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## **The Regional Municipality of Durham**

### **MINUTES**

#### **WORKS COMMITTEE**

**Wednesday, March 2, 2022**

A regular meeting of the Works Committee was held on Wednesday, March 2, 2022 in Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:33 AM. Electronic participation was offered for this meeting.

#### **1. Roll Call**

Present: Councillor Mitchell, Chair attended the meeting at 9:34 AM  
Councillor Marimpietri, Vice-Chair  
Councillor Barton  
Councillor Crawford  
Councillor McLean  
Councillor John Neal  
Councillor Smith  
Regional Chair Henry left the meeting at 10:45 AM on municipal business

Also

Present: Councillor Collier  
Councillor Dies  
Councillor Foster left the meeting at 10:46 AM  
Councillor Grant  
Councillor Pickles

Staff

Present: E. Baxter-Trahair, Chief Administrative Officer  
G. Anello, Director of Waste Management  
B. Bridgeman, Commissioner of Planning & Economic Development  
J. Demanuele, Director of Business Services, Works Department  
W. Holmes, General Manager, DRT  
L. Fleury, Legislative Officer and Deputy Clerk Pro Tem, Corporate Services – Legislative Services  
J. Hunt, Regional Solicitor/Director of Legal Services, Corporate Services – Legal Services  
R. Inacio, Systems Support Specialist, Corporate Services – IT  
R. Jagannathan, Director of Transportation and Field Services  
J. Presta, Director of Environmental Services  
S. Siopis, Commissioner of Works  
N. Prasad, Assistant Secretary to Council, Corporate Services – Legislative Services  
P. Veiga, Manager of Waste Management Services

In the absence of the Committee Chair, Councillor Marimpietri, Vice-Chair, chaired the meeting.

**2. Declarations of Interest**

There were no declarations of interest.

**3. Adoption of Minutes**

Moved by Councillor McLean, Seconded by Councillor Smith,  
(21) That the minutes of the regular Works Committee meeting held on  
Wednesday, February 2, 2022, be adopted.

CARRIED

**4. Statutory Public Meetings**

There were no statutory public meetings.

**5. Delegations**

There were no delegations to be heard.

**6. Presentations**

6.1 Peter Veiga, Manager of Waste Management Services, re: Blue Box Transition Impacts on Waste Management Collection Operations and Small Business Recycling Options (2022-WR-2) [Item 7.2 A)]

Peter Veiga, Manager of Waste Management Services, provided a PowerPoint presentation regarding Blue Box Transition Impacts on Waste Management Collection Operations and Small Business Recycling Options. A copy of the presentation material was provided to members in advance of the meeting.

Highlights of the Presentation included:

- Blue Box Regulation
- What will change?
- Roles and Responsibilities
- What are eligible sources after July 1, 2024
- Blue Box system on January 1, 2026
  - materials collected
  - residential service standards
  - facilities and public spaces

P. Veiga advised that the province passed the Resource Recovery and Circular Economy Act in 2016 which changes the responsibility of the Blue Box Program from municipalities to those producers and the first importers of the products and packaging materials that are managed by the Blue Box Program. He advised that municipalities will no longer be responsible financially or operationally, for collection, processing or marketing and all Ontario municipalities and First Nations will transition over a three-year period beginning in 2023. The Durham Region area municipalities will transition to the new regulation on July 1, 2024.

P. Veiga provided an overview of the major changes and provided an overview of the following roles and responsibilities of the Producer Responsibility Organizations:

- responsible for arranging for collection and processing residential blue box material;
- determine the frequency and day of collection and type of container used (carts vs box); and
- report all required data to Resource Recovery and Productivity Authority (RPRA) to determine if management targets are being met.

P. Veiga stated that single family homes, seasonal residence and multi-residential buildings will continue to be eligible for the Blue Box Program. He stated that schools, non-profit retirement and long-term care homes and public spaces will become eligible. He also stated that Business Improvement Areas (BIAs) and industrial, commercial, institutional sources will not be eligible to transition. He advised that staff is looking to see if there is an opportunity to continue to service businesses outside of the legislation.

P. Veiga stated that the same materials will be accepted province wide and provided an overview of the materials that will be collected in the Blue Box Program as of January 1, 2026. He also provided an overview of the residential service standards as well as the facilities and public spaces that will be included and not included in the program.

Staff provided an overview of the recommendations listed in Report #2022-WR-2 of the Commissioner of Works.

Staff responded to questions with regards to the names of interested Producer Responsibility Organizations (PROs); whether the BIAs would be charged for collection or whether it would be absorbed in the budget if the PROs decided to not continue collection and collection has to be contracted out; clarification as to why the BIAs were not included in the program; whether collection times will be maintained by the PROs; and clarification as to why the Sunderland area is not noted under the designated business areas.

Staff also responded to questions with regards to the needs to have discussions with the BIAs regarding solutions; the use of larger garbage containers; clarification regarding collection contracts in the City of Oshawa and Town of Whitby; the need for public engagement; the integration of notifications; discussions with the PROs regarding contaminated recyclables; the transition to Durham311; and the importance of a communication strategy.

It was requested that newly formed businesses along Kingston Road in the City of Pickering be added to the list of small business locations outside designated business areas (Attachment #2 to the Report).

At this time in the meeting, Chair Mitchell attended the meeting and proceeded to Chair the meeting.

## 7. **Waste**

### 7.1 Correspondence

There were no items of correspondence to consider.

### 7.2 Reports

#### A) Blue Box Transition Impacts on Waste Management Collection Operations and Small Business Recycling Options (2022-WR-2)

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Report #2022-WR-2 from S. Siopis, Commissioner of Works, was received.

Detailed discussion ensued with regards to the 2 options provided in Recommendation C) of the Report and the importance of consultation with the local municipalities.

Moved by Councillor McLean, Seconded by Councillor Smith,  
(22) That we recommend to Council:

- A) That staff be authorized to extend Standing Agreement C002459 with Miller Waste for the Curbside Collection of Non-Hazardous Waste, Recyclables and Organics from residences and multi-residential properties in the City of Pickering and the Town of Ajax, for one year commencing July 1, 2023 and ending on June 30, 2024, to align this agreement with the Regional Municipality of Durham's transition from the Blue Box program (July 1, 2024), at an annual cost of approximately \$8.5 million annually, resulting in a net cost increase of approximately \$0.8 million annually, to be funded from the Solid Waste Management Business Plan and Budgets;

- B) That staff be authorized to negotiate with Producer Responsibility Organizations of the new Blue Box program and report back on the financial implications to include the collection of recyclables from the small businesses identified in Report #2022-WR-2 of the Commissioner of Works in both Attachments #1 and #2 in the Producer Responsibility Organizations collection programs, on a cost recovery basis, as well as alternative options and recommendations for Regional Council to consider if negotiations with the Producer Responsibility Organizations fail;
- C) That Regional Council provide direction to staff with regards to **Option 2** of the following two options:
- i) Option 1 – to initiate the phase-out of the collection of Non-Hazardous Waste, Recyclables and Organics in the Townships of Brock, Uxbridge, Scugog, the Municipality of Clarington and in the City of Pickering and Town of Ajax (under Standing Agreements C003008 and C002459 respectively) and the collection of Recyclables in the Town of Whitby and the City of Oshawa (under Standing Agreement C002667) for the small businesses listed in Attachment #2 to Report #2022-WR-2; or
  - ii) **Option 2 – to formally amend the Standing Agreements to include these small businesses on an interim basis until such time as a further recommendation is brought to Regional Council, at no additional cost to the Regional Municipality of Durham; and**
- D) That the Commissioner of Finance be authorized to execute all documents related to the contract amendments.

CARRIED LATER IN THE MEETING ON A  
RECORDED VOTE (See Following Motion)

Moved by Councillor John Neal, Seconded by Councillor Marimpietri,  
(23) That Report #2022-WR-2 of the Commissioner of Works be referred to the Committee of the Whole.

DEFEATED ON THE FOLLOWING  
RECORDED VOTE

Yes  
Councillor Marimpietri  
Councillor John Neal

No  
Councillor Barton  
Councillor Crawford  
Councillor McLean  
Councillor Smith  
Chair Mitchell

Members Absent: Regional Chair Henry

Declarations of Interest: None

The main motion (22) of Councillors McLean and Smith was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Barton  
Councillor Crawford  
Councillor McLean  
Councillor Smith  
Chair Mitchell

No

Councillor Marimpietri  
Councillor John Neal

Members Absent: Regional Chair Henry

Declarations of Interest: None

**8. Works**

8.1 Correspondence

There were no items of correspondence to consider.

8.2 Reports

A) The Regional Municipality of Durham's Drinking Water Systems 2021 Summary Report (2022-W-14)

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Report #2022-W-14 from S. Siopis, Commissioner of Works, was received.

Moved by Councillor McLean, Seconded by Councillor Marimpietri,  
(24) That we recommend to Council:

- A) That the 2021 Summary Report for the Regional Municipality of Durham's Drinking Water Systems be received for information;
- B) That receipt of Report #2022-W-14 of the Commissioner of Works be confirmed by resolution of Regional Council; and
- C) That a copy of this resolution be forwarded to the Ontario Ministry of the Environment, Conservation and Parks' York-Durham District Office to indicate the conditions of Schedule 22 of Ontario Regulation 170/03 have been fulfilled.

CARRIED

- B) Authorization of Subdivision Agreement with Beaverton Lake Homes Inc., Including Cost Sharing in Accordance with the Region Share Policy, for the Extension and Oversizing of Regional Services in the Township of Brock (2022-W-15)
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Report #2022-W-15 from S. Siopis, Commissioner of Works, was received.

Moved by Councillor McLean, Seconded by Councillor Marimpietri  
(25) That we recommend to Council:

- A) That financing estimated at \$987,300 for the Regional Municipality of Durham's share of the construction of sanitary sewers and watermains in the Township of Brock, at an estimated total project cost of \$4,992,700 be approved;
- B) That the Regional Municipality of Durham be authorized to enter into a subdivision agreement with a Regional Share payment to Beaverton Lake Homes Inc. estimated at \$987,300 for the construction of sanitary sewers and watermains in the Township of Brock, at an estimated total project cost of \$4,992,700;
- C) That financing for the subdivision agreement be provided from the following sources:

**Developer's Share – Sanitary Sewer and Watermain**

Beaverton Lake Homes Inc. \$3,261,900

**Total Developer's Share \$3,261,900**

**Regional Share - Sanitary Sewer and Watermain**

2022 Sanitary Sewerage System Capital Budget

Item 66: Sanitary Sewer on Concession Road 5 to service the westerly portion of the Beaverton Avenue Employment Area A, Brock

    Servicing of Employment Lands and key Locations Reserve Fund  
    (Project ID: D2040) \$500,000

Item 344: Allowance for Regional share for works in conjunction with residential development

    Commercial Development Charge (Project ID: M2210) \$192,249  
    Residential Development Charge (Project ID: M2210) 11,983  
    User Rate (Project ID: M2210) 56,268

**Total Regional Sanitary Sewerage Financing** **\$760,500**

2022 Water Supply System Capital Budget

Item 125: Watermain on Concession Road 5 to service the westerly portion of the Beaverton Avenue Employment Area A, Brock

    Servicing of Employment Lands and Key Locations Reserve Fund  
    (Project ID: D2040) **\$226,800**

**Total Regional Water Supply Financing** **\$226,800**

**Total Regional Costs – Sanitary Sewer and Watermain** **\$987,300**

**Total Project Costs – Sanitary Sewer and Watermain** **\$4,992,700**

CARRIED

C) Ontario Government – Improving Wastewater and Stormwater Discharges in Lake Ontario Program (2022-W-16)

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Report #2022-W-16 from S. Siopis, Commissioner of Works, was received.

Moved by Councillor McLean, Seconded by Councillor Marimpietri,  
(26) That we recommend to Council:

- A) That the one-time Ontario funding in the amount of \$836,590, approved for the Region of Durham's (Region) Improving Wastewater and Stormwater Discharges in Lake Ontario program project, be accepted;
- B) That the Regional Chair and Clerk be authorized to approve and pass any required by-law authorizing the municipality to enter into the funding agreement with the Provincial Government and be authorized to approve and execute any agreements or other related documents required by the Province;
- C) That the Government of Ontario be respectfully requested to extend the timelines under the program guidelines for Improving Wastewater and Stormwater Discharges in Lake Ontario Fund Program, to beyond March 31, 2024 in order to acknowledge the existing industry challenges municipalities will face in ensuring the project is substantially completed within the program deadline; and



- D) That the unbudgeted works for effective process control and infrastructure upgrades to reduce the likelihood of potential overflows, bypasses, and lower phosphorus discharge be approved and added to the scope of work for the Newcastle Water Pollution Control Plant project and the Commissioners of Works and Finance be authorized to execute any agreements related to the project approved under Improving Wastewater and Stormwater Discharges in Lake Ontario Program.

CARRIED

- D) Standardization of Air Conditioning Equipment Manufactured by Liebert for the Durham Regional Police Service Facilities (2022-W-17)
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Report #2022-W-17 from S. Siopis, Commissioner of Works, was received.

Moved by Councillor McLean, Seconded by Councillor Marimpietri,  
(27) That we recommend to Council:

- A) That air conditioning equipment manufactured by Liebert be approved as the standard to match systems installed at Durham Regional Police Service facilities where currently installed for a period of ten years; and
- B) That Liebert Air Conditioning Equipment be included in tender specifications for Durham Regional Police facilities where appropriate.

CARRIED

- E) Road Rationalization: Transfer of Roads Between the Regional Municipality of Durham and the Town of Whitby (2022-W-18)
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Report #2022-W-18 from S. Siopis, Commissioner of Works, was received.

Moved by Councillor McLean, Seconded by Councillor Marimpietri,  
(28) That we recommend to Council:

- A) That the Town of Whitby Report #PW-29-19 (Attachment #1 of Report #2022-W-18 of the Commissioner of Works) approved by Whitby Council on October 28, 2019, be received for information;
- B) That in keeping with the intent of the Road Rationalization Plan to realign responsibility for the road network between the Regional Municipality of Durham and the Local Area Municipalities, By-law #22-2018 be amended to give effect to the jurisdictional transfers described below and that Regional staff be authorized to execute all agreements and take all steps necessary to give effect thereto, including, but not limited to any fee simple transfers of subject road network property PINS to correspond and synchronize ownership of the road network with any jurisdictional transfers of the road network:

- Cochrane Street (Regional Road 43) from Dundas Street to Rossland Road (Regional Road 28) including the CP Rail structure which is in the Regional Municipality of Durham's Capital Program for replacement, and Henry Street (Regional Road 45) from Victoria Street (Regional Road 22) to Dundas Street, from the Regional Municipality of Durham to the Town of Whitby, effective July 1, 2022; and
  - Rossland Road from Des Newman Boulevard to Cochrane Street (Regional Road 43), from the Town of Whitby to the Regional Municipality of Durham, effective July 1, 2022;
- C) That the responsibility for the maintenance of Rossland Road from Lake Ridge Road (Regional Road 23) to Des Newman Boulevard, the segment that is under Ministry of Transportation of Ontario's ownership, be transferred from the Town of Whitby to the Regional Municipality of Durham, effective July 1, 2022;
- D) That the Region's commitment to replace the CP Rail structure on Cochrane Street (Regional Road 43), in the 2022/23 timeframe (i.e., after the proposed transfer date), be acknowledged;
- E) That Regional staff continue to advance further discussions with applicable Local Area Municipalities to realize full road rationalization within the Regional Municipality of Durham; and
- F) That a copy of Report #2022-W-18 of the Commissioner of Works be forwarded to the Town of Whitby and the Ministry of Transportation of Ontario.

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.

### Questions to Works

With regards to community safety zones, Councillor John Neal inquired about areas where roads are split (regional and municipal) and how consistency with speed limits are ensured.

## **11. Other Business**

### **A) Update on Vision Zero**

Councillor Crawford provided the following update on the program:

- With regards to red light cameras, which started in 2020, the total incidences since 2020 are 4,348 with total charges of 3,221 (a 74% charge rate);
- With regards to Automated Speed Enforcement cameras, which started earlier than the red light cameras, the total incidences is 121,000 with total charges of over 61,000 (a 51% charge rate);
- Fatal collisions from 2018 went from 24 to 20 in 2021;
- Injury collisions went from 1,649 in 2018 to 1,070 in 2021 (down by 35%); and
- Personal property damage went from 7,987 in 2018 to 6,377 in 2021 (down by 20%).

Councillor Crawford advised that the summary report would be provided to committee members subsequent to the meeting.

It was requested that the costs to administer the program be clarified when the Vision Zero Report is presented to Committee.

## **12. Date of Next Meeting**

The next regularly scheduled Works Committee meeting will be held on Wednesday, April 6, 2022 at 9:30 AM in Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby.

## **13. Adjournment**

Moved by Councillor Barton, Seconded by Councillor Smith,  
(29) That the meeting be adjourned.

CARRIED

The meeting adjourned at 11:29 AM

Respectfully submitted,

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D. Mitchell, Chair

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N. Prasad, Assistant Secretary to Council