

**The Regional Municipality of Durham**

**MINUTES**

**REGIONAL COUNCIL**

**Wednesday, June 29, 2022**

The Council of The Regional Municipality of Durham met in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:30 AM. Electronic participation was offered for this meeting.

Regional Chair Henry assumed the Chair.

**1. Traditional Territory Acknowledgment**

Regional Chair Henry read the following land acknowledgement:

We are currently located on land which has long served as a site of meeting and exchange among the Mississaugas Peoples and is the traditional and treaty territory of the Mississaugas of Scugog Island First Nation. We honour, recognize and respect this nation and Indigenous Peoples as the traditional stewards of the lands and waters on which we meet today.

**2. Roll Call**

A roll call was taken by the Regional Clerk and the following members were present:

Councillor Anderson

Councillor Ashe

Councillor Barton\*

Councillor Carter \*

Councillor Chapman\*

Councillor Collier

Councillor Crawford

Councillor Dies\*

Councillor Drew

Councillor Foster\*

Councillor Grant, left the meeting at 10:45 AM on municipal business and attended the meeting at 11:55 AM

Councillor Highet

Councillor Kerr

Councillor Leahy

Councillor Marimpietri\*

Councillor McLean

Councillor Mitchell

Councillor Mulcahy

Councillor John Neal  
Councillor Joe Neal  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy  
Councillor Ryan  
Councillor Smith\*  
Councillor Tyler-Morin  
Councillor Wotten

Councillor Yamada, left the meeting at 12:38 PM on municipal business  
Regional Chair Henry\*

**\* indicates members who participated in-person, all other members participated electronically**

All members of Council were present with the exception of Councillor Ryan.  
Councillor Ryan joined the meeting later.

Councillor Tyler-Morin appeared on behalf of Councillor Lee as the alternate for the Town of Ajax.

### **3. Declarations of Interest**

Councillor Marimpietri made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item #9 of the 6<sup>th</sup> Report of the Committee of the Whole, Report #2022-COW-22: Negotiated Request for Proposal Results for the Design, Build Operate and Maintain Contract for a Mixed Waste Pre-sort and Anaerobic Digestion Facility. He indicated that he has family members who own property and reside in an area affected by a similar facility.

Councillor Joe Neal made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item #7 of the 6<sup>th</sup> Report of the Finance & Administration Committee, Report #2022-A-19: Appointment of an Integrity Commissioner for the Region of Durham. He indicated that there is a matter in court with the current Integrity Commissioner.

Councillor John Neal made a declaration of interest later in the meeting under the Municipal Conflict of Interest Act with respect to Item #7 of the 6<sup>th</sup> Report of the Finance & Administration Committee, Report #2022-A-19: Appointment of an Integrity Commissioner for the Region of Durham. He indicated that Councillor Joe Neal may be acting as legal counsel on a matter that could be before the Integrity Commissioner.

E. Baxter-Trahair, Chief Administrative Officer, announced that John Presta has been named as the new Commissioner of Works. E. Baxter-Trahair advised that J. Presta has had a career of over 18 years with the Region, is committed to lifelong learning, and has engaged in several courses and certificate programs over the years that demonstrate an approach to supporting a culture of

continuous improvement and innovative thinking, including completing a Master of Public Administration at Western while working. Most recently, John completed certificates in Indigenous Awareness through the Indigenous Relations Academy, and Diversity, Equity, and Inclusion in the Workplace through the University of South Florida.

#### **4. Adoption of Minutes**

Moved by Councillor Barton, Seconded by Councillor Carter,

(113) That the minutes of the Regular Regional Council meeting held on May 25, 2022 be adopted.

CARRIED

Moved by Councillor Foster, Seconded by Councillor Marimpietri,

(114) That the minutes of the Regular Committee of the Whole meeting held on June 22, 2022 be adopted.

CARRIED

#### **5. Presentations**

##### **5.1 Joe Maiorano, Deputy Chief, Durham Regional Police Services, re: Quarterly Update to Regional Council**

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Councillor Drew, Chair of the Durham Regional Police Services Board (DRPSB), provided introductory remarks and outlined priorities for the Board from a governance perspective including the Chief of Police selection process, and the next Strategic Plan.

Deputy Chief Maiorano, Durham Regional Police Services (DRPS) appeared before Council to provide an operational update on the DRPS. A copy of the presentation was provided to members prior to the meeting. Highlights of the presentation included:

- Calls for Service
- Median Response Time – Year to Date (in Minutes)
- Violent Crime – Year to Date (May 31)
- Homicides
- 2023 Base Increase – Funding that supports current programs and activities
- Gun Crime
- Mental Health
- Property Crime
- Roadway Safety

Deputy Chief Maiorano and Stan McLellan, Chief Administrative Officer responded to questions from members of Council.

Moved by Councillor Foster, Seconded by Councillor Smith,  
(115) That Council recess for 15 minutes.  
CARRIED

Council recessed at 10:54 AM and reconvened at 11:10 AM.

The Regional Clerk conducted a roll call following the recess and all members of Council were present with the exception of Councillor Grant who was absent on municipal business.

5.2 Kiersten Allore-Engel, Manager of Community Safety and Well-being, Diversity, Equity, and Inclusion, re: Greater Toronto and Hamilton Area (GTHA) Community Safety and Well-being Symposium Summary

Kiersten Allore-Engel, Manager of Community Safety and Well-being, Diversity, Equity and Inclusion appeared with respect to the Greater Toronto and Hamilton Area (GTHA) Community Safety and Well-being Symposium. A copy of the presentation was provided to members prior to the meeting. Highlights of the presentation included:

- Community Safety and Well-Being (CSWB)
- An Illustration of Durham's Approach to Plan development
- Community Safety and Well-Being Plan
- Online Information Hub
- Background: GTHA CSWB Symposium
- Purpose: GTHA CSWB Symposium
- Agenda: GTHA CSWB Symposium
- Attendance: GTHA CSWB Symposium
- Action Items: GTHA CSWB Symposium
- Conclusion: GTHA CSWB Symposium

K. Allore-Engel responded to questions from members of Council.

Chair Henry congratulated K. Allore-Engel on being selected as the recipient of the 2022 Emerging Leader Award by the York University School of Public Policy and Administration Awards Committee.

5.3 Sarah Hickman, Policy Advisor, Local Immigration Partnership, Diversity, Equity and Inclusion, re: Durham Ukrainian Humanitarian Response

E. Baxter-Trahair, thanked Kiersten Allore-Engel and Sarah Hickman for their hard work in the Local Immigration Partnership, Diversity, Equity and Inclusion portfolio and noted that Report #2022-A-22 with respect to the Durham Ukrainian Humanitarian Response will be considered later in the agenda.

Sarah Hickman, Policy Advisor, Local Immigration Partnership, Diversity, Equity and Inclusion, appeared with respect to the Durham Ukrainian Humanitarian Response. A copy of the presentation was provided to members prior to the meeting. Highlights of the presentation included:

- Background
- Request to Regional Council
- Region of Durham Response
  - GTHA Coordination
  - Region of Durham Social Services – Temporary Emergency Accommodation
  - Community Coordination and Support

S. Hickman responded to questions from members of Council.

#### **6. Delegations**

There were no delegations.

#### **7. Reports related to Delegations/Presentations**

There are no reports related to Delegations/Presentations.

#### **8. Communications**

CC 105 Correspondence from the Durham Region Anti-Racism Taskforce, re: War in Ukraine and the Government of Canada's Response to Welcome Ukrainian Citizens

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Moved by Councillor Marimpietri, Seconded by Councillor Tyler-Morin,  
(116) That Council Correspondence CC 105 from the Durham Region Anti-Racism Taskforce regarding War in Ukraine and the Government of Canada's Response to Welcome Ukrainian Citizens, be endorsed.

CARRIED

CC 106 Correspondence from the Regional Clerk, re: Cancellation of October 2022 Council and Standing Committee Meetings

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Moved by Councillor Chapman, Seconded by Councillor Barton,  
(117) That the October 2022 Standing Committee, Committee of the Whole and Regional Council Meetings be cancelled.

CARRIED

CC 107 Correspondence from Bobbie Drew, Board Chair, Durham Regional Police Services Board, re: DRPS 2021 Annual Report

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Moved by Councillor Barton, Seconded by Councillor Smith,

- (118) That Council Correspondence CC 107 from Bobbie Drew, Board Chair, Durham Regional Police Services Board regarding DRPS 2021 Annual Report be received for information.

CARRIED

CC 108 Correspondence from Ben Drory, ADRO Investigator, ADR Chambers Ombuds Office, re: ADRO Investigation Report regarding a Complaint about the Region of Durham's Financial Planning & Purchasing Department respecting a Request for Proposal

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Moved by Councillor Foster, Seconded by Councillor Barton,

- (119) That Council Correspondence CC 108 from Ben Drory, ADRO Investigator, ADR Chambers Ombuds Office, re: ADRO Investigation Report regarding a Complaint about the Region of Durham's Financial Planning & Purchasing Department respecting a Request for Proposal, be received for information.

CARRIED

## **9. Committee Reports and any related Notice of Motions**

### **9.1 Report of the Finance and Administration Committee**

1. Motion Regarding the Lake Scugog Enhancement Project (LSEP)  
[CARRIED ON A RECORDED VOTE]

That whereas a delegation consisting of representatives from the Township of Scugog, Kawartha Conservation Authority, and the Scugog Lake Stewards presented a request for \$2 million in support of the Lake Scugog Enhancement Project (LSEP) to the Finance and Administration Committee on January 14, 2020;

And whereas the objective of the LSEP is to significantly reduce the ecological decline of Lake Scugog by removing 15 acres of aquatic vegetation, establishing appropriate navigation depths in the Port Perry Harbour, creating a four-acre wetland to filter critical outlet stormwater and create native plant and wildlife habitat, and construct additional oil and grit separators, along with a 245-foot berm, complete with walking trail and fishing pods;

And whereas the LSEP has raised approximately \$3.59 million in financial support from the community and senior government programs toward the approximately \$5.48 million capital cost of the project, leaving an approximately \$1.89 million funding shortfall;

And whereas additional fundraising events, such as the Scugog Mayor's Gala and the upcoming launch of a community fundraising campaign, are planned to help close the funding gap;

And whereas the LSEP has received letters of support from the Mississaugas of Scugog Island First Nation and community organizations such as the Scugog Chamber of Commerce, Ontario Tech University, Ducks Unlimited Canada, and Ontario Streams, Port Perry BIA;

And whereas the environmental benefits associated with the LSEP align with the Region's strategic plan environmental sustainability objective to protect the environment for the future by demonstrating leadership in sustainability and addressing climate change;

Now therefore be it resolved that the Finance and Administration Committee recommends to Regional Council:

- A) That a contribution of \$1.2 million toward the LSEP be approved, with funding from any available 2021 surplus or any other reserve at the discretion of the Commissioner of Finance, under the condition that the project raises sufficient additional funding from other sources; and
  - B) That authorization be granted to the Regional Chief Administrative Officer to enter into a funding agreement with payments over a three-year time frame with milestones satisfactory to the Regional Commissioner of Finance and appropriate recognition of Regional financial support.
2. Correspondence from the Town of Ajax re: Resolution passed at their Council meeting held on February 28, 2022, in support of Bill C-229, the Banning Symbols of Hate Act  
[CARRIED]
- That the correspondence from the Town of Ajax, re: Resolution passed at their Council meeting held on February 28, 2022, in support of Bill C-229, the Banning Symbols of Hate Act, be endorsed.
3. Correspondence from the Town of Ajax re: Resolution passed at their Council meeting held on February 28, 2022, in support of the NCCM Anti-Islamophobia Municipal Recommendations  
[CARRIED]
- That the correspondence from the Town of Ajax, re: Resolution passed at their Council meeting held on February 28, 2022, in support of the NCCM Anti-Islamophobia Municipal Recommendations, be endorsed.
4. Durham Region's Membership in the Coalition of Inclusive Municipalities (2022-A-16)  
[CARRIED]

- A) That Durham Region become a member of the Canadian Commission for the United Nations Educational, Scientific and Cultural Organization (CCUNESCO)'s Coalition of Inclusive Municipalities;
  - B) That the Declaration to Join the Coalition of Inclusive Municipalities, included as Attachment #1 to Report #2022-A-16 of the Chief Administrative Officer be approved and signed by Regional Chair John Henry at a signing ceremony; and
  - C) That in accordance with CCUNESCO's requirements, the Regional Chair be selected as the "elected official focal point" and the Director of the Diversity, Equity and Inclusion Division be selected as the "municipal staff focal point", both to act as reconciliation, diversity, equity, and inclusion advocates.
5. Council Remuneration By-law (2022-A-17)  
[CARRIED ON A RECORDED VOTE]
- That By-law 08-2004, as amended, be repealed, and replaced with a new by-law to provide for the annual remuneration and benefits for Regional Council generally in the form attached to Report #2022-A-17 of the Commissioner of Corporate Services.
6. Community Member Appointment to the Durham Regional Police Services Board (2022-A-18)  
[CARRIED]
- A) That the proposed Durham Regional Police Services Board Community Member Appointment Recruitment and Selection Policy included as Attachment #1 to Report #2022-A-18 of the Commissioner of Corporate Services, be approved; and
  - B) That the term of appointment for the current community member on the Durham Regional Police Services Board be extended to no later than the date that a new community member is appointed by Regional Council.
7. Appointment of an Integrity Commissioner for the Region of Durham (2022-A-19)  
[CARRIED ON A RECORDED VOTE]
- A) That By-law 11-2019 be repealed and replaced with a By-law generally in the form included as Attachment #1 to Report #2022-A-19 of the Commissioner of Corporate Services to confirm the appointment of Principles Integrity as the provider of Integrity Commissioner services for the Regional Municipality of Durham; and



- B) The initial term of contract for the Integrity Commissioner shall be for the 2022-2026 term of Regional Council with the option to renew for an additional Council term.

8. Municipal Ombudsman (2022-A-20)  
[CARRIED]

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- A) That By-law 32-2016 appointing an Ombudsman for The Regional Municipality of Durham, be repealed, effective November 14, 2022; and
- B) That the Region utilize the services of the Provincial Ombudsman once the current contract for Ombudsman Services has expired as of November 14, 2022.

9. Transfer of Part III and IX Prosecutions from the Province of Ontario, Ministry of the Attorney General (MAG) to the Regional Municipality of Durham (2022-A-21)  
[CARRIED]

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- A) That staff be authorized to negotiate the timing with the Province of Ontario, Ministry of the Attorney General (MAG) for the transfer of responsibility for prosecutions of Part III and Part IX charges to the Regional Municipality of Durham (the Region).
- B) That the full-time staffing complement of the Corporate Services Department – Legal Services, POA Prosecution division be increased by the addition of three (3) Prosecutors and two (2) Prosecution Assistants, at an estimated cost of \$201,500 for 2022 (annualized - \$602,600), commencing September 2022 plus initial one-time set-up costs of approximately \$20,350, to be financed from savings within the Corporate Services – Legal Services 2022 Business Plans and Budgets.
- C) That the Regional Chair and the Regional Clerk be authorized to execute the Interim Transfer Agreement in substantially the form attached as Attachment #1 to Report #2022-A-21 of the Commissioner of Corporate Services and any final Transfer Agreement; and
- D) That the Regional Solicitor be authorized to execute any accompanying Memoranda of Understanding, any required Local Side Agreement(s), or amendments thereto, and any other documentation required to implement the transfer of the prosecution of Part III and Part IX charges from MAG to the Region.

10. Final Recommendations Regarding the New Regional Transit Development Charge Bylaw (2022-F-15)  
[CARRIED]

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- A) That pursuant to Section 10(1) of the Development Charges Act, 1997, the Regional Transit Development Charges Background Study dated April 12, 2022 be adopted;
- B) That the adoption of the underlying capital forecast included in the Regional Transit Development Charge Background Study provide indication of Regional Council's intention to ensure that such an increase in need for services will be met as required under paragraph 3 of Section 5(1) of the Development Charges Act, 1997 and Section 3 of Ontario Regulation 82/98;
- C) That the Regional Transit Residential Development Charge by unit type, as indicated in the following table, be imposed on a uniform Region-wide basis, effective July 1, 2022 as follows:

**Recommended Regional Transit Residential Development Charge  
Rates Per Dwelling Unit**

**Effective July 1, 2022**

<b>Service Category</b>	<b>Single / Semi-Detached (\$)</b>	<b>Medium Density Multiple (\$)</b>	<b>Apartments: 2 Bedrooms and Larger (\$)</b>	<b>Apartments: 1 Bedroom and Smaller (\$)</b>
<b>Regional Transit</b>	<b>2,184</b>	<b>1,720</b>	<b>1,221</b>	<b>750</b>

- D) That the Regional Transit Non-Residential Development Charge of \$0.99 per square foot for commercial, industrial, and institutional development, be imposed on a uniform Region-wide basis effective July 1, 2022;
- E) That the Development Charge policies for Regional Transit Development Charges, as contained in the proposed By-law provided in Attachment #1 to Report #2022-F-15 of the Commissioner of Finance, be approved for implementation on July 1, 2022;
- F) That the Local Services Policy for Transit Services, as provided in Attachment #2 to Report #2022-F-15 of the Commissioner of Finance, be adopted effective July 1, 2022;

- G) That, pursuant to Section 12(3) of the Development Charges Act, 1997 that requires Regional Council to determine whether a further public meeting is necessary when changes are made to a proposed development charges by-law following a public meeting, Regional Council resolve that a further public meeting is not necessary as no changes have been made to the Region's proposed development charges by-law following the public meeting on April 27, 2022;
  - H) That the Regional Solicitor be instructed to prepare the requisite Regional Transit Development Charge By-law for presentation to Regional Council and passage;
  - I) That the Regional Solicitor be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that any such revised by-law(s) be presented to Council for passage;
  - J) That the Treasurer be instructed to prepare the requisite Regional Development Charges pamphlet and related materials pursuant to the Development Charges Act, 1997; and
  - K) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.
11. E-Mission Zero – DRT Fleet Electrification Plan (2022-F-16)  
[CARRIED]
- That Durham Region Transit's Fleet Electrification Plan be received for information and referred to Durham Region Transit's long-term servicing and financing strategy to be presented to Committee and Council in advance of the 2023 Business Plans and Budget.
12. The Issuance of Debentures on Behalf of the City of Pickering, the City of Oshawa, the Municipality of Clarington and The Regional Municipality of Durham (2022-F-17)  
[CARRIED]
- A) That the Commissioner of Finance be authorized to issue external debentures, in a total principal amount not to exceed \$57,875,000 on behalf of the City of Pickering, the Municipality of Clarington and The Regional Municipality of Durham ("Region") over various terms, as set out below, with such terms not to exceed 20 years and at an average net yield not to exceed 5.00 per cent relating to the financing requirements as indicated below:

	<u>Amount</u> (Not to Exceed)	<u>Term</u> (Not to Exceed)
<b>City of Pickering</b>		
Chestnut Hill Developments Recreation Complex Generator Replacement	\$1,200,000	10 Years
Purchase of Land for the Construction of 401 Overpass	\$4,373,000	20 Years
Subtotal City of Pickering	<u>\$5,573,000</u>	
<b>Municipality of Clarington</b>		
Newcastle and Orono Arena Improvements	\$6,402,000	10 Years
South Bowmanville Recreation Centre	\$20,000,000	20 Years
Subtotal Municipality of Clarington	<u>\$26,402,000</u>	
<b>Region</b>		
Courtice Trunk Sanitary Sewer	\$25,900,000	15 Years
Subtotal Region	<u>\$25,900,000</u>	
<b>TOTAL EXTERNAL DEBENTURE REQUIREMENTS</b>	<u><b>\$57,875,000</b></u>	

- B) That authorization be given to issue an internal debenture for and on behalf of the City of Oshawa in an amount of \$700,000 on the basis that the City of Oshawa will purchase the Oshawa Debenture using reserve funds of the City of Oshawa as requested by the City;
  - C) That the Commissioner of Finance be authorized to amend the proposed terms and conditions of the external debenture issue as deemed necessary by the Fiscal Agents in order to successfully market the issue to prospective investors on the basis that the Region may purchase all or part of the debentures; and
  - D) That the Region be authorized to issue the external debentures through CDS Clearing and Depository Services Inc.'s "Book Entry Only" system.
13. Additional Community Investment Grant Funding for Grandview Children's Centre (2022-F-18)
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- [CARRIED]
- A) That additional Community Investment Grant funding of \$1.5 million be approved for Grandview Children's Centre, increasing the Region's total Community Investment Grant funding from the previously approved \$5.035 million to \$6.535 million, to account for the significant cost escalations associated with the capital construction of the new Children's Treatment Centre; and
  - B) That additional Community Investment Grant Funding for the two hospices currently approved under the program be authorized at the discretion of the Commissioner of Finance to account for significant

cost escalations associated with the capital construction in accordance with the rules and accountability measures of the program; and

- C) That the Regional Chair and Regional Clerk be authorized to execute the funding agreements.

Moved by Councillor Foster, Seconded by Councillor Collier,

- (120) That the recommendations contained in Items 2 to 4 and 8 to 13 of Report #6 of the Finance and Administration Committee be adopted.

CARRIED

Moved by Councillor Foster, Seconded by Councillor Collier,

- (121) That the recommendations contained in Item 1 of Report #6 of the Finance and Administration Committee be adopted.

CARRIED ON THE FOLLOWING  
RECORDED VOTE:

Yes

Councillor Anderson  
Councillor Ashe  
Councillor Barton  
Councillor Carter  
Councillor Chapman  
Councillor Collier  
Councillor Crawford  
Councillor Dies  
Councillor Drew  
Councillor Foster  
Councillor Grant  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor Marimpietri  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor John Neal  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy  
Councillor Ryan  
Councillor Smith  
Councillor Tyler-Morin  
Councillor Wotten  
Councillor Yamada  
Regional Chair Henry

No

Councillor Joe Neal

Members Absent: None

Declarations of Interest: None

Moved by Councillor Foster, Seconded by Councillor Collier,  
(122) That the recommendations contained in Item 5 of Report #6 of the  
Finance and Administration Committee be adopted.

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

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,  
(123) That the main motion (122) of Councillors Foster and Collier to  
adopt the recommendations contained in Item 5 of Report #6 of  
the Finance and Administration Committee be amended by  
changing the dates in Paragraphs 1 and 4 of the Proposed By-law  
from March 31, 2022 to March 31, 2023.

MOTION DEFEATED ON THE FOLLOWING  
RECORDED VOTE:

Yes

Councillor Anderson  
Councillor John Neal  
Councillor Joe Neal  
Councillor Wotten  
Regional Chair Henry

No

Councillor Ashe  
Councillor Barton  
Councillor Carter  
Councillor Chapman  
Councillor Crawford  
Councillor Dies  
Councillor Drew  
Councillor Foster  
Councillor Grant  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor Marimpietri  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy  
Councillor Ryan  
Councillor Smith  
Councillor Tyler-Morin  
Councillor Yamada

Members Absent: Councillor Collier

Declarations of Interest: None

The main motion (122) of Councillors Foster and Collier to adopt the recommendations contained in Item #5 of Report #6 of the Finance and Administration Committee was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Anderson  
Councillor Ashe  
Councillor Barton  
Councillor Carter  
Councillor Chapman  
Councillor Collier  
Councillor Crawford  
Councillor Dies  
Councillor Drew  
Councillor Foster  
Councillor Grant  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor Marimpietri  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy  
Councillor Ryan  
Councillor Smith  
Councillor Tyler-Morin  
Councillor Yamada  
Regional Chair Henry

No

Councillor John Neal  
Councillor Joe Neal  
Councillor Wotten

Members Absent: None

Declarations of Interest: None

Moved by Councillor Foster, Seconded by Councillor Collier,  
(124) That the recommendations contained in Item 6 of Report #6 of the Finance and Administration Committee be adopted.

CARRIED  
LATER IN THE MEETING  
(See Following Motion)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,  
(125) That the main motion (124) of Councillors Foster and Collier to adopt the recommendations contained in Item 6 of Report #6 of the Finance and Administration Committee be amended by adding a new Section 5.2 to the Policy as follows:

“5.2 A community member is eligible for appointment to a maximum of two consecutive terms of Regional Council, up to a maximum of 8 years.”

MOTION DEFEATED ON THE FOLLOWING  
RECORDED VOTE:

Yes

Councillor Anderson  
Councillor Collier  
Councillor Crawford  
Councillor John Neal  
Councillor Joe Neal  
Councillor Tyler-Morin

No

Councillor Ashe  
Councillor Barton  
Councillor Carter  
Councillor Chapman  
Councillor Dies  
Councillor Drew  
Councillor Foster  
Councillor Grant  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor Marimpietri  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy  
Councillor Ryan  
Councillor Smith  
Councillor Wotten  
Councillor Yamada  
Regional Chair Henry

Members Absent: None

Declarations of Interest: None

The main motion (124) of Councillors Foster and Collier to adopt the recommendations contained in Item #6 of Report #6 of the Finance and Administration Committee was then put to a vote and CARRIED.



At this point in the meeting, Councillor John Neal made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item #7 of the 6<sup>th</sup> Report of the Finance & Administration Committee, Report #2022-A-19: Appointment of an Integrity Commissioner for the Region of Durham and indicated that Councillor Joe Neal may be acting as legal counsel on a matter that could be before the Integrity Commissioner.

Moved by Councillor Foster, Seconded by Councillor Collier,  
(126) That the recommendations contained in Item 7 of Report #6 of the Finance and Administration Committee be adopted.

CARRIED ON THE FOLLOWING  
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
Councillor Drew	
Councillor Foster	
Councillor Grant	
Councillor Highet	
Councillor Kerr	
Councillor Leahy	
Councillor Marimpietri	
Councillor McLean	
Councillor Mitchell	
Councillor Mulcahy	
Councillor Nicholson	
Councillor Pickles	
Councillor Roy	
Councillor Ryan	
Councillor Smith	
Councillor Tyler-Morin	
Councillor Wotten	
Councillor Yamada	
Regional Chair Henry	

Members Absent: None

Declarations of Interest: Councillor John Neal  
Councillor Joe Neal

## 9.2 Report of the Health and Social Services Committee

1. Canada-Wide Early Learning and Child Care System (2022-SS-6)  
[CARRIED]
  - A) That unbudgeted provincial funding from the Ministry of Education in the amount of \$41,476,794 for the period to December 31, 2022, be expended in accordance with the Canada-wide Early Learning and Child Care (CWELCC) system guidelines and as outlined in Section 5 of Report #2022-SS-6 of the Commissioner of Social Services;
  - B) That approval be granted to increase the Children's Services Division Staffing complement by six (6) new full-time positions effective July 1, 2022 and increase part time staffing costs to account for the additional program administration of the CWELCC program;
  - C) That the proposed new positions in 2022 be funded entirely from the additional Provincial base funding allocation as follows:
    - i) One (1) Policy Advisor at an estimated 2022 cost of \$77,925 (annualized cost of \$155,026);
    - ii) One (1) Program Manager at an estimated 2022 cost of \$71,167 (annualized cost of \$141,690);
    - iii) One (1) Quality Assurance Advisor at an estimated 2022 cost of \$65,036 (annualized cost of \$129,589);
    - iv) One (1) Financial Analyst 2 at an estimated 2022 cost of \$54,826 (annualized cost of \$109,427);
    - v) One (1) Senior Accounting Clerk at an estimated 2022 cost of \$46,703 (annualized cost of \$93,196);
    - vi) One (1) Program Assistant at an estimated 2022 cost of \$46,703 (annualized cost of \$93,196);
    - vii) Increase in temporary hours of \$490,792 to assist with program implementation;
  - D) That authorization to execute agreements related to Purchase of Service with Licensees for 2022 and future years, be delegated to the Director of Children's Services and the Director of Business Affairs and Financial Management; and

- E) That staff be authorized to adjust the 2022 and 2023 Regionally Operated Early Learning and Child Care fees in accordance with CWELCC guidelines.
2. Unbudgeted Funding from the Federal and Provincial Governments to Increase Homelessness Supports for Region of Durham Residents (2022-SS-8)
- 
- [CARRIED]
- A) That the 2022 portion of unbudgeted Federal funding from Employment and Social Development Canada in the amount of \$3,057,979 for the period of April 1, 2022 to December 31, 2022, be expended in accordance with the Reaching Home program guidelines;
  - B) That the 2022 portion of unbudgeted Provincial funding from the Ministry of Municipal Affairs and Housing in the amount of \$772,483 for the period of April 1, 2022, to December 31, 2022, be expended in accordance with the Homelessness Prevention Program guidelines;
  - C) That the 2022 portion of unbudgeted Provincial funding from the Ministry of Municipal Affairs and Housing in the amount of \$2,769,200 for the period of April 1, 2022, to December 31, 2022, be expended in accordance with the Social Services Relief Phase 5 guidelines;
  - D) That the Commissioner of Social Services be authorized to enter into all necessary agreements related to the Reaching Home and Homelessness Prevention Programs; and
  - E) That the Commissioner of Social Services and Commissioner of Finance be authorized to enter into all necessary agreements related to the Social Services Relief Phase 5 Program.

Moved by Councillor Chapman, Seconded by Councillor Pickles,

- (127) That the recommendations contained in Items 1 and 2 inclusive of Report #4 of the Health and Social Services Committee be adopted.

CARRIED

### 9.3 Report of the Planning and Economic Development Committee

1. Correspondence from Richard Wannop, Resident of Stouffville, re: Reconsideration of Land Conversion Request CNR-17, Township of Scugog Employment Conversion Request
- 
- [CARRIED]

That the correspondence from Richard Wannop, Resident of Stouffville, regarding reconsideration of land conversion request CNR-17, Township of Scugog, be received for information.

2. Application to Amend the Durham Regional Official Plan, submitted by Clark Consulting Services on behalf of Maltheb Farms 2000 Ltd., to permit the severance of a dwelling rendered surplus as a result of the consolidation of non-abutting farm parcels in the Township of Scugog, File: OPA 2021-008 [\(2022-P-14\)](#)

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[CARRIED]
  - A) That Amendment #187 to the Durham Regional Official Plan, to permit the severance of a dwelling rendered surplus as a result of the consolidation of non-abutting farm parcels, be adopted as contained in Attachment #187, to Report #2022-P-14 of the Commissioner of Planning and Economic Development; and
  - B) That “Notice of Adoption” be sent to the applicant, the applicant’s agent, the Township of Scugog, the Ministry of Municipal Affairs and Housing, and all other persons or public bodies who requested notification of this decision.
3. Application to Amend the Durham Regional Official Plan, submitted by Werrcroft Farms Ltd., to permit the severance of a dwelling rendered surplus as a result of the consolidation of non-abutting farm parcels, in the Municipality of Clarington, File: OPA 2019-006 [\(2022-P-15\)](#)

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[CARRIED]
  - A) That Amendment #188 to the Durham Regional Official Plan to permit the severance of a dwelling rendered surplus as a result of the consolidation of non-abutting farm parcels, be adopted as contained in Attachment #3 to Report #2022-P-15 of the Commissioner of Planning and Economic Development; and
  - B) That “Notice of Adoption” be sent to the applicant, the applicant’s agent, the Municipality of Clarington, the Ministry of Municipal Affairs and Housing, and all other persons or public bodies who requested notification of this decision.
4. [Toronto Global Update and Membership Renewal Decision \(2022-EDT-8\)](#)

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[CARRIED]
  - A) That Durham Region advise Toronto Global that it does not accept the new terms proposed by Toronto Global for membership and corporate structure as proposed in Toronto Global’s “Draft Term Sheet” included as Attachment #1 to Report #2022-EDT-8 of the Commissioner of Planning and Economic Development;
  - B) That staff continue discussions with Toronto Global and other member municipalities in pursuit of more satisfactory terms for membership and

corporate structure and if successful, return to Committee and Council to recommend execution of a revised funding agreement; and

- C) That Report #2022-EDT-8 be sent to Toronto Global; the other funding member municipalities of Toronto Global; the Ontario Ministry of Economic Development, Job Creation, and Trade; the Federal Government; and Durham's area municipalities.

5. Growing Agri-Food Durham – A Five-Year Plan to Grow the Agri-Food Industry (2022-EDT-10)  
[CARRIED]
- 

That the Growing Agri-Food Durham Plan be endorsed.

- Moved by Councillor Ryan, Seconded by Councillor Joe Neal,  
(128) That the recommendations contained in Items 1 to 5 inclusive of Report #6 of the Planning and Economic Development Committee be adopted.  
CARRIED

#### 9.4 Report of the Works Committee

1. Petition for Construction of a Sanitary Sewer System on Meadow Street, in the City of Oshawa (2022-W-29)  
[CARRIED]
- 

That the construction of a sanitary sewer system on Meadow Street, from Avalon Street to Manor Drive, in the City of Oshawa, be considered in the proposed 2023 and 2025 Sanitary Sewerage System Business Plans and Budgets.

2. Sole Source of Engineering Services for the Rectification of Deficiencies at Port Darlington Water Pollution Control Plant, in the Municipality of Clarington (Bowmanville) (2022-W-30)  
[CARRIED ON A RECORDED VOTE]
- 

- A) That a sole source contract with CIMA+ for the provision of engineering services for the Port Darlington Water Pollution Control Plant Rectification of Deficiencies project in the amount of \$347,282\* be approved, with financing provided from within the 2022 Sanitary Sewage System Business Plans and Budgets (Project ID: D2216); and  
B) That the Commissioner of Finance be authorized to execute the professional services agreement and associated amendments.  
(\*before applicable taxes)

3. Sole Source Amendment to an Existing Contract for Additional Engineering Services for the Detailed Design of a Watermain on Liberty Street (Reg Rd 14) and Concession Road 3, in the Municipality of Clarington (2022-W-31)  
[CARRIED]
  - A) That a sole source amendment to the existing contract with Robinson Consultants Inc. be authorized for costs associated with additional engineering services for the Liberty Street (Regional Road 14) project, from Longworth Avenue to Concession Road 3 roundabout and rehabilitation, in the amount of \$275,190\*, not included in the approved contract upset limit of \$617,554\*, resulting in a revised upset limit not to exceed \$892,744\*; and
  - B) That the Commissioner of Finance be authorized to execute the amendment to the existing engineering services agreement.  
(\*before applicable taxes)
4. Approval to Award a Sole Source Agreement for Annual Preventative Maintenance on the Hydroxyl Generator Units installed at Various Locations throughout the Regional Wastewater Systems (2022-W-32)  
[CARRIED]
  - A) That staff be authorized to negotiate and award a sole source agreement with Purified Air Solutions at an upset limit of \$75,000\* per annum for a term of four years, to provide annual preventative maintenance of the hydroxyl generator units installed at various locations throughout the Regional wastewater systems, to be financed through the annual Sanitary Sewerage Business Plans and Budget; and
  - B) That the Commissioner of Finance be authorized to execute the necessary documents related to this sole source agreement.  
(\*before applicable taxes)
5. Subdivision Agreement with 2103386 Ontario Inc., Including Cost Sharing in Accordance with the Region Share Policy, for the Extension and Oversizing of a Sanitary Sewer in the Municipality of Clarington (2022-W-33)  
[CARRIED]
  - A) That the Regional Municipality of Durham be authorized to enter into a subdivision agreement with 2103386 Ontario Inc. for the construction of a 750 millimetre sanitary sewer, including cost sharing in accordance with the Regional Municipality of Durham's Regional Share Policy, located at the northwest quadrant of Regional Highway 2 and Ruddell Road in Newcastle, in the Municipality of Clarington, at an estimated total project cost of \$6,335,200; and

- B) That financing for the subdivision agreement be provided from the following sources:

**Developer's Cost – Sanitary Sewers and Watermain**

2103386 Ontario Inc. Sanitary Sewer Funding \$2,133,420

2103386 Ontario Inc. Watermain Funding \$2,340,980

**Total Developer Costs – Sanitary Sewers and Watermain \$4,474,400**

**Regional Costs - Sanitary Sewers**

Previously Approved - Sanitary Sewerage System Funding

Wilmot Creek Sanitary Sewer Ruddell Road to King Avenue, Newcastle  
(Project ID: D2007)

Residential Development Charges \$1,062,720

Commercial Development Charges \$66,240

User Revenues \$311,040

Total Previously Approved Funding \$1,440,000

2022 Sanitary Sewerage System Funding

Item 344 - Allowance for Regional Share for Works in Conjunction with  
Residential Subdivision Development (Project ID: M2210)

Residential Development Charges \$310,550

Commercial Development Charges \$19,358

User Revenues \$90,892

Total Additional Financing \$420,800

**Total Regional Costs – Sanitary Sewers \$1,860,800**

**Total Project Costs – Sanitary Sewers and Watermain \$6,335,200**

6. Approval of Unbudgeted Capital Work and Related Financing to Undertake the Geotechnical Investigations, Subsurface Utility Investigations and Detailed Design for the Watermain Replacement on Belton Court, in the

Town of Whitby, and Watermain Replacement on Mary Street, in the City of Oshawa (2022-W-34)  
[CARRIED]

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- A) That unbudgeted capital work in the amount of \$90,000\* for the geotechnical investigations, subsurface utility investigations and detailed design for the watermain replacement on Belton Court, in the Town of Whitby be approved;
- B) That financing for the unbudgeted capital work for the watermain replacement on Belton Court, in the Town of Whitby, be provided as follows:

2022 Water Supply Capital Budget

Item 3: Allowance for unknown requirements in conjunction with area municipality road programs in various locations  
(Project ID: M2203)

User Revenue	\$90,000
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- C) That unbudgeted capital work in the amount of \$65,000\* for subsurface utility investigations and detailed design for the watermain replacement on Mary Street from Rossland Road East to 150m north of Robert Street, in the City of Oshawa, be approved; and
- D) That financing for the unbudgeted capital work for the watermain replacement on Mary Street from Rossland Road East to 150m north of Robert Street, in the City of Oshawa, be provided as follows:

2022 Water Supply Capital Budget

Item 102: Replacement of watermain on R.R.56 (Farewell St.) from Canadian National Railway to Bloor St., Oshawa (Project ID: O1701)

Asset Management Reserve Fund	\$65,000
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- 7. Approval of Capital Works and Financing to be Incorporated into a Servicing Agreement with Garrard Limited Partnership GP Inc., Garrard Limited Partnership, Garrard Coinvest Limited Partnership GP Inc. and Garrard Coinvest Limited Partnership, Including Cost Sharing in Accordance with the Region Share Policy, for the construction of a 600 millimetre Watermain, in the Town of Whitby (2022-W-35)
- 

[CARRIED]

- A) That unbudgeted capital works and financing estimated at \$1,500,000 for the Region share of the construction of a 600 millimetre watermain, in the Town of Whitby, be approved;



- B) That the Regional Municipality of Durham be authorized to enter into a Servicing Agreement with a Region Share payment to Garrard Limited Partnership GP Inc., Garrard Limited Partnership, Garrard Coinvest Limited Partnership GP Inc. and Garrard Coinvest Limited Partnership estimated at \$1,500,000 for the construction of a 600 millimetre watermain, in the Town of Whitby; and
- C) That financing for the servicing agreement be provided by reallocation of funding from the following sources:

**Regional Costs – Watermain**

2022 Water Supply System Capital Budget

Item 155: Zone 3 feedermain on Anderson St. and Watford St. from Clair Ave. to Carnwith Dr., Whitby Region's share (Project ID: D2203)

Residential Development Charges	\$1,314,000
Commercial Development Charges	\$33,000
User Rate	<u>\$153,000</u>
Total Regional Costs	\$1,500,000
<b>Total Project Financing</b>	<b><u>\$1,500,000</u></b>

- 8. Sole Source Procurement of Additional Engineering Services for Construction Inspection for Complex Capital Construction Projects  
(2022-W-36)
- 
- [CARRIED]

- A) That staff be authorized to obtain sole source proposals and amend existing contracts with engineering consultants providing detailed design services for the provision of engineering and inspection services required during the construction of capital works containing complex construction techniques; and
- B) That the Commissioner of Finance be authorized to execute amendments to existing engineering services agreements.

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,

- (129) That the recommendations contained in Items 1, and 3 to 8 of Report #6 of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,

- (130) That the recommendations contained in Item 2 of Report #6 of the Works Committee be adopted.

CARRIED ON THE FOLLOWING  
RECORDED VOTE:

Yes

Councillor Anderson  
Councillor Ashe  
Councillor Barton  
Councillor Carter  
Councillor Chapman  
Councillor Collier  
Councillor Crawford  
Councillor Dies  
Councillor Drew  
Councillor Foster  
Councillor Grant  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor Mitchell  
Councillor Mulcahy  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy  
Councillor Ryan  
Councillor Smith  
Councillor Tyler-Morin  
Councillor Wotten  
Regional Chair Henry

No

Councillor Marimpietri  
Councillor John Neal  
Councillor Joe Neal

Members Absent: Councillor McLean  
Councillor Yamada

Declarations of Interest: None

Moved by Councillor Crawford, Seconded by Councillor Tyler-Morin,  
(131) That the meeting be closed to the public, prior to the Announcements section of the Agenda, in order to receive advice that is subject to solicitor client privilege, as it pertains to the Region's waste collection contract with Miller Waste.

MOTION DEFEATED ON THE FOLLOWING  
RECORDED VOTE:

Yes

Councillor Anderson  
Councillor Collier  
Councillor Crawford  
Councillor Grant  
Councillor Kerr  
Councillor John Neal

No

Councillor Ashe  
Councillor Barton  
Councillor Carter  
Councillor Chapman  
Councillor Dies  
Councillor Drew

Councillor Joe Neal  
Councillor Smith  
Councillor Tyler-Morin  
Councillor Wotten  
Regional Chair Henry

Councillor Foster  
Councillor Highet  
Councillor Leahy  
Councillor Marimpietri  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy  
Councillor Ryan

Members Absent: Councillor Yamada

Declarations of Interest: None

#### 9.5 Report of the Committee of the Whole

1. 2022 Asset Management Plan (2022-COW-14)  
[CARRIED]
  - A) That Regional Council endorse the 2022 Regional Municipality of Durham Asset Management Plan; and
  - B) That the Asset Management Plan be posted on the Region's website and the Ministry of Municipal Affairs and Housing be advised.
2. Proposed Wastewater Energy Transfer Project – Dockside Development in the Town of Whitby (2022-COW-15)  
[CARRIED]
  - A) That Regional Municipality of Durham staff be directed to work with Creative Energy and Brookfield Homes (Ontario) Whitby Limited to develop a Memorandum of Understanding and enter into a Waste Energy Transfer Agreement for the Dockside Development to the satisfaction of the Commissioner of Works, Commissioner of Finance, and the Regional Solicitor, and
  - B) That the Regional Chair and Clerk be authorized to execute any necessary documents or agreements relating to the Waste Energy Transfer project for the Dockside Development.
3. Updated Source Protection Plans and Assessment Reports for Proposed New Municipal Wells in the Hamlet of Blackstock, in the Township of Scugog, and the Communities of Cannington and Sunderland, in the Township of Brock (2022-COW-16)  
[CARRIED]

- A) That the proposed amendments to the Trent Source Protection Plan and Kawartha-Haliburton Assessment Report, as per Section 34 of the Clean Water Act, 2006, resulting from the proposed new municipal well for the Blackstock Drinking Water System, be endorsed;
  - B) That the proposed amendments to the South Georgian Bay Lake Simcoe Source Protection Plan and Lake Simcoe Assessment Report, as per Section 34 of the Clean Water Act, 2006, resulting from the proposed new municipal wells in the Cannington and Sunderland Drinking Water Systems, be endorsed;
  - C) That the commencement of the public consultation process by Trent Conservation Coalition and the South Georgian Bay Lake Simcoe Source Protection Region be authorized; and
  - D) That the new Wellhead Protection Areas (WHPAs) for Blackstock, Cannington and Sunderland Drinking Water Systems and associated mapping be incorporated into the Durham Official Plan following approval by the Minister of the Environment, Conservation and Parks, and be added to the Kawartha-Haliburton and Lake Simcoe Assessment Reports.
4. Revisions to the Seaton Phase 1 Regional Infrastructure Front Ending Agreement (2022-COW-17)
- 
- [CARRIED]
- A) That to accommodate the development of a proposed food manufacturing campus which requires approximately 60 acres (24 hectares) of Prestige Employment Land, located north of Highway 407, south of Highway 7 and west of Whites Road (Regional Road 38) which represents the first phase of the food campus development, the Seaton Phase 1 Regional Infrastructure Front Ending Agreement (Phase 1 RFEA) be amended to:
    - i) Modify the limits of the Seaton Phase 1 lands to expand the Phase 1 Prestige Employment Lands from 200 acres to 260 acres;
    - ii) Include a condition that the sanitary sewage flows resulting from the development of the balance of the Phase 1 Prestige Employment Lands be capped at the capacity of the downstream sanitary sewer;
    - iii) Require the Regional Attribution Prepayment, currently set at \$192,065 per hectare be applied to the new Phase 1 Prestige Employment Lands, at the rate in effect at the time of payment and that these Prepayments continue on the remaining Phase 1

Prestige Employment Lands until the full commitment contained in the Phase 1 RFEA is met;

- B) That the Regional Chair and Clerk be authorized to execute an amendment to the Seaton Phase 1 Regional Infrastructure Front Ending Agreement, in a form satisfactory to the Regional Solicitor; and
  - C) That a copy of Report #2022-COW-17 of the Acting Commissioner of Works, the Commissioner of Finance and the Commissioner of Corporate Services, be sent to the City of Pickering.
5. Next Steps for the Restoration and Redevelopment of 300 Ritson Road South, in the City of Oshawa (2022-COW-18)  
[CARRIED]
- A) That the overview of the proposed project plan for the restoration and redevelopment of the former Ritson Public School located at 300 Ritson Road South in the City of Oshawa be received for information;
  - B) That financing for the detailed site investigation work estimated at \$550,000 be provided to support advancing the building and site development at the discretion of the Commissioner of Finance; and
  - C) That the Commissioner of Finance be authorized to execute any necessary agreements with respect to the grant funding associated with the implementation of GHG reduction measures at this location.
6. At Home in Durham, the Durham Housing Plan 2014-2024 Annual Report (2022-COW-19)  
[CARRIED]
- A) That Report #2022-COW-19 of the Commissioner of Finance, Commissioner of Social Services and Commissioner of Planning and Economic Development, be received for information as the legislatively required annual report on the progress of At Home in Durham, the Durham Housing Plan 2014-2024;
  - B) That in order to advance the goals of At Home in Durham:
    - i) The Commissioner of Social Services be authorized to shift funding within the current funding envelope between all service level standard eligible units and financial housing benefits, including commercial rent supplement, Durham Rent Supplement, community housing provider programs, the Durham Portable Housing Benefit, and future municipally funded housing benefits that may be developed, in order to be more responsive to local needs and maximize the number of available housing units;

- ii) The facilitation currently undertaken to remove certain projects with fully discharged mortgages from the Housing Services Act be discontinued, and instead Regional staff be authorized to explore opportunities to partner with the community housing providers that operate these projects to continue to provide affordable housing under Part VII.1 of the Housing Services Act; and
  - C) That a copy of Report #2022-COW-19 be forwarded to the Ministry of Municipal Affairs and Housing (MMAH).
- 7. Employment Services Transformation Service System Manager Update  
(2022-COW-20)

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[CARRIED]
- That subject to a successful award from the Province of Ontario, authorization to execute a funding agreement and any other necessary documentation to establish and operate as an Employment Service Manager for the Durham Region catchment area through a consortium led by the Region of Durham, be delegated to the Chief Administrative Officer over the summer and fall of 2022 subject to the concurrence of the Regional Commissioner of Social Services, the Regional Treasurer, and the Regional Solicitor.
- 8. Modified Payment Schedule for the Brooklin North Landowner Group under the 2012 Regional Official Plan Amendment 128 Minutes of Settlement  
(2022-COW-21)

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[CARRIED]
- A) That a further extension for the payment of \$10.7 million by the Brooklin North Landowners Group under the Regional Official Plan Amendment 128 Minutes of Settlement due on November 4, 2022 (with interest from November 4, 2019) be provided with \$2.5 million due on November 4, 2022 and a series of payments to December 31, 2023 with the specific terms to be approved by the Chief Administrative Officer with the concurrence of the Commissioners of Planning and Economic Development, Works, and Finance, and the Regional Solicitor; and
  - B) That the Regional Solicitor be authorized to execute any necessary agreements.
- 9. Negotiated Request for Proposal Results for the Design, Build, Operate and Maintain Contract for a Mixed Waste Pre-sort and Anaerobic Digestion Facility (2022-COW-22)

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[CARRIED ON A RECORDED VOTE]

That Regional Council cancel the Region's Mixed Waste Pre-sort and Anaerobic Digestion Facility ("AD Project") procurement process at this juncture in accordance with the requirements of the Negotiated Request for Proposal, NRFP 1080-2021 ("NRFP").

10. Confidential Report of the Commissioner of Finance, Commissioner of Social Services and Acting Commissioner of Works – Closed Matter with respect to information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency or any of them, regarding a financing opportunity (2022-COW-13)  
[CARRIED ON A RECORDED VOTE]

That the recommendations contained in Confidential Report #2022-COW-13 of the Commissioner of Finance, Commissioner of Social Services, and Acting Commissioner of Works, be adopted.

- Moved by Councillor Chapman, Seconded by Councillor Foster,  
(132) That the recommendations contained in Items 1 to 4 and 6 to 8 of Report #6 of the Committee of the Whole be adopted.  
CARRIED

- Moved by Councillor Chapman, Seconded by Councillor Foster,  
(133) That the recommendations contained in Item 5 of Report #6 of the Committee of the Whole be adopted.  
CARRIED

- Moved by Councillor Chapman, Seconded by Councillor Foster,  
(134) That the recommendations contained in Item 9 of Report #6 of the Committee of the Whole be adopted.  
CARRIED ON THE FOLLOWING  
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
Councillor Drew	
Councillor Foster	
Councillor Grant	
Councillor Highet	
Councillor Kerr	

Councillor Leahy  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor John Neal  
Councillor Joe Neal  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy  
Councillor Ryan  
Councillor Smith  
Councillor Wotten  
Regional Chair Henry

Members Absent: Councillor Tyler-Morin  
Councillor Yamada

Declarations of Interest: Councillor Marimpietri

Moved by Councillor Chapman, Seconded by Councillor Foster,  
(135) That the recommendations contained in Item 10 of Report #6 of the  
Committee of the Whole be adopted.

CARRIED ON THE FOLLOWING  
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
Councillor Drew	
Councillor Foster	
Councillor Grant	
Councillor Highet	
Councillor Kerr	
Councillor Leahy	
Councillor Marimpietri	
Councillor Mitchell	
Councillor Mulcahy	
Councillor John Neal	
Councillor Joe Neal	
Councillor Nicholson	



Councillor Pickles  
Councillor Roy  
Councillor Ryan  
Councillor Smith  
Councillor Wotten  
Regional Chair Henry

Members Absent: Councillor McLean  
Councillor Tyler-Morin  
Councillor Yamada

Declarations of Interest: None

## **10. Notice of Motions**

### **10.1 Temporary Replacements at Committee**

[DEFERRED ON A RECORDED VOTE] [SEE MOTION (139) ON PAGE 35]

Moved by Councillor Collier, Seconded by Councillor Foster,  
(136) Whereas 268 of the Municipal Act provides for the appointment of an alternative member of a local municipal council to act in place of a member of an upper-tier council in their absence from a meeting thereof;

And Whereas the Region of Durham's Policy governing Temporary Replacements establishes in Sec. 4.1 that "Alternate Council Member attendance is limited to Regional Council meetings only.";

And Whereas the Region's literal interpretation of the words "meeting of the upper-tier Council" under Sec. 268 of the Act is overly dogmatic and has no regard to the broader context or purpose of Sec. 268;

And Whereas the purpose of Sec. 268, and the allowance for temporary replacements, are to ensure that a local municipality is sufficiently represented at the upper-tier municipality where there is a temporary unavailability;

And Whereas Sec. 268 replacements are critical in ensuring adequate representation for lower-tier municipalities and their residents in the decision-making process, overall;

And Whereas the Region's Standing Committees, and Committee of the Whole, deal with substantive regional business, deliberate and make recommendations to Regional Council, and are integral to the overall decision-making process;

And Whereas a broader interpretation of the words 'meeting of the upper-tier Council' by the Region, in respect to the 'temporary replacement'

provisions within the Act, would enhance rather than detract from the purpose of Sec. 268;

Now therefore be it resolved that Regional Council direct staff to amend the Temporary Replacement Policy to permit temporary replacements under Section 268 of the Municipal Act at meetings of the Region's Standing Committees including Committee of the Whole, in time for the commencement of the new term of Council.

DEFERRED LATER IN THE MEETING  
(See Following Motions)

Moved by Councillor Chapman, Seconded by Councillor Marimpietri,  
(137) That the main motion (136) of Councillors Collier and Foster be referred to the first business meeting of the new Council.

MOTION DEFEATED ON THE FOLLOWING  
RECORDED VOTE:

Yes

Councillor Barton  
Councillor Carter  
Councillor Chapman  
Councillor Foster  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor McLean  
Councillor Pickles  
Councillor Ryan  
Regional Chair Henry

No

Councillor Anderson  
Councillor Ashe  
Councillor Collier  
Councillor Crawford  
Councillor Dies  
Councillor Drew  
Councillor Grant  
Councillor Marimpietri  
Councillor Mulcahy  
Councillor Joe Neal  
Councillor Nicholson  
Councillor Roy  
Councillor Smith  
Councillor Wotten

Members Absent: Councillor Mitchell  
Councillor John Neal  
Councillor Tyler-Morin  
Councillor Yamada

Declarations of Interest: None

Moved by Councillor Collier, Seconded by Councillor Crawford,  
(138) That the main motion (136) of Councillors Collier and Foster be amended by inserting the following clause, before the last clause:

"Now therefore legal staff be directed to reach out to the province for a definitive direction on what is meant by Section 268 of the Municipal Act and if that interpretation comes back that the use of alternates is suitable

at both Standing Committees and Council, then the following therefore clause be enacted.”

MOTION DEFEATED ON THE FOLLOWING  
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	Councillor Barton
Councillor Ashe	Councillor Carter
Councillor Collier	Councillor Chapman
Councillor Crawford	Councillor Grant
Councillor Dies	Councillor Highet
Councillor Drew	Councillor Kerr
Councillor Foster	Councillor Leahy
Councillor McLean	Councillor Marimpietri
Councillor Mulcahy	Councillor Mitchell
Councillor Joe Neal	Councillor John Neal
Councillor Pickles	Councillor Nicholson
Councillor Smith	Councillor Roy
Councillor Wotten	Councillor Ryan
Regional Chair Henry	Councillor Yamada

Members Absent: Councillor Tyler-Morin

Declarations of Interest: None

Moved by Councillor Foster, Seconded by Councillor Chapman,  
(139) That the main motion (136) of Councillors Collier and Foster be deferred to the upcoming review of the Procedural By-law.

CARRIED ON THE FOLLOWING  
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
Councillor Foster	
Councillor Grant	
Councillor Highet	
Councillor Kerr	
Councillor Leahy	
Councillor Marimpietri	

Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor John Neal  
Councillor Joe Neal  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy  
Councillor Ryan  
Councillor Smith  
Councillor Wotten  
Councillor Yamada  
Regional Chair Henry

Members Absent: Councillor Drew  
Councillor Tyler-Morin

Declarations of Interest: None

Moved by Councillor Foster, Seconded by Councillor Smith,  
(140) That Council recess for 10 minutes.  
CARRIED

Council recessed at 1:54 PM and reconvened at 2:05 PM.

The Regional Clerk conducted a roll call following the recess and all members of Council were present with the exception of Councillors McLean and Tyler-Morin.

## **11. Unfinished Business**

There was no unfinished business to be considered.

## **12. Other Business**

### **12.1 2022 Durham Regional Local Housing Corporation Annual Shareholder Meeting** **[CARRIED]**

Moved by Councillor Chapman, Seconded by Councillor Ryan,  
(141) That pursuant to the Ontario Business Corporations Act, RSO 1990 (the "OBCA"), the Council of the Regional Municipality of Durham, in its capacity as the sole shareholder of the Durham Regional Local Housing Corporation (the "Corporation"), resolve that:

- A) The financial statements of the Corporation which comprise the Statement of Financial Position as at December 31, 2021, and the Statements of Operations and Accumulated Surplus, Change in Net Financial Assets and Cash Flows for the year ended December 31,

2021, and the independent auditor's report thereon, all as submitted to the shareholder by the board of directors, be received;

- B) The shareholder hereby waives its right to receive general or special notice of an annual meeting of the shareholder of the Corporation;
- C) The shareholder hereby waives its right to receive an advance copy of the corporation's 2021 financial statements and independent auditor's report;
- D) All by-laws, resolutions, contracts, acts and proceedings of the board of directors of the Corporation enacted, passed, made, done or taken since the last annual meeting of the shareholder of the Corporation as set forth or referred to in the minutes of the meetings and resolutions of the board of directors in the minute and record books of the Corporation or in the financial statements of the Corporation are hereby approved, ratified and confirmed; and,
- E) The Regional Chair and Clerk be authorized to sign the shareholder's resolution evidencing the approval of the aforementioned matters.

CARRIED

12.2 Amending Agreement to the Metrolinx – 905 PRESTO Operating Agreement (2022-F-19)

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[CARRIED]

Moved by Councillor Chapman, Seconded by Councillor Ryan,

(142) A) That the Regional Chair and Regional Clerk execute an amendment to the PRESTO Operating Agreement between Metrolinx and the 905 transit agencies to provide the Region with the necessary revenue protection to enable the implementation of open payment fare transactions on Durham Region Transit vehicles; and

- B) That the Regional Chair and Clerk be authorized to execute any further documents or subsequent amendments related to the PRESTO Operating Agreement.

CARRIED

12.3 Ukrainian Humanitarian Response in Durham (2022-A-22)

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[CARRIED]

Moved by Councillor Chapman, Seconded by Councillor Ryan,

(143) A) That Regional Council approve a request for up to \$1,000,000 to provide supports to individuals and families arriving in Durham via the Canada-Ukraine Authorization for Emergency Travel (CUAET) without independent financial means and are at risk of being

precariously housed or homeless, with financing to be provided at the discretion of the Commissioner of Finance;

- B) That Regional staff be authorized to enter into a Memorandum of Understanding (MoU) with the Community Development Council of Durham (CDCD) to provide the needed supports for these individuals;
- C) That Regional staff be delegated authority or utilize existing delegated authorities to execute any transfer payment agreements, expend funds in accordance with the program guidelines, make any modifications to the program(s) to ensure desired outcomes are achieved, that the Purchasing By-law and Budget Management Policy be waived for this project as applicable and to receive any federal and/or provincial funds should they become available for this response;
- D) That Regional staff be directed to pursue full recovery from federal and/or provincial levels of government for the costs associated with the Region of Durham's (Region) Ukrainian humanitarian response, and that staff report back on the outcome of this undertaking; and,
- E) That a copy of Report #2022-A-22 of the Chief Administrative Officer be circulated to the Minister of Immigration Refugees and Citizenship Canada, Durham Members of Parliament (MPs), Durham Members of Provincial Parliament (MPPs), the Federation of Canadian Municipalities (FCM), and the Association of Municipalities of Ontario (AMO) for their information.

CARRIED

- 12.4 Servicing Agreement with OPB Realty Inc. for the Relocation and Oversizing of a Sanitary Sewer and Watermains from an Easement on Private Property onto Glenanna Road and Pickering Parkway, in the City of Pickering (2022-W-28)  
[CARRIED]

Moved by Councillor Chapman, Seconded by Councillor Ryan,

- (144) A) That financing estimated at \$689,400 for the Regional Municipality of Durham's share of the construction of sanitary sewers in the City of Pickering be approved;
- B) That the Regional Municipality of Durham be authorized to enter into a servicing agreement with OPB Realty Inc. for the relocation and upsizing of sanitary sewers and watermains in the City of Pickering, including a Regional Share amount estimated at \$689,400 for the oversizing of the sanitary sewer, for an estimated total project cost of \$3,984,480;

- C) That financing for the servicing agreement, including the Regional Share amount, be provided from the following sources:

**OPB Realty Inc. Share – Sanitary Sewer and Watermain**

OPB Realty Inc. Sanitary Sewers	\$1,603,500
OPB Realty Inc. Watermains	<u>\$1,691,580</u>
<b>Total OPB Realty Inc.</b>	<b><u>\$3,295,080</u></b>

**Regional Share – Sanitary Sewer**

2022 Sanitary Sewerage System Capital Budget

Item Number 343 Allowance for Regional Share for works in conjunction with non-residential development (Project ID: M2211):

Commercial Development Charges	\$ 18,400
Residential Development Charges	295,200
User Rates	<u>86,400</u>
	\$400,000

Item Number 344 Allowance for Regional Share for works in conjunction with residential development (Project ID: M2210):

Commercial Development Charges	\$ 13,312
Residential Development Charges	213,578
User Rates	<u>62,510</u>
	\$289,400

**Total Regional Sanitary Sewerage Financing** **\$689,400**

Total Project Costs – Sanitary Sewer and Watermain **\$3,984,480**

- D) That the Acting Commissioner of Works be authorized to execute the necessary documents related to the Servicing Agreement.

CARRIED

**13. Announcements**

Various announcements were made relating to activities and events within the Region and area municipalities.

**14. By-laws**

31-2022 Being a by-law to authorize the borrowing upon instalment debentures in the aggregate principal amount of \$5,573,000.00

(\$1,200,000.00 principal amount of 10 year instalment debentures and \$4,373,000.00 principal amount of 20 year instalment debentures) for capital works of The Corporation of the City of Pickering.

This by-law implements the recommendations contained in Item #12 of the 6<sup>th</sup> Report of the Finance & Administration Committee presented to Regional Council on June 29, 2022

- 32-2022 Being a by-law to authorize the borrowing upon instalment debentures in the aggregate principal amount of \$26,402,000.00 (\$6,402,000.00 principal amount of 10 year instalment debentures and \$20,000,000.00 principal amount of 20 year instalment debentures) for capital works of The Corporation of the Municipality of Clarington.

This by-law implements the recommendations contained in Item #12 of the 6<sup>th</sup> Report of the Finance & Administration Committee presented to Regional Council on June 29, 2022

- 33-2022 Being a by-law to authorize the borrowing upon 15 year instalment debentures in the principal amount of \$25,900,000.00 for a capital work of The Regional Municipality of Durham.

This by-law implements the recommendations contained in Item #12 of the 6<sup>th</sup> Report of the Finance & Administration Committee presented to Regional Council on June 29, 2022

- 34-2022 Being a by-law to authorize the borrowing upon instalment debentures in the principal amounts authorized by by-laws Numbers 31-2022, 32-2022 and 33-2022 in the aggregate principal amount of \$57,875,000.00 (\$7,602,000.00 aggregate principal amount of 10 year instalment debentures, \$25,900,000.00 principal amount of 15 year instalment debentures and \$24,373,000.00 aggregate principal amount of 20 year instalment debentures) and the issuing of one series of instalment debentures therefore.

This by-law implements the recommendations contained in Item #12 of the 6<sup>th</sup> Report of the Finance & Administration Committee presented to Regional Council on June 29, 2022

- 35-2022 Being a by-law to authorize the borrowing upon 10 year instalment debentures in the principal amount of \$700,000.00 for a capital work of The Corporation of the City of Oshawa.



- This by-law implements the recommendations contained in Item #12 of the 6<sup>th</sup> Report of the Finance & Administration Committee presented to Regional Council on June 29, 2022
- 36-2022      Being a by-law to adopt Amendment #187 to the Durham Regional Official Plan.
- This by-law implements the recommendations contained in Item #2 of the 6<sup>th</sup> Report of the Planning & Economic Development Committee presented to Regional Council on June 29, 2022
- 37-2022      Being a by-law to adopt Amendment #188 to the Durham Regional Official Plan.
- This by-law implements the recommendations contained in Item #3 of the 6<sup>th</sup> Report of the Planning & Economic Development Committee presented to Regional Council on June 29, 2022
- 39-2022      Being a by-law regarding development charges for transit services.
- This by-law implements the recommendations contained in Item #10 of the 6<sup>th</sup> Report of the Finance & Administration Committee presented to Regional Council on June 29, 2022
- 40-2022      Being a by-law to constitute and appoint a Compliance Audit Committee for The Regional Municipality of Durham pursuant to the requirements of section 88.37 of the Municipal Elections Act, 1996.
- This by-law implements the recommendations contained in Item #1 of the 1<sup>st</sup> Report of the Finance & Administration Committee presented to Regional Council on January 26, 2022
- 41-2022      Being a by-law to confirm the appointment of Principles Integrity as the Integrity Commissioner for the Regional Municipality of Durham (Regional Integrity Commissioner).
- This by-law implements the recommendations contained in Item #7 of the 6<sup>th</sup> Report of the Finance & Administration Committee presented to Regional Council on June 29, 2022
- 42-2022      Being a by-law to provide for the determining, fixing and paying of annual, other remuneration and benefits to the Chair, members of the Regional Council and to each Chair of the other Standing Committees, Transit Executive Committee and members of the Police Services Board.

This by-law implements the recommendations contained in Item #5 of the 6<sup>th</sup> Report of the Finance & Administration Committee presented to Regional Council on June 29, 2022

- 43-2022      Being a by-law to amend By-law Number 22-2018 by which the linear limits of the several roads comprising the Regional Road system are defined.

This by-law implements the recommendations contained in Item #6 of the 3<sup>rd</sup> Report of the Works Committee presented to Regional Council on March 23, 2022

Moved by Councillor Ashe, Seconded by Councillor Foster,  
(145)    That By-law Numbers 31-2022 to 43-2022 inclusive be passed.  
CARRIED

**15.    Confirming By-law**

- 44-2022      Being a by-law to confirm the proceedings of Regional Council at their meeting held on June 29, 2022.

Moved by Councillor Ashe, Seconded by Councillor Foster,  
(146)    That By-law Number 44-2022 being a by-law to confirm the proceedings of the Council of the Regional Municipality of Durham at their meeting held on June 29, 2022 be passed.  
CARRIED

**16.    Adjournment**

Moved by Councillor Kerr, Seconded by Councillor Chapman,  
(147)    That the meeting be adjourned.  
CARRIED

The meeting adjourned at 2:27 PM

Respectfully submitted,

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John Henry, Regional Chair & CEO

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Alexander Harras, Regional Clerk