Museum Village
File: S-3060-004

February 16, 2023

As per Sections 04.02 and 13.04 of CUL 010 Collections Management and Development Policy, Council is requested to approve the deaccession of artifacts (Attachment 1), as proposed by City staff and endorsed by the Cultural Advisory Committee (CAC) at their meeting on January 17th, 2023.

The Pickering Museum Village artifact collection is comprised of over 10,000 pieces. The collection consists of material culture that ranges from Indigenous objects dating to 1400 BCE to political objects from the 1980s.

In an effort to better reflect our community and make the best use of available resources, the museum subscribes to accountable collections management standards by following deaccession techniques as outlined in the Collections Development and Management Policy (CUL010; Attachment 2), Section 12 and in the Deaccession of Artifacts Procedure (CUL 010-00).

In 2022, the Pickering Museum Village received funding from the Government of Canada to hire a Collections Officer for eight months (April to December 2022) to assess, track, and move collections from the Administration Building where a large number of artifacts have been stored. Late in 2022, another Collections Officer position was funded by the Government of Canada for four months (November 2022 to March 2023). Throughout 2022, the Museum Administration Building has been cleared by museum staff in preparation for construction of the Pickering Heritage & Community Centre.

Due to the required collections move, and availability of staff due to successful government grants, the museum's collections held in the administration building have undergone a fulsome assessment and as a result, artifacts that are in poor condition, have no provenance, or are parts of larger artifacts no longer part of the museum's collections have been recommended for deaccession.

Specifically, the decision to deaccession each artifact took the following criteria into consideration:

- Lack of significance, relevance, or usefulness to museum research, education or exhibition mission and goals.
- Opportunity to upgrade or reduce redundancy in the collection.
- Deterioration, damage or alteration beyond repair or requiring excessive resources to repair.
- Proper preservation within current museum facilities and/or resources is not possible.
- Inadequate provenance documentation that reduces further usefulness.
- Hazardous conditions that may threaten the stability of other artifacts in the collections and/or the health of personnel.

The list that follows provides the proposed artifacts for deaccession while describing the particular reasons for each, considering the artifact's status, condition, and circumstances.

As per section 12.06 of the Collection Management and Development Policy, which states that, "Final approval to deaccession must be granted by the Mayor and Council", staff seek the approval of Council to proceed with this deaccession.





Following approval from Council, Museum staff will follow ethical deaccession, disposal and documentation guidelines in accordance with the Pickering Museum Village Collections Management and Development Policy CUL010 and the Deaccession of Artifacts Procedure CUL010-00.










SDM/et





Attachment 2022-2023 Deaccession List
CUL 010 Collections Management and Development Policy





**Deaccession List
September 2022- February 2023**






| Object ID | Object Name | Condition | Photograph | Justification |
|------------------------|-------------------------------|--|---|---|
| X973.66.34 | Furnace Blower | Fair – Artefact's fan belt has detached and parts no longer work/move. |  | No donor information found, provenance cannot be determined. |
| X2021.20.75 ("B50") | Dolley, Part | Fair – Metal is rusted, parts are missing. |  | Accession notes it was part of a dolley used to move pianos/heavy furniture, but is missing several parts. Artefact has been assigned a Found in Collection number and has no provenance documentation. |
| X2021.20.30 | Cast Iron Oven | Poor – Oven is in several pieces, rusted and too heavy to reconstruct. |  | Artefact has no accession number and cannot be attached to any provenance documentation. Has been assigned a temporary Found in Collection number. |
| BY 53 / BY 12 | Unknown Agriculture Machinery | Poor – Artefacts are rusted, wood is dry and brittle, pest damage present on both artefacts. |  | Artefacts had been stored outside for many years and are therefore in poor condition, and have no artefact numbers or documentation attached to them. |




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|-------------|-----------------|--|--|--|
| X2021.20.10 | Fence Poles, x5 | Fair – Large, heavy poles from fencing. Poles are much larger than section of fence, are damaged, rusted and have paint flaking. |  | Fencing and wooden post to be kept, but poles exceed section of salvaged fence and are not needed. Fence has not been accessioned and has been assigned a temporary Found in Collection number. |
| X2021.20.45 | Bath Tub | Poor – chipped paint, very rusted. Paint and rust chip/fall away on contact. |  | Salvaged from old home in community by Ellen Tayles-Armstrong (former Conservator), but has chipped paint and very rusted. Bathtub was not accessioned and was assigned a temporary Found in Collection number. |
| X974.503.1 | Coroners Jar | Unstable – Unknown substance in jar; hazardous, potentially explosive. |  | Artefact was donated in the 1970s with a white powder inside. Powder was unknown and never tested. Between 1999 – 2013, powder liquefied and then crystallised. Substance is most likely picric acid or arsenic, both unstable, hazardous chemicals. Picric acid is explosive and shock sensitive. |

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|------------|-----------------|---|---|---|
| 2015.3.1AB | Lamp | Unstable - Ceramic shade was dropped previously and shattered. Conservation treatments were performed to put as many pieces back together as possible, but shade is too brittle and adhesives used to secure fragments was not effective, pieces are still loose/falling out. |  | Artefact is unstable, ceramic is broken and reattached fragments are loose in shade, many pieces are missing leaving gaps in ceramic. |
| No Number | Wagon | Unstable - Artefact has been outside for many years; wood rot, insect damage and severe rust. Wheel shave sunk into the ground. |  | Unknown artefact and provenance, cannot find/link to any donation records. |
| X963.1.20 | Portland Sleigh | Unstable – Severe wood rot, insect damage and rust. Front box not attached to base of sled, and runners have separated from base. |  | No donor information found, provenance cannot be determined. Poor condition from being kept outside for many years. |
| X963.1.8 | Land Roller | Unstable – Severe wood rot, insect damage and rust. Pull bar rotted and broke in half when being moved. Rollers are pitted, cracked and have large chunks of wood missing. Doesn't roll evenly. |  | No donor information found, provenance cannot be determined. Condition is too poor and unsuitable for conservation treatment. |




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|------------|---------|---|--|--|
| X969.2.33 | Parasol | Contaminated / Hazard: Rodents have chewed holes in fabric, here is staining from urine and rust. Two ribs of parasol have broken off and are missing. |  | No donor information found, provenance cannot be determined. Artefact is considered a Hazard due to presence of rodent urine and droppings. |
| X969.2.34 | Parasol | Contaminated / Hazard: Rodents have chewed large holes in fabric. There is staining from urine and rust. |  | No donor information found, provenance cannot be determined. Artefact is considered a Hazard due to presence of rodent urine and droppings. |
| X974.232.1 | Parasol | Contaminated / Hazard: Rodents have chewed large holes in fabric. There is staining from urine and rust. Was accessioned with large rip on one side. |  | No donor information found, provenance cannot be determined. Artefact is considered a Hazard due to presence of rodent urine and droppings. |
| X974.781.1 | Parasol | Contaminated / Hazard: Slight odour of urine from rodents, and severe staining from rust and urine. |  | No donor information found, provenance cannot be determined. Artefact is considered a Hazard due to presence of rodent urine and droppings. |

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|------------|----------|--|--|--|
| X974.782.1 | Parasol | Contaminated / Hazard: Slight odour of urine from rodents, and severe staining from rust and urine. |  | No donor information found, provenance cannot be determined. Artefact is considered a Hazard due to presence of rodent urine and droppings. |
| X974.782.2 | Parasol | Contaminated / Hazard: Slight odour of urine from rodents, and severe staining from rust and urine. |  | No donor information found, provenance cannot be determined. Artefact is considered a Hazard due to presence of rodent urine and droppings. |
| X967.1.608 | Cauldron | Unstable – Corroded through the metal leaving holes in bottom and sides of cauldron, metal flaking off and handles are bent. |  | No donor information found, provenance cannot be determined. Condition was noted as poor when accessioned, and seems to have further deteriorated. |
| X960.1.138 | Quilt | Poor – Quilt has large tears and holes in fabric, many loose threads and musty odour. |  | No donor information found, provenance cannot be determined. Accessioned with tears, but some damage looks as if rodents may have caused it. |




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|------------|-----------|--|---|---|
| X2022.6.38 | Rug | Poor - Rug has many large holes, loose fibers and had evidence of insect activity in storage roll. |  | No donor information found, provenance cannot be determined. Accessioned as 'worn' but no indication that tears/damage was this severe at time of accessioning. |
| X968.2.17 | Rug | Poor – Rug has many loose fibres, large holes and residue stains/clumps from rodents or insects, or other unknown sources. |  | No donor information found, provenance cannot be determined. Many loose fibres, large holes and possible rodent damage as some damage looks 'nibbled (as noted on accession record) |
| X974.136.1 | Mannequin | Poor – Extensive damage to plaster on doll, fingers missing on both hands. Metal wires poking through on hands and legs. |  | No donor information found, provenance cannot be determined. Extensive damage to the plaster, which is unstable/crumbling. |
| ST1.259.1 | Shoe Last | Poor – Wood is dry and crumbling from rot, pitted and cracking from age and insect damage. |  | No donor information found, provenance cannot be determined. Extensive damage was noted in 1988 and has deteriorated further. |
| No # | Hook | Poor – Item is broken at top of hook, metal is rough and badly rusted. |  | No object number on broken piece, unable to match it to original artefact. Cannot determine provenance. |




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|-----------|-------|---|--|---|
| ST2.460.1 | Chair | Poor – Backrest separated from rest of chair, wood is splintered and broken. |  | Severe damage to chair and no donor information available. Cannot determine provenance. |
| ST2.443.1 | Chair | Unstable – Spindle is broken and missing, wood is cracked and splintered |  | Extensive damage to backrest and no donor information available. Cannot determine provenance. |
| X965.1.16 | Chair | Unstable – Spindles are broken off and missing, wood at insertion points is cracked and damaged |  | Extensive damage to backrest and no donor information available. Cannot determine provenance. |


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| X968.1.85 | Chair | Unstable – Wood is dry and cracking in places, evidence of rodent damage/gnaw marks on edges of chair and legs |  | Wood is in poor condition and unsalvageable; reproductions of this chair have been made for use. |
| X960.1.118 | Chair | Poor – Broken stretcher at bottom of chair, missing. |  | Damage to wood and paint finish, and no donor information available. Cannot determine provenance. |
| X969.3.63 | Chair | Unstable – Seat is cracked on left side where backrest attaches to seat, making seat unstable. Rope rewound previously, slight damages (possibly rodents). |  | Extensive repairs/materials required to repair seat, and no donor information available. Cannot determine provenance. |

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| E269 / X2019.8.1 | Rocking Chair | Unstable – Wooden slats broken, missing pieces. Thin and break further when handled. Legs are uneven/warped, no longer rocks evenly. |  | Damage to wood/chair is extensive, chair is unsalvageable without complete rebuild. Donor information unavailable, cannot determine provenance. |
| X968.2.12 | Chair | Poor – Seat is cracked through, previously repaired. Two of three spindles on backrest are splintered. |  | Would require extensive repairs to replace/re-stabilize seat, other very similar chairs already exist within collection. |
| X968.1.82 | Chair | Wood is dry/cracked, damaged at corners and edges. Several layers of paint have chipped/scratched off and left additional damage to wood. |  | Extensive repair and materials required to re-stabilise and repair chair, other very similar chairs already exist within collection. |

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|-----------|---------------|---|--|---|
| ST2.446.1 | Rocking Chair | Poor – Severe water damage to wicker backing, seat missing. Wooden stretchers on legs are splintered. |  | Extensive damage to wicker and wood, and no donor information available. Cannot determine provenance. |
| ST2.446.2 | Chair | Poor – Backrest broken, wood is splintered, dry and cracking. Spindles on backrest are cracked and damaged. |  | Extensive damage to wood on seat and backrest, and no donor information available. Cannot determine provenance. |
| X2019.5.1 | Chair | Poor – Backrest broken off and missing from chair. Insertion points are cracked and damaged. |  | Extensive damage to wood, and no donor information available. Cannot determine provenance. |

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|-----------|-------|---|--|---|
| ST2.453.1 | Chair | Unstable – Backrest is cracked at base of seat, loose and separating from chair. Seat is cracked and wood is dry, paint is beginning to flake in these areas. |  | Extensive damage to wood, and no donor information available. Cannot determine provenance. |
| X969.4.62 | Stand | Fair – Fabric is missing, wood pieces on sides of table top are loose. |  | Stand is noted as having been found in General Store closet in 2014, possibly deaccessioned previously. No donor information available. Cannot determine provenance. |
| ST2.702.1 | Stand | Unstable – Wood detailing around edge of table top are loose. Several pieces missing. |  | Damage to wood and missing pieces, stand is noted as having been found in General Store closet in 2014, possibly deaccessioned previously. No donor information available. Cannot determine provenance. |

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|------------|-------------|---|--|--|
| X974.68.49 | Rake | Poor – Handle is split and cracking, several teeth at head are broken and missing. |  | Damage to wood and teeth are extensive. No donor information available, cannot determine provenance. |
| X2022.6.58 | Handle | Poor – Grips are loose, no longer stable on handle frame. Wood is dry, rotted and stained from water damage. Missing blade. |  | Artefact has no accession number and cannot be attached to any provenance documentation. Has been assigned a temporary Found in Collection number. |
| X968.4.11 | Slate Board | Unstable – Wood frame is broken, separated at corners. |  | Artefact has no accession number and cannot be attached to any provenance documentation. |

| | | | |
|--|---|---|-------------------|
| Procedure Title: Collections Development and Management Policy | | Policy Number CUL - 010 | |
| Reference International Council of Museums Code of Ethics for Museums Canadian Association of Conservators Code of Ethics and Guidance for Practice Canadian Museum Association Ethics Guidelines Standards for Community Museums in Ontario | Date Originated (m/d/y) June 20, 2014 | Date Revised (m/d/y) April 12, 2017 January 12, 2022 | Pages 9 |
| Approval: Chief Administrative Officer  | | Point of Contact Manager, Cultural Services | |

Policy Objective

Objects give us a unique access to the past: we can learn about past values from what people kept, what materials objects were made from, what objects were used for, and what daily life was like based on interpretation of those objects. The mission of Pickering Museum Village (hereinafter referred to as “PMV”) is to ignite imaginations through a living history museum that fosters a connection to Pickering by collecting, preserving, and interpreting artifacts and social culture. PMV participates in Standards for Community Museums in Ontario developed by the Ministry of Heritage, Sport, Tourism and Cultural Industries and as a responsible steward of the artifacts in its possession, the PMV will maintain management and development standards for its collections based on Ontario museum standards.

The Pickering Museum Village will collect and preserve material culture from earliest habitation through our municipality’s changing borders to a point 40 years prior to the current date. The purpose of this collection is to understand and interpret the community’s past, understand the present and connect to the future.

This policy defines the management goals, responsibilities and standards for all collection related activities at the PMV.

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- 02 Ownership

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- 04 Resources
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- 09 Documentation and Records Management
- 10 Preservation
- 11 Use and Operation of Artifacts
- 12 Loans
- 13 Deaccessioning
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01 Definitions

- 01.01 **Acquisitions** – Objects that the museum has legal ownership and control over and are generally made by acceptance of donation, purchase, or field collecting.
- 01.02 **Artifact** – An object created or produced by humans, that has cultural significance to Pickering. It may be used for exhibition, explanation, or research, and is held in trust for the public for future generations to appreciate and learn from. An artifact may be a building, an object including furniture, tools, vehicles, household or personal items, textiles, books or paper records.
- 01.03 **Core Collection** – The PMV’s collection of artifacts that have a specific association with (or in some cases were typically used by) a person, place or event within Pickering Township pertaining to the history of Pickering up to 40 years prior to the present date. Artifacts in this collection are reserved for research and display under controlled conditions.
- 01.04 **Deaccession** – The act of permanently removing an artifact from the Core Collection.
- 01.05 **Deed of Gift** – A legal contract that permanently transfers the ownership of the item(s) from a donor to the Pickering Museum Village/City of Pickering.

- 01.06 **Education Collection** – The PMV’s collection of objects available for the purpose of interactive displays and active demonstrations which could result in deterioration and damage through use.
- 01.07 **Material Culture** - the physical objects created by a culture; the buildings, tools, and other artifacts created by the members of a society.
- 01.08 **Preservation** – All actions taken to retard deterioration of, or to prevent damage to, cultural property through activities that minimize chemical and physical deterioration and damage and that prevent loss of informational content. Preservation involves management of the environment and of the conditions of use, and may include treatment in order to maintain cultural property, as nearly as possible, in a stable physical condition. The primary goal of preservation is to prolong the existence of cultural property.
- 01.09 **Repatriation** – An artifact of specific significance to recognizable cultural, ethnic or religious groups may be returned to such groups upon their request under PMV procedural guidelines. Such groups must be able to assure the PMV that the object is integral to the beliefs or culture of the group and that they are able to provide proper care of the object according to accepted conservation methods.

02 Ownership

- 02.01 The PMV’s collection of artifacts is a tangible representation of the community’s heritage and is held in trust for the public by the City of Pickering.

03 Background

- 03.01 The Pickering Museum Village artifact collection is comprised of over 10,000 pieces. The collection consists of material culture that ranges from Indigenous objects dating to approximately 1400 BCE to political objects from 1980 CE. The scope of the collection is broad; artifacts in the collection vary from buildings to objects including furniture, tools, vehicles, household or personal items, textiles, photographs, and paper records

04 Resources and Responsibilities

- 04.01 In accordance with Ontario museum standards, the City of Pickering will provide the human, financial, and physical resources to manage and maintain the PMV’s collection.
- 04.02 Deaccessions from the collection require City Council approval.

05 Ethics

- 05.01 No human remains will be accepted into the collection.

- 05.02 If an artifact is identified as significant to a specific cultural, ethnic or religious group, PMV staff will include members of the cultural, ethnic or religious group in the consultation process to determine if it should be acquired into the collection.
- 05.03 The PMV will collect objects with regard to all municipal, provincial and federal statutes and agreements concerning the control or banning of specific materials or objects.
- 05.04 The PMV will not accept items with questionable, undetermined, or unethical history of ownership.
- 05.05 The PMV will not collect live ammunition.
- 05.06 The PMV will not collect restricted or prohibited weapons as defined by the Canadian Firearms Act.
- 05.07 The PMV may collect unrestricted and/or antique weapons as defined by the Canadian Firearms Act, provided that all regulations relating to acquisition and storage are met.

06 Collection Development

- 06.01 As a responsible steward of those artifacts in its possession, the PMV will make every reasonable effort to collect, document, and preserve those artifacts reflective of the museum village's vision, mission, and mandate.
- 06.02 In order to facilitate public and educational programming, and to avoid deterioration of the Core Collection through use, the PMV will develop, manage, and maintain two collections: a Core Collection and an Education Collection.

07 Acquisitions

- 07.01 Decisions to acquire material culture into the Core Collection will be made based on the following conditions and criteria:
- i. Provenance to the community. Those objects made and/or used in the community associated with a person, place or event;
 - ii. Typical or representative objects made or used in the community that are historical, cultural, or aesthetic in nature that support interpretation of the PMV's mandate;
 - iii. Be in good or excellent condition, or be a unique and rare addition to the collection;
 - iv. Are not duplicates of current collection items; and,
 - v. Are well documented with clear legal title, free of provisions and restrictions.

07.02 Objects which are accepted into the Education Collection will be those that are typical of, or representative of, objects made or used in the community during the museum's interpretive timeline. These objects may be duplicates of those within the Core Collection.

07.03 All artifact donations to the PMV will be deemed as a gift without ties.

07.04 The donors of items not approved for acquisition will be contacted immediately to retrieve their possessions. Items will be considered abandoned if no response or arrangements for pickup have been made following all reasonable attempts by staff.

07.05 The PMV reserves the right to dispose of abandoned items.

08 Tax Receipts and Appraisals

08.01 Tax receipts may be made available upon request by the donor.

08.02 For objects less than \$1,000.00, an independent appraisal is not required. An original bill of sale or receipt is acceptable to use to determine value if the item was purchased within the last 12 months.

08.03 Qualified PMV Staff may provide current fair market value for objects under an estimated value of \$1,000.00.

08.04 Items estimated to be worth more than \$1,000.00 must be independently appraised at the donor's cost.

08.05 The appraisal must reflect the current fair market value of the object(s).

08.06 The appraisal must be conducted by a member of the Certified Personal Property Appraisers Guild of Canada or equivalent.

08.07 The donor may not be the appraiser.

08.08 Upon transfer of ownership by signed Deed of Gift, and issuance of a tax receipt, gifts will not be returned to the donor.

09 Documentation

09.01 In order to maintain the significance and value of the objects in the PMV collection, all pertinent information regarding the identity, history, provenance and transfer of legal title of the artifacts will be collected, recorded, and preserved.

09.02 Hard copies of all documentation pertaining to the collection will be maintained.

09.03 The electronic records will be copied and stored on the City of Pickering computer server.

10 Preservation

- 10.01 The PMV will strive to preserve all core collection material (including historic buildings on site) for future generations.
- 10.02 Staff and volunteers will be trained in Artifact Care and Handling Procedures and will be responsible for following them as it pertains to their daily work routines.
- 10.03 Staff and Volunteers will be trained in duties specific to their position as outlined in the Heritage Housekeeping and Maintenance Manual, and in expected responsibilities relating to the Disaster Preparedness Plan and Salvage Procedures.

11 Education Collection

- 11.01 As a living history site, PMV may choose to enhance guest experience and knowledge by using and/or operating objects and machines. Those objects and machines will be Education Collection pieces, not Core Artifacts.

The following factors will be considered before operating objects and machines:

- i. The ability of museum staff to protect the safety of the public, staff and the collection;
- ii. The ability of the City of Pickering to provide the resources to operate and maintain working condition of an object or machine;
- iii. The existence of a duplicate artifact that will be preserved in its original state;
- iv. The interpretive value to the public, the range of demonstrative techniques available, and the effect the operation will have on the object;
- v. The relative, significant heritage of the object, with consideration of rarity, provenance, uniqueness and value;
- vi. Alternative power sources may be used to sustain working order rather than original power sources in the interest of health and safety or preservation of the object; and,
- vii. The research benefits of using the object against the preservation of the its history of use.

12 Loans

- 12.01 Loans must meet care standards as set out in the loan agreement and be approved by the Supervisor, Museum Services.

- 12.02 Incoming loans may be accepted for a set period of time for the purpose of research or to enhance Temporary Exhibitions.
- 12.03 The PMV will not agree to long term loans with no determined end date for either outgoing or incoming loans. Exceptions may be considered at the discretion of the Supervisor, Museum Services.
- 12.04 For both outgoing and incoming loans, documentation (including photographs) regarding condition and value must be completed, and loan forms must be signed, prior to the loan taking place. This documentation will become part of the artifact's permanent file.

13 Deaccessioning

- 13.01 As part of responsible collections management, the PMV acknowledges that in order to maintain a relevant collection within the parameters of the PMV Vision, Mission, and Mandate, artifacts may require removal from the Core Collection.
- 13.02 Prior to a deaccession, PMV Staff will ensure that:
- i. The Pickering Museum Village/City of Pickering holds the legal title to the object, and that there are no holds or restrictions placed on the donation; and,
 - ii. In the case of artifacts with no clear title or that are poorly documented or undocumented, a documented attempt will be made by staff to research and investigate ownership.
- 13.03 The deaccession process shall include consultation from the community. In most cases, this will include consultation with a working group committee formed from community members and subject-matter experts and/or consultation with an applicable City of Pickering Advisory Committee.
- 13.04 Final approval to deaccession must be granted by the Mayor and Council.
- 13.05 Artifacts may be recommended for deaccession if:
- i. The artifact is the subject of repatriation;
 - ii. The artifact is significantly incomplete (unidentifiable piece or fragment);
 - iii. The artifact is in such poor condition that preservation, conservation or restoration is not a viable option;
 - iv. The artifact is duplicated in the collection and having a duplicate is not of value to the collection;
 - v. The artifact is not relevant to the PMV's collecting mandate and/or plan;

- vi. There is incomplete documentation and provenance for the artifact;
- vii. The artifact has no effective use in current or future exhibitions, research, interpretation, active demonstration or public use;
- viii. There are ethical issues related to ethnographic collections and human remains;
- ix. There are restrictions on legal title;
- x. It has been found subsequently that there is questionable legal title;
- xi. Correcting old accessioning mistakes (i.e. item was never meant to be an artifact or accessioned); and,
- xii. The object is a threat to the collection, staff, volunteers, or structure of the PMV.

13.06 Records (or a copy) will be maintained for all artifacts deaccessioned, and will include the original catalogue information, documentation of the reason(s) for deaccession and approval, and documentation of the disposal of the artifact. The date of deaccession will be noted with the original entry in the Accession Register.

14 Disposal

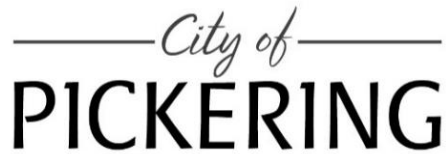
- 14.01 Artifacts may be disposed of or destroyed only after deaccession has been approved.
- 14.02 PMV will make all reasonable efforts to inform the registered donor or family (if donor is deceased) that the object is to be disposed of as requested on the Deed of Gift and only if a tax receipt was not issued.
- 14.03 Every attempt will be made to relocate deaccessioned artifacts within the museum community. The receiving museum will assume packing and transport costs.
- 14.04 Failing the above steps, the object may be offered for sale to the public, in accordance with the City of Pickering's Purchasing Policy, PUR-010, section 15 (Disposal of Surplus Assets) at public auction to the highest bidder and based on current market value.
- 14.05 Any person who assisted, or advised on the decision to deaccession an artifact may not purchase the artifact.
- 14.06 If an artifact is in a total state of disrepair, the artifact may be destroyed in view of two City staff.

14.07 Profits from the sale of donated artifacts must go towards collections development or artifact maintenance/conservation.

15 Policy Review

15.01 This policy will be reviewed a minimum of every five years.

Please refer to all associated Procedures and Standard Operating Procedures, if applicable, for detailed processes regarding this Policy.



Memo

To: Susan Cassel
City Clerk

From: Jaclyn San Antonio
Senior Advisor, Equity, Diversity & Inclusion

Copy: Chief Administrative Officer
Directors
Division Head, Public Affairs & Corporate Communications

Subject: Pickering Anti-Black Racism Taskforce
- 2022 Year End Report and Proposed 2023 Work Plan
File: A-1440

The Pickering Anti-Black Racism Taskforce (PABRT) is pleased to provide its 2022 Year-End Report and Proposed 2023 Work Plan.

2022 Year End Report

Since the submission of the PABRT's last update to Council (as set out in Attachment 1), Taskforce members have undertaken a number of initiatives and proposed a new work plan for 2023. The following list provides a summary of initiatives and activities that the PABRT members have engaged in since May 2022.

- **Powerfully Informed (June – September 2023)** – The Taskforce implemented a multi-phased initiative to support awareness, education and engagement around the 2022 Municipal Elections and promote civic engagement among Black residents. The initiative included three information sessions (The Voting Imperative, The Power of Participatory Politics, and The Will to Run) and two community forums (Connecting with our Partners, and Connecting with Our Leaders). A total of 300 community members participated in the events.
- **Canada Day (July 1, 2023)** – The Taskforce supported the City's Canada Day event by providing an information booth with interactive activities and giveaways to engage event attendees and raise awareness about the PABRT.
- **Youth Academic Engagement Strategy (July & November 2022)** – The Taskforce developed and implemented a strategy to support Black youth in their pursuit of post-secondary education. This included two workshops called "Reaching Higher: University & College Prep." The first workshop featured a keynote presentation from Senior Academic Administrator, Jen McMillen, Vice Provost, Students at Toronto Metropolitan University on the post-secondary experience. The second workshop featured the Black Foundation of

Community Networks Scholarship Application and Educational Pathways Workshop and focused on supporting Black students and their families on searching, preparing, and applying for scholarships and bursaries. Over 200 community members participated in these events.

- **Community Stakeholder Meetings (September & November 2022)** – The Taskforce hosted two meetings/forums with community partners in order to identify shared concerns and opportunities for collaboration in addressing anti-Black racism with Durham Region.
- **Winter Nights, City Lights (November 2022)** – The Taskforce supported the City's Winter Nights, City Lights event by providing an information booth in City Hall to engage event attendees and raise awareness about the PABRT.
- **Black Joy Holiday Experience (November-December 2022)** – The Taskforce partnered with the Durham Family and Cultural Centre to present a pop-up market that showcased 25 local Black-owned businesses. The event coincided with a holiday food basket drive that provided Black families with culturally significant, Afro-Caribbean diasporic food baskets. A total of 24 families experiencing financial hardship and/or food insecurity were identified through community nomination and outreach, facilitated by networks such as the Black Queens of Durham, Black Durham Region Support, Black Durham Community Support, Black Event Connections, Black Moms Connection, and Black Parents Connect Durham.
- **Community Presentations and Consultations** – The Taskforce welcomed several community partners throughout the year to deliver presentations about various community initiatives and engage in consultation. These included: City of Pickering - Community Services (public art installations, museum exhibits, etc.), Durham District School Board (Conference on the Future of Black Youth), Durham Region Anti-Racism Task Force (The Collective Community Hub), Pickering Public Library's Anti-Black Racism Working Group (Proclamation for International Decade for People of African Descent), Pampas Press Marketing, and Cultural Expressions Art Gallery (Black History Month). Several of these presentations resulted in community collaborations, including the work plan.

2023 Work Plan

As current Taskforce members near the end of their term and the City prepares to launch the next term of the PABRT with additional and/or new appointees, it was determined that preparing a full work plan for 2023 would not be appropriate. As such, existing members within this term have committed to a limited number of initiatives early 2023 based on existing partnerships, with the understanding that those appointed to serve on the next term of the PABRT will decide on how to proceed with initiatives for the remainder of the year and allocate the remaining budget accordingly.

Current initiatives of the PABRT include the following:

- **16th Annual Durham Black History Month Celebration with Cultural Expressions Art Gallery (February 4/5, 2023)** – The Taskforce partnered with Cultural Expressions Art Gallery to host the recent Black History Month celebration in Ajax. The Taskforce provided

an information table as part of the community networking portion of the event to engage event attendees and raise awareness about the PABRT, including Calls for Members.

- ***Durham Black Community Collective Symposium with the Durham Region Anti-Racism Task Force (March 29, 2023)** – The Taskforce is partnering with the Durham Region Anti Racism Taskforce to support the launch of The Collective Community Hub by providing light refreshments for event attendees.
- ***Identifier Initiative for the International Decade for People of African Descent with the Pickering Anti-Black Racism Working Group (ABRWG) (Ongoing – August 31, 2023)** – The Taskforce is currently working with the ABRWG to support the development of an identifier that will represent anti-black racism work in Pickering. The organizing committee is currently consulting with the art community to determine the best approach to the design of an identifier. The design will result in a flag raising at City Hall to commemorate the International Day for People of African Descent on August 31, 2023 followed by a community celebration in Esplanade Park (pending permit and other approvals).

*Budget allocation to be voted on by PABRT members at March 2, 2023 meeting.

Proposed Budget Allocation for 2023

In 2022, as part of the Powerfully Informed Initiative, current PABRT members engaged in a number of community consultations with Black-led organizations, businesses, and Black residents across Durham Region and identified seven key areas where anti-Black racism is evident: 1) affordable housing; 2) community connectedness; 3) education; 4) healthcare; 5) policing; 6) youth; and, 7) governance. These matters are submitted as potential priority areas of concern that can guide next term of the PABRT through ongoing community collaborations, events and initiatives, and consultation efforts. The following budget allocation is proposed and recommended for 2023, subject to review, revision and final approval by members representing the next term of the PABRT.

| Action Area | Details and examples | 2023 Budget (proposed) |
|---|---|------------------------|
| Community partnerships and collaborations | <p>e.g., Anti-Black Racism Identifier Project, Durham Black Community Collective Symposium</p> <p>*Partnerships with: Durham One, Durham Family Cultural Centre, Pickering Public Library, Durham Region Police Services, Carea Health, school boards, Durham Region SHAG</p> | \$7,000* |

| Action Area | Details and examples | 2023 Budget (proposed) |
|-------------------------------|---|------------------------|
| Community events, initiatives | e.g., Black History Month, Canada Day, Artfest, Cultural Fusion, Emancipation Day, Winter Nights, City Lights, etc. | \$10,000* |
| Resources and supplies | e.g., Online knowledge hub to share community resources | \$3,000* |
| Consultation and engagement | e.g., policy review, social media, Black Town Hall | \$3,000* |
| Contingency | For unanticipated expenses | \$2,000* |

*Budget amounts subject to Council approval of the 2023 Current Budget.

JSA

Attachment Memo to Council dated May 21, 2022



Memo

To: Susan Cassel
City Clerk May 16, 2022

From: Jaclyn San Antonio
Senior Advisor, Equity, Diversity & Inclusion

Copy: Chief Administrative Officer
Directors
Division Head, Public Affairs & Corporate Communications

Subject: Pickering Anti-Black Racism Taskforce
- 2021-22 Year to Date Report and Proposed 2022 Work Plan
File: A-1000-002

The Pickering Anti-Black Racism Taskforce (PABRT) is pleased to provide its 2021-22 Year to Date Report and Proposed 2022 Work Plan.

2021-22 Year to Date Report:

Since the submission of the PABRT's last update to Council (Corr. 43-21; as set out in Attachment 1), Taskforce members have undertaken a number of initiatives, added new members, and developed a new work plan for 2022. The following list provides a summary of initiatives and activities that the PABRT members have engaged in since October 2021.

- Participated in Culture Days 2021 and hosted two community events, "Soca Wellness Social" and "Family Floetry Fitness," featuring Black artists and facilitators (October 2021).
- Hosted "416 Meets 905" Open Mic Night for youth in collaboration with Shakkoi and RISE Edutainment to support youth expression and empowerment through spoken word poetry (November 27, 2021).
- Attended an Orientation Session for PABRT members at George Ashe Community Centre with City staff representation from Legislative Services, Community Services, Corporate Communications, and Finance (December 9, 2021).
- Prepared a Letter of Support to endorse the Pickering Museum's grant application to the Canadian Race Relations Foundation for the development of an exhibit on Black history, resulting in the City's acquisition of \$50,000 in funding (February 2022).
- Released a call for members resulting in the Council appointment of eight new PABRT members (February 28, 2022).
- Attended an Information Session / Orientation for new PABRT members at George Ashe Community Centre (March 31, 2022) with City staff representation from Legislative Services, Community Services, and Corporate Communications.

- Participated in first Durham Regional Police Service Virtual Town Hall on the Race-Based Data Collection Strategy (March 24, 2022).
- Featured in Your City magazine (published in April 2022).
- Participated in focus group with Goss Gilroy Incorporated to inform the City of Pickering and Pickering Public Library's Equity, Diversity and Inclusion Strategy (April 27, 2022).

2022 Work Plan:

Canada Day and Cultural Fusion Events: The PABRT will participate in the City of Pickering's community events for Canada Day (July 1) and Cultural Fusion (August 19-21) by providing information booths with small interactive activities to engage event attendees and raise community awareness around the PABRT initiatives.

Powerfully Informed: PABRT plans to host the "Powerfully Informed" initiative throughout 2022. This initiative that aims to support awareness, education and engagement around the upcoming municipal elections, and promote civic engagement among Black residents more broadly. Specifically, it aims to articulate community priorities among Black residents of Pickering; educate and inform community members about civic engagement; establish a platform for engaging with City leaders; and, provide an online knowledge hub to support education and promote civic engagement. The initiative will be developed and implemented by all PABRT members in collaboration with relevant City staff and community partners and take place throughout the remainder of 2022. It will occur through multiple phases including:

- **Phase 1: Identifying Our Community Priorities (April-May):** A survey will be disseminated amongst the PABRT members to identify issues of concern, priorities and proposed actions as it relates to anti-Black racism in multiple sectors in the community (e.g., health, education, employment, criminal justice, etc.). The survey results will be synthesized and disseminated as a brief report.
- **Phase 2: Engaging Our People (June-August):** The PABRT will host three information sessions with Pickering residents and other community partners. Each session will feature a guest facilitator. Information sessions will focus on the following topics:
 1. The Voting Imperative (June 16, Esplanade Park).
 2. The Power of Participatory Politics (July 20, 2022, Esplanade Park).
 3. The Will to Run (August 4, 2022, George Ashe Community Centre).
- **Phase 3: Connecting with Our Leaders (September 29, 2022):** The PABRT will host a roundtable, dinner or panel discussion with community leaders to discuss-community priorities. Community discussions will be guided by moderators. A final report will be produced and disseminated at the event.

- **Phase 4: Establishing Our Knowledge Hub (September 2022):** An online knowledge hub to store and share information from Phases 1-3 will be produced and published. This tool will serve to promote civic engagement and participation in support of the 2022 Municipal Elections and beyond.

The “Powerfully Informed” initiative is directly aligned with the PABRT’s Terms of Reference with respect to its mandate to:

- Identify barriers and areas of opportunity to enhance the shared experience and opportunities of Black residents.
- Provide expert input and action on matters relating to the provision of anti-Black racism initiatives within the community.
- Identify and coordinate opportunities for stakeholder and community engagement.

Youth Academic Engagement Strategy: PABRT plans to develop and implement the “Youth Academic Engagement Strategy” in 2022. The Youth Academic Engagement Strategy is a two-part plan to support Black youth (Grades 9-12) in their pursuit of post-secondary education. The initiative will feature two main components:

1. **Reaching Higher: University & College Prep and Application Review (July 2022):** This clinic will feature presentations from senior academic administrators on the following topics: application process, funding opportunities (e.g., bursaries, grants, scholarships, etc.), housing and student experience. It will also include tutoring sessions to facilitate academic advancement at both the secondary and post-secondary level.
2. **Tutoring: Secondary and Post-Secondary Students (October – December 2022):** Through a series of drop-in sessions, youth will have the opportunity to connect with tutors on various curricular topics to receive academic support and guidance.

The Youth Engagement Strategy is aligned with the PABRT’s Terms of Reference with respect to its mandate, goals and responsibilities to:

- Identify barriers and areas of opportunity to enhance the shared experience and opportunities afforded to Black residents.
- Identify and coordinate opportunities for stakeholder and community engagement.
- Strengthen and support Black-led economic development and Black employment initiatives.
- Support and promote the success of the Black community.
- Provide educational resources to build allies within and for the Black community.

Other Initiatives: In addition to the events and initiatives noted above, the PABRT will also be undertaking work to update and revise their Terms of Reference and promote the Taskforce through social media platforms. The table below provides a description of each along with budget details.

| Initiative | Date | Description |
|--------------------------------|----------------------------|--|
| Revision of Terms of Reference | May – June 2022 | The Inclusive Governance subcommittee will lead the revision of existing Terms of Reference for the PABRT to apply relevant updates and better reflect the work and capacity of Members. |
| Digital Marketing | Ongoing (5-month contract) | A digital marketer will be hired (for \$5,000) to support PABRT's public communications and engagement through social media platforms (i.e., Instagram, Twitter). |

JSA

Attachment 1

Corr. 43-21



Memo

September 17, 2021

To: Susan Cassel
City Clerk

From: Jaclyn San Antonio
Senior Advisor, Equity, Diversity & Inclusion
Clara Addo-Bekoe
Manager, People & Culture

Copy: Chief Administrative Officer
Division Head, Public Affairs & Corporate Communications
Pickering Anti-Black Racism Taskforce Members

Subject: Pickering Anti-Black Racism Taskforce (PABRT)
2021 Quarterly Update and Work Plan
File: A-1410-010

The Pickering Anti-Black Racism Taskforce (PABRT) is pleased to submit, for Council's information, the 2021 quarterly report and Work Plan as follows:

Struck in early 2021, the PABRT has so far completed the following:

- At our April 8th meeting, the taskforce appointed our executive team, appointing the positions of chair, vice-chair, treasurer, and two secretaries
- Our Terms of Reference was formally adopted by the taskforce on April 26th
- At the May 6th meeting, our 7 sub-committees were struck:
 - Youth Development
 - Education
 - Health and Wellness Services
 - Employment Opportunities and Financial Supports
 - Community and Civic Engagement
 - Inclusive Governance and Leadership
 - Policing and the Justice System
- The taskforce voted to provide a letter of support for the Community Piano Project (Music and Wellness Safe Space for City of Pickering) at June 3rd meeting
- Various communication tools (PABRT.ca, Microsoft Teams site) and a regular meeting cadence (for executive and sub-committee meetings) have been established
- Joined with the Pickering Library Anti-Black Racism Working Group in sending a letter of concern to the City of Pickering regarding the hiring of Goss Gilroy as the selected vendor to support the City in forming its strategy and achieving its Equity, Diversity, and Inclusion

objectives. Key concerns of both the PABRT and the ABRWG is that Goss Gilroy’s public image and information does not demonstrate expertise in EDI, nor do they represent racialized communities/reflect City of Pickering residents

- A Code of Ethics was created specifically for the PABRT by vice-chair Catherine Mosca – accepted by vote on June 3, 2021, individual taskforce member adherence forms signed and submitted in July/August 2021.
- Initial meetings with key partners: Durham Regional Police Service, Durham District School Board, *Andrea Horwath*
- Terms of Reference revised to provide greater clarity on the autonomy and accountability of sub-committee co-chairs to streamline communications and more efficiently complete taskforce work
- July 9 PABRT.ca was launched
- August 12 Media Advisory released for the Call for Subcommittees

2021 Work Plan

The following activities are planned for the remainder of the year in accordance with the mandate, goals, objectives and responsibilities of the PABRT. Activities are organized according to the subcommittees of the PABRT. Refer to Chart 1 for further details on how the work of each subcommittee aligns with the goals, objectives and responsibilities of the PABRT. For more information on PABRT and its subcommittees, please visit pabrt.ca

| Subcommittee | Activity | Budget |
|------------------------------------|---|----------|
| Community & Civic Engagement (CCE) | <ul style="list-style-type: none"> • Promote existence of Pickering Anti-Black Racism Taskforce via the Pickering Community Piano event featuring artist Aiysha Chiguichon and a facilitated community conversation (September 2021) • Participate in Reimagine Culture Days with City of Pickering (September/October 2021) • Purchase Banner for PABRT to be used at events and to advertise • Host a virtual Open House event for residents to highlight PABRT subcommittees and related City of Pickering services (November/December 2021) • Promote Bang the Table / Let’s Talk Pickering to enhance community engagement with the taskforce • Leverage PABRT website, social media: Facebook, Twitter, YouTube, TikTok to encourage Black community residents to register and access the Let’s Talk Pickering community engagement platform. | \$15,000 |

| | | |
|---|--|---------|
| Education (EDU) | <ul style="list-style-type: none"> Facilitate workshops for parents/caregivers on navigating the school system in Durham Region and provide training and resources for parents/caregivers to work towards Black student success. October/November 2021 In preparation for the workshops, members of the Education Subcommittee will receive training using the African Canadian Christian Network (ACCN) framework on navigating the school system. Host a panel discussion featuring Durham District School Board's Compendium for Black Student Success, which highlights the goals, mission, actions and achievements of the Compendium. | \$4,000 |
| Employment (EMP) | <p>Prep work for 2022. See long term plans below.</p> <ul style="list-style-type: none"> Host a workshop on financial literacy featuring Samantha Brookes, which focuses on the importance of investing early and consistently building on generational wealth. The workshop will further explore financial components such as budgeting, borrowing, estate planning, life insurance and real estate properties. January 2022. Facilitate a coding workshop for Black youth in collaboration with a technical service provider (e.g., Girls Who Code, Black Boys Code, Tech Spark). This workshop aims to enhance skill-building around creativity, teamwork, presentation, and problem-solving in the digital age. February 2022. | n/a |
| Health & Wellness (HLT) | <p>Host a virtual event to engage the black health and wellness organizations and service providers in Durham. The event will feature semi-structured questions created by our sub-committee to guide a discussion to help determine the gaps in service and steps needed to improve the health of the Pickering black community. Proposed date of event November 2021</p> | n/a |
| Inclusive Governance & Leadership (INC) | <p>Prep work for 2022. See long term plans below:</p> <ul style="list-style-type: none"> Develop an inclusion lens policy to inform the City's procurement processes. Retaining expertise in diversity & inclusion, and procurement policies. Recommend fair standards for hiring persons identified as black in leadership positions | n/a |

| | | |
|---------------------------------|---|-----|
| | <ul style="list-style-type: none"> • Research studies on effective policies on diversity hiring in municipalities. • Hiring of facilitator/trainer on anti-black racism training • Retaining expertise to assist with conducting surveys and statistical analysis of data | |
| Policing & Justice System (POL) | <ul style="list-style-type: none"> • Host a panel discussion on building trust between the Black community and police. The panel discussion will include a moderator and experts from law enforcement, the Black community and DRPS representative(s). November 2021 • Create a virtual database for the Black community on resources available for addressing police misconduct. The sub-committee will compile a comprehensive listing of organizations, field professionals and government agencies that provide support in addressing police misconduct. This information will be housed on the PABRT.ca/Help your Neighbours | n/a |
| Youth Development (YTH) | <ul style="list-style-type: none"> • Partner with CCE subcommittee to assist with community engagement events that will promote the PABRT and attract youth members to join the task force. | n/a |

Chart 1. Fulfillment of Goals, Objectives, and Responsibilities

| Goals, Objectives, and Responsibilities | CCE | EDU | EMP | HLT | INC | POL | YTH |
|--|-----|-----|-----|-----|-----|-----|-----|
| 1. Be inclusive of all community residents at all levels and abilities; and, | | ★ | ★ | | ★ | ★ | |
| 2. Build partnerships and share resources with like-minded organizations to maximize benefit, be aware of global best practice, to reduce potential for overlap of services and initiatives. | | ★ | | ★ | | | |

| Goals, Objectives, and Responsibilities | CCE | EDU | EMP | HLT | INC | POL | YTH |
|--|-----|-----|-----|-----|-----|-----|-----|
| 3. Celebrate and support success within the Black community. | | | | | | | |
| 4. Conserve and promote Black history and heritage. | | | | | | | |
| 5. Engage stakeholders, businesses, and cultural organizations as partners in the delivery of initiatives. | | ★ | ★ | ★ | | ★ | |
| 6. Ongoing communication with the residents of Pickering to identify existing systemic barriers for Black residents and develop/provide opportunities to address these barriers, provide education, and effect change. | ★ | ★ | ★ | ★ | | ★ | ★ |
| 7. Produce an annual action plan and report to Council within the first three months of operation, which identifies primary goals, measurement tools, implementation plans, timelines, and budget. | ★ | | | ★ | | | |
| 8. Provide advocacy and leadership on behalf of the Black community to the City, as well as organizations and businesses serving the City of Pickering. | | ★ | ★ | ★ | | ★ | |
| 9. Provide educational resources to build allies within and for the Black community. | | | ★ | | | | |
| 10. Provide opportunities for the creation, education, and enjoyment of Black culture. | | | | | | | ★ |
| 11. Strengthen and support Black-led economic development and Black employment initiatives. | | | | | ★ | | |

| Goals, Objectives, and Responsibilities | CCE | EDU | EMP | HLT | INC | POL | YTH |
|---|-----|-----|-----|-----|-----|-----|-----|
| 12. Support the creation and success of Black community and cultural organizations. | | | | | | | |
| 13. Work towards the reduction/elimination of anti-Black racism. | | ★ | ★ | | | ★ | |

From: Paul Bigioni
Director, Corporate Services & City Solicitor

Subject: Electric Kick Scooter By-law
- File: L-2100-001-20

Recommendation:

1. That Report BYL 01-23 regarding Electric Kick Scooter By-law be received;
2. That the Electronic Kick Scooter By-law attached to this report (Attachment 1) be enacted; and,
3. That appropriate City of Pickering officials be authorized to take the actions necessary to implement the recommendations in this Report.

Executive Summary: On January 1, 2020, the Ministry of Transportation (MTO) introduced a five year pilot program to permit Electric Kick Scooters (e-scooters) on Ontario's roads. Under the five year pilot project, the MTO has provided municipalities the ability to regulate the use of devices on roads, paths and other property under their jurisdiction. The Region of Durham has already enacted a by-law regulating the use of e-scooters on Regional roads.

Council Resolution #982/22 directed staff to undertake a public consultation and report back to Council in February, 2023. Given the feedback from the public, and in keeping with the Region of Durham's by-law, it is recommended that the draft by-law be enacted.

Financial Implications: None. The enforcement of this by-law will be conducted by Durham Regional Police Service (DRPS).

Discussion: On April 27, 2022, the Region of Durham enacted a by-law regulating e-scooters on Regional roads. As a result, e-scooters are permitted within Pickering on Regional roads, but not on local City roads. The implementation of an Electronic Kick Scooter By-law (Attachment 1) by the City of Pickering will establish a consistent approach that enables the use of e-scooters on all public roads in Pickering. This will allow residents to use e-scooters as additional, sustainable transportation option.

Results of Public Consultation:

The City maintained an online survey page for the month of January, 2023 on the City's website. There were 1,100 visitors to the on-line survey page, 144 people participated in the polls and provided input. The majority of respondents were people who do not own or plan to purchase an

e-scooter. (100 respondents did not own an e-scooter. 44 respondents owned one or planned to purchase one.)

- a) A majority of survey respondents (100 of 144 respondents) indicated that they supported the use of e-scooters on City roads, while 44 respondents were opposed.
- b) 96% of respondents believe that e-scooters should be operated in bicycle lanes when available. This includes 43 of the 44 respondents that use e-scooters.
- c) 50% of respondents opposed the use of e-scooters on sidewalks or pathways. 44% supported use on sidewalks and pathways. Just under 8% were undecided. Staff recommend that e-scooter use be restricted to roads, and that they not be permitted on sidewalks and pathways. This will enable e-scooters to be used as a sustainable method of commuting while ensuring the safety of pedestrians on sidewalks and paths. The draft Electronic Kick Scooter By-law has been drafted to prohibit the use of e-scooters on sidewalks and pathways.
- d) 52% of respondents supported the use of e-scooters in parks or on trails. Of these, the majority were e-scooter riders. Notwithstanding this, staff recommend that e-scooters not be permitted in City parks or on trails. The City's Parks By-law 5495/99 prohibits the use of a vehicle in a park. Since an e-scooter meets the definition of "vehicle" under the Parks By-law, Municipal Law Enforcement Services will be able to enforce a prohibition on the use of e-scooters in a parks. (Riders would be required to leave the park or risk a fine.)
- e) 62% of all survey respondents indicated that they are concerned about the pedestrian safety implications of e-scooter use. Interestingly, over 61% of e-scooter users did not share that concern. Like the majority of survey respondents, staff are concerned for pedestrian safety and, for this reason, have recommended against permitting e-scooter use in parks or on trails, pathways and sidewalks.
- f) 57.2% of respondents feel that all riders should be required to wear a helmet. The Provincial Regulations and the Regional By-law each require riders under 18 years of age wear helmets. For the sake of consistency, City staff recommend that persons 18 years of age and younger be required to wear a helmet. The attached draft Electronic Kick Scooter By-law includes this requirement.
- g) A majority of respondents feel that the requirement for e-scooter users to keep 1 meter of space from other road users is appropriate. Comments from e-scooter riders favoured a spacing requirement of 0.5-2.5 meters, whereas non-users' preferred greater spacing of 2-5 meters. The requirement to keep 1 meter of space between e-scooters and other road users is recommended for consistency with the Regional By-law.
- h) A majority of respondents also support a minimum age requirement of 16 years for e-scooter riders. This is in keeping with the Provincial Regulations and the Regional by-law, and it is included in the attached draft By-law.

E-scooter rider safety is addressed by the proposed By-law's safety requirements and is also included within Ontario Regulation 389/19. That Regulation places restrictions on both the rider and the equipment. There remains the concern that injury to a rider may occur in a collision with a motor vehicle. This risk is similar to the risk associated with cycling.

Enforcement related to the use of e-scooters on roads is in the jurisdiction of DRPS. DRPS will be required to enforce provisions related to sidewalk and roadway use, as such enforcement requires the ability to stop riders and require them to produce identification. DRPS Officers have the legal authority to do this, while Municipal Law Enforcement Officers do not. To assist DRPS in enforcement, the attached draft By-law's provisions for on-road use of e-scooters mirror the provisions in the Region of Durham By-law. Municipal Law Enforcement Services will enforce the use of e-scooters in parks under the authority provided in the Parks By-law 5495/09.

Implementing the draft By-law will provide the City an opportunity to evaluate the program along with the Region of Durham and Province of Ontario. Should the Provincial program be extended, another report will be provided to Council to outline any recommended changes. This will include any concerns expressed by the public or trends that are observed.

This By-law would remain in force until the revocation of Ontario Regulation 389/19 or the proposed end date of November 27, 2024. Should there be an extension to the program, the termination date could be amended.

Attachments:

- 1. Draft E-Scooter By-law

Prepared By:

Original Signed By:

Jason Litoborski, C.P.S.O.
(Acting) Manager, Municipal Law Enforcement Services

Approved/Endorsed By:

Original Signed By:

Paul Bigioni
Director, Corporate Services & City Solicitor

Recommended for the consideration of Pickering City Council

Original Signed By:

Marisa Carpino, M.A.
Chief Administrative Officer

The Corporation of the City of Pickering

By-law No. 7992/23

Being a by-law to regulate the operation and use of electric kick-scooters in the City of Pickering.

Whereas the *Municipal Act, 2001*, *Highway Traffic Act* and Ontario Regulation 389/19 allow municipalities to regulate the use of electric kick scooters,

And Whereas the Council of the City of Pickering desires to allow the operation of electric kick-scooters on municipal roadways;

And Whereas the Council of the City of Pickering desires to restrict the use of electric kick-scooters on certain municipal property.

Now therefore the Council of The Corporation of the City of Pickering hereby enacts as follows:

1. Short Title

1.1. This By-law may be referred to as the “E-Scooter By-law”.

2. Definitions

In this By-law:

2.1 “boulevard” means all parts of a highway including the sidewalk, but excluding the roadway and shoulder.

2.2 “cargo” means goods carried on an electric kick-scooter by putting them on a platform, basket or container for carrying parcels or goods. Purses, backpacks or bags that are safely and securely attached to the operator are not considered cargo.

2.3 “Chief of Police” means the Chief of Police of the Durham Regional Police Service or an authorized representative.

2.4 “City” means the geographic area of the City of Pickering or The Corporation of the City of Pickering, as the context requires.

2.5 “e-scooter” means an electric kick-scooter vehicle that has:

- (a) two wheels placed along the same longitudinal axis, one placed at the front of the kick-scooter and one at the rear,
- (b) a platform for standing on between the two wheels,
- (c) a steering handlebar that acts directly on the steerable wheel,
- (d) an electric motor not exceeding 500 watts that provides a maximum speed of 24 kilometres per hour, and

- (e) a maximum weight of 45 kilograms (kg) and wheels with a diameter of more than 430 millimetres.
- 2.5 “highway” has the same definition as in subsection 1 (1) of the HTA.
- 2.6 “HTA” means the *Highway Traffic Act*, R.S.O. 1990, c. H.8, as amended.
- 2.7 “multi-use pathway” means an in-boulevard path physically separated from motor vehicle traffic for use by cyclists, pedestrians and other non-motorized users.
- 2.8 “official sign” means a sign required by or erected on behalf of any federal, provincial, regional, or municipal government or agency thereof or board or commission or public utility, including, but not limited to, signs designating hospitals, schools, libraries, community centres, arenas or other public government uses.
- 2.9 “pedestrian” means,
- (a) a person on foot;
 - (b) a person in a wheelchair; or
 - (c) a child in a carriage, stroller or play vehicle.
- 2.10 “Region” or “Regional” means the municipal corporation of The Regional Municipality of Durham or the geographic area as the context requires.
- 2.11 “reserved bicycle lane” means those parts of the highway set aside for the use of cyclists and designated by an official or authorized sign or by pavement markings.
- 2.12 “roadway” means that part of the highway that is improved, designed or ordinarily used for vehicular traffic, but does not include the shoulder, and, where a highway includes two or more separate roadways, the term “roadway” refers to any one roadway separately and not to all of the roadways collectively.
- 2.13 “shoulder” means that part of the highway immediately adjacent to the roadway and having a surface which has been improved for the use of vehicles with asphalt, concrete or gravel.
- 2.14 “sidewalk” means those parts of a boulevard set aside for the use of pedestrians.
- 2.15 “vehicle” includes a motor vehicle as defined in the HTA.

Application and Interpretation

- 3.1 This By-law applies to the City of Pickering.

Prohibition

- 4.1 No person shall operate, or cause to be operated, or use an e-scooter on a highway or any other property under the jurisdiction of the City unless:

- (a) permitted by and in accordance with the provisions of the HTA and Ontario Regulation 389/19, as amended;
 - (b) permitted by and in accordance with any applicable traffic by-laws; and
 - (c) permitted by and in accordance with the provisions of this By-law.
- 4.2 No person shall operate, or cause to be operated, or use an e-scooter on a highway with a legal speed limit greater than 60 kilometres per hour, unless within a reserved bicycle lane.
- 4.3 No person shall operate, or cause to be operated, or use an e-scooter where cycling, skateboarding or rollerblading is prohibited.
- 4.4 No person shall operate, or cause to be operated any e-scooter on any sidewalk, trail, park or multi-use pathway under authority of the City.

General Regulations

- 5.1 No person under the age of 16 years shall operate an e-scooter.
- 5.2 No person under the age of 18 years old shall fail to wear a helmet that complies with the HTA when operating an e-scooter.
- 5.3 No person operating an e-scooter shall carry any other person thereon.
- 5.4 No person operating an e-scooter shall tow another person, vehicle or device.
- 5.5 No person operating an e-scooter shall attach himself or herself to another e-scooter, vehicle or device for the purpose of being drawn or towed.
- 5.6 No person operating an e-scooter shall operate it in any position other than while standing at all times.
- 5.7 No cargo may be carried on an e-scooter.
- 5.8 No person shall park or stop an e-scooter or permit an e-scooter to remain parked or stopped on a roadway, shoulder, boulevard or any other public property in Pickering unless authorized by the City of Pickering.

Safe Operation

- 6.1 The operator of an e-scooter shall keep a safe distance of at least one metre from pedestrians and other users of the roadway or shoulder at all times and shall give way to a pedestrian or bicycle by slowing or stopping where there is insufficient space for the pedestrian or bicycle and the e-scooter to pass.
- 6.2 Where reserved bicycle lanes are provided on a highway, an e-scooter shall only be operated in the reserved bicycle lane.
- 6.3 Where no reserved bicycle lanes exist on a highway where e-scooters are permitted to operate, the operator of an e-scooter shall ride as close as practicable to the right-hand curb or edge of the roadway or on the paved shoulder.

- 6.4 No person shall operate an e-scooter within a crosswalk or pedestrian crossover, as defined in the HTA.
- 6.5 Every e-scooter shall be equipped with a bell or horn which shall be kept in good working order and sounded to notify cyclists, pedestrians or others of its approach.
- 6.6 When operated at any time from one-half hour before sunset to one-half hour after sunrise and at any other time when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles are not clearly discernible at a distance of 150 metres or less, every e-scooter shall carry a lighted lamp displaying a white or amber light at the front and a lighted lamp displaying a red light at the rear. The lamps may be attached to the e-scooter or may be carried or worn by the operator on his or her person.
- 6.7 No person shall operate or use an e-scooter in such a manner that it may harm, injure or damage, either directly or indirectly, any person or property.

Enforcement

- 7.1 The provisions of this by-law may be enforced by a police officer pursuant to subsection 42(1)(h) of the *Police Services Act*, R.S.O. 1990, c. P.15.

Offences and Fines

- 8.1 Every person who contravenes any of the provisions of this By-law is guilty of an offence.
- 8.2 Every person who is convicted of an offence is liable to a fine as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P.33, as amended.

Effective Date

- 9.1 This By-law shall come into force on February 27th, 2023 and shall be repealed on the earlier of:
- (a) the revocation of Ontario Regulation 389/19: Pilot Project – Electric Kick Scooters; and
 - (b) November 27, 2024.

By-law passed this 27th day of February, 2023.

Kevin Ashe, Mayor

From: Paul Bigioni
Director Corporate Services & City Solicitor

Subject: Towing and Impound Services
- File: L-2200

Recommendation:

1. That an agreement with 1105729 Ontario Inc. Operating As Classic Towing & Storage be approved substantially in the form attached to this Report, subject to revisions acceptable to the Director, Corporate Services & City Solicitor;
 2. That the Mayor and the City Clerk be authorized to execute the said agreement on the City's behalf; and
 3. That the appropriate officials of the City of Pickering be authorized to take such actions as are necessary to give effect to the recommendations in this Report.
-

Executive Summary: In December, 2022, the Durham Region Police Service ("DRPS") advised the City that it is making significant changes to its vehicle impound processes. These changes will take effect on March 1, 2023. These changes will impact the towing services available to the City for municipal law enforcement purposes. As a result of these changes, DRPS's existing towing and impound provider is no longer willing to impound vehicles from private property under authority of a municipal by-law. For this reason, City staff commenced a search for a new towing provider that is willing to impound vehicles from both public highways and private property.

To provide ongoing towing services required to support the City's municipal law enforcement work, staff recommend entering into an Agreement (Attachment 1) for towing and storage services with 1105729 Ontario Inc. Operating As Classic Towing & Storage ("Classic Towing").

Financial Implications: None. All costs for towing services are recovered by Classic Towing from the registered vehicle owner or through sale of the vehicle.

Discussion: On December 14, 2022, DRPS sent an email to the City outlining numerous changes in the impound process that DRPS imposes on Municipal Law Enforcement agencies. The initial deadline for implementation of these changes was January 31, 2023. At the urging of the City and other lower tier municipalities, DRPS extended its deadline to March 1, 2023.

The changes being implemented by DRPS will impact the towing services available to the City for municipal law enforcement purposes. Specifically, the existing towing and impound provider under the DRPS contract is no longer willing to impound vehicles from private property under

authority of a municipal by-law. For this reason, City staff commenced a search for a new towing provider that is willing to impound vehicles from both public highways and private property. As part of their search, staff considered other local towing companies, and assessed their ability to serve the City's needs.

Staff recommend entering into a contract for towing and storage services with Classic Towing. The Classic Towing impound lot is located on Notion Road in the Town of Ajax. Notion Road borders Ajax and Pickering and as such is easily accessible to owners to retrieve their vehicles.

Classic Towing provides 24 hour towing and impound services at no cost to the City. All costs for towing and storage will be collected by Classic Towing from the registered vehicle owner upon vehicle retrieval, or through the disposal of unclaimed vehicles. Classic Towing has an MTO ARIS (Authorized Requester Information Services) agreement which allows it to obtain vehicle owner information for the purposes of sending legal notifications under the *Repair Storage And Liens Act*. It is also OMVIC (Ontario Motor Vehicle Industry Council) licensed, which allows it to operate as a motor vehicle sales facility to dispose of vehicle not claimed by the owner. Classic Towing provides these services to other government entities such as Toronto Police Service, Metrolinx and the City of Barrie, and it has a demonstrable understanding of the legal requirements that apply to towing, impounding and selling vehicles.

The Classic Towing impound lot is secure, has video surveillance and is licensed to operate in its current location. The attached draft Agreement requires Classic Towing to: (i) operate in accordance with all applicable laws including the *Repair Storage & Liens Act* and the *Consumer Protection Act*, (ii) provide proof of insurance, (iii) provide criminal background checks on all its employees, (iv) provide CVOR (Commercial Vehicle Operator's Registration) clearances, and (v) provide the City with proof of same as required by the City.

The fees charged to vehicle owners by Classic Towing are specified in the attached draft Agreement. The fees can be changed annually, subject to City approval. The Agreement can be terminated by either party on 90 days' written notice.

Staff have confirmed with the Manager, Procurement that the City's Purchasing Policy is not applicable to the Agreement. Staff recommend that the City enter into the attached Agreement with Classic Towing to provide towing services to support the City's municipal law enforcement activities.

Attachment:

1. Draft Agreement between The Corporation of the City of Pickering and 1105729 Ontario Inc. Operating As Classic Towing & Storage.
-

Prepared By:

Approved/Endorsed By:

Original Signed By:

Original Signed By:

Jason Litoborski, C.P.S.O.
(Acting) Manager, Municipal Law Enforcement
Services

Paul Bigioni
Director Corporate Services & City Solicitor

Recommended for the consideration
of Pickering City Council

Original Signed By:

Marisa Carpino, M.A.
Chief Administrative Officer

Towing Services Agreement

Dated February , 2023.

Between:

**1105729 Ontario Inc.
O/A Classic Towing & Storage**

(“CTS”)

and

The Corporation of the City of Pickering

(the “City”)

Whereas CTS is a private company incorporated under the laws of the Province of Ontario, having its Head Office and/or chief place of business at 91 Notion Road, in the Town of Ajax, Regional Municipality of Durham;

And Whereas the City wishes to hire CTS to provide towing services in relation to the enforcement of the Traffic and Parking By-law 6604/05, as amended, on public highways and private property;

And Whereas the City is responsible for providing Municipal Law Enforcement services within the geographical limits of the City, and may on occasion require the towing and/or storage of vehicles;

And Whereas the City needs to secure vehicle storage facilities and 24-hour towing services in to support the City’s Municipal Law Enforcement Services;

And Whereas CTS will provide the above-noted services on the following terms and conditions;

Now Therefore, in consideration of the covenants contained herein, CTS and the City agree as follows:

1. CTS will provide for the use of the City, at no cost to the City, the vehicle storage facility (hereinafter called the “Pound”) located at 91 Notion Road, Town of Ajax. CTS shall ensure that the Pound is secured and monitored 24 hours per day.
2. CTS will provide the City with towing services consisting of towing vehicles in a timely manner to the Pound or elsewhere, as required by the City.

3. CTS will provide to the City all documents required under this Agreement, with strict adherence to any timelines and guidelines set by the City.
4. The City, (including its agents, employees, and servants) shall not be responsible for, or liable to pay for any services rendered pursuant to this Agreement. The City acknowledges that CTS may claim a lien over towed vehicles in accordance with the *Repair and Storage Liens Act (Ontario)*.
5. The Supplier shall provide and retain valid insurance in the amount of \$5,000,000.00 naming the City as additional insured.
6. CTS will maintain clear Criminal Reference checks and Driver Abstracts for their employees, records of which shall be made available to the City upon request.
7. CTS shall provide the City annually with proof of its Workplace Safety and Insurance Board coverage.
8. CTS shall at all times maintain its own Ontario Ministry of Transportation Authorized Requester Information Services Agreement to search for vehicle owners.
9. In the course of providing services under this Agreement, CTS shall ensure that it releases vehicles only to the registered owner thereof or to a party acting on their behalf, as evidenced by vehicle owner searches conducted pursuant to the said Authorized Requester Information Services Agreement.
10. CTS shall charge vehicle owners the towing and impound fees set out in Schedule "A". CTS may, at its option, submit to the City an annual updated fee schedule which, if approved by the City's Manager, Municipal Law Enforcement, shall replace Schedule "A" and form a part of this Agreement.
11. CTS will be responsible for the administration of all liens and financial matters arising from the services it provides pursuant to this Agreement including, but not limited to, the sending of notices, the registration and perfection of liens, the conduct of any auctions or sales, the filing of number plates and related documents with the Ministry of Transportation and the carriage of any legal proceedings arising from same.
12. CTS shall ensure that all of its activities related to the disposal of any vehicle are completed in accordance with all applicable laws including the *Repair and Storage Liens Act* and the *Consumer Protection Act, 2002*.
13. CTS will maintain and provide a copy of their Ontario Motor Vehicle Industry Council licence to sell or dispose of vehicles.
14. Where net proceeds of a vehicle sale are not sufficient to satisfy any amount due to CTS, CTS agrees to accept the net proceeds in settlement of the total amount due. The City shall not be liable for any shortfall in vehicle sale proceeds.

15. CTS shall defend, keep harmless and fully indemnify the City, (including its officers, servants, and agents) from and against all actions, suits, claims, executions, demands, losses, costs and charges against them, by reason of or arising from the services outlined in this Agreement.
16. This Agreement shall remain in full force and effect unless terminated on ninety (90) days written notice, given by either party to the other.

In Witness Whereof, the parties have executed this Agreement, in Pickering, Ontario, as of the date first written above.

1105729 Ontario Inc. O/A Classic Towing & Storage

Per:

I have the authority to bind the Corporation

The Corporation of the City of Pickering

Per:

I have the authority to bind the Corporation

Per:

I have the authority to bind the Corporation

Schedule 'A' Rates

Towing (including all costs for movement; recovery and wait time, tarping etc.)
\$225.00

Secure Storage (for each 24-hour period or part thereof) Daily rate\$ 50.00

Contract rate per car or hour for relocation of vehicles at the request of the City or Pickering. \$80.00 per hour or per vehicle

After hours release fee (Anytime between 1800 hrs and 0800 hrs on weekdays; 24 hours on Saturday, Sunday and Statutory Holidays if the facility is not normally open.

The fee shall include release of vehicle. \$75.00

Acceptable forms of payment:

Credit Card

Debit

Cash

From: Sarah Douglas-Murray
Director, Community Services

Subject: Community Safety and Well-Being Initiatives

- Chestnut Hill Developments Recreation Centre - Use as Emergency Overnight Warming Centre – Change in Location
- Chestnut Hill Developments Recreation Complex Arena Dressing Rooms – Outreach Shower Facilities – Change in Operation
- File: A-1440-001

Recommendation:

1. That Report CS 05-23 regarding the implementation of Community Safety and Well-Being Initiatives be received;
 2. That the Mayor and City Clerk be authorized to execute the Memorandum of Understanding with Christian Faith Outreach Centre (CFOC), set out in Attachment 1 to this report, for use of the O'Brien Room at Chestnut Hill Developments Recreation Complex (CHDRC), for emergency overnight warming centre, subject to minor revisions as may be required by the Director, Community Services and the Director, Corporate Services & City Solicitor;
 3. That the Mayor and City Clerk be authorized to execute the Memorandum of Understanding with DARS Inc., set out in Attachment 2 to this report, for use of the CHRDC Arena Dressing Rooms, for outreach shower facilities, subject to minor revisions as may be required by the Director, Community Services and the Director, Corporate Services & City Solicitor; and,
 4. That the appropriate officials of the City of Pickering be authorized to take necessary actions as indicated in this report.
-

Executive Summary: Consistent with the principles of the Durham Region Community Safety and Wellbeing Plan (CSWB Plan) and the City's efforts to support those objectives locally, City staff are seeking Council's approval to authorize the change and execution of two agreements that would enable services to be delivered to those that are experiencing homelessness in our community.

On December 5, 2022, Council endorsed the execution of a Memorandum of Understanding with CFOC, for use of East Shore Community Centre (ESCC) as an Emergency Overnight Warming Centre as per Resolution #22/22 (Attachment 3). To date, this program has been operating at ESCC, however, the CHDRC has been identified as a more suitable location by the Region of Durham, CFOC and City Staff considering that the facility operates as a warming centre during operating hours.

On December 5, 2022, Council also endorsed the execution of a Memorandum of Understanding with CFOC for use of the CHDRC Arena Dressing Rooms for outreach shower facilities as per Resolution #22/22. While CFOC has been operating the shower facilities, uptake has been limited and they have advised they are not able to support the continuation of this program. While CFOC will not be continuing with the program, another Pickering based non-profit organization DARS Inc. has offered to continue to operate the outreach shower facilities initiative. City staff have identified that shower facilities can continue to be made available at the CHDRC in the Arena Dressing Rooms of the O'Brien Rink on Wednesday afternoons between 1:00 pm – 3:00 pm. This program will be provided by DARS Inc. who will provide onsite supervision, towel and hygiene packages and will oversee the use of the facilities.

The purpose of this report is to seek Council's authority for the Mayor and City Clerk to approve the revised agreement with CFOC to operate the overnight warming centre at CHDRC for the period of March 1, 2023 to April 30, 2024, and with DARS Inc. to operate the outreach shower facilities initiative at CHDRC Arena Dressing Rooms for the period of March 1, 2023 to September 30, 2023.

Financial Implications: The Region of Durham will provide the financial support to CFOC, who will provide supervision, security and all supplies required for the use of the facilities during overnight sheltering. Use of CHDRC will begin at 10:00 pm Monday – Friday and 7:00 pm Saturday – Sunday, and programs and rentals at CHDRC will not be affected.

For the outreach shower facilities initiative, the use of CHDRC Arena dressing rooms will be during weekday hours when the facility is not being utilized for rentals or programs. DARS Inc. will supply all staff and supplies required for the outreach shower facilities initiative.

Discussion: The Region of Durham's CSWB Plan describes a place where everyone feels safe, has a sense of belonging, where individuals and families can meet their needs for education, health care, food, housing, income, as well as social and cultural expression. The Region of Durham has now released its final CSWB Plan, which includes the three main components required by provincial legislation – identifying priority risk factors, identifying strategies to reduce risk factors, and setting measurable outcomes. The goal of the CSWB Plan is to get the right services to the right people at the right time at the lowest cost, meaning the most efficient way. Since the adoption of the Durham Region CSWB Plan in 2021, the City of Pickering has been involved in a number of initiatives in order to support the Regional Plan, as well as working on individual goals. For example, Durham Region has an existing service agreement with CFOC to deliver similar services at other facilities within the Region and has identified them to continue to provide this service in Pickering. In recent weeks, it has been determined that the most preferable location is at the CHDRC as the facility is available as a warming centre during regular operating hours and has proximity to a number of other services, programs and transit options. The O'Brien Room has been identified as the most appropriate space in the facility due to its usage patterns, exterior access, security needs and access to washroom facilities.

As per Report CS 24-22 at the December 5, 2022 Special Meeting of Council, the City has an MOU with CFOC to operate the Emergency Overnight Warming Centre at the ESCC during extreme cold weather events. The purpose of this report is to seek Council's approval to authorize the execution of a revised agreement with CFOC that replaces ESCC with CHDRC from March 1, 2023 – March 31, 2023 and October 1, 2023 – March 31, 2024. Operating hours would remain the same Monday to Friday, 10:00 pm – 7:00 am, and Saturday to Sunday 7:00 pm – 7:00 am for the purposes of safe overnight refuge for the homeless during extreme cold weather events. Information regarding this service will also be shared through the Ajax Hub, CAREA, DARS Inc. as well as all City of Pickering facilities and front line staff services.

Additionally, as per Report CS 24-22, the City has an MOU with CFOC to operate an outreach shower facilities initiative at the CHDRC Arena Dressing Room on Wednesday afternoons between 1:00 pm – 3:00 pm. Since its implementation, CFOC has identified that they do not have the resources available to continue to support this service considering the limited participation by the homeless community. DARS Inc., a local community group who specializes in support services for the homeless, has now offered to take over the supervision of this program and have indicated the desire to enter into a Memorandum of Understanding with the City.

The purpose of this report is to seek Council's approval to authorize the execution of a revised agreement that replaces CFOC with DARS Inc. as the service provider of outreach shower facilities initiative from March 1, 2023 to September 30, 2023. DARS Inc., will be in attendance to assist with towel and hygiene packages and provide oversight of the initiative.

Ongoing evaluation of the program will continue, with regular discussions between CFOC, Region of Durham, DARS Inc. and City staff.

Attachments:

1. Revised Memorandum of Understanding – Christian Faith Outreach Centre and the City of Pickering – Chestnut Hill Developments Recreation Complex, O'Brien Rooms for use as an Emergency Overnight Warming Centre
 2. Revised Memorandum of Understanding – DARS Inc. and the City of Pickering - Chestnut Hill Developments Recreation Centre Arena Dressing Rooms for Outreach Shower Facilities
 3. Resolution #22/22 Community Safety and Well-Being Initiatives
-

Prepared By:

Original Signed By

Sharon Milton
Manager, Recreation Services

Approved/Endorsed By:

Original Signed By

Sarah Douglas-Murray
Director, Community Services

SDM:sm

Recommended for the consideration
of Pickering City Council

Original Signed By

Marisa Carpino, M.A.
Chief Administrative Officer

Memorandum of Understanding

Between:

Christian Faith Outreach Centre (“CFOC”)

- and -

The Corporation of the City of Pickering (the “City”)

WHEREAS the Region of Durham (the “Region”) wishes to provide access to an Emergency Overnight Warming Centre, during extreme cold weather alerts, to assist homeless residents in the City of Pickering;

AND WHEREAS the City has space available at the Chestnut Hill Developments Recreation Complex, 1967 Valleyfarm Road, Pickering, L1V6K7 (the “Facility”) that suits that purpose;

AND WHEREAS the City has agreed to allow CFOC to use portions of the Facility as set out in Schedule “A” attached hereto (the “Useable Space”) subject to the terms and conditions of this Agreement, and on the basis that there be no financial risk incurred by the City by proceeding in this manner and that all costs, including, but not limited to, staffing and security of the Useable Space is at the sole expense of CFOC;

NOW THEREFORE the Parties agree as follows:

TERM:

1. The term of the Agreement shall be March 1, 2023 – March 31, 2023 and October 1, 2023 – March 31, 2024, commencing March 1, 2023.
2. The City of Pickering and CFOC will evaluate use of the overnight warming service monthly. Ongoing use will be determined following monthly evaluation of numbers using the Usable Space.
3. Notwithstanding the foregoing, either party may terminate this Agreement, for any reason, on fifteen (15) days written notice.

USE OF SPACE:

4. The Useable Space will be used as an Emergency Overnight Warming Centre, during extreme cold weather alerts, for homeless residents in the City of Pickering who may otherwise not have access to facilities. The Usable Space includes O’Brien Rooms and non-exclusive access to washrooms at CHDRC. If the O’Brien Room is not available another appropriate space at Chestnut Hills Development Recreation Complex will be made available subject to the approval of the Director,

Community Services. The Usable Space does not include access to showers. The Usable Space shall not be used for storage of personal items. Any items belonging to attendees of the CFOC must be removed when the attendee leaves the Usable Space.

5. CFOC will supply, at its sole expense, all materials and equipment required to facilitate the overnight warming centre. Such materials and equipment may be stored in the Useable Space.
6. CFOC will contract, at its sole expense, third parties to perform supervision and to ensure the Facility and the Useable Space are maintained and that all attendees are supported.
7. CFOC's third party supervisors will be responsible for vacating the Facility by 7:00 am each day.
8. The City of Pickering will perform cleaning (including appropriate sanitization due to COVID-19), at its sole expense, each day beginning at 7 am.
9. CFOC will contract, at its sole expense, third party security services to the satisfaction of the City. Security will be on site at all times during operating hours.
10. The Useable Space will be made available for use by CFOC, during extreme cold weather alerts up to 7 days per week, Monday – Friday from 10:00 pm to 7:00 am and Saturday – Sunday from 7:00 pm to 7:00 am.
11. CFOC shall use the Useable Space in accordance with this Agreement and all applicable laws, by-laws, regulations and public health orders. CFOC may only use the Usable Space for the overnight safety of the homeless. No other programs or services may be offered at or from the Useable Space or the Facility.

DAMAGES, REPAIRS, AND ALTERATIONS:

12. CFOC shall be responsible for any and all losses, costs, liabilities and damages to the Facility and the Useable Space resulting from CFOC's use.
15. CFOC shall make no temporary or permanent modifications of any kind to the Facility or the Useable Space.

INSURANCE AND INDEMNITY:

16. CFOC shall secure at its own expense and keep in effect during the term of this Agreement:
 - (a) commercial general liability that includes Tenants Legal Liability with a minimum limit of \$5,000,000 per occurrence; and

(b) bodily injury and property damage insurance with a minimum limit of \$5,000,000 per occurrence; and

(c) the City shall be included as an additional insured in said insurance policy. CFOC shall furnish to the City certificates of insurance as evidence of the insurance coverage required by this Agreement. The certificates of insurance shall provide that the insurance company will give a thirty (30) day notice to the City if the insurance is cancelled or materially changed.

17. CFOC shall indemnify and save harmless the City from and against all losses, claims, actions, damages, liability and expenses (including any legal expenses incurred by the City) arising from or in connection with the use of, or presence in, the Facility and the Useable Space by CFOC, any person invited or allowed into the Facility and the Useable Space by CFOC, or any person for whom CFOC is responsible.
18. CFOC waives any and all claims against, releases from liability and agrees not to sue the City, its members of Council, officers, employees, agents and representatives, for any personal injury, death, property damage or any other loss sustained by CFOC or for which CFOC may be responsible arising out of, or in connection with CFOC's use of, or presence in, the Facility and the Useable Space.
19. Neither party accepts any responsibility for losses nor damages to personal property of any person invited or allowed access to the Facility and the Useable Space by CFOC.

NO WARRANTY:

20. The City makes no express or implied warranty with regard to the safety of the Facility and the Useable Space or its fitness for CFOC's purpose.
21. CFOC acknowledges and agrees that it accepts the Facility and the Useable Space in "as is where is" condition and at its own risk and expense.

GENERAL:

22. This Agreement is non-transferable.

23. The recitals to this Agreement are true in substance and fact and are incorporated herein.

Signed this _____ day of _____, 2023

Christian Faith Outreach Centre (CFOC)

Name:

Position:

I have the authority to bind Christian Faith Outreach Centre (CFOC)

The Corporation of the City of Pickering

Name:

Position:

I have the authority to bind The Corporation of the City of Pickering.

Name:

Position:

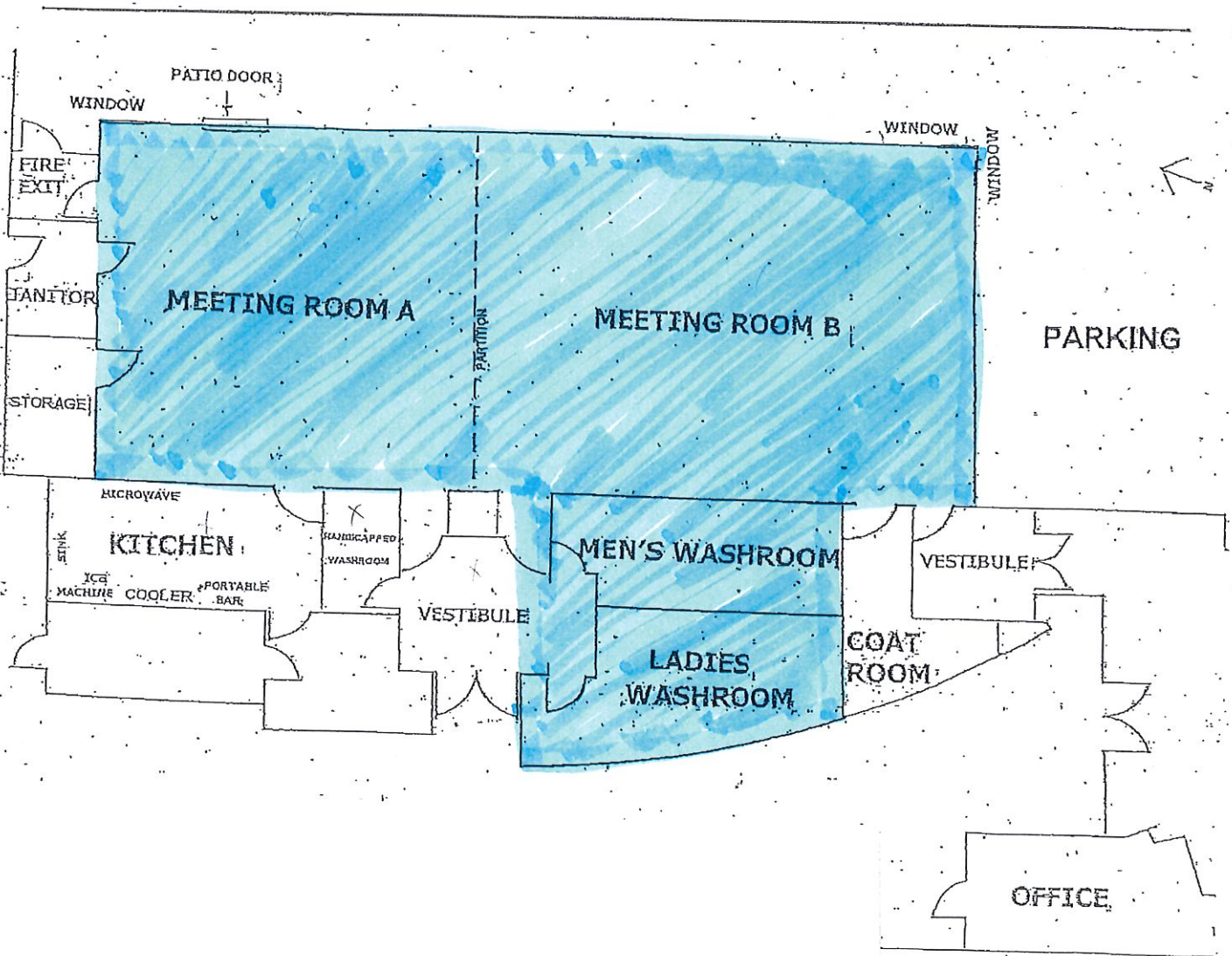
I/We have the authority to bind The Corporation of the City of Pickering.

Schedule "A"

List of Useable Space

[to be inserted]

DRAFT



Memorandum of Understanding

Between:

DARS Inc.

- and -

The Corporation of the City of Pickering (the "City")

WHEREAS DARS Inc. wishes to provide access to washroom and shower facilities to assist the homeless population within the City of Pickering;

AND WHEREAS the City has space available at the Chestnut Hill Developments Recreation Complex (CHDRC), Arena, facility located at 1867 Valley Farm Road, Pickering, ON L1V 6K7, (the "Facility") that suits the purpose;

AND WHEREAS the City has agreed to allow DARS Inc. to use portions of the Facility as set out in Schedule "A" attached hereto (the "Useable Space") subject to the terms and conditions of this Agreement, and on the basis that there be no financial risk incurred by the City by proceeding in this manner and that all costs, including, but not limited to, security and supplies, for the Useable Space is at the sole expense of DARS Inc.;

NOW THEREFORE the Parties agree as follows:

TERM:

1. The term of the Agreement shall be for six (6) months commencing March 1, 2023, and expiring September 30, 2023.
2. The City of Pickering and DARS Inc. will evaluate the use of the service monthly. Ongoing use will be determined following monthly evaluation of numbers using the shower service.
3. Notwithstanding the foregoing, either party may terminate the Agreement, for any reason, on fifteen (15) days written notice.
4. Following the expiry or earlier termination of this Agreement, DARS Inc. shall restore the Facility and the Useable Space to the condition they were in at the commencement of the term.

USE OF SPACE:

5. The Useable Space will be used as washroom and shower access for homeless residents in the City of Pickering who may otherwise not have access to washroom and shower facilities.
6. DARS Inc. will contract, at its sole expense, to perform supervisory services to ensure the Facility and the Useable Space are maintained to the satisfaction of the City.
7. The City will provide maintenance and cleaning of the facility prior to (1:00 pm), and immediately after, (3:00 pm), following the shower/washroom use.
8. The Useable Space will be accessible 1 day per week, Wednesdays, with hours 1:00 pm – 3:00 pm - 2 hours each week. Supervision from DARS Inc. will be on site at all times during operating hours.
9. DARS Inc. shall use the Useable Space in accordance with all applicable municipal, provincial, and federal laws.
10. Operation of the Usable Space will be done in accordance within the City of Pickering, Community Shower Access – Operating Procedure (Schedule B)

DAMAGES, REPAIRS, AND ALTERATIONS:

11. DARS Inc. shall be responsible for all damages to the Facility and the Useable Space in support of or as a result of the use.
12. DARS Inc. shall make no temporary or permanent modifications to the Facility or the Useable Space without the prior written consent of the City, such consent not to be unreasonably withheld.

INSURANCE AND INDEMNITY:

13. DARS Inc. shall secure at its own expense and keep in effect during the term of this Agreement:
 - (a) commercial general liability that includes Tenants Legal Liability with a minimum limit of \$5,000,000 per occurrence;
 - (b) bodily injury and property damage insurance with a minimum limit of \$5,000,000 per occurrence; and
 - (c) The City shall be included as an additional insured in said insurance policy. DARS Inc. shall furnish to the City certificates of insurance as evidence of the insurance coverage required by

this Agreement. The certificates of insurance shall provide that the insurance company will give a thirty (30) day notice to the City if the insurance is canceled or materially changed.

14. DARS Inc. shall indemnify and save harmless the City from and against all losses, claims, actions, damages, liability and expenses (including any legal expenses incurred by the City) arising from or in connection with the use of, or presence in, the Facility and the Useable Space by DARS Inc., any person invited or allowed into the Facility and the Useable Space by DARS Inc., or any person for whom DARS Inc. is responsible.
15. DARS Inc. waives any and all claims against, releases from liability and agrees not to sue the City, its members of Council, officers, employees, agents and representatives, for any personal injury, death, property damage or any other loss sustained by DARS Inc. or for which DARS Inc. may be responsible arising out of, or in connection with DARS Inc. use of, or presence in, the Facility and the Useable Space.
16. Neither party accepts any responsibility for losses or damages to personal property of any person invited or allowed access to the Facility and the Useable Space.

NO WARRANTY:

17. The City makes no warranty expressed or implied with regard to the safety of the Facility and the Useable Space or its fitness for DARS Inc. purpose.
18. DARS Inc. acknowledges and agrees that it accepts the Facility and the Useable Space "as is where is" at its own risk and expense.

GENERAL:

19. This Agreement is non-transferable.
20. The recitals to this Agreement are true in substance and fact and are incorporated herein.

Signed this _____ day of _____, 2023

DARS Inc.

Name:

Position:

I have the authority to bind DARS Inc.

The Corporation of the City of Pickering

Name:

Position:

Name:

Position:

I/We have the authority to bind The Corporation of the City of Pickering.

DRAFT

Schedule "A"

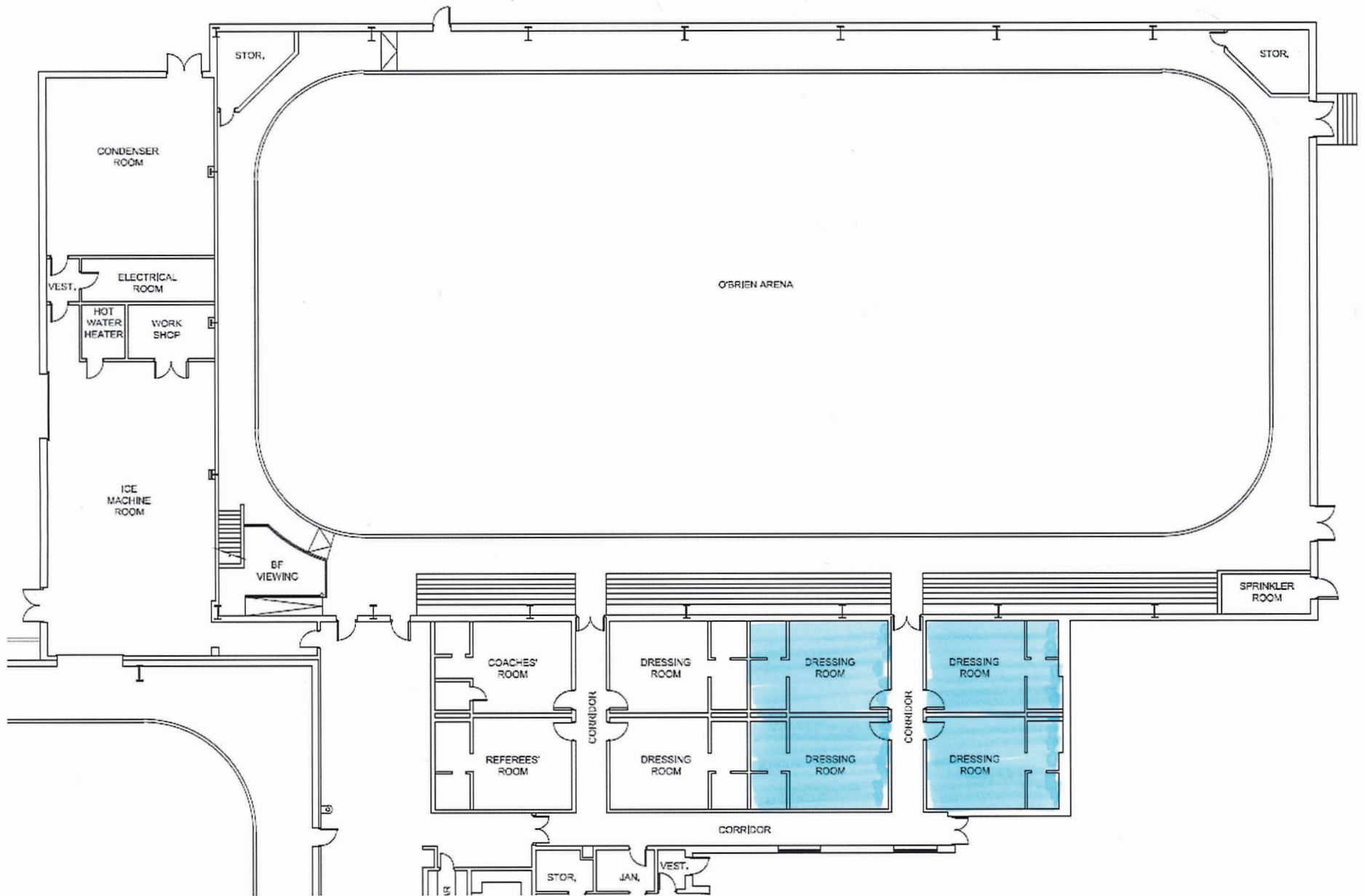
List of Useable Space

City of Pickering – Chestnut Hill Developments Recreation Complex – Arena – Delaney Rink
Change Rooms – 4, 5, 6 and Referee Change Room (Accessible)

Schedule "B"

City of Pickering, Community Shower Access – Operating Procedure)

DRAFT





City of Pickering, Community Shower Access – Operating Procedure

Shower rules:

1. Check in with in-take volunteers prior to accessing areas.
2. Check all belongings - store in a supervised area.
3. Only personal hygiene items and a change of clothing is permitted in the areas. No back packs, bags, totes etc. are permitted.
4. Absolutely NO substance use of any kind is permitted in the areas of the facility. That includes cigarettes, e-cigarettes, marijuana, opiates, alcohol, or prescription medications.
5. Maximum 30 minutes for a shower (20-minute wellness check).
6. Use only assigned area, 1 person in area at a time.
7. Refusal to exit area after time lapsed may be subject to facility consequences and at the discretion of volunteers and facility staff.
8. At all times staff, volunteers, other facility participants are to be treated with respect and dignity.

Volunteer Procedure:

1. Volunteers in-take participant, enter participant demographics or enter anonymous information provided (for tracking purposes).
2. Review facility rules prior to entry to the areas, confirm understanding.
3. Volunteer intake client belongings, ensure it is placed in a volunteer monitored area.
4. Provide participant time of entry and inform them they will receive a warning when their time is running out.
5. Volunteer provide hygiene items and other supplies as needed and available (i.e. shampoo, body wash/soap, razors, nail clippers, towels etc.).
6. Volunteer escort participant to respective area.
7. Volunteer document time of entry.
8. Volunteer monitor time spent in area and provide appropriate time warnings.
9. When participant is finished, deposit towels in assigned laundry bins, razors in sharps containers. Participants may keep nail clippers, if not wanted deposit in sharps container.
10. Participant checks out of area and collects their belongings from volunteer.
11. Immediately after participant exits the area, volunteer inspect for items left behind, condition of area and substance use/paraphernalia left behind.

Legislative Services Division
 Clerk's Office
Directive Memorandum

December 13, 2022

To: Sarah Douglas-Murray
 Director, Community Services

From: Susan Cassel
 City Clerk

Subject: Direction as per Minutes of the Special Meeting of City Council held on
 December 5, 2022

Director, Community Services, Report CS 24-22
 Community Safety and Well-Being Initiatives

- East Shore Community Centre - Use as Emergency Overnight Warming Centre
- Chestnut Hill Developments Recreation Complex Arena Dressing Rooms – Outreach Shower Facilities

Council Decision

Resolution #22/22

1. That Report CS 24-22 regarding the implementation of Community Safety and Well-Being Initiatives be received;
2. That the Mayor and City Clerk be authorized to execute the Memorandum of Understanding with Christian Faith Outreach Centre, set out in Attachment 1 to this report, for use of East Shore Community Centre as an Emergency Overnight Warming Centre, subject to minor revisions as may be required by the Director, Community Services and the Director, Corporate Services & City Solicitor;
3. That the Mayor and City Clerk be authorized to execute the Memorandum of Understanding with Christian Faith Outreach Centre, set out in Attachment 2 to this report, for use of the Chestnut Hill Developments Recreation Complex Arena Dressing Rooms for outreach shower facilities, subject to minor revisions as may be required by the Director, Community Services and the Director, Corporate Services & City Solicitor; and,
4. That the appropriate officials of the City of Pickering be authorized to take necessary actions as indicated in this report.

Please take any action deemed necessary.

Susan Cassel

Copy: Director, Corporate Services & City Solicitor
 Chief Administrative Officer

From: Stan Karwowski
Director, Finance & Treasurer

Subject: Update on Bill 23, *More Homes, Built Faster Act* -
A Financial Perspective
File: F-1000-001

Recommendation:

That Report FIN 05-23 regarding an updated financial assessment related to Bill 23 be received for information.

Executive Summary: Bill 23, *More Homes Built Faster Act, 2022*, which received royal assent on November 28, 2022, will have significant implications on the role, function, capacity and fiscal health of municipalities, conservation authorities, and on the planning and development process in Ontario. Significant changes (reductions, exemptions and caps) have been made to key revenue generating tools, primarily development charges.

Further to Report PLN 49-22 dated December 5, 2022, the purpose of this report is to provide an updated overview of the financial impacts to the City of Pickering regarding Bill 23 *More Homes, Built Faster Act*. This financial information will be shared with the public on the City's website and other communications tools.

It should be noted at the outset of this report, that the revenue losses are estimates based on the best information available today. For certain aspects of the legislation, it is unclear how the changes will be implemented as the Province has indicated these are to be clarified through future regulations.

Financial Implications: In collaboration with the Region of Durham and Durham lower tier municipalities, a financial exercise was undertaken to apply to some degree, a consistent approach as it relates to the costs associated with Bill 23. Table one, provides a summary of the estimated revenue losses to the City of Pickering associated with Bill 23.

Table One
Estimated Financial Impacts of Bill 23

| | <u>(\$Millions)</u> |
|--|---------------------|
| Retroactive Phase in of DC Rates as of Jan 1, 2022 | \$14.0 |
| Exemption of Non-profit Developments | 2.3 |
| DC discount for rental apartments | 0.0 |
| Ineligibility of Studies | 0.0 |
| Ineligibility of Land | 6.5 |
| Total Cost | \$22.8 |

The above cost is an estimate and the revenue losses could be higher depending upon the level of activity associated with non profit developments, discount for rental apartments and construction of affordable and attainable units.

Discussion:

A. Analysis of The Timing of Pickering Council Approving Development Charges (DC) & Community Benefit Charges (CBC) By-law on July 11, 2022

In December 2017, Pickering Council passed the Development Charges By-law with an effective date of January 1, 2018. This By-law had a life of five years which was the maximum term allowed under the current legislation of the *Development Charges Act*. The City would have lost its legislative authority to collect DC fees on January 1, 2023 and therefore, the staff work plan was to have this task completed before the end of year and the “election cycle”. The City passed its Development Charges and Community Benefit Charges By-laws on July 11, 2022, prior to the passage of Bill 23.

When Council approved this By-law, there was no indication of the existence or timing of Bill 23 being brought forward. To some degree, the City has benefited in the short term, by adopting its DC By-law prior to the passage of Bill 23. Growth related studies that are included in the City’s recent DC By-law can still be funded from DC fees. In other words, for those municipalities that adopt a DC By-law after Bill 23, all of their growth related studies will not be eligible for DC funding. However, when the City conducts its next DC Study, all growth related studies **will be ineligible**.

The City is currently planning to undertake multiple master planning studies (such as Transportation Master Plan and Recreation and Parks Master Plans), in order to examine the increase in need of services in response to growth. The City’s current DC Background Study has approximately \$6.9 million in gross costs for studies, with \$5.3 million being eligible for DC funding. For the next DC study, these costs will be shifted to the local taxpayer. With these studies being excluded for DC funding in the next DC Background Study, the full cost of the studies will ultimately be passed on to taxpayers in the future.

Bill 23 also stipulates that any DC by-laws passed after January 1, 2022 will need to phase-in their DC fees. The City is caught in between the retroactive phase-in (January 1, 2022) and the passage of Bill 23 (November 28, 2022), and therefore, the City will need to phase-in our DC fee over the next four years until June 2026. The City of Pickering is one of the very few municipalities in Ontario that have passed a DC by-law in 2022 that have been caught in this phase-in situation.

B. Phase-In of DC Rates

Bill 23 implemented a phase-in for the first 4 years of any DC by-laws passed after January 1, 2022, starting with 80 percent of the maximum charge in Year 1 and increasing by 5 percent each year until Year 5, where the full charge would then be in place. The City passed its most recent DC bylaw in July of 2022, and therefore the DC rate reduction started after Bill 23 became law.

This phase-in approach will result in a significant decrease in DC revenues. The loss of revenues was quantified using data from our recent DC Background Study by Watson & Associates and is quantified below:

- Year 1 – Approximately \$3.5 million in lost revenue
(7 months of lost revenue, December 2022 to June 2023)
- Year 2 – Approximately \$5.3 million in lost revenue
- Year 3 – Approximately \$3.5 million in lost revenue
- Year 4 – Approximately \$1.7 million in lost revenue

| Phase-In Period | Phase-In % |
|------------------------------|------------|
| Nov 29, 2022 – June 30, 2023 | 80% |
| July 1, 2023 – June 30, 2024 | 85% |
| July 1, 2024 – June 30, 2025 | 90% |
| July 1, 2025 – June 30, 2026 | 95% |
| July 1, 2026 and after | 100% |

The calculation above considers the annual DC costs over the forecast period of the Study, with the phase-in reduction being applied for years 1 to 4 (2023-2026).

Overall, the City’s estimated loss is approximately **\$14.0 million** due to the phase-in reduction over the next 4 years. This loss has been quantified using the forecasted DC costs over the forecast period in our recent DC Study. If there is no subsidy received from senior levels of government for the reduced revenue, the cost will ultimately be funded by the taxpayer.

The City is already experiencing the effect of the reduced DC fees from the phase-in. In 2022 (November 29, 2022 to December 31, 2022), this City has collected \$6,380 less in DC fees, due to the phase-in.

For 2023, the phase-in has already resulted in a loss of revenue of approximately \$515,000 for the month of January. Financial staff are still exploring various options regarding the funding of this shortfall.

C. Development Charges Reductions

The City of Pickering is divided into two areas as it relates to DC fees: Seaton and “Rest of Pickering”. The Seaton DC fees are lower due to the fact that the Seaton Landowners Group is responsible for the transportation costs associated with Seaton development resulting in a lower fee.

Table two below, shows the DC charges mandatory phase-in will result in a decrease for a single and semi-detached home, comparing the fee with our old DC rate (prior to July 11, 2022), our new rate (passed July 2022) and the reduced rate with the passage of Bill 23.

**Table Two
Comparison of DC Rates for Single & Semi-Detached Dwelling
for City of Pickering (excluding Seaton)**

| Old DC Rate (prior to July 11, 2022) | New DC Rate (effective July 12, 2022) | Reduced Rate (Bill 23, effective Nov 29, 2022) |
|--------------------------------------|---------------------------------------|--|
| \$21,687.00 | \$31,898.00 | \$25,518.00 |

The reduced rate decreases our DC fee by 20 percent, from \$31,898 to \$25,518 that results in a revenue loss of \$6,380 per unit. However, the DC reduced rate is still higher than the City’s old rate after applying the DC charges mandatory phase-in. The same principle would also apply for Seaton DC fees.

D. Exemption of Non-Profit Developments

Non-profit housing developments are now exempt from the payment of development charge fees. Currently, City Development staff have estimated that there would be approximately 216 stacked townhomes (assumed 2 bedrooms +) in the development pipeline that would fall under this category. Based on the above assumption, the exemption of these non-profit housing developments would result in a revenue loss of approximately **\$2.3 million**.

E. Discount for Rental Apartments

DC fees for rental housing developments are reduced based on the number of bedrooms in each unit:

- Three or more bedrooms – 25 percent reduction;
- Two bedrooms – 20 percent reduction; and
- All other bedroom quantities – 15 percent reduction

At this time, there are currently no rental housing developments in the development pipeline to quantify the financial impact of the discount for rental apartments.

F. Ineligibility of Land

Bill 23 allows regulations to prescribe services for which land costs would not be an eligible capital cost recoverable through DCs. Depending on which services are ultimately prescribed to allow for the exclusion of land, the impact to the City may be substantial.

The financial impact on the exclusion of land to be DC recoverable is approximately **\$6.5 million**. This includes two projects in our DC Study: the Animal Shelter (\$100K, long-term lease over 25 years) and the Northern Satellite Operations Centre (\$6.4 million).

The City has a contract with the Seaton Landowners Group, whereby, they have agreed to provide land for City facilities, parks and other City services. Pickering's City Solicitor, has confirmed that this contract is still binding and therefore, the land costs associated with Seaton development are not included in this financial exercise as a cost to the City.

G. Unknown Impacts

Bill 23 exempts "affordable" and "attainable" units from payments of DC fees and Parkland dedication. The Development Charges Act provides a definition of "affordable residential unit" but does not provide a clear definition of "attainable residential unit". This makes it difficult to estimate and quantify the potential revenue loss from these exemptions.

H. Hidden Cost – Extension of DC By-law for Ten Years

Bill 23 has extended the life of the DC by-law from five years to ten years, which means DC Background Studies can be completed every ten years, in contrast to every five years (at a minimum).

If the City waits ten years to update its DC Study (in 2032), costs for capital projects in the study will be significantly outdated and underestimated. Also, new growth-related capital projects that arise in the coming years that are not included in the DC Study will not be eligible for DC funding. Ultimately, the City will be at risk of underfunding growth-related expenditures.

It is important to note that based on the current legislation, the phase-in "clock" restarts for every new DC Background Study. Therefore, if the City decides to conduct a new Study in 2028, the City would need to phase-in the DC fee decrease between 2028 to 2032. However, it should be noted since Bill 23 came into effect in November 2022 and the City passed it's new DC by-law in July 2022, the City is not impacted by the first 6 months of the phase-in.

Conclusion

Further to Report PLN 49-22, the overall potential revenue loss to the City due to Bill 23 is estimated to be at least **\$22.8 million**. The DC mandatory phase-in is estimated to result in reduced revenues to the City totalling \$3.75 million in 2023. The actual cost will be known at the end of this year. At this current time, Finance staff are exploring various options as to how to fund this revenue loss. From a property tax lens, the decrease in DC charges revenue represents a levy increase of 4.60 percent on the Pickering share of the 2023 property tax bill.

The City is going through a transformational stage due to major planned growth related capital projects. These capital projects rely on development charge funding, to varying degrees, as a major source of capital dollars. With a reduction in DC dollars, and taking into consideration, that there is primarily one other source of financing, the “Pickering Taxpayer”, there will likely have to be some challenging decisions made regarding property tax affordability, “green lighting” of capital projects and/or change in capital project scope.

Prepared By:

Original Signed By:

Jason Bekramchand, CPA
Senior Financial Analyst – Capital &
Debt Management

Approved/Endorsed By:

Original Signed By:

Stan Karwowski, CPA, CMA, MBA
Director, Finance & Treasurer

Original Signed By:

Kyle Bentley, P. Eng.
Director, City Development & CBO

Recommended for the consideration
of Pickering City Council

Original Signed By:

Marisa Carpino, M.A.
Chief Administrative Officer

From: Stan Karwowski
Director, Finance & Treasurer

Subject: Approval to Award the Contract to NTT Data Business Solutions Incorporated for SAP Application Management Services
File: F-2000-001

Recommendation:

1. That Council approve the engagement of NTT Data Business Solutions Incorporated, under section 10.03 (c) of the City's Purchasing Policy, in the amount of \$112,450.00 (net HST), for a term of one year, with potential renewals for successive one year terms, provided that terms and conditions, upon renewal, remaining in favor and alignment with City objectives;
 2. That the total project cost of \$112,450.00 (net HST) and other associated costs be funded over a one year period be approved;
 3. That Council authorize the Director, Finance & Treasurer to approve any additional scope changes that may be required to cover additional work to be completed, or which may be required to there being sufficient funding available;
 4. That Council authorize the Director, Finance & Treasurer to fund the net project cost of \$112,450.00 from the capital account (WBS C10600.1801.90); and
 5. That the appropriate City of Pickering officials be authorized to take the necessary actions to give effect hereto.
-

Executive Summary: In 2021, City staff contacted SAP Canada to develop a short-list of firms that could undertake the level of work and support required by the City to maintain, develop and enhance the current SAP (System Analysis Program) software system. City staff relied on the expertise of SAP Canada to identify firms that were "best in class", and platinum level certified. A competitive process was undertaken by the Manager of Supply & Services and NTT Data Business Solutions Incorporated was selected as the preferred vendor for an initial one year term, as their AMS (Application Management Services) solution provides the most flexible model for the City (as per Resolution #788/22).

Since that time, the SAP Support Team has worked closely with the vendor by onboarding several consultants. This knowledge transfer is labour intensive; however, it is critical for NTT

Subject: Approval to Award the Contract to NTT Data Business Solutions
Incorporated for SAP Application Management Services

Page 2

to have a thorough understanding of the City's SAP environment (finance and human resources) due to the fact that the SAP system interfaces with several other critical systems, such CORE (front counter payment system), TXM (property tax) and ACTIVEnet (recreation). These interfaces are complex and require a high-level of technical expertise.

To maintain optimum system functionality, the City continues to require the expertise and services of NTT Data Business Solutions Incorporated. With the extended contract of this firm, the City will be able to focus its attention to leveraging its investment in the SAP system, enhance business functionality, further develop and enhance the system and provide a high-level of technical support and expertise.

Financial Implications: The SAP project was originally budgeted for \$5.0 million, via the 2018 Capital Budget. Through the last DC Study (2018), the City was successful in having DC fees partially fund the new financial system. The December 31, 2021 projected uncommitted balance (after implementing SAP) is estimated to be \$1,244,000. The project savings were achieved through focusing on core functionality of Phase I of the ERP system implementation. The uncommitted balance of these savings can now be used to further enhance Phase I components.

Discussion: SAP is a powerful and complex Enterprise Resource Project (ERP) system, with processes integrated across various other critical City enterprise software platforms. SAP is a robust and scalable system, enabling it to accommodate the City's growth over the next thirty years. The strength of the SAP ERP, is the availability of other modules such as budget and payroll that will in-turn increase the integration between all of the financial modules to enhance decision making and management. The SAP ERP, is a strategic systems asset that can be of benefit to the Corporation as the City grows.

In 2021, City staff contacted SAP Canada to develop a short-list of firms that could undertake the level of work and support required by the City. Three vendors were solicited to provide Proposals by the Manager of Supply & Service: Bell Createch; Deloitte Consulting; and, NTT Data Business Solutions Incorporated. Bell Createch and NTT Data Business Solutions Incorporated only submitted Proposals. Deloitte Consulting recused themselves from the process, as they cited a conflict of interest, given that they are the City's financial auditors.

Subject to Council's approval of Report FIN 06-23, NTT Data Business Solutions Incorporated will continue to provide technical support and system enhancements for the Finance, Procurement and HR modules. The vendor has the expertise and experience to provide strategic advice regarding future ERP development. The preliminary work plan for 2023 (excluding the technical support), is for the following projects:

Subject: Approval to Award the Contract to NTT Data Business Solutions Incorporated for SAP Application Management Services

- Development and implementation of an interface between Amanda/PRISM and SAP;
- Further development of the HR system and the introduction of additional functionality, such as “Employee Onboarding”; and
- Possible additional interfaces and or enhancements as a result of the City undertaking the implementation of its new Digital Strategy.

The initial project scope excluded the ‘electronic bridge’ between Amanda (building permits/planning fees) and SAP. Currently, Finance staff undertake a “data entry function” whereby they enter financial data into SAP from reports produced in Amanda. City Development will be shortly implementing a City portal whereby individuals and organizations will be able to purchase their services electronically via a PRISM portal. Therefore, its critical for the development of the electronic bridge due to the anticipated higher volume through the portal.

With the anticipated growth of the City, there is a need to move to the next stage of HR implementation with “onboarding” being identified by HR leadership team as a top priority. NTT has the technical expertise to assist in this area.

Additionally, staff are preparing to present to Council its Digital Strategy report and corresponding road map as it relates to implementation in the third quarter of this year. NTT will have the technical expertise to assist, if required, with possible enhancements and or electronic bridges between SAP and other City planned initiatives.

Prepared By:

Approved/Endorsed By:

Original Signed By:

Original Signed By:

Justin-Alexander MacDonald
Procurement/Logistics SAP Business Analyst

James Halsall
Division Head, Finance

Original Signed By:

Stan Karwowski
Director, Finance & Treasurer

Subject: Approval to Award the Contract to NTT Data Business Solutions
Incorporated for SAP Application Management Services

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Recommended for the consideration
of Pickering City Council

Original Signed By:

Marisa Carpino, M.A.
Chief Administrative Officer

From: Paul Bigioni
Director, Corporate Services & City Solicitor

Subject: Regulation of Short Term Rentals
- File: L-2100-001-22

Recommendation:

1. That Report LEG 03-23 regarding the regulation of short term rentals be received for information.
-

Executive Summary: By Resolution #929/22 dated June 30, 2022, Council directed staff to report on the advisability of implementing a by-law similar the Town of Ajax's By-law 115-2013 (By-law for the Licensing and Regulating of Lodging Houses). Having reviewed Ajax's By-law 115-2013, and having consulted with Ajax staff, City staff advise against the implementation of a similar by-law in Pickering. Such a by-law would not be effective in regulating short term rentals.

Short term rentals ("STR") of residential properties have become commonplace since the advent of platforms such as Airbnb and VRBO. In Pickering, STR properties have created some nuisance, noise and parking issues. Though problems caused by STRs to date have not been numerous, it is wise to proactively regulate them, to help ensure the safety of residential communities and to minimize the extent to which short term vacation rentals reduce the availability of housing for families in need of long term accommodation.

In March, 2023, staff will submit a Report to Council regarding the need for a new Noise Control By-law. As part of that Report, staff will recommend that the new Noise Control By-law provide for significantly higher fines for noise violations caused by income-generating properties and activities. Such increased fines will be a strong deterrent to STRs causing nuisance problems for surrounding neighbourhoods.

To more comprehensively regulate STRs, staff will be proposing a combination of zoning by-law provisions and a new licensing by-law. Zoning provisions will be considered by City Development staff in the context of the consolidated zoning by-law exercise. Planning policy objectives for regulating STRs will be identified. STR regulation will aid in the enforcement of the City's existing noise, nuisance, property standards and parking by-laws, for the purpose of ensuring safe and welcoming neighbourhoods. STR regulation can also help ensure the availability of rental housing stock for long term rental, for the purpose of addressing the Provincially recognized housing shortage.

Financial Implications: None

Discussion: By Resolution #929/22 dated June 30, 2022, Council directed staff to report on the advisability of implementing a by-law similar to the Town of Ajax's By-law 115-2013 (By-law for the Licensing and Regulating of Lodging Houses). This direction resulted from concerns expressed by then Councillor Bill McLean about nuisances caused by specific STR properties. Having reviewed Ajax's By-law 115-2013, and having consulted with Ajax staff, City staff advise against the implementation of a similar by-law in Pickering. Such a by-law would not be effective in regulating STRs. That being said, City staff recognize the importance of regulating STRs to minimize impacts on nearby properties and communities, and to address parking, nuisance and noise problems.

After reviewing best practices in other Ontario municipalities, staff advise that a combined zoning-licensing approach is the best way to regulate STRs, and to minimize their impact on surrounding neighbourhoods. This approach will require new zoning by-law provisions which could be employed to define the areas in which STRs are permitted, limit STRs to the operator's principal residence, and even to limit the total number of STRs in a given neighbourhood. The new zoning provisions will be considered by City Development staff in the context of the consolidated zoning by-law exercise. Planning policy objectives for regulating STRs will be identified. STR regulation will complement the enforcement of the City's existing noise, nuisance, property standards and parking by-laws, for the purpose of ensuring safe and welcoming neighbourhoods. STR regulation can also help ensure the availability of rental housing stock for long term rental, for the purpose of addressing the Provincially recognized housing shortage. STR provisions will be included in the next draft of the City's Consolidated Zoning By-law, which will then go to public consultation. City Development staff intend to present the final draft Consolidated Zoning By-law for Council's consideration in Fall, 2023.

Together with new zoning provisions, a companion licensing by-law could impose licence conditions on STR operators, such as: (a) payment of a licence fee, (b) compliance with set operating standards and applicable by-laws, (c) requiring renters to acknowledge and agree to set standards of behaviour, (d) maintaining and disclosing rental records; and (e) maintaining adequate insurance coverage. Licensing standards would enable the City to revoke the licence of STR operators who fail to comply with these licence conditions. Municipal Law Enforcement staff will draft the licensing by-law at the same time that work is underway on the zoning provisions. Public and industry consultation will help inform the content of the new licensing by-law.

While work is underway on the zoning and licensing by-laws required to comprehensively regulate STRs, staff will recommend an enhancement to the City's Noise Control By-law that will help minimize unwanted noise from STRs. In March, 2023, staff will submit a Report to Council regarding the need for a new Noise Control By-law. As part of that Report, staff will recommend that the new Noise Control By-law provide for significantly higher fines for noise violations caused by income-generating properties and activities. Such increased fines will be a strong deterrent to STRs causing nuisance problems for surrounding neighbourhoods.

Attachments:

None.

Prepared/Endorsed By:

Original Signed By:

Paul Bigioni
Director, Corporate Services & City Solicitor

PB:ks

Recommended for the consideration
of Pickering City Council

Original Signed By:

Marisa Carpino, M.A.
Chief Administrative Officer

To: Susan Cassel
City Clerk

February 17, 2023

From: Paul Bigioni
Director, Corporate Services & City Solicitor

Copy: Director, City Development & CBO

Subject: Request for Part Lot Control By-law
- Owner: Mattamy (Seaton) Limited – Phase 2
- Blocks 117, 177 and 178, Plan 40M-2632
File: PLC.40M-2632.5

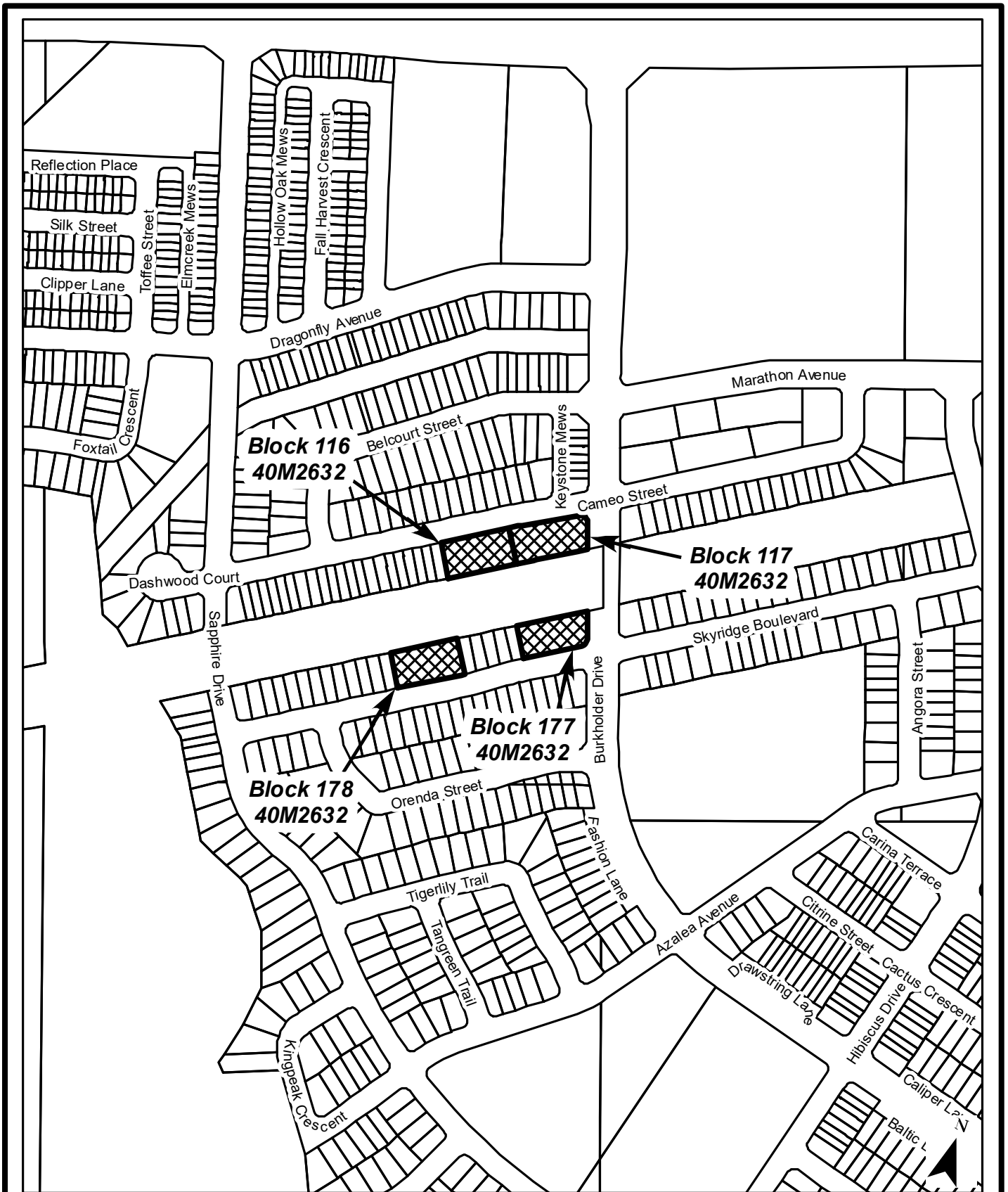
Blocks 117, 177 and 178, Plan 40M-2632 are being developed in accordance with the appropriate Subdivision Agreement in such a manner to allow for the construction of 21 townhouse dwelling units.

On June 28, 2021, Council passed By-law 7861/21, enactment of which exempted the subject lands from the part lot control provisions of the *Planning Act, R.S.O. 1990*.

We have been advised that, due to a delay in the Owner's construction schedule, some of the townhouse dwelling units will not be completed and ready for private conveyance by the expiry date set out in By-law 7861/21 (June 28, 2023). Accordingly, a further by-law should be enacted, extending the expiry date to February 27, 2024.

Attached is a location map and a draft by-law, enactment of which will exempt these lands from the part lot control provisions of the *Planning Act*. This draft by-law is attached for the consideration of City Council at its meeting scheduled for **February 27, 2023**.

PB:ca
Attachments Location Map
Draft By-law



City of
PICKERING
City Development
Department

| | |
|--|-----------------------|
| Location Map | |
| File: Part Lot Control | |
| Applicant: DG Group | |
| Property Description: Blocks 116, 117, 178 and 177, 40M2632 | |
| Date: Jun. 10, 2021 | |
| <small>© The Corporation of the City of Pickering Produced (in part) under license from: © Queen's Printer, Ontario Ministry of Natural Resources. All rights reserved. © Her Majesty the Queen in Right of Canada, Department of Natural Resources. All rights reserved. © Teranet Enterprises Inc. and its suppliers all rights reserved. © The Ontario Property Assessment Corporation and its suppliers all rights reserved.</small> | SCALE: 1:4,000 |
| THIS IS NOT A PLAN OF SURVEY. | PN-6 |

The Corporation of the City of Pickering

By-law No. 7993/23

Being a by-law to exempt Blocks 117, 177 and 178,
Plan 40M-2632, from the part lot control provisions
of the *Planning Act*.

Whereas pursuant to the provisions of section 50(7) of the *Planning Act*, R.S.O. 1990, chapter P.13, as amended, the Council of a municipality may by by-law provide that section 50(5) of the Act does not apply to certain lands within a plan of subdivision designated in the by-law

Now therefore the Council of The Corporation of the City of Pickering hereby enacts as follows:

1. Section 50(5) of the *Planning Act*, R.S.O. 1990, chapter P.13, as amended shall cease to apply to Blocks 117, 177 and 178, Plan 40M-2632.
2. This by-law shall remain in force and effect for a period of one year from the date of the passing of this by-law and shall expire on February 27, 2024.

By-law passed this 27th day of February, 2023.

Kevin Ashe, Mayor

Susan Cassel, City Clerk