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## **The Regional Municipality of Durham**

### **MINUTES**

#### **COMMITTEE OF THE WHOLE**

**Wednesday, June 14, 2023**

A regular meeting of the Committee of the Whole was held on Wednesday, June 14, 2023 in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 10:45 AM. Electronic participation was offered for this meeting.

Regional Chair Henry assumed the Chair.

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

Present: Councillor Anderson  
Councillor Ashe left the meeting at 12:39 PM  
Councillor Barton  
Councillor Brenner\*  
Councillor Carter left the meeting at 12:37 PM  
Councillor Chapman  
Councillor Collier left the meeting at 11:31 AM on municipal business  
Councillor Cook\*  
Councillor Crawford  
Councillor Dies  
Councillor Foster left the meeting at 12:39 PM  
Councillor Garrod  
Councillor Jubb\*  
Councillor Leahy  
Councillor Lee\*  
Councillor Marimpietri left the meeting at 12:39 PM  
Councillor McDougall  
Councillor Neal\* left the meeting at 12:39 PM  
Councillor Nicholson  
Councillor Pickles  
Councillor Roy\* left the meeting at 11:27 AM  
Councillor Schummer\*  
Councillor Shahid  
Councillor Woo left the meeting at 12:39 PM  
Councillor Wotten left the meeting at 12:30 PM on municipal business  
Councillor Yamada  
Regional Chair Henry  
**\* denotes Councillors participating electronically**

All members of Committee were present with the exception of Councillor Kerr and Mulcahy.

Staff

Present: S. Austin, C. Bandel, E. Baxter-Trahair, B. Bridgeman, A. Burgess, J. Dixon, B. Holmes\*, B. Goodwin, B. Bridgeman, S. Danos-Papaconstantinou\*, A. Harras, J. Hunt, R. Inacio, R. Jagannathan, J. Kilgour, L. McIntosh, I. McVey, G. Muller\*, A. Robins, C. Taylor, N. Taylor, and K. Smith  
\*denotes staff participating electronically

**2. Declarations of Interest**

There were no declarations of interest.

**3. Statutory Public Meetings**

There were no statutory public meetings.

**4. Presentations**

**4.1** Stella Danos-Papaconstantinou, Commissioner of Social Services, and Alan Robins, Director of Housing Services, re: At Home in Durham, the Durham Housing Plan 2014-2024 Annual Report (2023-COW-26)

Stella Danos-Papaconstantinou, Commissioner of Social Services, and Alan Robins, Director of Housing Services, provided a PowerPoint presentation with regards to At Home in Durham, the Durham Housing Plan 2014-2024 Annual Report.

Highlights of the presentation included:

- At Home in Durham
- Our Commitments
- New Affordable Rental Housing Units
- Project Under Development
- Affordable Housing Unit – Completed and In Progress by Municipality
- At Home Incentive Program
- Financial Housing Benefits
- Community Housing
- Capital Needs
- Envision Durham
- Homelessness
- Next Steps

Staff responded to questions with regards to whether the commitment have been achieved to date; the number of affordable rental housing units will be completed by the end of 2024; whether inclusionary zoning has been implemented; growth in need versus growth in supply; discussions with private sector to enter into agreements to assist with affordable rental housing; utilizing Region owned land

to build affordable housing units on; looking at ways to deliver products to market quicker; whether the number of affordable housing units include past numbers; whether there will be affordable housing units that are closing; funding sources for the project; what is done with the affordable housing units at the end of the 25-year period; finding ways to reduce costs for lower tier municipalities in the west side of Durham; whether there are Federal incentives to the private sector to increase affordable housing costs; partnering with developers to help get people to home ownership; lands being available from the Federal Government to allow for development; the potential to create development organizations to create revenue to have more units; whether mixed income communities will be created; cost per square footage for creating micro homes versus traditional builds; goals to reach by the end of 10-year plan; assistance required for low- and moderate-income renters to make rent more affordable; number of bedroom housing that is required from renters; and whether secondary suits and backyard micro homes are a possibility for Durham Region.

**5. Delegations**

There were no delegation to be heard.

**6. Correspondence**

There was no correspondence.

**7. Reports**

**7.1 Durham Greener Homes Program 2023 Update (2023-COW-24)**

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Report #2023-COW-24 from E. Baxter-Trahair, Chief Administrative Officer, was received.

Staff responded to questions with regards to when the Clean Home Heating Initiative will be live and available to the public.

Moved by Councillor Ashe, Seconded by Councillor Anderson,  
(35) That we recommend to Council:

That Report #2023-COW-24 of the Chief Administrative Officer, be received for information.

CARRIED

**7.2 Automated Speed Enforcement and Red-Light Camera Program Update (2023-COW-25)**

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Report #2023-COW-25 from R. Jagannathan, Acting Commissioner of Works, J. Hunt, Regional Solicitor and Director of Legal Services, and N. Taylor, Commissioner of Finance, was received.

Discussion ensued regarding where Automated Speed Enforcement (ASE) cameras can be placed; whether there has been any response from the Ministry of Transportation regarding placing ASE in locations outside of Community Safety Zones; adding a processing centre in Durham Region; and the 10-day notice period for the deployment of ASE cameras.

Discussion also ensued with regards to the third party RLC/ASE costs funded from the fine revenue and any losses for the program; the schedule of when the cameras are on versus off; any risks for running the program; whether the statistics from the program are formally shared with Durham Regional Police; whether consideration has been given to Durham Region taking over Pickering and Ajax's Vision Zero programs so it is all under one umbrella; whether Durham Region has considered, as part of the fine or penalty phase, including the costs associated with AMPs so that the costs associated with the administration of the program are paid for by the offenders; and the possibility of partnering with ETR 407 to collect fines.

Moved by Councillor Ashe, Seconded by Councillor Anderson,  
(36) That we recommend to Council:

- A) That the application of net Provincial Offences Act (POA) revenue sharing be adjusted to apply the third party Regional costs of Red Light Cameras (RLC), Automated Speed Enforcement (ASE), overall increased costs of POA administration and prosecution as a result of RLC and ASE, and third party costs for those local area municipalities with ASE or RLC against gross fine revenue received prior to allocation of net proceeds to local municipalities;
  - i) That the Legal and Finance departments consult with local area municipalities to bring forward an updated agreement for execution of all parties, if deemed necessary;
  - ii) That staff review and report back on the implications of the new Administrative Monetary Penalties (AMP) program, particular to the current POA, RLC, and ASE processes; and
- B) That the Chair and Clerk be authorized to execute such net POA revenue sharing agreement to the satisfaction of the Regional Solicitor subject to consideration of the implications of the AMP program.

CARRIED AS AMENDED LATER IN THE  
MEETING (See Following Motions)

Moved by Councillor Foster, Seconded by Councillor Anderson,  
(37) That the main motion (36) of Councillors Ashe and Anderson be amended by adding the following:

And further,

Whereas the Province of Ontario introduced Bill 65 – Safer School Zones Act, 2016 (Bill 65) on November 15, 2016, which amended the Highway Traffic Act to permit Ontario Municipalities to implement Automated Speed Enforcement Cameras on municipal roads designated by municipal bylaw as Community Safety Zones or School Zones within their jurisdiction;

And whereas the Regional Municipality of Durham has deployed both mobile and fixed location Automated Speed Enforcement Cameras in locations as permitted by the Highway Traffic Act with much success at reducing the speed of motor vehicle drivers in Community Safety Zones and School Zones helping us to achieve the Region's Vision Zero goals;

And whereas the Regional Municipality of Durham has road sections where speeding drivers continue to be of significant concern outside of School Zones and Community Safety Zones where Automated Speed Enforcement is not currently permitted by legislation;

And whereas the Ontario Ministry of Transportation requires that all municipalities install signage to provide a 90-day warning period for each deployment and redeployment of Automated Speed Cameras;

Now therefore be it resolved that the Ontario Ministry of Transportation be requested to further amend the Highway Traffic Act to expand the applicable uses of Automated Speed Enforcement Cameras to road segments outside of School Zones and Community Safety Zones, including Provincial roadways that pass through our Communities; and

That the Ontario Ministry of Transportation be requested to amend existing agreements with Municipalities that operate Automated Speed Enforcement to reduce the 90-day advanced warning requirement to not more than 10 days for initial deployments and eliminate the need for advanced warning signs for subsequent re-deployment of Automated Speed Enforcement Cameras on the same road corridor; and

That this resolution be provided to all municipalities currently participating in the Automated Speed Enforcement program including the City of Toronto, City of Ottawa, City of Brampton, City of Hamilton, City of Mississauga, City of London, City of Pickering, Town of Ajax, Regional Municipality of York, Regional Municipality of Peel, Regional Municipality of Niagara, and Regional Municipality of Waterloo, as well as the Township of Brock, Municipality of Clarington, City of Oshawa, Township of Scugog, Township of Uxbridge, and the Town of Whitby with a request that they further endorse this resolution to expand the permitted uses of Automated Speed Enforcement in Ontario.

CARRIED

The main motion (36) of Councillors Ashe and Anderson was then put to a vote and CARRIED AS AMENDED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Anderson  
Councillor Ashe  
Councillor Barton  
Councillor Brenner  
Councillor Carter  
Councillor Chapman  
Councillor Cook  
Councillor Crawford  
Councillor Dies  
Councillor Foster  
Councillor Garrod  
Councillor Jubb  
Councillor Leahy  
Councillor Lee  
Councillor McDougall  
Councillor Neal  
Councillor Nicholson  
Councillor Pickles  
Councillor Schummer  
Councillor Shahid  
Councillor Woo  
Councillor Yamada  
Regional Chair Henry

No

None

Members Absent: Councillor Collier  
Councillor Kerr  
Councillor Marimpietri  
Councillor Mulcahy  
Councillor Roy  
Councillor Wotten

Declarations of Interest: None

Moved by Councillor Chapman, Seconded by Councillor Shahid,  
(38) That Committee recess until 1:30 PM.

CARRIED ON THE FOLLOWING RECORDED  
VOTE:

Yes

Councillor Anderson  
Councillor Ashe  
Councillor Barton  
Councillor Brenner  
Councillor Chapman  
Councillor Cook

No

Councillor Neal  
Councillor Nicholson

Councillor Crawford  
Councillor Dies  
Councillor Foster  
Councillor Garrod  
Councillor Jubb  
Councillor Leahy  
Councillor Lee  
Councillor McDougall  
Councillor Pickles  
Councillor Schummer  
Councillor Shahid  
Councillor Woo  
Councillor Yamada  
Regional Chair Henry

Members Absent: Councillor Carter  
Councillor Collier  
Councillor Kerr  
Councillor Marimpietri  
Councillor Mulcahy  
Councillor Roy  
Councillor Wotten

Declarations of Interest: None

A roll call was conducted following the recess and all members of Committee were present with the exception of Councillors Ashe, Carter, Collier, Foster, Kerr, Marimpietri, McDougall, Mulcahy, Neal, Roy, Woo, and Wotten.

7.3 At Home in Durham, the Durham Housing Plan 2014-2024 Annual Report  
(2023-COW-26)

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Report #2023-COW-26 from S. Danos-Papaconstantinou, Commissioner of Social Services, B. Bridgeman, Commissioner of Planning and Economic Development, and N. Taylor, Commissioner of Finance, was received.

Moved by Councillor Ashe, Seconded by Councillor Anderson,  
(39) That we recommend to Council:

- A) That Report #2023-COW-26 of the Commissioner of Social Services, Planning and Economic Development and Finance, be received for information as the legislatively required annual report on the progress of At Home in Durham, the Durham Housing Plan 2014-2024; and
- B) That a copy of Report #2023-COW-26 be forwarded to the Ministry of Municipal Affairs and Housing (MMAH).

CARRIED

7.4 Durham Climate Roundtable – Amended Collaboration Agreement with Ontario Tech University (2023-COW-27)

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Report #2023-COW-27 from E. Baxter-Trahair, Chief Administrative Officer, was received.

Moved by Councillor Ashe, Seconded by Councillor Anderson,  
(40) That we recommend to Council:

That staff be directed to execute a collaboration agreement with Ontario Tech University (included as Attachment #1 to Report #2023-COW-27 of the Chief Administrative Officer), governing the mandate, deliverables and resourcing of the Durham Climate Roundtable as well as roles and responsibilities of participating organizations.

CARRIED

7.5 Prebudget Approval for the Addition of Permanent Staff Complement to Address Emerging Priorities (2023-COW-28)

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Report #2023-COW-28 from B. Goodwin, Commissioner of Corporate Services, was received.

Discussion ensued with regards to retaining and attracting new talent to the Region; the number of positions allocated in the 2023 budget that have been filled; the annualized cost for the new positions; and any additional costs that may be needed to accommodate and address any outstanding salary and benefit needs for all staff.

Moved by Councillor Ashe, Seconded by Councillor Anderson,  
(41) That we recommend to Council:

- A) That the full-time staffing compliment of the Corporate Services Department – Human Resources Division be increased by two (2) Compensation Analysts, at an estimated cost of \$96,300 (\$91,900 in salary costs and \$4,400 in one-time capital costs) for 2023 (annualized cost \$242,732), commencing mid-August 2023 to be funded from salary savings from current vacancies in 2023;
- B) That subject to Part A) being approved, 2023 prebudget approval be received for financing for the additional staff complement to be added to the 2024 Corporate Services Department – Human Resources Division Business Plans and Budget;
- C) That the full-time complement in the Social Services Department be increased by three (3) positions for the establishment of the Regional Affordable Housing Development and Renewal Office at an estimated cost of \$193,300 (\$186,700 in salary costs and \$6,600 in one-time capital costs)



for 2023 (annualized cost \$568,400) to be funded at the discretion of the Commissioner of Finance in 2023; and

- D) That subject to Part C) being approved, prebudget approval be received for financing for the additional staff complement to be added to the 2024 Social Services Business Plans and Budget.

CARRIED

7.6 Expropriation of Lands Required for the Proposed Liberty Street (Regional Road 14) Road Rehabilitation and Urbanization Project from Longworth Avenue to Concession Road 3 in the Municipality of Clarington (2023-COW-29)

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Report #2023-COW-29 from R. Jagannathan, Acting Commissioner of Works, was received.

Moved by Councillor Ashe, Seconded by Councillor Anderson,  
(42) That we recommend to Council:

- A) That authority be granted to Regional Municipality of Durham staff to initiate expropriation proceedings where necessary for the property requirements related to the proposed road improvements along Liberty Street (Regional Road 14) from Longworth Avenue to north of Concession Road 3 in the Municipality of Clarington as generally depicted in Attachment #1 to Report #2023-COW-29 of the Acting Commissioner of Works and such other property requirements as may be determined and identified by Regional Municipality of Durham staff for the Liberty Street (Regional Road 14) Project;
- B) That authority be granted to the Regional Clerk and Regional Chair to execute any notices and forms as may be statutorily mandated by the Expropriations Act, R.S.O. 1990, c. E.26 to give effect to Recommendation C) of Report #2023-COW-29, including the Notices of Application of Approval to Expropriate;
- C) That authority be granted to Regional Municipality of Durham staff to serve and publish Notices of Application for Approval to Expropriate the property requirements as described in Recommendation A) of Report #2023-COW-29, and to forward to the Ontario Land Tribunal any requests for hearings received, to attend the hearings to present the Regional Municipality of Durham's position, and to present the Ontario Land Tribunal's recommendations to Regional Council for consideration; and
- D) That all agreements successfully negotiated and reports required for amicable property acquisitions and all agreements and reports required for settlements pursuant to the Expropriations Act, R.S.O. 1990, c. E. 26 related to the Liberty Street (Regional Road 14) Project approved in accordance with the Delegation of Authority By-law 04-2023 or by Regional Council, be

deemed confidential for any reporting requirements to Regional Council pursuant to Section 239 (2)(c) of the Municipal Act, 2001, S.O. 2001, c. 25, as it relates to a proposed or pending acquisition or disposition of land for Regional corporate purposes, and only be released publicly by the Commissioner of Works once all claims for compensation have been resolved on a full and final basis.

CARRIED

## **8. Confidential Matters**

### **8.1 Confidential Report #2023-COW-30 of the Commissioner of Works – Proposed or Pending Acquisitions or Disposition of Land for Regional Corporation Purposes as it relates to Property in the Town of Whitby (2023-COW-30)**

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Confidential Report #2023-COW-30 from R. Jagannathan, Acting Commissioner of Works, was received.

Moved by Councillor Chapman, Seconded by Councillor Barton,  
(43) That we recommend to Council:

That the recommendations contained in Confidential Report #2023-COW-30 of the Acting Commissioner of Works, be adopted.

CARRIED ON A RECORDED VOTE LATER IN  
THE MEETING (See Motion (45) on page 11 of  
these minutes)

### **8.2 Confidential Report of the Commissioners of Works, Finance and Social Services – Proposed or Pending Acquisition or Disposition of Land for Regional Corporation Purposes as it relates to Property in the Town of Whitby (2023-COW-31)**

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Confidential Report #2023-COW-31 from R. Jagannathan, Acting Commissioner of Works, N. Taylor, Commissioner of Finance, and S. Danos-Papaconstantinou, Commissioner of Social Services, was received.

Moved by Councillor Chapman, Seconded by Councillor Barton,  
(44) That we recommend to Council:

That the recommendations contained in Confidential Report #2023-COW-31 of the R. Jagannathan, Acting Commissioner of Works, N. Taylor, Commissioner of Finance, and S. Danos-Papaconstantinou, Commissioner of Social Services, be adopted.

CARRIED LATER IN THE MEETING ON A  
RECORDED VOTE (See Motion (45) on page 11 of  
these minutes)

Moved by Councillor Chapman, Seconded by Councillor Barton,  
(45) That the recommendations contained in Confidential Report #2023-COW-30 and Confidential Report #2023-COW-31 be adopted.

CARRIED ON THE FOLLOWING RECORDED  
VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
Councillor Brenner	
Councillor Chapman	
Councillor Cook	
Councillor Crawford	
Councillor Dies	
Councillor Foster	
Councillor Garrod	
Councillor Jubb	
Councillor Leahy	
Councillor Lee	
Councillor McDougall	
Councillor Nicholson	
Councillor Pickles	
Councillor Schummer	
Councillor Shahid	
Councillor Yamada	
Regional Chair Henry	

Members Absent: Councillor Carter  
Councillor Collier  
Councillor Kerr  
Councillor Marimpietri  
Councillor Mulcahy  
Councillor Neal  
Councillor Roy  
Councillor Woo  
Councillor Wotten

Declarations of Interest: None

## 9. Adjournment

Moved by Councillor Crawford, Seconded by Councillor Nicholson,  
(46) That the meeting be adjourned.

CARRIED

The meeting adjourned at 1:37 PM

Respectfully submitted,

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John Henry, Regional Chair

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K. Smith, Committee Clerk