



Regular Meeting of Council

Minutes

Date: July 11, 2023
Time: 9:30 am
Location: Council Chambers Level 2, City Hall

Members Present: Mayor Marianne Meed Ward 10:20 a.m.(joined meeting),10:27 a.m.(left meeting),10:38 a.m.(joined meeting),11:11 a.m.(left meeting),11:17 a.m.(joined meeting), Kelvin Galbraith, Lisa Kearns, Rory Nisan 11:11 a.m.(left meeting),11:38 a.m.(joined meeting), Shawna Stolte, Paul Sharman, Angelo Bentivegna

Staff Present: Tim Commisso, David Thompson (Audio/Video Specialist), Richard Bellemare (Audio/Video Specialist), Debbie Hordyk, Kevin Arjoon (Clerk)

Note: This City Council meeting was conducted using a hybrid model, allowing members of Council, city staff and delegations the option of participating remotely or in-person.

1. Call to Order:

Deputy Mayor Stolte called the meeting to order as Chair of the July 11, 2023 Council meeting.

2. National Anthem:

3. Land Acknowledgement:

4. Regrets:

5. Proclamations:

- 5.1 National Drowning Prevention Week: July 16-22, 2023
- 5.2 Never Give Up Day: August 18, 2023
- 5.3 Emancipation Day: August 1, 2023

- 5.4 International Day for People of African Descent: August 31, 2023
- 5.5 Emancipation Month: August 2023
- 5.6 Heritage Week: August 5-12, 2023
- 5.7 International Overdose Awareness Day: August 31, 2023

6. Recognitions and Achievements:

None.

7. Motion to approve Council Minutes:

Moved by: Councillor Bentivegna
Seconded by: Councillor Galbraith

Confirm the minutes of the following meeting of Council:

CARRIED

- 7.1 Regular Meeting of Council June 13, 2028

8. Presentations:

None.

9. Declarations of Interest:

None.

10. Delegations:

- 10.1 Motion to Waive the Rules of Procedure:

Moved by: Councillor Bentivegna
Seconded by: Councillor Kearns

Waive section 46.1 of the procedure by-law to allow three non-registered delegations to address Council.

IN FAVOUR: (6): Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Mayor Meed Ward

CARRIED (6 to 0)

- 10.2 Michelle Diplock representing West End Home Builders Association spoke regarding Parkland Dedication By-law update (ES-35-23)

- 10.3 Ray Munro spoke regarding Pickleball proposal (RCC-12-23)
- 10.4 Anne and Dave Marsden spoke regarding Public Conduct Policy and Trespass By-law (CL-08-23)
- 10.5 Anne and Dave Marsden spoke regarding Civic Square and Brant Street renewal - project initiation (ES-27-23)

11. Petitions:

None.

12. Recommendations from Standing Committees:

12.1 Audit Committee meeting of June 14, 2023

All items were voted upon by way of one consent vote.

IN FAVOUR: (6): Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Mayor Meed Ward

CARRIED (6 to 0)

a. Summary of In-Progress Management Action Plans (CA-05-23)

Receive and file city auditor's office report CA-05-23 providing a summary of the Management Action Plans in progress as identified in Confidential Appendix A.

CARRIED

b. Quarterly dashboard for office of the city auditor (CA-06-23)

Receive and file office of the city auditor's report CA-06-23 providing a quarterly dashboard of City Auditor Key Performance Indicators (KPI's) attached as Appendix A.

CARRIED

c. Financial highlights for the period ended March 31, 2023 (F-15-23)

Receive and file finance department report F-15-23 providing financial highlights as at March 31, 2023.

CARRIED

- d. 2022 External audit results (F-16-23)

Receive and file finance department report F-16-23 presenting information on the external audit results for 2022.

CARRIED

- e. Approval of the 2022 consolidated financial statements as audited by Deloitte LLP. (F-18-23)

Approve the 2022 consolidated financial statements for the City of Burlington and the local boards attached to finance department report F-18-23, as audited by Deloitte LLP; and

Approve the 2022 financial statements for the trust funds of the City of Burlington attached to finance department report F-18-23 as audited by Deloitte LLP; and

Authorize the Chief Financial Officer to publish the statements on the City's website.

CARRIED

- f. Performance Management process for City Auditor (CA-07-23)

Approve the Performance Management process for the City Auditor in city auditor office report CA-07-23.

CARRIED

- g. Mandatory legislative training compliance for 2022 (HR-05-23)

Receive and file human resources department report HR-05-23 providing information about the 2022 compliance rates for mandatory legislative training.

CARRIED

12.2 Corporate Services, Strategy, Risk & Accountability Committee meeting of June 26, 2023

Items a, b, c, e, f, g, h, i, j, and l were voted upon by way of one consent vote.

IN FAVOUR: (6): Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Mayor Meed Ward

CARRIED (6 to 0)

a. Appointment of Ombudsman (CL-15-23)

Re-appoint ADR Chambers Inc. (“ADR Chambers”) as Ombudsman for The Corporation of the City of Burlington (“City of Burlington”) and its local boards pursuant to section 223.13(1) of the Municipal Act, 2001 for a term of up to six years, with the initial term commencing August 1, 2023 to July 31, 2024, and subsequent up to five additional one year renewal terms subject to reaching mutual agreement; and

Approve the award of a single source contract for Ombudsman Services to ADR Chambers for \$13,560 (includes 13% HST) plus investigation costs per annum; and

Authorize the Manager of Procurement Services to issue a purchase order and/or sign the service agreement and any associated documents, including contract extensions, between the City of Burlington and ADR Chambers respecting the appointment of ADR Chambers as Ombudsman, subject to the satisfaction of the Clerk as to content and the Executive Director of Legal Services and Corporation Counsel as to form; and

Authorize the Manager of Procurement Services to extend the contract for up to five additional one year terms subject to mutual agreement; and

Enact an appointing by-law to appoint ADR Chambers as the Ombudsman for the City of Burlington and its local boards.

CARRIED

b. Corporate project status reporting – Feb, Mar, April, May 2023 (CM-06-23)

Receive and file city manager’s office report CM-06-23 providing status reports for designated corporate projects for the period

February through May 2023 as detailed in Appendix A and project specific expanded updates as contained in the strategy/process/risk section of this report.

CARRIED

- c. An integrated approach - enterprise business planning and portfolio management (CS-11-23)

Receive and file corporate strategy report CS-11-23 providing an overview of the City of Burlington's integrated approach to support efficient and effective prioritization and planning of corporate programs, projects, initiatives, and resources.

CARRIED

- e. Government relations annual report - 2023 (CS-10-23)

Receive and file corporate strategy report CS-10-23, providing an update on the funding, advocacy, and monitoring and reporting work of government relations (GR) at the City of Burlington; and

Direct the City Manager to report back with a Draft Regional Review Readiness Strategy by September 2023 (subject to appointment of the Regional Facilitators) to inform and guide the City of Burlington's participation in the upcoming regional review process including but not limited to high level options related to services delivered by both levels (e.g. Transportation, Economic Development, Heritage, etc.), as well as Regional Transit Optimization.

CARRIED

- f. Periodic report of the Integrity Commissioner (CL-16-23)

Receive and file office of the city clerk report CL-16-23 providing the periodic report from Principles Integrity, Integrity Commissioner for the City of Burlington attached as Appendix A.

CARRIED

- g. 2024 budget framework (F-23-23)

Receive and file finance department report F-23-23 regarding the 2024 budget framework.

CARRIED

h. Public Conduct Policy and Trespass By-law (CL-08-23)

Rescind Zero Tolerance Policy PR-43-03 attached as Appendix A to office of the city clerk report CL-08-23; and

Approve the Public Conduct Policy substantially in the form attached as Appendix B to office of the city clerk report CL-08-23 and in a form satisfactory to the Director of Recreation, Community and Culture and the City Clerk; and

Approve By-law 45-2023 substantially in the form attached as Appendix C to office of the city clerk report CL-08-23 and in a form satisfactory to the Executive Director of Legal Services and Corporation Counsel; and

Approve amendments to the 2023 Corporate Customer Experiences – Service Burlington fees as outlined in office of the city clerk report CL-08-23, effective July 11, 2023; and

Approve By-Law 46-2023 substantially in the form attached as Appendix D to amend the Rates & Fees By-law 83-2022 to include the appeal fees as detailed in the financial matters section of office of the city clerk report CL-08-23 and in a form satisfactory to the Executive Director of Legal Services and Corporation Counsel; and

Fund any Public Conduct Policy and Trespass By-law investigations through the Contingency Reserve (#111460).

CARRIED

i. Lobbyist registry development (CL-03-23)

Repeal the Lobbyist Registration Corporate Policy upon the effective date of January 1, 2024 in the Lobbyist Registry By-law; and

Approve the Lobbyist Registry By-law as attached in Appendix C to office of the city clerk report CL-03-23.

CARRIED

- j. Procedure By-law Amendment – Deputy Mayor (CL-14-23)

Enact a by-law to amend, By-law 31-2021 as amended as attached as Appendix A to office of the city clerk report CL-14-23 with respect to Deputy Mayor of Emergencies/ Ceremonial and Deputy Mayors with Portfolio; and

Approve the Deputy Mayor Policy as attached as Appendix B to office of the city clerk report CL-14-23; and

Direct the Director of Finance to incorporate Deputy Mayors with Portfolio role, into the Council Member Expense Guide.

CARRIED

- l. Motion memorandum regarding standing committee structure (CCSRA-04-23)

Direct the City Clerk to review the current standing committee structure, with the intent to streamline the meeting cycle; and

Prepare a recommendation in the form of a report, in advance of setting the annual calendar of committee meetings for 2024.

CARRIED

- d. 2022 post-election report (CL-07-23)

Receive and file office of the city clerk report CL-07-23 regarding the 2022 Municipal Election review; and

Direct the Office of the City Clerk to prepare a report on a potential City of Burlington Ward Boundary Review for consideration, the report should include timelines, a proposed budget, scope, and a review of council size and governance model by Q1 2024.

IN FAVOUR: (6): Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Mayor Meed Ward

CARRIED (6 to 0)

- k. Additional staff resource: Mayor's Office – options and recommendations (CM-09-23)

Direct the City Manager to implement the prior approved 2023 budget staffing resource in the amount of \$107,486 to be included in the approved Regular Full Time (RFT) complement of the Mayor's Office.

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

OPPOSED: (1): Councillor Kearns

CARRIED (6 to 1)

- m. Confidential legal department update on a litigation matter regarding Nelson Aggregate (L-37-23)

A recommendation was not presented for this item.

- n. Confidential legal department update on litigation matter regarding appeals to the passing of a Parkland Dedication By-law (L-38-23)

A recommendation was not presented for this item.

- o. Confidential legal department report providing legal advice on Public Conduct Policy and Trespass By-Law (L-32-23)

A recommendation was not presented for this item.

- p. Confidential legal department update on a litigation matter regarding 1989 Appleby Line (L-39-23)

This item was voted upon by way of a 2/3 vote.

Moved by: Councillor Sharman

Seconded by: Councillor Bentivegna

That Council waive privilege to the planning rationale for the application at 1989 Appleby Line contained in Appendix B of Report L-39-23, confirm that the City has accepted the Offer to

Settle, and that solicitor client privilege continue to apply for all purposes for the balance of the report L-39-23.

IN FAVOUR: (7): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

CARRIED (7 to 0)

- q. Confidential legal department report providing the triannual litigation update (L-24-23)

A recommendation was not presented for this item.

- r. Confidential Burlington Lands Partnership Update #4 (CM-07-23)

A recommendation was not presented for this item.

12.3 Community Planning, Regulation & Mobility Committee meeting of June 27, 2023

Items a, b, d, e, f and g were voted upon by way of one consent vote.

IN FAVOUR: (6): Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Mayor Meed Ward

CARRIED (6 to 0)

- a. Bell School Line speed limit review (TS-03-23)

Direct the Director of Transportation Services to prepare for the approval of Council the necessary by-law amending Traffic By-law 86-2007 to allow for the installation of a 60km/h speed limit on Bell School Line as identified in Appendix A of transportation services department report TS-03-23.

CARRIED

- b. Prospect Street renewal – Guelph Line to Cumberland Avenue cycling and safety enhancements (TS-13-23)

Direct the Director of Transportation Services and Director of Engineering Services to proceed with the detailed design and construction work required to facilitate two through vehicular lanes,

with a center left turn lane (left turn lanes at intersections), and on-road protected bike lanes on Prospect Street (Guelph Line to Cumberland Avenue).

CARRIED

- d. Red Tape Red Carpet (RTRC) update and 2023-24 work plan (ECDEV-02-23, SD-30-23)

Receive and file Burlington Economic Development report ECDEV-02-23 regarding Red Tape Red Carpet (RTRC) implementation update and 2023-24 work plan and associated appendices; and

Direct Executive Director of Burlington Economic Development, Executive Director Community Planning Regulation and Mobility and Executive Director Community Relations and Engagement to provide an update on draft RTRC 2023 recommendations at the September 12, 2023 Community Planning, Regulation & Mobility Committee Meeting; and

Direct the City Manager in response to the formal request by Landscape Ontario (as included in briefing note dated June 19, 2023 and submitted on behalf of professional landscape member businesses serving the City of Burlington) to proceed as follows:

ACTIONS:

1. Establish a Joint Working Group to review outstanding issues and continuous improvement opportunities related to all facets of the City of Burlington development application permitting process as it applies to professional landscaping services. In so doing, the City fully acknowledges the need for urgent stakeholder engagement with Landscape Ontario members as stated in the briefing note as follows *“The professional landscape business would like to work in collaboration with the City of Burlington to play key role in providing advice and feedback to Council”*;
2. Confirm with Landscape Ontario the representation related to their member participation on the Working Group as well as City senior staff representation including but not limited to Community Planning, Engineering Services, Roads Parks

and Forestry, Building Services, Burlington Digital Services and Community Relations and Engagement;

3. Prepare a high-level workplan in conjunction with the Working Group including key objectives, meeting frequency (i.e. biweekly minimum) and format (i.e. virtual), reporting timelines inclusive of a final report target to Council from the City Manager by Q3 2023 (i.e. September 12, 2023 CPRM Committee). In addition to the final report, ongoing updates on the progress of the Working Group (i.e. quick wins) will be reported out publicly on a timely basis whenever possible in the weekly Council Information Package (CIP); and

Direct the City Manager to include the above noted action (1) as an additional priority workplan item in the RTRC Workplan/ Recommendations Dashboard. (SD-30-23)

CARRIED

- e. Heritage Response to Bill 23 (PL-34-23)

Endorse the proposed strategic actions outlined in community planning department report PL-34-23 to respond to the Bill 23 changes to the Ontario Heritage Act; and

Endorse the Engagement and Communication Plan as outlined in community planning department report PL-34-23, which includes consulting with all non-designated heritage property owners on the proposed strategic actions outlined in this report; and

Direct the Director of Community Planning to explore funding options to retain external consulting assistance to review and complete cultural heritage evaluation reports for a prioritized list of properties currently on the City's Cultural Heritage Register.

CARRIED

- f. Major Transit Station Area (MTSA) update and Community Planning permit system exploration (PL-40-23)

Direct the Director of Community Planning to prepare a draft Community Planning Permit By-law for consultation in the Fall of 2023 at the same time as the release of draft Official Plan policies;

and

Direct the Director of Community Planning to prepare a scope change to the existing engagement with Dillon Consulting in the amount of \$120,000 to complete a CPP By-law for the MTSA's by the end of 2023; and

Receive the technical documents completed as of June 27, 2023 (Appendices B-H) as follows:

Major Transit Station Area (MTSA) Phase 2 Flood Hazard Assessment

Burlington GO and Downtown (March 6, 2023), as prepared by WSP, and contained in Appendix B of community planning department report PL-40-23; and

Major Transit Station Areas Land Use Compatibility Study (May 2023), as prepared by Dillon Consulting, and contained in Appendix C of community planning department report PL-40-23; and

Flood Hazard and Scoped Stormwater Management Assessment, Aldershot GO Major Transit Station Area (June 5, 2023), as prepared by WSP, and contained in Appendix D of community planning department report PL-40-23; and

Flood Hazard and Scoped Stormwater Management Assessment, Appleby GO Major Transit Station Area (June 5, 2023), as prepared by WSP, and contained in Appendix E of community planning department report PL-40-23; and

Scoped Environmental Impact Study, Aldershot Mobility Hub (August 2022), as prepared by Dillon Consulting, and contained in Appendix F of community planning department report PL-40-23; and

Scoped Environmental Impact Study, Burlington Mobility Hub (August 2022), as prepared by Dillon Consulting, and contained in Appendix G of community planning department report PL-40-23; and

Scoped Environmental Impact Study, Appleby Mobility Hub (August

2022), as prepared by Dillon Consulting, and contained in Appendix H of community planning department report PL-40-23.

CARRIED

- g. Burlington Official Plan, 2020 targeted realignment exercise – initial work plan (PL-45-23)

Direct the Director of Community Planning to initiate the work plan for the Burlington Official Plan, 2020 Targeted Realignment exercise, as generally set out in section 3.0 and visually described in Appendix C to community planning department report PL-45-23; and

Direct the Director of Community Planning to develop a detailed terms of reference based on the key points of investigation as set out in section 3.0, item A in connection with item B, and further described in Appendix D to community planning department report PL-45-23; and

Direct the Director of Community Planning to develop an engagement plan for the Targeted Realignment of the BOP, 2020; and

Authorize the Director of Community Planning to develop the technical work and the engagement plan to an upset limit of \$175,000 as set out in the Financial Matters section of the report.

CARRIED

- c. Free transit for seniors (TR-04-23)(SD-31-23)

Authorize the Director of Transit to implement free transit for seniors all day, every day and free transit for youth, evenings (after 6 p.m.) and weekends starting August 1, 2023; and

Direct the Chief Financial Officer to incorporate the \$160,000 annualized revenue loss in the 2024 budget; and

Approve amending By-law 49-2023 attached as Appendix A to transit department report TR-04-23 to amend the Rates and Fees By-law 83-2022 to address fare changes for seniors and youth; and

Direct the Director of Transit to report back to the September 12 CPRM meeting with Information/data on ridership as a result of:

- o Free Transit for Seniors**
- o Free Transit for Youth**
- o SPLIT Pass ridership (all age groups); and**

Provide cost estimates and implementation recommendations for Free Transit for Youth – all day, every day; and

Direct the Director of Transit to investigate offering free transit for all. This would include a detailed analysis of:

- Budget impacts and 10 year forecast for both Operating Budget and Capital Budget**
- Impacts to transit service and service requirements for a successful roll out. To include resourcing, assets (conventional and specialized)**
- PRESTO contract and fare integration impacts**
- Gas tax impacts**
- Regional Transit Operationalization impacts**
- Benefits for free transit including environmental, economic**
- Risks for free transit to city's financial sustainability and service impacts and expansion**
- Impacts to specialized transit**
- Potential funding sources**

Report back to Committee by Q4 2024; and

Authorize the Chief Financial Officer to transfer \$50,000 from the Provincial Gas Tax Reserve Fund to retain a consultant to undertake this review. (SD-31-23)

IN FAVOUR: (7): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

CARRIED (7 to 0)

Moved by: Councillor Sharman

Seconded by: Councillor Nisan

Direct the Director of Transit to report back to the September 12 CPRM meeting with Information/data on ridership as a

result of:

- o Free Transit for Seniors**
- o Free Transit for Youth**
- o SPLIT Pass ridership (all age groups); and**

Provide cost estimates and implementation recommendations for Free Transit for Youth – all day, every day; and

Direct the Director of Transit to investigate offering free transit for all. This would include a detailed analysis of:

- Budget impacts and 10 year forecast for both Operating Budget and Capital Budget**
- Impacts to transit service and service requirements for a successful roll out. To include resourcing, assets (conventional and specialized)**
- PRESTO contract and fare integration impacts**
- Gas tax impacts**
- Regional Transit Operationalization impacts**
- Benefits for free transit including environmental, economic**
- Risks for free transit to city's financial sustainability and service impacts and expansion**
- Impacts to specialized transit**
- Potential funding sources**

Report back to Committee by Q4 2024; and

Authorize the Chief Financial Officer to transfer \$50,000 from the Provincial Gas Tax Reserve Fund to retain a consultant to undertake this review. (SD-31-23)

IN FAVOUR: (6): Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Mayor Meed Ward

CARRIED (6 to 0)

12.4 Environment, Infrastructure & Community Services Committee meeting of June 28, 2023

All items were voted upon by way of one consent vote.

IN FAVOUR: (7): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

CARRIED (7 to 0)

a. Establishing and Regulating By-Law (BFD-02-23)

Repeal By-law 90-2012 a by-law to establish and regulate the fire department of the City of Burlington and replace it with by By-law 52-2023, being a by-law to establish and regulate the Fire Department for The Corporation of the City of Burlington, attached as Appendix A to fire department report BFD-02-23.

CARRIED

b. Automatic Aid Agreement with the City of Hamilton (BFD-04-23)

Authorize the City of Burlington to enter into an agreement with the City of Hamilton for the provision of emergency services assistance through the Automatic Aid Agreement attached as appendix A to fire department report BFD-04-23; and

Authorize the Fire Chief to approve and execute the Auto Aid agreement, including any amendments from time to time.

CARRIED

c. Award of Contract ES-23-27 Kinsmen Park (ES-32-23)

Award the tender for contract ES-23-27 Kinsmen Park Improvements to 1312772 Ontario Inc. Alpine Green Contracting at #39 – 800 Paramount Drive, Stoney Creek, Ontario L8J 3V7 for \$362,933.40 including HST; and

Authorize the Manager of Procurement Services to issue an internal purchase order; and

Authorize the Mayor and City Clerk to sign any required agreements with the bidder named above, subject to the satisfaction of the Executive Director of Legal Services and Corporate Counsel; and

Approve the total cost of \$404,000 (Net HST) to be charged to Kinsmen Park (PR0206) capital order; and

Authorize the additional funding in the amount of \$49,000 from the Infrastructure Renewal Reserve Fund.

CARRIED

d. Electric Mobility update (EICS-08-23)

Receive and file environment, infrastructure and community services report EICS-08-23 regarding an Electric Mobility update.

CARRIED

e. Opportunities for the sustainability of Freeman Station (RCC-11-23)

Direct the Director of Recreation, Community and Culture to commence discussions with Burlington Museums Board regarding the assumption of responsibility by the Burlington Museums Board for the operation, upkeep and maintenance of Freeman Station at 1285 Fairview Street, Burlington as outlined in recreation, community and culture department report RCC-11-23; and

Direct the Director of Recreation, Community and Culture to hire a specialized consultant to conduct an inventory and valuation of artifacts at an upset limit of \$20K funded from the Tax Rate Stabilization Reserve Fund, and report back no later than Q3 2024 with operating model options and financial impacts for the ongoing sustainability of Freeman Station; and

Authorize the Chief Financial Officer to provide a one-time grant of \$25,000 from the Tax Stabilization Reserve Fund to the Friends of Freeman Station for the operations of the facility in 2024.

CARRIED

f. Civic Square and Brant Street renewal - project initiation (ES-27-23)

Receive and file engineering services department report ES-27-23 providing an update to the Civic Square and Brant Street renewal project.

CARRIED

- g. Pickleball proposal (RCC-12-23)

Authorize the Director of Recreation, Community and Culture to further investigate the feasibility of a joint venture pickleball facility options at Sherwood Forest Park in accordance with the Joint Venture Policy as outlined in recreation, community and culture department report RCC-12-23.

CARRIED

- h. Provisional Procurement Strategy for light and medium duty vehicles (RPF-13-23)

Approve the City of Burlington to single source light to medium duty vehicles (passenger vehicles, pickup trucks, cargo and minivans) and associated upfitting/make-ready components for a 24-month period; and

Authorize the Manager of Procurement Services, in cooperation with the Manager of Fleet Services, to sign any associated agreements and/or issue purchase orders for approximately 67 vehicles to an upset limit of \$4.8 million, exclusive of tax and licensing over the next 24 months; and

Direct the Director of Roads, Parks, and Forestry to provide a status update on the effectiveness of the proposed provisional procurement strategy for light and medium duty vehicles to the Environment, Infrastructure and Community Services Committee in Q4 2024; and

Authorize additional capital funding through a one-time withdrawal of \$500,000 from the Vehicle Depreciation Reserve Fund (VDRF) due to automotive industry cost increases.

CARRIED

- i. Recreation Facility Space Allocation Policy (RCC-13-23)

Approve the Recreation Facility Space Allocation Policy in Appendix A of recreation, community and culture department report

RCC-13-23 regarding Recreation Facility Space Allocation Policy;
and

Rescind the Council approved Facility Rental Policy CL-21-03 and
Public Recreational Spaces Allocation Policy PR-05-07.

CARRIED

- j. Climate Resilient Burlington: A plan for adapting to our warmer,
wetter and wilder weather progress report (EICS-07-23)

Receive and file environment and energy report EICS-07-23
regarding Climate Resilient Burlington: A plan for adapting to our
warmer, wetter and wilder weather progress report.

CARRIED

- k. Corporate Energy & Emissions Management Plan progress report
(EICS-06-23)

Submit relevant content/data attached as Appendix A of
environment, infrastructure and community services report EICS-
06-22 to the Ontario Ministry of Energy and published on
Burlington's website to encourage energy awareness, conservation
and meet the reporting requirements under Ontario Regulation
507/18.

CARRIED

- l. Former Robert Bateman High School – naming and sponsorship
update (RCC-14-23)

Direct the Director of Recreation, Community and Culture and the
Director of Corporate Communications and Engagement to engage
the community during Q3 of 2023 on naming options as outlined in
recreation, community and culture department report RCC-14-23
“Former Robert Bateman High School – Naming and Sponsorship
Update” for the location formerly known as Robert Bateman High
School; and

Direct the Director of Corporate Communications and Engagement
and the Director of Recreation, Community and Culture to report
back to council on the future of sponsorship and naming of assets

by Q4 2025 inclusive of sponsorship opportunities at Former Bateman.

CARRIED

12.5 Community Planning, Regulation and Mobility Public meeting of July 10, 2023

- a. Official Plan and Zoning By-law amendment applications for 688, 694 and 698 Brant Street (PL-44-23)

Approve the applications for Official Plan Amendment and Zoning By-law Amendment, as modified by staff in community planning department report PL-44-23, to permit a mid-rise mixed use building with 305 residential units and 1,592 square metres of retail; and

Approve Official Plan Amendment No. 135 to the City of Burlington Official Plan, as provided in Appendix D of Report PL-44-23, to add a site specific policy to the Mixed Use Corridor – General designation for the lands located at 688, 694, and 698 Brant Street; and

Deem that Section 17(21) of The Planning Act has been met; and

Instruct the City Clerk to prepare the necessary by-law adopting Official Plan Amendment No. 135 as contained in Appendix D of community planning department report PL-44-23 to be presented for approval at the same time as the associated by-law to amend Zoning By-law 2020, as amended, for the development proposal (505-01/23); and

Approve Zoning By-law 2020.458, attached as Appendix E of community planning department report PL-44-23, to add a site specific exception to the Mixed Use Corridor – General (MXG) Zone for the lands located at 688, 694, and 698 Brant Street; and

Deem that the amending zoning by-law will conform to the Official Plan for the City of Burlington once Official Plan Amendment No. 135 is adopted; and

State that the amending zoning by-law will not come into effect until Official Plan Amendment No. 135 is adopted.

Amend Zoning Bylaw 2020.458 to reduce the minimum amenity space requirement to 15.3m² per residential unit; and

Amend Zoning Bylaw 2020.458 to reduce the minimum required residential parking rate to 1.1 parking spaces per residential dwelling unit including visitor parking.

IN FAVOUR: (7): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

CARRIED (7 to 0)

Moved by: Councillor Kearns

Seconded by: Councillor Sharman

Amend Zoning Bylaw 2020.458 to reduce the minimum amenity space requirement to 15.3m² per residential unit; and

Amend Zoning Bylaw 2020.458 to reduce the minimum required residential parking rate to 1.1 parking spaces per residential dwelling unit including visitor parking.

IN FAVOUR: (7): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

CARRIED (7 to 0)

- b. Zoning By-law amendment application for 3402 and 3416 Appleby Line (PL-43-23)

Direct staff to continue to proceed with the processing of the submitted Zoning By-law Amendment application for 3402 and 3416 Appleby Line, including evaluating and incorporating any/all comments received by Committee and the public at the Statutory Public Meeting, as well as the comments received through the ongoing technical review of this application by agency partners and internal departments.

IN FAVOUR: (7): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

CARRIED (7 to 0)

13. Motion to Approve Standing Committee Minutes:

Moved by: Councillor Bentivegna
Seconded by: Councillor Sharman

Approve the following minutes:

CARRIED

- 13.1 Council Workshop meeting minutes of June 13, 2023
- 13.2 Audit Committee meeting minutes of June 14, 2023
- 13.3 Corporate Services, Strategy, Risk and Accountability Committee meeting minutes of June 26, 2023
- 13.4 Community Planning, Regulation and Mobility Committee meeting minutes of June 27, 2023
- 13.5 Environment, Infrastructure and Community Services Committee meeting minutes of June 28, 2023

14. Urgent Business:

- 14.1 Housing Accelerator Fund – Action Plan (CS-13-23)

Moved by: Councillor Sharman
Seconded by: Councillor Kearns

Direct staff to submit a Housing Accelerator Fund application to the Canada Mortgage and Housing Corporation on behalf of the City of Burlington; and

That the Action Plan in support of the City of Burlington's application to the Canada Mortgage and Housing Corporation's (CMHC) Housing Accelerator Fund program (HAF), outlined in Appendix A of report CS-13-23 Housing Accelerator Fund – Action Plan, be approved in principle; and

Authorize the City Manager, to approve the Action Plan, including the refinement of the proposed initiatives, in support of the City's application

for the HAF prior to finalizing the application to the CMHC; and

Authorize the Chief Financial Officer to sign the integrity declaration and attestation letter in support of the City's submission to the HAF.

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Councillor Nisan

CARRIED (6 to 0)

14.2 Appointments to BIA Boards of Directors (CL-13-23)

Moved by: Councillor Bentivegna

Seconded by: Councillor Sharman

Appoint the following members to the Aldershot Business Improvement Board of Management for a term to expire on November 14, 2026, or upon appointment of their successor:

- Councillor Kelvin Galbraith
- Sonia Pagliuso (Chair)
- Jimmy Bedi
- Leslie Bullock
- Jacqui Cronin
- Kiara Galbreath
- Lorna Hainsworth-Popper
- Karen Lee
- Heidi Mobiz
- Miriam Mulkewich
- Allen Teska

Approve By-law 54-2023 attached as appendix C to office of the city clerk report CL-13-23, being a by-law to Amend By-law Number 030-2015, being A By-law to designate an area as an improvement area within the City of Burlington Downtown and establish a board of management pursuant to section 204 (1) of the Municipal Act, 2001.

Appoint the following members to the Burlington Downtown Business Association Board of Management for a term to expire on November 14, 2026, or upon appointment of their successor:

- Councillor Lisa Kearns

- Liza Bouchard-Bain (Chair)
- Stephen Bell (Treasurer)
- Bill Wodhams (Past Chair)
- Peter Skoretz
- Elliot Vine
- Barry Glazier
- Ali Ucar
- Dave Walker
- Stefanie Peachey

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Councillor Nisan

CARRIED (6 to 0)

14.3 Parkland Dedication By-law update (ES-35-23)

Moved by: Councillor Kearns

Seconded by: Councillor Bentivegna

Repeal Residential Parkland Dedication By-law 57-2005, as amended by 62-2022; and

Approve the REVISED Parkland Dedication By-law 55-2023 circulated as Appendix A to the memorandum dated July 6, 2023 from Marion Rabeau, Manager of Parks Design and Construction regarding engineering services department report ES-35-23.

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Councillor Nisan

CARRIED (6 to 0)

15. Confidential Items and Closed Session:

Moved by: Councillor Kearns

Seconded by: Councillor Sharman

Proceed into closed session on July 11, 2023 at 11:26 a.m. in accordance with the following provision under the Municipal Act:

Pursuant to Section 239(2)(b) of the Municipal Act, personal matters about an identifiable individual, including municipal or local board employees regarding item 15.3

and

Pursuant to Section 239(2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board regarding item 15.4

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (1): Councillor Nisan

CARRIED (6 to 0)

15.1 Confidential closed session minutes of Corporate Services, Strategy, Risk and Accountability for June 26, 2023.

Moved by: Councillor Galbraith

Seconded by: Councillor Sharman

Approve the confidential Corporate Services, Strategy, Risk and Accountability closed session meeting minutes of June 26, 2023

CARRIED

15.2 Confidential closed session minutes of Environment, Infrastructure, Community Services for June 28, 2023.

Moved by: Councillor Galbraith

Seconded by: Councillor Sharman

Approve the confidential Environment, Infrastructure, Community Services closed session meeting minutes of June 28, 2023

CARRIED

15.3 Verbal update on an HR Matter relating to a staff investigation (ADM-10-23)

15.4 Confidential Verbal Presentation – Land Acquisition Opportunity (L-41-23)

16. Rise and Report:

Council reconvened into open session at 1:03 p.m.

Staff provided a verbal update regarding:

15.3 Verbal update on an HR matter related to a staff investigation

and

15.4 Confidential Verbal Presentation - Land Acquisition Opportunity (L-41-23)

17. Motions of Members:

None.

18. Council Information Package:

18.1 Council Information Package June 23, 2023

18.2 Council Information Package June 30, 2023

18.3 Council Information Package July 7, 2023

19. Motion to Receive and File Information Items:

Moved by: Councillor Sharman

Seconded by: Councillor Galbraith

Receive and file Information items, having been considered by Council:

CARRIED

19.1 Memorandum regarding 496 Walker's Line- Letter from owner dated April 21, 2023 and By-Law 53-2023 (ADM-09-23)

19.2 Memorandum regarding item 12.3 f. Major Transit Station Area (MTSA) update and Community Planning permit system exploration (PL-40-23)

19.3 Correspondence from The Building Industry and Land Development Association regarding The Parkland Dedication By-law update (ES-35-23)

19.4 Delegation correspondence from Michelle Diplock representing West End Home Builders Association will speak regarding Parkland Dedication By-law update (ES-35-23)

20. Notice of Motion:

None.

21. Motion to Approve By-Laws:

Moved by: Councillor Kearns

Seconded by: Councillor Galbraith

Enact and pass the following by-laws which are now introduced, entitled and numbered as indicated below:

IN FAVOUR: (5): Councillor Galbraith, Councillor Kearns, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (2): Mayor Meed Ward, and Councillor Nisan

CARRIED (5 to 0)

- 21.1 42-2023: A by-law to designate 977 Unsworth Avenue, in the City of Burlington, in the Regional Municipality of Halton, to be of cultural heritage value or interest pursuant to the provisions of the Ontario Heritage Act, R.S.O. 1990, chapter O.18.
- 21.2 43-2023: A by-law to amend By-law 86-2007, as amended, being a by-law for the regulation of traffic.
- 21.3 44-2023: A by-law to appoint ADR Chambers Inc. as Ombudsman for the City of Burlington.
- 21.4 45-2023: A by-law to establish a system for administering notices and other matters under the Trespass to Property Act, RSO, 1990, c. T.21.
- 21.5 46-2023: A by-law to amend By-law 83-2022, being a by-law to establish and impose certain 2023 rates and fees for services, activities or the use of property.
- 21.6 47-2023: A by-law to establish and maintain a lobbyist registry.
- 21.7 48-2023: A by-law to amend By-law 31-2021 as amended to provide for the changes to the Deputy Mayor Section.
- 21.8 49-2023: A by-law to amend By-law 83-2022, being a by-law to establish and impose certain 2023 rates and fess for services, activities or the use of property.
- 21.9 50-2023: A by-law to amend By-law 86-2007, as amended, being a bylaw for the regulation of traffic.
- 21.10 51-2023: A by-law to adopt Official Plan Amendment No. 135 to amend the existing "Mixed Use Corridor – General" designation of 688, 694 and 698 Brant Street to permit a 13-storey mixed use building.
- 21.11 52-2023: A by-law to establish and regulate the Fire Department for The Corporation of the City of Burlington, and to repeal By-Law 90-2012.

- 21.12 53-2023: A by-law to designate 496 Walker's Line, in the City of Burlington, to be of cultural heritage value or interest pursuant to the provisions of the Ontario Heritage Act, R.S.O. 1990, chapter O.18, as amended.
- 21.13 54-2023: A by-law to Amend By-law Number 30-2015, being A By-law to designate an area as an improvement area within the City of Burlington Downtown and establish a board of management pursuant to section 204 (1) of the Municipal Act, 2001.
- 21.14 55-2023: A By-law to revise Residential Parkland Dedication Policies.
- 21.15 2020.458: A By-law to amend By-law 2020, as amended; 688,694, and 698 Brant Street.

22. Confirmatory By-law:

Moved by: Councillor Bentivegna
Seconded by: Councillor Sharman

Enact and pass By-law Number 56-2023 being a by-law to confirm the proceedings of Council at its meeting held July 11, 2023 being read a first, second and third time.

IN FAVOUR: (5): Councillor Galbraith, Councillor Kearns, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

Absent (2): Mayor Meed Ward, and Councillor Nisan

CARRIED (5 to 0)

23. Statements by Members:

None.

24. Motion to Adjourn:

Moved by: Councillor Sharman
Seconded by: Councillor Galbraith

11:05 a.m. (recessed), 11:12 a.m. (reconvened), 11:26 a.m. (closed), 1:03 p.m. (open)

Adjourn this Council now to meet again at the call of the Mayor, 1:12 p.m.

Mayor Meed Ward joined meeting at 10:20 a.m. 10:27 a.m. (left meeting), 10:38 a.m. (joined meeting), 11:11 a.m. (left meeting), 11:17 a.m. (joined meeting)

Councillor Nisan at left meeting at 11:11 a.m. 11:38 a.m. (joined meeting)

CARRIED

Kevin Arjoon

City Clerk

Marianne Meed Ward

Mayor