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The Regional Municipality of Durham

MINUTES

WORKS COMMITTEE

Wednesday, May 5, 2021

A regular meeting of the Works Committee was held on Wednesday, May 5, 2021 in Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:30 AM. Electronic participation was offered for this meeting.

1. Roll Call

Present: Councillor Mitchell, Chair
Councillor Marimpietri, Vice-Chair
Councillor Barton
Councillor Crawford
Councillor McLean
Councillor John Neal
Councillor Smith
Regional Chair Henry

Also

Present: Councillor Dies
Councillor Drew
Councillor Foster
Councillor Pickles
Councillor Wotten

Absent: None

Staff

Present: E. Baxter-Trahair, Chief Administrative Officer
G. Anello, Director of Waste Management
J. Demanuele, Director of Business Services, Works Department
J. Hunt, Regional Solicitor/Director of Legal Services, Corporate Services –
Legal Services
R. Jagannathan, Director of Transportation and Field Services
J. Presta, Director of Environmental Services
R. Inacio, Systems Support Specialist, Corporate Services – IT
S. Siopis, Commissioner of Works
S. Glover, Committee Clerk, Corporate Services – Legislative Services
C. Tennesco, Committee Clerk, Corporate Services – Legislative Services

2. Declarations of Interest

There were no declarations of interest.

3. Adoption of Minutes

Moved by Councillor Barton, Seconded by Councillor Smith,
(49) That the minutes of the regular Works Committee meeting held on
Wednesday, April 7, 2021, be adopted.
CARRIED

4. Statutory Public Meetings

There were no statutory public meetings.

5. Delegations

5.1 Wendy Bracken, Durham Resident, re: Information Report #2021-INFO-35:
Durham York Energy Centre Source Test Update

Wendy Bracken, Durham resident, provided a PowerPoint presentation regarding Information Report #2021-INFO-35: Durham York Energy Centre Source Test Update.

W. Bracken referenced Section 4.2 of Report #2021-INFO-35 and stated her concerns regarding the language that was used in the report completed by HDR and their review of the ORTECH report.

W. Bracken expressed her concerns that the AMESA data has been withheld for four years. She stated that all data, past and present, with underlying reports should be provided on a monthly basis as available. She added that the Municipality of Clarington's resolution and requests should be honoured, and the public requests should be honoured as well.

Moved by Councillor Marimpietri, Seconded by Councillor John Neal,
(50) That the Rules of Procedure be suspended to grant W. Bracken a 5-minute extension in order to finish her delegation.
CARRIED on a 2/3rds VOTE

W. Bracken raised further concerns that the annual stack tests are only a snapshot of emissions; hundreds of toxic pollutants are only measured at the stack a few hours every year; there is only continuous monitoring for a very small number of pollutants; and that the ambient air monitoring is only for select pollutants.

Moved by Councillor Marimpietri, Seconded by Councillor John Neal,
(51) That the Rules of Procedure be suspended to grant W. Bracken an additional 2-minute extension in order to finish her delegation.
CARRIED on a 2/3rds VOTE

W. Bracken referenced additional documents such as the Chandler Memo to Durham staff regarding the Fall 2016 Testing at the Durham York Energy Centre (DYEC) dated November 22, 2016; the Best Available Techniques (BAT) Reference Document (BREF Document); and the Dioxin/Furan Ambient Air Exceedance graph that outlined an exceedance that occurred on May 26, 2018 on a calm day.

W. Bracken responded to questions from the Committee.

6. Presentations

There were no presentations.

7. Waste

7.1 Correspondence

A) Information Report #2021-INFO-35: Durham York Energy Centre Source Test Update

This item was dealt with later in the meeting. [See Item 7.1 A) on pages 3 and 4 of these minutes.]

B) Correspondence from Linda Gasser, Durham Resident dated May 4, 2021, re: Information Report #2021-INFO-35: Durham York Energy Centre Source Test Update

Moved by Councillor Barton, Seconded by Councillor Smith,
(52) That Correspondence from Linda Gasser, Durham Resident dated May 4, 2021, re: Information Report #2021-INFO-35: Durham York Energy Centre Source Test Update be referred to consideration of Item 7.1 A) Information Report #2021-INFO-35: Durham York Energy Centre Source Test Update.

CARRIED

A) Information Report #2021-INFO-35: Durham York Energy Centre Source Test Update

Discussion ensued regarding the nitrogen dioxide levels noted in Report #2021-INFO-35 and staff clarified how those levels were attained; the delegates concerns being addressed through Report #2021-INFO-35; and, when a report will be brought to the Works Committee regarding the AMESA data.

Further discussion ensued regarding St. Marys Cement being a contributor to readings that may appear on the air monitoring reports, as well as other environmental factors such as wind.

Staff advised that if any concerns arose regarding exceedances at the DYEC that they would report this to Committee and Council.

Moved by Councillor Marimpietri, Seconded by Councillor Barton,
(53) That Information Report #2021-INFO-35: Durham York Energy Centre Source Test Update of the Commissioner of Works be received for information.

CARRIED

7.2 Reports

- A) Update on the Request to Extend Contract C002275 with Miller Waste Systems for the Collection of Recyclables from Multi-Dwelling Units within the Cities of Pickering and Oshawa and the Towns of Ajax and Whitby (2021-WR-6)

Report #2021-WR-6 from S. Siopis, Commissioner of Works, was received.

Staff responded to questions from the Committee regarding whether there was an update on extended producer responsibility (EPR) and when the Committee could expect final regulations to be released from the Province regarding EPR.

Moved by Regional Chair Henry, Seconded by Councillor McLean,
(54) That we recommend to Council:

- A) That this status update on negotiations related to the extension of Standing Agreement C002275 with Miller Waste Systems for the collection of recyclable Blue Box materials including the addition of multi-residential buildings for garbage, organic and blue box collection services in the Municipality of Clarington and the Townships of Brock, Scugog and Uxbridge be received; and
- B) That the negotiated amendment to Standing Agreement C002275 with Miller Waste Systems for the collection of recyclable Blue Box material from multi-residential dwelling units in the Cities of Pickering and Oshawa and the Towns of Ajax and Whitby for a two-year period commencing October 1, 2021, ending on September 30, 2023, with the option to extend up to two additional one-year periods, be approved at a revised cost of \$905,000* (\$452,500* annually) to be funded from the approved annual Solid Waste Management Operating Budget.
(* before applicable taxes and including disbursements

CARRIED

- B) Material Recovery Facility Options (2021-WR-7)

Report #2021-WR-7 from S. Siopis, Commissioner of Works, was received.

Moved by Regional Chair Henry, Seconded by Councillor McLean,
(55) That Report #2021-WR-7 of the Commissioner of Works be received for information.

CARRIED

8. Works

8.1 Correspondence

There were no items of communications to be considered.

8.2 Reports

A) Approval to Release a Regional Easement (2021-W-18)

Report #2021-W-18 from S. Siopis, Commissioner of Works, was received.

Moved by Regional Chair Henry, Seconded by Councillor McLean,
(56) That we recommend to Council:

- A) That the easement on the property identified as Part of Lots 28 and 29, Broken Front Concession and Part of the Road Allowance Between Lots 28 and 29, Broken Front Concession, (Closed by By-Law Number 352, Instrument Number VN1339) (Geographic Township of Clarke) now in the Municipality of Clarington, Subject to an Easement as in N112243 and N117502 be released from title;
- B) That Corporate Services Department – Legal Services be authorized to register a Release of Easement on title to the subject property; and
- C) That the Regional Chair and Clerk be authorized to execute all documents associated with this agreement.

CARRIED

B) Telecommunications First License Amending and Renewal Agreements with Bell Mobility Inc. Antennas located at 2173 Concession Road 9, Hampton, in the Municipality of Clarington (2021-W-19)

Report #2021-W-19 from S. Siopis, Commissioner of Works, was received.

Moved by Regional Chair Henry, Seconded by Councillor McLean,
(57) That we recommend to Council:

- A) That a First License Amending and Renewal Agreement with Bell Mobility Inc. be executed to allow the Durham Regional Police Services to occupy space on a tower owned by Bell Mobility Inc. for the operation of the NexGen system with the following terms and conditions:

- i) The term is for a period of five years commencing on October 1, 2018 and ending on September 30, 2023 with an option to extend for two successive renewal terms of five years;
 - ii) The annual rental rate for this agreement is \$20,973.74 payable in equal monthly instalments of \$1,747.81 plus applicable taxes subject to an annual escalation of three per cent;
- B) That a First License Amending and Renewal Agreement with Bell Mobility Inc. be executed to allow the Regional Municipality of Durham Works Department to occupy space on a tower owned by Bell Mobility Inc. for the operation of their Supervisory Control and Data Acquisition system for water supply purposes:
- i) The term is for a period of five years commencing on March 1, 2021 and expiring on February 28, 2026 with an option to extend for one successive renewal term of five years; and
 - ii) The annual rate for this agreement is \$24,245.19 payable in equal monthly instalments of \$2,020.43 plus applicable taxes subject to an annual escalation of three per cent.

CARRIED

- C) Approval to Award a Sole Source Agreement to Continue the Provision of Bioxide and Associated Chemical Dosing System to Reduce Odour and Corrosion in the Trunk Sanitary Sewer located in Lord Elgin Park, in the Town of Ajax (2021-W-20)

Report #2021-W-20 from S. Siopis, Commissioner of Works, was received.

Moved by Regional Chair Henry, Seconded by Councillor McLean,
(58) That we recommend to Council:

- A) That a sole source agreement to continue the provision of Bioxide and the associated chemical dosing system be executed with Evoqua Water Technologies effective June 1, 2021 for a term not to exceed one year to reduce odour and corrosion in the trunk sanitary sewer located in Lord Elgin Park, in the Town of Ajax at an upset limit of \$200,000*, with financing provided from the approved 2021 Sanitary Sewerage Operating Budget and future year's Annual Business Plans and Budgets; and
- B) That the Commissioner of Finance be authorized to execute the necessary documents related to this sole source agreement.
(* before applicable taxes.

CARRIED

9. Advisory Committee Resolutions

There were no advisory committee resolutions to be considered.

10. Confidential Matters

There were no confidential matters to be considered.

11. Other Business

11.1 Completion of Construction Work on Regional Road 13, in the Township of Brock

In response to a question from Councillor Smith regarding the schedule for completion of the work on Regional Road 13 in the Township of Brock, S. Siopis advised that staff would prepare a schedule summary and forward to Councillor Smith directly.

11.2 Upper York Sewage Solution Update

In response to a question regarding an update with respect to the Upper York Sewage Solution, staff advised that they have not received any further updates.

12. Date of Next Meeting

The next regularly scheduled Works Committee meeting will be held on Wednesday, June 2, 2021 at 9:30 AM in Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby.

13. Adjournment

Moved by Councillor Barton, Seconded by Councillor Crawford,
(59) That the meeting be adjourned.

CARRIED

The meeting adjourned at 10:25 AM

Respectfully submitted,

D. Mitchell, Chair

S. Glover, Committee Clerk