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The Regional Municipality of Durham

MINUTES

REGIONAL COUNCIL

Wednesday, September 27, 2023

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

Regional Chair Henry assumed the Chair.

Chair Henry asked members to join him in a moment of personal reflection and to keep in their thoughts RCMP Constable Rick O'Brien, who was killed in the line of duty on Friday as officers executed a search warrant in a private home in Coquitlam, British Columbia; and Susan Self, former Regional Councillor, the Township of Uxbridge, who passed away on September 9, 2023 and left a legacy of public service and volunteering in the community.

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.

Chair Henry again reminded members of the lessons taught by Doctor Gedeon during the Council Orientation session and stated that as elected officials on this council, each member has a fiduciary duty to the Region of Durham, to act in the Region's best interests, uphold its reputation, support its services and staff, stand by Council decisions, and ultimately act in the interests of the Region's 700,000 residents. He stated that Council will not make progress on the issues that affect the Region as a whole if they view Durham from the perspective of each community in isolation. Chair Henry asked the Clerk to outline the sections of Council's Code of Conduct that speak to member's duties to protect and preserve the Region and its employees.

Chair Henry advised that the Region of Durham is very pleased to be partnering with the Abilities Centre, Durham Catholic District School Board and Project Search Canada to implement Project Search Durham. Under this program the Region is providing ten one-year internship opportunities to high school graduates with developmental disabilities to create opportunities for them to build skills, making them ready to gain competitive employment in Durham Region or elsewhere.

Under the leadership of the Diversity, Equity and Inclusion division with support from Human Resources, several Regional divisions have stepped forward to host this first cohort of interns.

Chair Henry welcomed the interns to Council Chambers and congratulated them on being granted internships.

2. Roll Call

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Collier left the meeting at 12:45 PM
Councillor Cook* left the meeting at 11:00 AM
Councillor Crawford
Councillor Dies
Councillor Foster
Councillor Garrod
Councillor Jubb
Councillor Kerr
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McDougall
Councillor Mulcahy
Councillor Neal
Councillor Nicholson
Councillor Pickles*
Councillor Roy
Councillor Schummer*
Councillor Shahid
Councillor Woo
Councillor Wotten
Councillor Yamada
Regional Chair Henry

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

All members of Council were in attendance.

3. Declarations of Pecuniary Interest

There were no declarations of pecuniary interest made.

4. Adoption of Minutes

Moved by Councillor Foster, Seconded by Councillor Collier,
(163) That the minutes of the Regular Regional Council meeting held on June 28, 2023, be adopted.

CARRIED

Moved by Councillor Marimpietri, Seconded by Councillor Carter,
(164) That the minutes of the Regular Committee of the Whole meeting held on September 13, 2023, be adopted:

CARRIED

5. Presentations

5.1 Shaun Collier, Board Chair, DRPS and Peter Moreira, Chief of Police, DRPS re: Durham Regional Police Services Board – Quarterly Update to Council

Councillor Collier, Chair of the Durham Regional Police Services Board (DRPSB), provided introductory remarks and outlined priorities for the Board from a governance perspective including the selection process for two Deputy Chiefs, and the Board's support for a budget increase to provide an adequate level of policing. Chair Collier stated that Durham spends less per capita on policing than comparators and the community consultations that have been conducted reinforced the message that DRPS needs to adjust service delivery.

Peter Moreira, Chief, Durham Regional Police Services (DRPS) appeared before Council to provide an update on the Durham Regional Police Services Board. Highlights of the presentation included:

- Governance Update: Chair Collier
- Operational Update: Chief Moreira
- Organizational Review DRPS
- DRPS Demographics Survey
- Citizen Calls for Service
- Median Response Time
- Time on Scene and Median Response Times (Municipality)
- Violent Crime
- Homicide Victims
- Missing Persons Reports
- Shootings and Firearm Discharge Incidents
- DRPS Proposed Budget 2024
- Projected Authorized Staffing Levels – Uniform and Civilian
- Growth in the Region
- Roadway Safety
- Mental Health
- Vehicle Thefts

Chief Moreira responded to questions from members of Council.

Chair Collier provided concluding remarks and stated that it is important to deal with the matters being requested in the current budget now so as not to compound problems in later years.

Chair Henry stated that on September 30, we commemorate the National Day for Truth and Reconciliation to memorialize and honour the children taken, families left behind and the survivors of Canada's residential school system. Chair Henry added that without addressing Canada's tragic history, and its lasting impacts, we cannot move forward with reconciliation.

Chair Henry encouraged everyone to take time to participate in reconciliation and to join in a moment of pause to recognize the National Day for Truth and Reconciliation. Council paused in a moment of reflection.

Moved by Councillor Neal, Seconded by Councillor Roy,
(165) That Council recess for 15 minutes.

CARRIED

Council recessed at 11:35 AM and reconvened at 11:55 AM

The Clerk conducted a roll call following the recess and all members of Council were present with the exception of Councillor Cook.

6. Delegations

- 6.1 Oliver Augustus, Durham resident, re: Waiving the Confidentiality for report #2023-COW-31 [Refer to Notice of Motions Item 11.1] and Change of Venue – 1635 Dundas Street Engagement Session [Refer to Notice of Motions Item 11.2]

Oliver Augustus was not in attendance.

- 6.2 Saad Ashraf, Whitby resident, re: Waiving the Confidentiality for report #2023-COW-31 [Refer to Notice of Motions Item 11.1] and Change of Venue – 1635 Dundas Street Engagement Session [Refer to Notice of Motions Item 11.2]

Saad Ashraf, Durham resident appeared with respect to Notice of Motions Items 11.1 and 11.2 regarding waiving the confidentiality for Report #2023-COW-31 and Change of Venue – 1635 Dundas Street Engagement Session.

S. Ashraf expressed concerns regarding financial information about the project, communication and transparency from the Region, impacts on neighbouring residents and children, community engagement, allocation of limited financial resources, and permanent solutions to homelessness. S. Ashraf asked that Confidential Report #2023-COW-31 be released and thanked front line staff for all they do across the Region.

S. Ashraf responded to questions from members of Council.

6.3 Windhy Susanto, Whitby resident, re: Waiving the Confidentiality for report #2023-COW-31 [Refer to Notice of Motions Item 11.1] and Change of Venue – 1635 Dundas Street Engagement Session [Refer to Notice of Motions Item 11.2]

Windhy Susanto, Durham resident appeared with respect to Notice of Motions Items 11.1 and 11.2 regarding waiving the confidentiality for Report #2023-COW-31 and Change of Venue – 1635 Dundas Street Engagement Session.

W. Susanto expressed concerns regarding acquisition costs of the property, transparency and community engagement, impacts to area residents' safety, well-being and mental health, and inadequate space for the upcoming community engagement session on October 3rd. W. Susanto supported the release of Confidential Report #2023-COW-31 and the request to change the venue of the upcoming engagement session.

W. Susanto responded to questions from members of Council.

Moved by Councillor Marimpietri, Seconded by Councillor Lee,
(166) That the order of the Agenda be altered in order to consider Notice of Motions Items 11.1 and 11.2 at this time.

CARRIED

11. **Notice of Motions**

11.1 Motion regarding Waiving the Confidentiality of Report #2023-COW-31
[CARRIED UNANIMOUSLY ON A RECORDED VOTE]

Moved by Councillor Leahy, Seconded by Councillor Yamada,
(167) That Regional Council waive the confidentiality of Report #2023-COW-31 of the Commissioner of Works, Finance and Social Services and direct Regional staff to make the report publicly available.

CARRIED LATER IN THE MEETING ON A
RECORDED VOTE

(See Following Motion)

Moved by Councillor Ashe, Seconded by Councillor Anderson,
(168) That a vote on the matter be now taken.

CARRIED

The main motion (167) of Councillor's Leahy and Yamada was then put to a vote and CARRIED UNANIMOUSLY ON THE FOLLOWING RECORDED VOTE:

Yes
Councillor Anderson
Councillor Ashe

No
None

Councillor Barton
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Crawford
Councillor Dies
Councillor Foster
Councillor Garrod
Councillor Jubb
Councillor Kerr
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McDougall
Councillor Mulcahy
Councillor Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Schummer
Councillor Shahid
Councillor Woo
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Collier
Councillor Cook

Declarations of Interest: None

11.2 Motion for Change of Venue - 1635 Dundas Street Engagement Session
[MOTION WITHDRAWN]

Discussion ensued with respect to concerns around the size of the venue for the October 3, 2023 engagement session for the 1635 Dundas Street project. Staff was directed to hold additional public engagement sessions in November, along with holding an engagement session specifically for the residents of Greenfield Crescent.

Moved by Councillor Leahy, Seconded by Councillor Yamada,
That staff be directed to change the venue of the upcoming Community Engagement Session for 1635 Dundas scheduled for October 3, 2023, from Regional Council Chambers to a larger facility (Could be a school gym or another facility that holds more than 300 people).

MOTION WITHDRAWN

7. Communications

CC 52 Correspondence from the Township of Cramahe, re: Amendments to the Highway Traffic Act

Moved by Councillor Foster, Seconded by Councillor Lee,
(169) That Council Correspondence CC 52 from the Township of Cramahe re:
Amendments to the Highway Traffic Act be endorsed.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Ashe
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Crawford
Councillor Dies
Councillor Foster
Councillor Garrod
Councillor Jubb
Councillor Kerr
Councillor Lee
Councillor Marimpietri
Councillor McDougall
Councillor Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Schummer
Councillor Shahid
Councillor Woo
Councillor Wotten
Councillor Yamada
Regional Chair Henry

No

Councillor Anderson
Councillor Barton
Councillor Mulcahy

Members Absent: Councillor Collier
Councillor Cook
Councillor Leahy

Declarations of Interest: None

8. Reports related to Delegations/Presentations

There are no reports related to Delegations/Presentations.

9. Committee Reports and any related Notice of Motions

9.1 Report of the Finance and Administration Committee

1. The Regional Municipality of Durham 2022 Accessibility Report (2023-A-11)
[CARRIED]

That the Regional Municipality of Durham 2022 Accessibility Report #2023-A-11 of the Chief Administrative Officer be received for information.

2. Appointment of new members to the Durham Accessibility Advisory Committee (AAC) (2023-A-12)
[CARRIED]

That the following people be appointed to the Durham Accessibility Advisory Committee;

Ms. Priya Chandwani – Professional from the stakeholder community; and

Mr. Lyle Williams – Person with a disability.

3. Durham Region Anti-Racism Taskforce Cohort 2 Workplan (2023-A-14)
[CARRIED]

That the Durham Region Anti-Racism Taskforce Cohort 2 Workplan, as outlined in Attachment #1 to Report #2023-A-14 of the Chief Administrative Officer, be approved.

4. Tile Drainage Loans on behalf of the Township of Brock for Ms. Candice Greer (C845 Concession Road 11, Lot 10, Cannington, ON) and Mr. Jason Creighton (C845 Concession Road 11, Lot 9, Cannington, ON) (2023-F-17)
[CARRIED]

- A) That funds in the amount of \$50,000 be advanced to the Township of Brock with respect to a loan application pursuant to the *Tile Drainage Act*, R.S.O., 1990, c. T. 8 (the “Act”) for Ms. Candice Greer (C845 Concession Road 11, Lot 10) in the Cannington area of the Township of Brock;
- B) That funds in the amount of \$20,500 be advanced to the Township of Brock with respect to a loan application pursuant to the *Tile Drainage Act*, R.S.O., 1990, c. T. 8 (the “Act”) for Mr. Jason Creighton (C845 Concession Road 11, Lot 9) in the Cannington area of the Township of Brock; and
- C) That the requisite by-laws be approved by Regional Council.

5. Update of Regional Commodity Price Hedging Agreements: Statement of Policies and Goals (2023-F-18)
[CARRIED]

- A) That the proposed September 2023 update to the Region's Commodity Price Hedging Agreements: Statement of Policies and Goals contained in Attachment #1 to Report #2023-F-18 of the Commissioner of Finance be approved with the following key elements:
- i) That the Region of Durham (the Region) will continue to consider commodity price hedging agreements as a means of fixing, directly or indirectly, or enabling the Region to fix the price or range of prices to be paid by the Region for the future delivery of some or all of the commodity or the future cost to the municipality of an equivalent quantity of the commodity, where it is advantageous for the Region to do so;
 - ii) That the Commissioner of Finance and Treasurer for the Region will continue to be the designated person responsible for administrative matters pertaining to commodity price hedging and will delegate certain administrative duties and responsibilities to internal staff and external agents. In addition, the Commissioner of Finance and Treasurer, or their designate, will continue to be authorized to enter into contracts for the purpose of engaging a Contract Agent in accordance with the Region's Purchasing Policies;
 - iii) That the Statement of Policies and Goals: Commodity Price Hedging Agreements be further broadened to consider a wider range of appropriate risk control measures for particular commodity price hedging agreements, which may include, but not be limited to, the potential for limiting credit exposure based on a degree of regulatory oversight and/or on the regulatory capital of the other party to the agreement;
 - iv) That the Statement of Policies and Goals: Commodity Price Hedging Agreements be updated to reflect current staff responsibilities and accountabilities for reviewing and recommending commodity price hedging transactions; and
 - v) That in accordance with the requirements of Ontario Regulation 653/05 under the Municipal Act, 2001, the Commissioner of Finance and Treasurer continue to annually prepare and provide a report to Regional Council with respect to any and all commodity price hedging agreements in place for the prior fiscal year.

6. By-law for the Appointment of Municipal Auditor (2023-F-19)
[CARRIED]

That the Legal Department be directed to submit the appropriate by-law for the appointment of Deloitte LLP as Municipal Auditor for a five (5) year term for the 2023 to 2027 fiscal years.

7. Additional Allocation and Revision of Canada Community- Building Fund Program Funds to Road Rehabilitation Projects (2023-F-20)
[CARRIED]

A) That in order to fully utilize Canada Community-Building Fund (CCBF) Program Funds, an additional allocation of \$3.3 million be approved for the following road rehabilitation projects, replacing the previously approved Road Rehabilitation Reserve Fund financing:

Main Street Uxbridge / Concession Road 7 (Project R2216) \$1,900,000

Lake Ridge Road from north of Regional Road 5
to south Chalk Lake Road (Project R1718) \$1,400,000

Total \$3,300,000:

B) That the Commissioner of Finance be authorized to adjust the split between the CCBF and other financing for the roads rehabilitation projects as required to ensure that the full CCBF funding is utilized prior to the expiry of the applicable expenditure period.

8. Requesting a Share of Ontario's Harmonized Sales Tax (HST) for Ontario Municipalities (2023-F-21)
[CARRIED]

That the Province of Ontario and Federal Government be requested to provide municipalities with a share of their portions of the Harmonized Sales Tax (HST) to ensure sustainable municipal revenues and sufficient financial capacity for increasingly complex programs and services.

9. 2024 Regional Business Plans and Property Tax Supported Budget Guideline (2023-F-22)
[REFERRED TO STAFF] [SEE MOTION (172) ON PAGE 13]

A) That the following detailed direction and guidelines for the 2024 Business Plans and Budget for Regional Departments, Conservation Authorities and other Outside Agencies (excluding Durham Regional Police Services Board) be approved:

- i) The 2024 Property Tax Guideline not exceed an overall property tax impact of 7.25 per cent compared to the 2023 approved budget including 0.50 per cent dedicated to fund anticipated property tax impacts resulting from Provincial Bill 23, More Homes Built Faster Act, 2022, and the guideline increases for Conservation Authorities as detailed in recommendation A (ii);
 - ii) The 2023 Operating Budget for each Conservation Authority not exceed an increase of 2.5 per cent, plus or minus any current value assessment adjustments, and the 2024 Special Benefitting Programs Budget for each Conservation Authority not exceed an increase of 1.5 per cent, plus or minus any current value assessment adjustments, compared to the 2023 approved budget;
- B) That the following detailed direction and guideline for the 2024 Business Plans and Budget for the Durham Regional Police Services Board be approved:
 - i) The 2024 Business Plans and Budget for the Durham Regional Police Services Board not exceed \$267.966 million, an increase of 8.26 per cent compared to the 2023 approved budget for the Durham Regional Police Service, which translates to an overall budgetary property tax impact of 2.50 per cent;
- C) That the requested funding by Oak Valley Hospital for the Uxbridge Hospital redevelopment, under the Region's Community Investment Grant Program, be approved up to a maximum of \$10.0 million subject to the execution of a funding agreement with terms satisfactory to the Commissioner of Finance that include milestone payments and performance deliverables;
- D) That the February 2024 Finance and Administration Committee meeting be moved from February 13, 2024 to February 21, 2024 and the preliminary timetable for the 2024 Regional Business Plans and Budget be approved as outlined in Attachment #1 to Report #2023-F-22 of the Commissioner of Finance, which includes the following key dates:
 - i) December 20, 2023 – final Regional Council approval of the 2024 Water Supply and Sanitary Sewerage Business Plans and Budget;
 - ii) February 21, 2024 – Finance and Administration Committee consideration of the staff report recommending adoption of the proposed 2024 Property Tax Supported Business Plans and Budget;

iii) February 28, 2024 – final Regional Council approval of the entirety of the 2024 Property Tax Supported Business Plans and Budget; and

E) That copies of Report #2023-F-22 of the Commissioner of Finance be forwarded to the Durham Regional Police Services Board, Durham Region Transit Commission, Conservation Authorities, Durham Regional Local Housing Corporation, and other Outside Agencies to guide the development of detailed 2024 Business Plans and Budget;

F) That staff be requested to report on the impact of limiting the tax cap at 6.25% and 5.25% for Regional Departments and related agencies; and

That the Durham Regional Police Services Board (DRPSB) be requested to provide a scenario of an overall budgetary property tax impact of 2% for Council's consideration.

10. Confidential Report of the Commissioner of Corporate Services – Labour Relations/Employee Negotiations with respect to Ontario Nurses Association (“ONA”), Local 16 (2023-A-13)

[CARRIED]

That the recommendations contained in Confidential Report #2023-A-13 of the Commissioner of Corporate Services be adopted.

Moved by Councillor Ashe, Seconded by Councillor Leahy,

(170) That the recommendations contained in Items 1 to 8, and 10 of Report #6 of the Finance and Administration Committee be adopted.

CARRIED

Moved by Councillor Ashe, Seconded by Councillor Leahy,

(171) That the recommendations contained in Item 9 of Report #6 of the Finance and Administration Committee be adopted.

REFERRED TO STAFF

(See Following Motion)

Moved by Councillor Chapman, Seconded by Councillor Brenner,

(172) That Report #2023-F-22 be referred to staff to complete the tasks outlined in Part F) and report back through the Finance & Administration Committee to determine the 2024 Property Tax Supported Budget Guidelines.

CARRIED ON THE FOLLOWING

RECORDED VOTE:

Yes

Councillor Anderson

Councillor Ashe

No

Councillor Jubb

Councillor Marimpietri

Councillor Barton	Councillor Neal
Councillor Brenner	Councillor Nicholson
Councillor Carter	Councillor Schummer
Councillor Chapman	Councillor Yamada
Councillor Crawford	
Councillor Dies	
Councillor Foster	
Councillor Garrod	
Councillor Kerr	
Councillor Leahy	
Councillor Lee	
Councillor McDougall	
Councillor Pickles	
Councillor Roy	
Councillor Schummer	
Councillor Shahid	
Councillor Woo	
Councillor Wotten	
Regional Chair Henry	

Members Absent: Councillor Collier
Councillor Cook

Declarations of Interest: None

9.2 Report of the Health and Social Services Committee

1. Durham Nuclear Health Committee Membership (2023-MOH-5) [CARRIED]

- A) That the following individuals be appointed to the Durham Nuclear Health Committee:
- i) Dr. Lubna Nazneen: Public Member – Ajax
 - ii) Dr. Seewoosunkur Gopaul: Public Member – Pickering
 - iii) Madison Kidd: Public Member (youth) – Oshawa
 - iv) Madisen Wood: Public Member (youth) – Whitby
 - v) Adam de Grosbois: Alternate Member – Clarington
 - vi) Bill Rattan: Alternate Member - Whitby

Moved by Councillor Roy, Seconded by Councillor Dies,
(173) That the recommendations contained in Item 1 of Report #6 of the Health and Social Services Committee be adopted.

CARRIED

9.3 Report of the Planning and Economic Development Committee

1. Application to Amend the Durham Regional Official Plan, submitted by Clark Consulting Services Ltd., on behalf of Wechsel Farms, to permit the severance of a dwelling rendered surplus to a farming operation as a result of the consolidation of non-abutting farm parcels in the Township of Brock, File: OPA 2022-004 (2023-P-20)

[CARRIED]

 - A) That Amendment #192 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 Commissioner's Report #2023-P-20; and
 - B) That "Notice of Adoption" be sent to the applicant, the applicant's agent, the Township of Brock, the Ministry of Municipal Affairs and Housing, and all other person or public bodies who requested notification of this decision.

2. Application to Amend the Durham Regional Official Plan, submitted by Michael Smith Planning Consultants Development Coordinators Ltd., on behalf of Gowanlea Ltd., to permit the severance of a farm dwelling rendered surplus as a result of the consolidation of non-abutting farm parcels, in the Township of Brock, File: OPA 2023-003 (2023-P-21)

[CARRIED]

 - A) That Amendment #193 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 Commissioner's Report #2023-P-21; and
 - B) That "Notice of Adoption" be sent to the applicant, the applicant's agent, the Township of Brock, the Ministry of Municipal Affairs and Housing, and all other person or public bodies who requested notification of this decision.

3. Bill 23 Update: Delegation of Durham Region Land Division Responsibilities (2023-P-22)

[CARRIED]

 - A) That the Regional Solicitor be authorized to present a By-law under Section 54 of the Planning Act delegating to the Council of each of the Region's area municipalities, the authority to grant consents, and that this by-law be passed by Council at its meeting on October 25, 2023;

- B) That That By-laws 07-2023 and 09-2023, authorizing appointments to the Regional Land Division Committee be repealed effective December 31, 2023;
 - C) That the area municipalities be requested to pass a by-law to expand the role of their Committees of Adjustment to include Consent applications effective January 1, 2024;
 - D) That a copy of Report #2023-P-22 of the Commissioner of Planning and Economic Development be provided to the Regional Land Division Committee, and each of the Region's area municipalities; and
 - E) That at the appropriate time, the Chair of the Land Division Committee and all Committee Members be thanked for their contributions and service to the Region.
4. Confidential Report of the Commissioner of Planning and Economic Development – Closed matter regarding a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board as it relates to bringing the Business Advisory Centre Durham (BACD) into the Regional Corporation (2023-EDT-12)
[CARRIED]

That the recommendations contained in Confidential Report #2023-EDT-12 of the Commissioner of Planning and Economic Development be adopted.

Moved by Councillor Chapman, Seconded by Councillor Pickles,
(174) That the recommendations contained in Items 1 to 4 inclusive of Report #7 of the Planning and Economic Development Committee be adopted.
CARRIED

9.4 Report of the Works Committee

1. Declaration of Lands as Surplus and Approval to Transfer the Surplus Lands to the City of Pickering as Part of a Site Plan Agreement (2023-W-33)
[CARRIED]
- A) That Part 1 on 40R-32220, being part of PIN 26402-0094 located on the northwest corner of Fifth Concession Road and Sideline 16, in the City of Pickering, Regional Municipality of Durham, be declared as surplus to Regional Municipality of Durham requirements;

- B) That the Regional Municipality of Durham's solicitors be authorized to complete the transfer of lands as described in Recommendation A) of Report #2023-W-33 of the Acting Commissioner of Works, having an estimated value of \$420,400, to the City of Pickering for a nominal sum and waive all other requirements under By-law #52-95; and
 - C) That authority be granted to the Commissioner of Works to execute any documents necessary to complete the conveyance to the City of Pickering.
2. Delegation of Authority for the Execution of Agreements related to the Memorandum of Understanding Established for the Lake Ontario Water Quality Forecasting System (2023-W-34)
[CARRIED]

That Regional Council delegates authority to the Commissioner of Works to execute any necessary documents or agreements related to the Memorandum of Understanding with the Regional Municipality of Peel and the City of Toronto for the governance structure and cost-sharing for the implementation of the Credit Valley-Toronto and Region-Central Lake Ontario Source Protection Plan, subject to the satisfaction of the Regional Solicitor.

3. Declaration of Lands as Surplus and Approval to Convey the Surplus Lands to the Adjacent Landowner as part of a Land Exchange for Regional Requirements (2023-W-35)
[CARRIED]
- A) That portions of the properties municipally known as 27 Gibb Street, 31 Gibb Street, 35 Gibb Street, 39 Gibb Street, 43 Gibb Street, and 47 Gibb Street, in the City of Oshawa, legally described as Parts 2, 3, 6, 7, 10, and 11 on Registered Plan 40R-32022 and property municipally known as 40 Quebec Street in the City of Oshawa, legally described as Part Lot 58 Plan 47 Oshawa; Part Lot 59 Plan 47 Oshawa As In D473512 City of Oshawa and identified by PIN 163660144, be declared surplus to Regional Municipality of Durham requirements;
 - B) That Regional Municipality of Durham staff be authorized to enter into a Land Exchange Agreement with the adjacent property owner, 1816629 Ontario Inc. under the following terms:
 - i) The Regional Municipality of Durham will transfer the lands described in Recommendation A) above and having an estimated market value of \$1,286,500, to 1816629 Ontario Inc. for fair market value;

- ii) 1816629 Ontario Inc. will transfer lands legally described as Part 13 on Registered Plan 40R-32022 and property municipally known as 273 Simcoe Street South in the City of Oshawa, legally described as Part Lot 30 E/S Simcoe Street Plan H50005 Oshawa; Part Lot 30 W/S Celina Street Plan H50005 Oshawa As In D411598 (Secondly & Thirdly) City of Oshawa and identified by PIN 163490036 and having a Fair Market value of \$1,577,900 to the Regional Municipality of Durham;
 - iii) The Regional Municipality of Durham will pay the amount of \$291,400 to 1816629 Ontario Inc. as compensation to account for the difference in the value of the lands associated with the land exchange; and
 - iv) The Regional Municipality of Durham will pay a further amount of \$1,172,452 to 1816629 Ontario Inc. as compensation for the reconfiguration of the parking impacted by the Region's requirement;
- C) That the requirements of Sections 3 and 4 (1) of Regional Municipality of Durham By-law #52-95 be waived to facilitate the land exchange between the Regional Municipality of Durham and 1816629 Ontario Inc.; and
- D) That the Commissioner of Works be authorized to execute all documents associated with this land exchange.
4. Approval to Award Sole Source Maintenance Service and/or Parts Supply Agreements Negotiated for Equipment Installed at Various Water Pollution Control Plants and Sanitary Sewage Pumping Stations throughout Durham Region [\(2023-W-36\)](#)
-
- [CARRIED]
- A) That staff be authorized to negotiate and award sole source agreements for maintenance service and/or parts supply for the existing equipment installed as components of various Water Pollution Control Plants and Sanitary Sewage Pumping Stations throughout Durham Region as listed below, with terms not to exceed five years;
 - B) That financing for the sole source maintenance service and/or parts supply agreements be provided from the Regional Municipality of Durham's approved annual Sanitary Sewerage Operations Budget at an estimated annual cost of approximately \$6,450,000;
 - C) That the negotiated sole source agreements be awarded as follows:

Authorized Supplier	Manufacturer	Estimated Annual Costs (excluding HST)
Alfa Laval	Alfa Laval	\$125,000
Xylem	Xylem	\$800,000
C & M Environmental	Brentwood Industries/Spirac	\$300,000
ACG Envirocan Ltd	JWC	\$225,000
Directrik	Vogelsang, Hydrostal, Weir, Wemco, Trillium Pumps	\$375,000
Toshont	Toshiba	\$150,000
Thermogenics	Thermogenics	\$150,000
OVIVO	OVIVO	\$500,000
PRO Aqua	Bioseco, Schwing Bioaset, Atlas Copco, Sanitaitre,	\$400,000
Evoqua	Evoqua	\$150,000
Envirocare	Envirocare	\$125,000
Arvos Group	Arvos Group	\$150,000
Veolia	Veolia	\$250,000
Syntec	Fontaine, Tidflex, Neitzch, Trueline, Valvematic, Red Valve	\$200,000
Flowpoint	Flowpoint	\$100,000
Benshaw	Benshaw	\$100,000
Schneider	Schneider	\$250,000
APG Neuros	APG Neuros	\$200,000
Howden	Turblex	\$500,000
Westech Industrial	Varec	\$150,000

KSB Pumps	KSB Pumps	\$250,000
Sulzer	Sulzer	\$100,000
Novatech	Ametek	\$200,000
Lakeside Process Controls	AMS and Valve Link Monitoring Software (Emerson), Fisher Control Valves, & Controllers, Rosemount Family of Measuring Devices	\$250,000
John Brooks	Grundfos, E-one	\$100,000
Waterloo Manufacturing	Cleaver Brooks	\$150,000
Troy-Ontor Incorporated	Auma Actuators	\$200,000
	TOTAL	\$6,450,000

and

- D) That the Commissioner of Finance be authorized to execute the necessary maintenance service and/or parts supply agreements.
5. Additional Financing for Property Acquisition and Utility Relocations for the Intersection Improvement Project at Rossland Road (Regional Road 28) and Garden Street, in the Town of Whitby (2023-W-37)
[CARRIED]
- A) That Regional Council authorize additional funding for property acquisition and utility relocations for the Rossland Road and Garden Street Intersection project, in the amount of \$810,000; and
 - B) That the additional funding be provided by reallocation of financing from approved projects as follows:

	Residential DC	Commercial DC	Industrial DC	Roads Capital Reserve	Developer Funding	Total
	\$	\$	\$	\$	\$	\$
Project ID R1620 Rossland Road and Garden Street	939,600	113,400	24,300	422,700	-	1,500,000
Total Approved Financing	939,600	113,400	24,300	422,700	-	1,500,000
Project ID R1103 Simcoe Street and Conlin Road	85,467	13,858	-	62,751	-	162,076
Project ID R1403 Reg. Rd. 23 and Reg. Rd. 12 Roundabout	201,416	28,591	4,616	90,900	-	325,523
Project ID R0203 Bloor Street from Merritt Street to Ritson Road	115,528	32,051	-	34,887	-	182,465
Contribution from Landowner for Storm Sewer Extension	-	-	-	-	18,267	18,267
Funding at the discretion of the Commissioner of Finance	132,189	7,747	-	-	-	139,936
Additional Roads Financing	534,600	82,246	4,616	188,538	-	810,000
Total Revised Financing	1,474,200	195,646	28,916	611,238	18,267	2,328,267

Moved by Councillor Barton, Seconded by Councillor Marimpietri,
(175) That the recommendations contained in Items 1 to 5 inclusive of Report
#7 of the Works Committee be adopted.

CARRIED

9.5 Report of the Committee of the Whole

1. Proposed 2025 Durham Region Strategic Plan Governance Structure and
Advisory Group (2023-COW-32)

[CARRIED]

- A) That the proposed 2025 Durham Region Strategic Plan Governance Structure detailed in Report #2023-COW-32 of the Chief Administrative Officer be endorsed;
- B) That an Advisory Group be established to support the development of the 2025 Durham Region Strategic Plan;
- C) That the Durham Region Strategic Plan Advisory Group Terms of Reference, as proposed in Attachment #1 to Report #2023-COW-32, be adopted; and
- D) That the Durham Region Strategic Plan Advisory Group membership, as proposed in Section 5.1 to Report #2023-COW-32, be endorsed.

2. Construction Progress and Request for Additional Financing for the
Proposed Seaton 200-Bed Long-Term Care Home at 1550 Alexander Knox
Road, in the City of Pickering (2023-COW-34)

[CARRIED]

- A) That the previously approved project budget for the Seaton Long-Term Care Home at 1550 Alexander Knox Road, in the City of Pickering, be increased by \$36,225,478 over the approved budget of \$126,025,000 for a revised project budget of \$162,250,478;
- B) That the additional capital costs of \$36,225,478 be financed through additional debenture financing;
- C) That the other sources of financing at the discretion of the Commissioner of Finance be applied to reduce the amount of debenture financing if possible, based on circumstances at the time debentures are required to be issued; and

- D) That the Commissioner of Finance and Chief Administrative Officer be authorized to execute any contracts and waive any Regional policy requirements to facilitate an expedited construction approach to maintain eligibility for the construction funding subsidy supplement from the Province as previously reported with actions summarized at significant milestones to Regional Council.

Moved by Councillor Mulcahy, Seconded by Councillor Lee,
(176) That the recommendations contained in Items 1 and 2 inclusive of Report #7 of the Committee of the Whole be adopted.

CARRIED

10. Departmental Reports & Other Resolutions

- 10.1 Durham Region's response to Environmental Registry of Ontario Postings #019-7561 and #019-7562 related to an Amendment to the Greenbelt Area boundary regulation (O. Reg. 59/05) in the Town of Ajax (2023-P-23)

Moved by Councillor Chapman, Seconded by Councillor Mulcahy,
(177) That Regional Council:

- A) Advise the Ministry of Municipal Affairs and Housing that Durham Region Council supports returning the properties at 765 and 775 Kingston Road East in the Town of Ajax to the Greenbelt Area; and
- B) That a copy of Report #2023-P-23 of the Commissioner of Planning & Economic Development be sent to the Minister of Municipal Affairs and Housing, the MPPs in Durham and the area municipalities.

CARRIED

11. Notice of Motions

- 11.1 Motion regarding Waiving the Confidentiality of Report #2023-COW-31
[CARRIED ON A RECORDED VOTE] [SEE MOTION (167) ON PAGE 6]

This matter was dealt with earlier in the meeting. See Item 11.1 on Page 6.

- 11.2 Motion for Change of Venue - 1635 Dundas Street Engagement Session
[MOTION WITHDRAWN]

This matter was dealt with earlier in the meeting. See Item 11.2 on Page 7.

12. Unfinished Business

There was no unfinished business to be considered.

13. **Announcements**

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

14. **By-laws**

54-2023 Being a by-law to raise money to aid in the construction of drainage works in the Regional Municipality of Durham under The Tile Drainage Act, R.S.O. 1990, c. T.8.

This by-law implements the recommendations contained in Item #4 of the 6th Report of the Finance & Administration Committee presented to Regional Council on September 27, 2023

55-2023 Being a by-law to authorize the issue of a 10-year debenture in the principal amount of \$70,500.00 by The Regional Municipality of Durham in connection with a loan made at the request of The Corporation of the Township of Brock for eligible sub-surface drainage works under the Tile Drainage Act, R.S.O., 1990, c. T.8.

This by-law implements the recommendations contained in Item #4 of the 6th Report of the Finance & Administration Committee presented to Regional Council on September 27, 2023

56-2023 Being a by-law to impose special annual levies upon municipalities in respect of which money is borrowed in the Regional Municipality of Durham under The Tile Drainage Act, R.S.O., 1990, c. T.8.

This by-law implements the recommendations contained in Item #4 of the 6th Report of the Finance & Administration Committee presented to Regional Council on September 27, 2023

57-2023 Being a by-law to adopt Amendment #192 to the Durham Regional Official Plan.

This by-law implements the recommendations contained in n Item #1 of the 7th Report of the Planning & Economic Development Committee presented to Regional Council on September 27, 2023

58-2023 Being a by-law to adopt Amendment #193 to the Durham Regional Official Plan.

This by-law implements the recommendations contained in n Item #2 of the 7th Report of the Planning & Economic Development Committee presented to Regional Council on September 27, 2023

59-2023 Being a by-law to appoint the firm of Deloitte LLP as the Municipal auditor for the 2023 to 2027 fiscal years inclusive.

This by-law implements the recommendations contained in Item #6 of the 6th Report of the Finance & Administration Committee presented to Regional Council on September 27, 2023

Moved by Councillor Ashe, Seconded by Councillor Barton,
(178) That By-law Numbers 54-2023 to 59-2023 inclusive be passed.

CARRIED

15. Confirming By-law

60-2023 Being a by-law to confirm the proceedings of the Council of The Regional Municipality of Durham at its meeting on the 27th day of September, 2023.

Moved by Councillor Ashe, Seconded by Councillor Barton,
(179) That By-law Number 60-2023 being a by-law to confirm the proceedings of the Council of the Regional Municipality of Durham at their meeting held on September 27, 2023 be passed.

CARRIED

16. Adjournment

Moved by Councillor Nicholson, Seconded by Councillor Kerr,
(180) That the meeting be adjourned.

CARRIED

The meeting adjourned at 2:20 PM

Respectfully submitted,

John Henry, Regional Chair & CEO

Alexander Harras, Regional Clerk