



Official Notice

Meeting of Regional Council

Regional Council Chambers
Regional Headquarters Building, 605 Rossland Road East, Whitby

Wednesday, May 9, 2018

9:30 AM

ORDER OF BUSINESS

Call to Order

Roll Call

Declarations of Interest

Announcements

Presentations

1. Mr. Don Beaton, Commissioner of Corporate Services, introducing and recognizing the recipients of the 2017 Award of Excellence and Commitment to Excellence Awards.
2. Mr. Vincent Patterson, General Manager, Durham Region Transit, presentation of Drivers for the 2017 Safe Driver Recognition.

Adoption of Minutes

Section 1

- Regular Regional Council Meeting – [April 11, 2018](#) Pages 101 – 132
- Regular Committee of the Whole Meeting – May 2, 2018 Provided on Addendum

Communications

Section 2

- [Correspondence](#) Page 201

Delegations, Notice of Motions

Section 3

Page 301

- [Delegations](#)
- [Notice of Motions](#)

Report of the Committee of the Whole Section 4

- Sixth Report of the [Committee of the Whole](#)

Pages 401 – 409

**Unfinished Business, Other
Business & By-Laws**

Section 5

Pages 501 – 510

Confirming By-Law

- By-law to confirm the Proceedings of Council

Adjournment

SECTION 1

MINUTES

THE REGIONAL COUNCIL OF DURHAM

Wednesday, April 11, 2018

The Council of The Regional Municipality of Durham met in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:31 AM

Acting Chair, Councillor Rowett assumed the Chair.

Roll Call: Morning Session 9:30 AM to 1:07 PM

All members of Council were present with the exception of Councillors McQuaid-England, and Parish

Councillor McQuaid-England attended the meeting at 9:53 AM

Councillor Parish attended the meeting at 9:35 AM

Afternoon Session 2:02 PM to 4:07 PM

All members of Council were present

Councillor Drumm left the meeting at 3:34 PM

Councillor Parish left the meeting at 3:30 PM

Councillor Ryan left the meeting at 3:25 PM

Moved by Councillor Henry, Seconded by Councillor Ryan,

(72) That the agenda be altered in order to consider the Motion of Condolence next.

CARRIED

Acting Regional Chair Rowett invited Council members to offer a short tribute or share a special memory of Chair Anderson.

Motion

1. Motion of Condolence – Passing of Regional Chair and CEO Roger Anderson

Moved by Councillor Ryan, Seconded by Councillor Henry,

(73) Whereas members of Durham Regional Council learned, with sadness, of the passing of Regional Chair and CEO Roger Anderson on March 24, 2018; and

Whereas Mr. Anderson was Durham Region's longest-serving chair (having served since 1997), and the first person to be directly elected into the role in 2014; and

Whereas Mr. Anderson also served as Chair of the Durham Region Transit Commission since its inception and served several terms as Chair of the Durham Regional Police Services Board; and

Whereas in his role as Regional Chair, he was instrumental in bringing together 1,200 employees from 10 locations to a Regional Headquarters building; amalgamation of our ambulance services; the formation of Durham Region Transit; a made-in-Durham energy-from-waste solution; the rebuilding of the Region's four long-term care homes, construction of new paramedic response stations, community police offices, and affordable housing units; and improvements to Regional roads, water and waste water systems; and

Whereas he was a dedicated advocate for Durham Region and all municipalities across the Greater Toronto Area, Ontario, Canada and internationally through 25 years with the Association of Municipalities of Ontario (including a two-year term as president during which municipalities gained access to federal gas tax funding for infrastructure and transit); and as a Director of the Federation of Canadian Municipalities (FCM) and Chair of the Ontario Caucus; and

Whereas Mr. Anderson strongly championed health care and education by supporting Durham Region's \$10-million donation for the RS McLaughlin Durham Regional Cancer Centre; advocating for a \$3-million Regional contribution for the new Grandview Children's Centre facility in Ajax; and through donations of more than \$6 million over the past 20 years from his annual charity golf tournament for the Abilities Centre, students in financial need at Durham College and the University of Ontario Institute of Technology, child and youth initiatives of the Ontario Shores Foundation for Mental Health, and other local initiatives; and

Now therefore, be it resolved that Durham Regional Council expresses deepest sympathies to Chair Anderson's family, friends and colleagues during this difficult time and, in recognition of the fact that he will be profoundly missed across the Durham community, hold a moment of silent reflection in memory of Regional Chair Roger Anderson.

CARRIED UNANIMOUSLY

Acting Regional Chair Rowett led Council in a moment of silence in memory of Regional Chair Anderson.

Acting Regional Chair Rowett acknowledged the tragic bus accident involving the Humboldt Broncos hockey team and expressed condolences on behalf of Council to the community of Humboldt, Saskatchewan and those impacted by this tragedy.

Declarations of Interest

1. Councillor Drew made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 19 of the Fifth Report of the Committee of the Whole, Report #2018-COW-55: Approval for the Unbudgeted Capital Construction of a 200-Millimetre Diameter Watermain at Cannington Municipal Well Number 4, in the Township of Brock.

She indicated that her son is employed in the Works Department and may be assigned to this type of project.

2. Councillor Drumm made declarations of interest under the *Municipal Conflict of Interest Act* with respect to the following items:
 - i) Item 3 of the Fifth Report of the Committee of the Whole, Report #2018-COW-63: Public Process for the Proposed Amendments to Regional Transit Development Charge By-law No. 81-2001; and
 - ii) Item 4 of the Fifth Report of the Committee of the Whole, Report #2018-COW-65: Sole-Source Negotiation and Approval of Standing Agreement for the Purchase of Proprietary Durham Region Transit Original Equipment Manufacturer (OEM) Bus, Farebox and Associated Parts, and Extended System Warranty and Support for GFI Fare Collection System.
- He indicated that a member of his family is employed by Durham Region Transit.

Announcements

Various announcements were made relating to the activities and events within the area municipalities including:

- Acting Regional Chair Rowett congratulated Jim Clapp, Commissioner of Finance on his retirement and thanked him for his dedication and service to the Region of Durham.
- Annual Huck Finn Fishing Day will take place in the Township of Uxbridge on Saturday, April 28, 2018 from 10 AM to 1 PM.
- Councillor Ashe advised Council of the recent passing of his 27 year old step-son, Alexander Monaghan, who committed suicide. The Councillor reflected on the life of Alexander and the impact he had on people. Councillor Ashe spoke about the crisis that surrounds mental health and urged those who needed it to seek help and for those who can, to reach out to help those in need.
- Starry Nights will be held at the Jubilee Pavilion on June 15, 2018 from 6 PM to 12 AM, in support of stopping domestic violence.
- Wounded Warriors Canada have created a Humboldt's First Responders Fund with 100% of the proceeds used to provide mental health support to the First Responders involved in the tragic events involving the Humboldt Broncos.

Presentations

There were no presentations.

Adoption of Minutes

Moved by Councillor Henry, Seconded by Councillor Ryan

- (74) That the minutes of the following meetings be adopted:
- Regular Regional Council meeting held on March 21, 2018;
 - Closed Regional Council meeting held on March 21, 2018;
 - Regular Committee of the Whole meeting held on April 4, 2018; and
 - Closed Committee of the Whole meeting held on April 4, 2018.

CARRIED

Correspondence Requiring Motion for Direction

- CC 06 Mayor Steve Parish, Town of Ajax, writing to Regional Chair Anderson, advising of the unanimous endorsement at the March 19, 2018 General Government Committee meeting, of a 50% revenue sharing model as follows:
1. Ajax Council endorses a casino revenue sharing model contingent on the Town of Ajax being declared the host municipality in the OLG C3 Gaming Zone.
 2. Ajax Council endorses a casino revenue sharing model of 50% of total annual revenues allocated as follows:
 - Durham Region 20%
 - Pickering 15%
 - Whitby 10%
 - Quarter Horse Industry 5%
 3. Sharing could commence as soon as Ajax is declared the host municipality in the C3 Gaming Zone. (Our File: D02).

Moved by Councillor Henry, Seconded by Councillor Chapman,
(75) That Council Correspondence CC 06 be referred to consideration of Item #1 of Unfinished Business.

CARRIED

- CC 07 Mr. Alexander Harras, Manager of Legislative Services/Deputy Clerk, Town of Ajax, writing to The Honourable Kathleen O. Wynne, Premier of Ontario, advising that a resolution was passed by the General Government Committee at its meeting held on March 19, 2018 and endorsed by the Town of Ajax at its meeting held on March 26, 2018 requesting, in part, that any binding contract decision with respect to a casino location in the C3 Gaming Zone be postponed until after the June 7, 2018 election. (Our File: D02).

Moved by Councillor Henry, Seconded by Councillor Parish,
(76) That Council Correspondence CC 07 be referred to consideration of Item #1 of Unfinished Business.

CARRIED

Correspondence Received for Information

- CC 08 Mr. Randy Wilson, Acting Chair, Durham Regional Police Services Board, writing to Mr. Ralph Walton, Regional Clerk, expressing condolences on the recent passing of Regional Chair Roger Anderson and providing formal notification of the vacancy on the Board as required under subsection 27 (11) of the *Police Services Act*. (Our File: H23)
(See Motion 77)

CC 09 The Honourable Bill Mauro, Minister, Ministry of Municipal Affairs, writing to Council Members of the Regional Municipality of Durham, expressing condolences on the recent passing of Regional Chair Roger Anderson.
(Our File: H23)

(See Motion 77)

Moved by Councillor Henry, Seconded by Councillor Smith,
(77) That Council Correspondence CC 08 and CC 09 be received for information.
CARRIED

Moved by Councillor Joe Neal, Seconded by Councillor Henry,
(78) That Council recess for 10 minutes.
CARRIED

Council recessed at 10:50 AM reconvened at 11:00 AM.

Delegations

Public Meetings Regarding Proposed Development Charges By-law

Acting Regional Chair Rowett stated this portion of the Council meeting will be for public meetings regarding the proposed by-laws and background studies in this order:

1. The Region-wide Development Charges; and
2. The Carruthers Creek Area Specific Development Charge for Sanitary Sewerage.

These public meetings are required pursuant to Section 12 of the *Development Charges Act, 1997* as part of the process that Council must follow before passing a development charges by-law. This process also included the release of the proposed by-laws and background studies to the public on March 27, 2018.

The purpose of the public meeting is twofold: first, to provide the public with information relating to the Development Charge background study and proposed by-law; and second, to allow any person who attends the meeting to make representation relating to the proposed by-law and study. Written submissions received by the Regional Clerk by 5:00 PM on May 21, 2018, including those opinions expressed verbally at today's public meeting, will be considered in the preparation of the final development charge recommendations and by-laws scheduled to be presented to Regional Council for approval on June 13, 2018, following consideration by Committee of the Whole on June 6, 2018.

First Public Meeting: The Proposed Region-wide Development Charge By-law and Related Background Study

Ms. Mary Simpson, Director of Financial Planning and Purchasing, provided a PowerPoint Presentation to members of Regional Council with respect to the proposed Region-wide Development Charges.

Highlights from her presentation included:

- Purpose of Public Meeting
- Multi-Departmental Project
- Development Charges Calculation: Residential Water, Sewer and Roads Services
- Other Services Development Charges Calculation
- Policy Change Highlights
- Policies Maintained
- Residential Growth Forecast
- Non-Residential Growth Forecast
- Proposed Capital Forecast (2018-2027) Hard Services
- Proposed Capital Forecast (2018-2027) Other Services
- Proposed Region-Wide Residential Development Charge Rates for July 1, 2018
- Proposed Change in Residential Development Charge for July 1, 2018 Single/Semi Detached
- Proposed Change in Non-Residential Development Charge for July 1, 2018
- Comparison of GTA Regional Development Charge Rates
- Residential Development Charge Comparisons
- Commercial/Retail Development Charge Comparison
- Industrial Development Charge Comparison
- Summary
- Next Steps

Acting Regional Chair Rowett asked if there were any members of the public in attendance who wish to make a submission or ask any questions on this particular matter.

1. Ms. Libby Racansky, Courtice resident, stated that the industrial development charges are too low, and residents are subsidizing development through their taxes. She stated there should be a 50/50 shared cost by residents and developers for infrastructure.

Acting Regional Chair Rowett asked if there were any further members of the public in attendance who wish to make a submission or ask any questions on this particular matter. He asked a second and third time. Being none, he advised the portion of the public meeting with regard to the proposed Region-wide Development Charge By-law is closed.

Second Public Meeting: The Proposed Area Specific Development Charge By-law and Related Background Study Regarding the Sanitary Sewerage Services in the Carruthers Creek Area

Ms. Mary Simpson, Director of Financial Planning and Purchasing, provided a PowerPoint Presentation to members of Regional Council with respect to the Sanitary Sewerage Carruthers Creek Area Specific Development Charges.

Highlights from her presentation included:

- Sanitary Sewerage Carruthers Creek Area Specific Development Charges
 - Calculation of Development Charges is based on number of net developable hectares
 - Proposed area specific development charge
 - \$15,903 per net developable hectare from \$15,560
 - Recommended to be implemented on July 1, 2018
 - By-law renewed to August 31, 2019 to coincide with expiry date of front ending agreements

Acting Regional Chair Rowett asked if there were any members of the public in attendance who wish to make a submission or ask any questions on this particular matter. He asked a second and third time. Being none, he advised the portion of the public meeting with regard to the proposed Sanitary Sewerage Carruthers Creek Area Specific Development Charges is closed and he continued on with the Council agenda.

2. Mr. Glenn Jager, Nuclear President and Chief Nuclear Officer, Ontario Power Generation, regarding Ontario Power Generation Overview – Spring 2018

Mr. Jager provided a PowerPoint presentation on the Ontario Power Generation Overview, Spring 2018.

Highlights from his presentation included:

- Ontario Power Generation Overview
- Support for Nuclear
 - Long-Term Energy Plan
- Pickering Nuclear
- Pickering Nuclear Continued Operations to 2024
- Darlington Refurbishment
- Pickering Continued Operations

Mr. Jager responded to questions of Regional Council.

A copy of his presentation was submitted to the Legislative Services Division prior to the meeting and will be retained by the Legislative Services Division.

3. Mr. Daniel Cullen, Director, H.O.P.E. Coalition, regarding the coalition's findings following five weeks of roundtable discussions with citizens who have experienced homelessness and poverty in the Durham Region

Mr. Cullen advised in February 2018 roundtable discussions were held over a five week period with citizens who have experienced homelessness and poverty in the Durham Region. During the roundtable meetings, four main questions were discussed: What works well in addressing housing?; What are the service gaps?; What frustrates you?; and, What are the causes of homelessness? He stated

there was also discussion on the minimum wage being \$14 and that it is not enough for people to make ends meet. He added that discussions also took place with respect to the low income of a person on disability, and the challenges they face with being able to afford bus fare in order to get to their medical appointments. He stressed there needs to be further discussion on the next steps to provide free bus passes for those who are on disability.

Mr. Cullen responded to questions of Regional Council.

4. Ms. Cathrine McKeever, Bowmanville resident, regarding Recommendation E) of Report #2018-COW-44: Proposed Methodology for Land Needs Assessment for the Greater Golden Horseshoe, Environmental Bill of Rights Registry #013-2016

Ms. McKeever expressed concern that seniors who have worked hard throughout their lives, and who are not ready to move to an unaffordable retirement home, have limited housing options available to them. She spoke to aging in place and the preference of seniors to remain in their own home. She stated that small bungalows should be built for seniors to allow them to remain in a home that is more manageable for them. She also stated that in Courtice there were plans to build small bungalow homes for seniors however these plans were ultimately not approved. She expressed disappointment for seniors to be told that their only option would be to move into a retirement home that consists of only a bed, a lamp and a chair.

5. Ms. Linda Gasser, Whitby resident, regarding Report #2018-COW-70: Approval of 2018-2022 Meeting Schedule and Council Governance Structure

Ms. Gasser highlighted the following concerns with respect to the current committee of the whole and council governance structure:

- Loss of Expertise
- Reduced Council Oversight
- Council Information Packages (CIPs)
- Delegations – Comments in Poll Results
- Time Spent on Regional Business.

She urged Council to support returning to the previous Standing Committee structure with meetings held on a monthly basis. A copy of her presentation was submitted to the Legislative Services Division prior to the meeting and will be retained by the Legislative Services Division.

6. Ms. Wendy Bracken, Newcastle resident, regarding Report #2018-INFO-38: Durham York Energy Centre Ambient Air Monitoring Program

Ms. Bracken provided a PowerPoint presentation on the Durham York Energy Centre Ambient Air Monitoring Program.

Highlights from her presentation included:

- Big Changes to Ambient Air Standards, Nitrogen Dioxide (NO₂)
- Big Changes to Ambient Air Standards, Sulfur Dioxide (SO₂)
- Committee of the Whole Report Prediction and Response
- Not So Fast Durham Region! Our Health Should Matter
- Review of a Document for the Regional Municipality of Halton: Step 4a: Identification and Description of Potential Health and Environmental Effects
- Using the Consultants Choice of Reference Values: No Inhalation Risks Identified for 140,000 tpy Incinerator
- Using World Health Organization Benchmark Values: Potential Risk to Human Health Identified for PM_{2.5} and NO₂ in Baseline Traffic and 140,000 tpy Cases
 - Table outlining Maximum Concentration Ratio Values using Baseline Traffic Case Air Concentrations for CACs
 - Table outlining Concentration Ratio Values at 140,000 tpy for Chemical Mixtures at the Maximum Ground Level Concentration
- Site Selection Report Values, Pre-incinerator Local Industrial Burden
- Baseline Ambient Air found High NO₂ (Yet Durham Decided to Add Significantly to it)
- Health Effects of NO₂, Who is Vulnerable?
- Health Canada Expert EA Reviewer Cautioned Mitigation Needed for NO_x Emissions
- Incinerator Very Significant Contributor to Ambient Air Nitrogen Oxide Concentrations
 - Table outlining Summary of Statistical Maximum Predicted Ground Level Contaminant Concentrations – Scenario 1A (MCR, 140,000 tpy Facility)
- Health Canada also Cautioned Mitigation Discussions Needed for PM_{2.5}
- Risk Assessment for PM_{2.5} Flawed
- Response in 2018-INFO-38 Report Inadequate

Ms. Bracken responded to questions of Regional Council.

A copy of her presentation was submitted to the Legislative Services Division prior to the meeting and will be retained by the Legislative Services Division.

Moved by Councillor Henry, Seconded by Councillor Smith,
(79) That Council recess for lunch.

CARRIED

Council recessed at 1:07 PM and reconvened at 2:02 PM.

Mr. Jim Clapp, Commissioner of Finance expressed his sincere thanks to everyone he has worked with over the past 43 years and thanked Regional Council for their support.

Fifth Report of the Committee of the Whole

Committee Reports

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,

- (80) That the recommendations contained in the Fifth Report of the Committee of the Whole, save and except Items 1, 5, 6, 7, 8, 9, 13, 15, and 22 of the Report of the Committee of the Whole.

CARRIED

Finance & Administration

1. The Province of Ontario's Development Charges Rebate Program
([2018-COW-61](#))
-

[CARRIED]

- A) That the Region be authorized to assume the role of program administrator under the Province of Ontario's Development Charges Rebate Program, subject to an eligible area municipality being allocated Provincial funding and designating the Region as program administrator through an Area Municipal Council resolution, wherein the Region must undertake ongoing administrative responsibilities on behalf of the area municipality, including, but not limited to:
- i. Entering into a Transfer Payment Agreement (TPA) with Ministry of Housing (MHO) on behalf of the area municipality;
 - ii. Administering the Program in compliance with the TPA and the Program Guidelines;
 - iii. Planning activities related to program delivery, which may include assessing local housing needs and planning processes;
 - iv. Identifying rental housing developments and units eligible to receive a rebate under the Program;
 - v. Determining the amount of rebates on a project by project basis;
 - vi. Determining key milestones for payment of the rebate;
 - vii. Developing and entering into required agreements with developers of rental housing developments and units receiving provincial rebates to set out a procedure to receive provincial rebates and monitor progress;
 - viii. Flowing provincial rebates to eligible rental housing developments and units;
 - ix. Completing and submit take-up plans to MHO, as indicated in the TPA; and

- x. Monitoring progress and providing annual reports to MHO, as indicated in the TPA.;
 - B) That subject to an eligible area municipality being allocated Provincial funding, the Regional Chair and Regional Clerk be authorized to enter into agreements with the Ministry of Housing in order to administer the Province of Ontario's Development Charges Rebate Program on behalf of the Town of Ajax, the Township of Uxbridge and the Municipality of Clarington (and any other area municipality who designates the Region as program administrator through an Area Municipal Council resolution);
 - C) That no administration costs be recovered from the Provincial allocations to participating area municipalities in order to maximize the funding available for development charge rebates to increase the supply of purpose-built market rental development in the Region of Durham; and
 - D) That the Regional Chair and Regional Clerk be authorized to execute necessary agreements and documentation in order to enable the Region to administer the Province's Development Charges Rebate Program.
2. Confirmation of the Region's Triple "A" Credit Rating by S&P Global Ratings [\(2018-COW-62\)](#)

[CARRIED]
- That Report #2018-COW-62 of the Commissioner of Finance be received for information.
3. Public Process for the Proposed Amendments to Regional Transit Development Charge By-law No. 81-2017 and GO Transit Development Charge By-law No. 86-2001 [\(2018-COW-63\)](#)

[CARRIED]
- A) That a Statutory Public Meetings of Regional Council, as required by the Development Charges Act, 1997 be held on May 9, 2018 in the Regional Council Chambers at the beginning of the regular Regional Council meeting to consider the proposed amendments to Regional Transit Development Charge By-law No. 81-2017 and GO Transit Development Charge By-law No. 86-2001 (the purpose of the proposed amendments is to align these by-laws with the proposed Region-wide development charge by-law to be presented at the Public Meeting on April 11, 2018);
 - B) That the proposed Regional Transit and GO Transit Development Charge By-law Amendments and Background Studies as required by the Development Charges Act, 1997 be released to the Public at no charge upon request to the Regional Clerk's Department, commencing April 13, 2018; and

- C) That staff be authorized to place appropriate notification in newspapers of sufficiently general circulation in Durham Region and the Regional web-site setting forth the date, time, location and purpose of the Statutory Public Meetings and the date and contact for the release of the proposed Regional Transit and GO Transit Development Charge By-law amendments and Background Studies.
4. Sole-Source Negotiation and Approval of Standing Agreement for the Purchase of Proprietary Durham Region Transit Original Equipment Manufacturer (OEM) Bus, Farebox and Associated Parts, and Extended System Warranty and Support for GFI Fare Collection System (2018-COW-65)
[CARRIED]
- A) That a three-year extension from July 1, 2018 to June 30, 2021 to the existing standing agreements be negotiated and awarded to New Flyer Industries and Prevost (Nova Bus) to continue the sole source purchases of proprietary bus parts at an estimated annual cost of up to \$800,000 for New Flyer Industries; and \$200,000 for Prevost;
- B) That a three-year extension from July 1, 2018 to June 30, 2021 to the existing standing agreement be negotiated and awarded to Garival to continue to sole source the purchase, repairs, required proprietary parts and equipment for fareboxes at an estimated annual cost of up to \$75,000;
- C) That a three-year extension from July 1, 2018 to June 30, 2021 to the existing standing agreement be negotiated and awarded to Garival to continue to sole source for system warranty and support for the GFI system at an estimated annual cost of up to \$45,000; and
- D) That the Commissioner of Finance be authorized to execute the agreements.
5. Extension of Standing Agreement C002324 with Neptune Technology Group (Canada) Ltd. for the Provision of Water Meters and Related Services (2018-COW-67)
[CARRIED ON A RECORDED VOTE] [See pages 14 and 15]
- A) That the current Standing Agreement C002324 with Neptune Technology Group (Canada) Limited for the provision of Water Meters and Related Services be extended from October 31, 2018, to October 31, 2021; and
- B) That the Commissioner of Finance be authorized to execute the documents related to the contract extension.

6. Information Report #2018-INFO-41: Provincial Nuclear Emergency Response Plan (PNERP) – Update
[CARRIED]

Be it resolved that Durham Regional staff be mandated to make a submission to the Canadian Nuclear Safety Commission (CNSC) regarding Ontario Power Generation's (OPG) application for a ten-year licence for the Pickering nuclear station;

That in the submission staff highlight Durham Region's ongoing support for transparency, public consultation, strengthening emergency preparedness wherever feasible, protection of vulnerable communities, and world-class public safety as outlined in motions passed by council in 2014, 2015 and 2017;

That the submission commend and thank the CNSC for its issuance of strengthened potassium iodide (KI) distribution requirements in 2014;

That the submission encourage the CNSC to ensure the province implements its updated Provincial Nuclear Emergency Response Plan (PNERP) in a timely, transparent and accountable manner;

That the submission request the CNSC encourage the province to release the technical assessment it has commissioned to identify whether evacuation zones or KI distribution distances should be expanded;

That the submission reiterate Durham Region's request for funding to be made available to address any additional planning, public education and implementation costs related to the new requirements included in the 2017 PNERP or related implementation plans;

That Durham Region requests the CNSC include a licence requirement obligating OPG or the government of Ontario to provide appropriate funding to Durham Region for the implementation of the 2017 PNERP or related implementation plans.

That Durham Region be compensated for the storage of nuclear waste until such time as nuclear waste is stored in a permanent nuclear waste site and compensation is then provided for the permanent waste storage host community.

And finally, be it further resolved:

That Durham Region requests OPG prepare and publish plans on how it will mitigate negative impacts of the station's retirement, including transition plans for affected workers, in advance of the stations' closure.

7. Declaring the Office of Regional Chair Vacant (2018-COW-60)
[CARRIED]

That pursuant to Section 262(1) of the Municipal Act, 2001, the Council of The Regional Municipality of Durham declares the Office of Regional Chair to be vacant.

8. Approval of 2018 to 2022 Meeting Schedule and Council Governance Structure ([2018-COW-70](#))

[CARRIED AS AMENDED ON A RECORDED VOTE] [See pages 16 to 17]

A) That Council adopt **Option 3** from the following four options:

- i) Option 1 - Current Committee of the Whole and Council meeting schedule;
- ii) Option 2 - Monthly Committee of the Whole meetings with Council on third Wednesday of the month;
- iii) **Option 3 - Monthly Standing Committee meeting cycle; or**
- iv) Option 4 - Three-week Standing Committee meeting cycle;

B) That the Regional Clerk be directed to prepare a detailed meetings schedule for the 2018 to 2022 Council term based on the selected governance structure, as approved in recommendation A); and

C) That a copy of Report #2018-COW-70 of the Commissioner of Corporate Services and approved option be forwarded to the Clerks of the Area Municipalities for their information.

9. Filling the Vacancy for the Office of Regional Chair ([2018-COW-71](#))

[CARRIED UNANIMOUSLY] [See pages 17]

That Gerri Lynn O'Connor be appointed as the Regional Chair and CEO of The Regional Municipality of Durham and the oath of office be taken on a subsequent date.

The recommendations contained in Items 2 to 4 of the Finance & Administration Section of the Fifth Report of the Committee of the Whole were adopted through motion (80).

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,

(81) That the recommendations contained in Item 1 of the Finance & Administration Section of the Fifth Report of the Committee of the Whole be adopted.

CARRIED

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,

(82) That the recommendations contained in Item 5 of the Finance & Administration Section of the Fifth Report of the Committee of the Whole be adopted.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Drew
Councillor Drumm
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor McQuaid-England
Councillor Mitchell
Councillor O'Connor
Councillor Parish
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Councillor Woo
Acting Chair Rowett

No

Councillor Joe Neal
Councillor John Neal

Members Absent: None

Declarations of Interest: None

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,
(83) That the recommendations contained in Item 6 of the Finance & Administration
Section of the Fifth Report of the Committee of the Whole be adopted.
CARRIED

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,
(84) That the recommendations contained in Item 7 of the Finance & Administration
Section of the Fifth Report of the Committee of the Whole be adopted.
CARRIED

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,
(85) That the recommendations contained in Item 8 of the Finance & Administration
Section of the Fifth Report of the Committee of the Whole be adopted.

CARRIED AS AMENDED LATER IN THE
MEETING

(See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(86) That the main motion (85) of Councillors Pidwerbecki and Ryan to adopt the
recommendations contained in Item 8 of the Finance & Administration Section of
the Fifth Report of the Committee of the Whole be amended in Part A) by
deleting the words “Option 1” and replacing it with the words “Option 3”, so that
Council adopts a Monthly Standing Committee meeting cycle with Joint meetings
replaced by Committee of the Whole meetings.

CARRIED LATER IN THE MEETING ON A
RECORDED VOTE

(See Following Motion)

Moved by Councillor Drumm, Seconded by Councillor Henry,
(87) That the question be now put.

CARRIED ON A 2/3rds VOTE

The amending motion (86) of Councillors Joe Neal and John Neal was then put to a vote
and CARRIED ON THE FOLLOWING RECORDED VOTE:

| <u>Yes</u> | <u>No</u> |
|----------------------------|------------------------|
| Councillor Aker | Councillor Ashe |
| Councillor Ballinger | Councillor Drew |
| Councillor Carter | Councillor Foster |
| Councillor Chapman | Councillor Gleed |
| Councillor Collier | Councillor Grant |
| Councillor Drumm | Councillor McLean |
| Councillor Henry | Councillor Pickles |
| Councillor Jordan | Councillor Pidwerbecki |
| Councillor McQuaid-England | Councillor Roy |
| Councillor Mitchell | Councillor Ryan |
| Councillor Joe Neal | Councillor Sanders |
| Councillor John Neal | Councillor Smith |
| Councillor O'Connor | |
| Councillor Parish | |
| Councillor Woo | |
| Acting Chair Rowett | |

Members Absent: None

Declarations of Interest: None

The main motion (85) of Councillors Pidwerbecki and Ryan, to adopt the recommendations contained in Item 8 of the Finance & Administration Section of the Fifth Report of the Committee of the Whole was then put to a vote and CARRIED AS AMENDED.

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,
(88) That the recommendations contained in Item 9 of the Fifth Report of the Committee of the Whole be adopted.

CARRIED LATER IN THE MEETING
(See Following Motions)

Election of Regional Chair

The Acting Regional Chair declared nominations open for the office of the Chair.

Nomination for the Office of the Chair of Council

The following nomination was made:

Moved by Councillor Parish, Seconded by Councillor Ryan,
(89) That Gerri Lynn O'Connor be nominated as a candidate for the office of Chair of Council at the election to be held this 11th day of April, 2018 for the remainder of the Council term.

Consent of Nominee

Gerri Lynn O'Connor consented to such nomination.

The Acting Regional Chair asked if there were any further nominations.

Moved by Councillor Henry, Seconded by Councillor Drumm,
(90) That nominations be closed.

CARRIED

The motion (89) of Councillors Parish and Ryan to appoint Gerri Lynn O'Connor as the Regional Chair and CEO was then put to a vote and CARRIED UNANIMOUSLY.

The Regional Chair declared Gerri Lynn O'Connor elected Chair of the Regional Municipality of Durham for the remainder of term of the Council, and until her successor is elected or appointed in accordance with the Act.

Appointment of a Member to the Durham Regional Police Services Board

Moved by Councillor O'Connor, Seconded by Councillor Henry,
(91) That Councillor Kevin Ashe be appointed to the Durham Regional Police Services Board.

CARRIED

Councillor Ashe was declared appointed to the Durham Regional Police Services Board.

Appointment of a Member to the Toronto Global Mayors' and Chairs' Strategy Council

Moved by Councillor O'Connor, Seconded by Councillor Foster,
(92) That Councillor Ryan be appointed to the Toronto Global Mayors' and Chairs' Strategy Council.

CARRIED

Councillor Ryan was declared appointed to the Toronto Global Mayors' and Chairs' Strategy Council.

Health & Social Services

10. Donation of Children's Services Surplus Van to YMCA EarlyON program
(2018-COW-52)
-

[CARRIED]

- A) That the Children's Services Division be authorized to donate one (1) 2007 surplus van, to the YMCA of Greater Toronto operating the EarlyON program in Durham Region to be used to transport materials and supplies for mobile programs;
- B) That Section 3.1.3 of the Region's Purchasing By-law #68-2000 (as amended), dealing with the disposal of surplus goods and equipment be waived for this donation; and
- C) That the Commissioner of Finance be authorized to execute any documents necessary to complete the donation.

11. An update on the Financial Empowerment Framework/Poverty Reduction efforts underway within the Social Services Department and authorization to enter into a Memorandum of Understanding with the Durham Community Legal Clinic to create a centre for financial literacy and free year round low-income tax clinic (2018-COW-53)
-

[CARRIED]

- A) That in order to operationalize actions related to the Financial Empowerment Framework/Poverty Reduction plan within the Social Services Department;
 - i) A provision of up to \$40,000 be allocated to the Durham Community Legal Clinic from the 2018 Business Plans and Budgets, Social Investment Fund Program in order to:
 - 1. Develop a permanent location for a year-round free Income Tax Clinic for low income residents;

2. Develop a public awareness campaign around tax filing options for low income residents;
 - B) That in order to allocate the funding, the Region enter into a Memorandum of Understanding (MOU) with the Durham Community Legal Clinic utilizing funding identified in the 2018 Social Investment Fund (SIF) Program to support the actions noted, at a total cost not to exceed \$40,000;
 - C) That the Durham Community Legal Clinic be required to segregate the funding to ensure reporting and accountability in a manner satisfactory to the Commissioner of Finance and any unused funds be returned or netted off future SIF allocations; and
 - D) That the Commissioners of Social Services and Finance be authorized to execute the necessary agreement, with an option to renew for a term of up to five years in subsequent years, subject to the funds being approved in the annual Business Plans and Budgets.
12. Sole Source Purchase of a Cloud Based Electronic Health Care Record (eHCR) for the Region of Durham Long Term Care and Services for Seniors Division ([2018-COW-66](#))

[CARRIED]
- A) That a sole source contract with Point Click Care Technologies Inc. for the provision of a Cloud Based Electronic Health Care Record software for the Region of Durham's Long Term Care Homes and Services for Seniors be negotiated using the recent RFP award by the City of Toronto as a basis, for a five-year term, commencing in 2018 at a total estimated cost of \$892,634, at an estimated annual cost of \$88,848 in the first year (2018) with subsequent year's costs to be included in future annual business plans and budgets;
 - B) That the Commissioner of Finance be authorized to execute any applicable agreements(s); and
 - C) That if required (due to the nature of and duration of the implementation of replacement software with Point Click Care), the Commissioner of Finance be authorized to extend the annual support, maintenance and hosting of the existing Electronic Health Care Record software with Campana Systems Inc., past its expiry of March 31, 2019, and execute any applicable agreements(s).
13. Increased Provincial Funding for Adult Protective Support Worker Investment ([2018-COW-69](#))

[CARRIED]

- A) That annual and permanent unbudgeted 100 per cent Provincial funding from the Ministry of Community and Social Services in the amount of \$200,000 for Family Services Division be received as supplementary to the 2018 Business Plan and Budget;
- B) That approval be granted to increase the Family Services staffing complement by two (2) new full time positions effective May 1, 2018 and a one-time increase in Temporary staffing costs to further support existing general case management related to the Adult Protective Support Worker investment;
- C) That the increases will be funded entirely from the additional Provincial funding allocation as follows:
 - i) Two (2) Adult Protective Support Workers (effective May 1, 2018) to support adults diagnosed with a developmental disability to live safely, securely and as independently as possible in their community at an estimated 2018 cost of \$117,100 (annualized cost of \$171,800);
 - ii) One-time increase in 2018 for Temporary staffing costs of \$82,900 to further support existing general case management; and
- D) That the Regional Chair and Regional Clerk be authorized to execute the Ontario Transfer Payment Agreement.

The recommendations contained in Items 10 to 12 of the Health & Social Services Section of the Fifth Report of the Committee of the Whole were adopted through motion (80).

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,

- (93) That the recommendations contained in Item 13 of the Health & Social Services Section of the Fifth Report of the Committee of the Whole be adopted.

CARRIED

Planning & Economic Development

14. Durham Region's Response to the Province's Draft Watershed Planning Guidance Document, File: L14-49, Watershed Planning Guidance –Environmental Bill of Rights Registry #013-1817 ([2018-COW-68](#))
[CARRIED]

- A) That Report #2018-COW-68 of the Commissioner of Planning and Economic Development be endorsed and submitted to the Ministry of Natural Resources and Forestry and the Ministry of Environment and Climate Change as Durham Region's response to Environmental Bill of Rights Registry No. 013-1817 regarding Watershed Planning Guidance, including the following key comments and recommendations:

- i) That the Province include information on the role of conservation authorities in watershed planning, particularly within the Greater Golden Horseshoe, and strongly encourage municipalities to collaborate with conservation authorities where they exist for the purposes of watershed planning;
- ii) That the Province provide further details on the difference between watershed planning and sub-watershed planning, clearly outline requirements for developing watershed and sub-watershed plans, and provide examples of “best practice” watershed and sub-watershed plans;
- iii) That the Province acknowledge the ability of watershed planning to go beyond basic legislative requirements and recognize instances where this may be appropriate or desirable to address other matters such as natural heritage system planning, which supports Provincial objectives for more integrated planning;
- iv) That the Province recognize the diverse characteristics and abilities of municipalities in Ontario by providing a suite of options for undertaking watershed planning, from a very basic watershed plan to a comprehensive exercise, in a manner similar to the Province’s “Community Emissions Reduction Planning: A Guide for Municipalities”;
- v) That the Province distinguish clearly between watershed planning requirements in areas subject to the Growth Plan, Greenbelt Plan, and the Oak Ridges Moraine Conservation Plan and requirements for areas that are not subject to these Plans;
- vi) That the Province provide greater guidance to support municipalities in their municipal comprehensive reviews and Official Plan updates for achieving conformity with the 2017 Provincial Plans, including specific criteria to be met for watershed plan equivalency, how municipalities can use existing watershed plans or equivalent studies to achieve conformity by 2022, and any transitional provisions that will be in place;
- vii) That the Province recognize there may be additional financial cost to municipalities for requiring an increased scope and standard for watershed planning and provide funding or funding streams, if necessary, to enable this work to be undertaken;

- viii) That the Province provide additional information on how climate change is to be considered and incorporated into watershed planning exercises, and recognize and encourage consideration of local work on climate change such as vulnerability and risk assessments or climate change strategies that have already been undertaken by municipalities and conservation authorities; and
 - ix) That the Province provide further explanation, detail and clarification on how watershed planning aligns within other legislation and requirements, in particular, Source Water Protection, as well as how data from watershed planning and source water protection are to be used to fulfil the provincial plan requirements around the identification and protection of water resources; and
 - B) That it is recommended that Report #2018-COW-68 of the Commissioner of Planning and Economic Development be forwarded to the Ministry of the Environment and Climate Change and the Ministry of Natural Resources and Forestry, the five conservation authorities in Durham, and its area municipalities for information.
- 15. Durham Agricultural Advisory Committee Resolution regarding Quarter Horse Racing Industry
[REFERRED TO ITEM 1 OF UNFINISHED BUSINESS] [See page 29]

That whereas the quarter horse racing industry is an important part of the rural economy in Durham Region, a letter of support be provided to support the quarter horse racing industry and related businesses in Durham Region.
- 16. Ontario Rural Economic Development Program Contribution Agreement Enabling By-law (2018-COW-51)
[CARRIED]

That in order to comply with the Provincial requirement for an enabling by-law to release previously approved funds for the Region's Local Food Business, Retention and Expansion (BR+E) Project, the By-law as outlined in Attachment #1 to Report #2018-COW-51 be passed.
- 17. Sole Source Funding for Consulting Services for the Nuremberg Investment Missions and Partnership (2018-COW-59)
[CARRIED]

- A) That Pegasus Partners, LLC be approved as the sole source service provider of consulting services, in the amount of \$87,500, to build and develop a pipeline of foreign direct investment prospects in the Nuremberg Metropolitan Region, Germany, and to organize two investment missions:
 - i) where a delegation from Durham will visit with Nuremberg businesses; and
 - ii) where a delegation of German businesses will visit Durham Region;
- B) That financing in the amount of \$87,500 be provided from the 2018 Economic Development and Tourism Business Plan and Budget (\$40,000 from the Durham Economic Development Partnership (DEDP), which is the area municipalities and the Region's economic development offices, and \$47,500 from the Business Development Program); and
- C) That the Regional Chair and Regional Clerk be authorized to execute the agreement.

The recommendations contained in Items 14, 16 and 17 of the Planning & Economic Development Section of the Fifth Report of the Committee of the Whole were adopted through motion (80).

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,

- (94) That the recommendation contained in Item 15 of the Planning & Economic Development Section of the Fifth Report of the Committee of the Whole be adopted.

REFERRED TO ITEM 1 OF UNFINISHED
BUSINESS
(See Following Motion)

Moved by Councillor Parish, Seconded by Councillor Joe Neal,

- (95) That the recommendation contained in Item 15 of the Planning & Economic Development Section of the Fifth Report of the Committee of the Whole be referred to consideration of Item 1 of Unfinished Business.

CARRIED

Works

18. Approval to Negotiate a Sole Source Engineering Services Agreement for Detailed Design and Tender Documentation for the Proposed Sanitary Sewer on Highway 2 and Regional Road 57 in Bowmanville, in the Municipality of Clarington ([2018-COW-54](#))
[CARRIED]
-

- A) That approval be granted to negotiate a sole source engineering services agreement with CIMA Canada Inc. for detailed design and tender documentation for the proposed sanitary sewer extension along Highway 2 and Regional Road 57, in the Municipality of Clarington, at an upset limit not to exceed \$150,000*; and
- B) That the Commissioner of Finance be authorized to execute the engineering services agreement.
(*) before applicable taxes
19. Approval for the Unbudgeted Capital Construction of a 200-Millimetre Diameter Watermain at Cannington Municipal Well Number 4, in the Township of Brock ([2018-COW-55](#))
[CARRIED]
- A) That approval be granted for the unbudgeted capital construction of a 200-millimetre diameter watermain at Cannington Municipal Well Number 4, in the Township of Brock, estimated at \$110,000*; and
- B) That financing in the amount of \$110,000 for the project work be provided as follows:
- 2018 Water Supply System Capital Budget
- Item #21 – Water Works to Rectify Identified System Deficiencies
Independent of Roads Program in Various Locations
- | | |
|------------------------------------|--------------------------|
| User Revenue | <u>\$110,000</u> |
| Total Reallocated Financing | <u>\$110,000.</u> |
| (*) before applicable taxes | |
20. Reallocation of Savings Realized During the Construction of the Projects Approved Under the Clean Water and Wastewater Fund ([2018-COW-56](#))
[CARRIED]
- A) That the unspent funding in the amount of \$3,225,000* from completed projects funded under the Clean Water and Wastewater Fund be reallocated as indicated below; and

| Project Title | Original Project Budget (\$000s) | Revised Project Budget (\$000s) | Surplus / (Shortfall) (\$000s) | Federal Share (\$000s) | Provincial Share (\$000s) | Durham Share (\$000s) |
|---|---|--|---|---------------------------------------|--|--------------------------------------|
| Watermain replacement on King Street from Arthur Street to Dunlop Street, James Street from Kings Street to Centre Street, and Ontario Street West from Henry Street to King Street, Town of Whitby (W1607) | 1,500 | 1,241 | 259 | 621 | 310 | 310 |
| Sanitary sewer replacement on King Street from Arthur Street to Dunlop Street, James Street from King Street to Centre Street, and Ontario Street West from Henry Street to King Street, Town of Whitby (W1607) | 1,400 | 990 | 410 | 495 | 248 | 248 |
| Watermain replacement crossing Highway 401 east of Brock Street, Town of Whitby (W1315) | 1,600 | 1,600 | - | 800 | 400 | 400 |
| Whitby Water Supply Plant - dechlorination equipment for backwash prior to discharge, Town of Whitby (D1703) | 400 | 815 | (415) | 408 | 204 | 204 |
| Sanitary Sewer on Regional Road 25 (Consumers Drive) extension from east of Thicksen Road to Thornton Road, Town of Whitby (W1705) | 1,240 | 882 | 358 | 441 | 221 | 221 |
| Watermain on Regional Road 25 (Consumers Drive) extension from east of Thicksen Road to Thornton Road, Town of Whitby (W1705) | 1,100 | 1,100 | - | 550 | 275 | 275 |
| Sanitary Sewer on Regional Road 52 (Thornton Road) from Champlain Avenue to Consumers Drive, Town of Whitby (D1736) | 410 | 691 | (281) | 346 | 173 | 173 |
| Replacement of a feedermain on Bloor Street from Grandview Street to Townline Road, City of Oshawa (O1501) | 2,000 | 2,000 | - | 1,000 | 500 | 500 |
| Harmony Creek Water Pollution Control Plant Upgrades - Phase 3, City of Oshawa (D1523) | 15,500 | 15,804 | (304) | 7,902 | 3,951 | 3,951 |
| Oshawa Water Supply Plant - Plant #1 - Filter Rehabilitation, City of Oshawa (O1516) | 3,200 | 3,200 | - | 1,600 | 800 | 800 |

| Project Title | Original Project Budget (\$000s) | Revised Project Budget (\$000s) | Surplus / (Shortfall) (\$000s) | Federal Share (\$000s) | Provincial Share (\$000s) | Durham Share (\$000s) |
|---|---|--|---|---------------------------------------|--|--------------------------------------|
| Courtice Water Pollution Control Plant - Resource Recovery Study - Phase 2, Municipality of Clarington (D1319) | 300 | 300 | - | 150 | 75 | 75 |
| Twinning of the sanitary forcemain from Water Street Sanitary Sewage Pumping Station to the intersection of Carlan Drive and Regional Road 8 (Reach Street), Township of Scugog (S9732) | 4,100 | 2,160 | 1,940 | 1,080 | 540 | 540 |
| Rehabilitation of existing watermain (cement lining) (D1712 and D1733) | 3,000 | 3,000 | - | 1,500 | 750 | 750 |
| Cathodic Protection of watermain (T-214-2016) | 2,800 | 2,800 | - | 1,400 | 700 | 700 |
| Polybutylene water service connection replacement program (D1619, D1620, and D1621) | 5,528 | 5,270 | 258 | 2,635 | 1,318 | 1,318 |
| New: Replacement of the watermain on Madawaska Avenue, Sauble Street, and Quetico Avenue, City of Oshawa | 0 | 1,300 | (1,300) | 650 | 325 | 325 |
| New: Replacement of a watermain on Laval Street from Hillside Avenue to Laval Court, City of Oshawa | 0 | 555 | (555) | 277 | 139 | 139 |
| New: Replacement of a watermain on Regional Road 52 (Thornton Road) from Champlain Avenue to 300 metres north, City of Oshawa | 0 | 370 | (370) | 185 | 93 | 93 |
| Total | <u>44,078</u> | <u>44,078</u> | <u>0</u> | <u>22,039</u> | <u>11,019</u> | <u>11,019</u> |

Note: Values in table may not add due to rounding.

- B) That financing for the additional commitments in the amount of \$245,550* be provided from the approved 2018 Water Supply System Capital Budget under Item 17C – Whitby Road Program.
(*) before applicable taxes

21. Award of Request for Proposal #347-2017 for Sewer, Storm, and Watermain Contracting Services Registry for Work at Various Locations within the Regional Municipality of Durham ([2018-COW-57](#))
[CARRIED]
- A) That Request for Proposal #347-2017 be awarded to the six selected contractors listed below to form the registry for the provision of sewer, storm, and watermain contracting services having an estimated value of less than \$125,000 per project, for the period of three years from the date of award:
- Hard Co Construction Ltd.
 - Eagleson Construction O/A 1356594 Ontario Ltd.
 - Broz Excavating Inc.
 - Dave Boyle Excavating Ltd.
 - Bry Ron Contracting Ltd.
 - Nick Carchidi Excavating Ltd.; and
- B) That the Commissioner of Finance be authorized to execute the necessary agreements.
22. Interim Improvements – Harmony Road/Bloor Street Intersection, City of Oshawa ([2018-COW-58](#))
[CARRIED]
- A) That a copy of Report #2018-COW-58 of the Commissioner of Works be forwarded to the Honourable Kathryn McGarry, Ontario Minister of Transportation, as a request to the Province of Ontario to:
- i) Examine and implement interim improvements at the Highway 401/Harmony Road/Bloor Street interchange in the immediate term, to address the poor level of service at the intersection of Harmony Road and Bloor Street;
 - ii) Identify the ultimate planned reconstruction of the Highway 401/Harmony Road/Bloor Street interchange as a priority construction project in the Ontario Ministry of Transportation's 10-year capital plan; and
- B) That a copy of Report #2018-COW-58 be forwarded to Jennifer K. French, MPP (Oshawa) and Granville Anderson, MPP (Durham).
23. Revisions to the Mattamy (Seaton) Limited Subdivision Agreement ([2018-COW-72](#))
[CARRIED]

- A) That the necessary revisions be made to the Seaton-Specific Standard Subdivision Agreement to allow Phase 1 of the Mattamy (Seaton) Limited Plan of Subdivision to proceed as follows:
- i) Mattamy (Seaton) Limited be allowed to register the first phase of their Plan of Subdivision once the construction contract(s) for Whites Road (Regional Road 38) sanitary sewer and water supply works, up to the north side of Highway 407, and the earthworks for Whites Road, and the Regional Subdivision Agreement are fully executed;
 - ii) Mattamy (Seaton) Limited be provided with the required sanitary sewer and water connection permits for their Phase 1 subdivision, provided that, a letter of credit security for 100 per cent of all of the remaining Whites Road works is given to the Region, the Toronto and Region Conservation Authority is satisfied with the erosion and sediment control plans for the Whites Road earthworks, and all other requirements of the Regional Subdivision Agreement have been met; and
- B) That the Regional Chair and Clerk be authorized to execute the resulting Subdivision Agreement with Mattamy (Seaton) Limited.

The recommendations contained in Items 18 to 21 and 23 of the Works Section of the Fifth Report of the Committee of the Whole were adopted through motion (80).

Moved by Councillor Pidwerbecki, Seconded by Councillor Ryan,

- (96) That the recommendations contained in Item 22 of the Works Section of the Fifth Report of the Committee of the Whole be adopted.

CARRIED

Unfinished Business

Moved by Councillor Joe Neal, Seconded by Councillor Parish,

- (97) That Items 1 and 2 of Unfinished Business be lifted from the table.

CARRIED

1. Ms. June Gallagher, Deputy Clerk, Municipality of Clarington, writing to The Honourable Kathleen O. Wynne, Premier of Ontario, regarding the Council of the Municipality of Clarington approving the following Resolution #GG-143-18 at a meeting held on March 19, 2018:

Whereas the quarter horse racing industry is an important part of the rural economy of Clarington and Durham Region;

And whereas the only quarter horse racetrack in Ontario is located at Ajax Downs;

And whereas the viability of Ajax Downs depends on keeping the slots at the Ajax Casino;

Now therefore be it resolved:

That the Municipality of Clarington supports keeping the slots at Ajax Casino to ensure the continued viability of Ajax Downs and the quarter horse racing industry in Clarington and Durham Region; and

That this motion be forwarded to MPP's for Durham, the Minister of Agriculture, the Premier of Ontario, the Alcohol and Gaming Commission of Ontario, area municipalities, and the Region of Durham. (Our File: D02).

2. The following motion of Councillors Joe Neal and Jordan was tabled to the Regional Council meeting scheduled for April 11, 2018:

“Moved by Councillor Joe Neal, Seconded by Councillor Colleen Jordan, (57) That Council Correspondence CC 05 be endorsed.”

Moved by Councillor Henry, Seconded by Councillor McLean,

- (98) That Items 1 and 2 of Unfinished Business; CC 06 and CC 07; and Item 15 of the Planning & Economic Development Section of the Fifth Report of the Committee of the Whole (being the resolution from the Durham Agricultural Advisory Committee), be referred back to Economic Development staff for a report to be brought back to the next Committee of the Whole meeting.

CARRIED

Other Business

1. Public Meetings Regarding Proposed Development Charges By-laws and Background Studies ([2018-COW-64](#))

[CARRIED]

- A) That Report #2018-COW-64 be received for information; and
- B) That all submissions received by Regional Council and the written submissions received by the Regional Clerk by 5:00 p.m. on May 21, 2018, including those opinions expressed verbally at the April 11, 2018 public meetings, be received and referred to Regional staff for consideration in the preparation of the final development charge recommendations and by-laws scheduled to be presented to Regional Council for approval on June 13, 2018.

Moved by Councillor Chapman, Seconded by Councillor Collier,

- (99) That the recommendations contained in Item 1 of Other Business be adopted.

CARRIED

2. Release of Information regarding the Resolution on the Transit Unfunded Liabilities Litigation between the Region of Durham and the City of Oshawa
[CARRIED]

Moved by Councillor Henry, Seconded by Councillor Smith,

- (100) That staff be directed to release the confidential information with respect to the amount of the settlement on the transit unfunded liabilities litigation between the Region of Durham and the City of Oshawa.

CARRIED LATER IN THE MEETING
(See Following Motion)

Moved by Councillor John Neal, Seconded by Councillor McQuaid-England,

- (101) That the main motion (100) of Councillors Henry and Smith be amended by adding the following to the end of the sentence, 'and that the total amount spent on lawyer's fees for the Region of Durham also be released'.

MOTION DEFEATED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor McQuaid-England
Councillor Joe Neal
Councillor John Neal

No

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor Mitchell
Councillor O'Connor
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Sanders
Councillor Smith
Councillor Woo
Acting Chair Rowett

Members Absent:

Councillor Drumm
Councillor Parish
Councillor Ryan

Declarations of Interest: None

The main motion (100) of Councillors Henry and Smith was then put to a vote and CARRIED.

3. Appointing By-Law for Acting Treasurer (2018-COW-74)
[CARRIED]

- A) That the Regional Clerk be directed to prepare a by-law to appoint effective April 28, 2018, Ms. Mary Simpson, as Acting Treasurer pursuant to Section 286 of the Municipal Act; and
- B) That a copy of Report #2018-COW-74 of the Chief Administrative Officer be forwarded to the Treasurers of the Area Municipalities.

Moved by Councillor Chapman, Seconded by Councillor Henry,
(102) That the recommendations contained in Item 3 of Other Business be adopted.
CARRIED

By-laws

16-2018 Being a by-law to authorize the execution of an agreement with Her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs (OMAFRA) for the Province of Ontario – Ontario Rural Economic Development Program.

This by-law implements the recommendations contained in Item #15 of the 5th Report of the Committee of the Whole presented to Regional Council on April 11, 2018.

Moved by Councillor Aker, Seconded by Councillor Ashe,
(103) That By-law Number 16-2018 be passed.
CARRIED

Moved by Councillor Aker, Seconded by Councillor Ashe,
(104) That the Rules of Procedure be suspended in order to introduce By-law Number 17-2018.

CARRIED ON A 2/3rds VOTE

17-2018 Being a by-law to appoint Mary Simpson as Acting Treasurer of The Regional Municipality of Durham.

This by-law implements the recommendations contained in Item #3 of Other Business presented to Regional Council on April 11, 2018.

Moved by Councillor Aker, Seconded by Councillor Ashe,
(105) That By-law Number 17-2018 be passed.
CARRIED

Confirming By-law

18-2018 Being a by-law to confirm the proceedings of Regional Council at their meeting held on April 11, 2018.

Moved by Councillor Aker, Seconded by Councillor Ashe,
(106) That By-law Number 18-2018 being a by-law to confirm the proceedings of the Council of the Regional Municipality of Durham at their meeting held on April 11, 2018 be passed.

CARRIED

Adjournment

Moved by Councillor Henry, Seconded by Councillor Sanders,
(107) That the meeting be adjourned.

CARRIED

The meeting adjourned at 4:07 PM

Tom Rowett, Acting Regional Chair

Ralph Walton, Regional Clerk

SUMMARY OF CORRESPONDENCE**May 9, 2018**Motion for Direction

CC 10 Association of Municipalities of Ontario (AMO), requesting nominations to the 2018-2020 AMO Board of Directors.

The following is an estimate of time individuals can normally expect to devote for service on the AMO Board of Directors and Executive Committee (i.e. Chair of each Caucus).

Executive Meetings 10 days

Memorandum of Understanding Meetings 8 days
(Executive Committee Only)

Board Meetings 6 days

AMO Conference 3 days

Other Commitments up to 6 days depending on interest
(Task Forces, Other Meetings)

The deadline for receipt of Nomination Forms is 12:00 noon Monday, June 25, 2018. (Our File: A01).

Recommendation: Motion for Direction

Receive for Information

CC 11 Regional Chair and CEO Gerri Lynn O'Connor, writing to the Regional Clerk, in accordance with Section 8.3 of the Council Rules of Procedure, requesting that a special meeting of Regional Council be held on Wednesday, May 23, 2018 at 9:00 a.m., in the Council Chambers at Regional Headquarters for the purpose of receiving information on organics management. The special meeting will be structured to include staff and consultant presentations that offer technical, legal, financial and procurement perspectives with time for questions and discussion from Council members. (Our File: A00).

DELEGATIONS, MOTIONS, NOTICE OF MOTIONS

May 9, 2018

Delegations

1. Public meeting pursuant to Section 12 of the Development Charges Act, 1997, to present the proposed amendments to Regional Transit Development Charge By-law #81-2017 and GO Transit Development Charge By-law #86-2001 and obtain public input on the proposed by-law amendments.
2. Ms. Linda Gasser, Whitby Resident, regarding Information Report #2018-INFO-45: Organics Management Methods.
3. Ms. Linda Gasser, Whitby Resident, regarding Report #2018-COW-98: Organics Management Request for Information Update.

Motions

1. 2018 Council Orientation Session

Councillors Foster and Henry gave Notice that the following motion will be presented at the May 9, 2018 meeting, or subsequent meeting of Regional Council:

That as part of the Council orientation session following the 2018 municipal election, staff present options for the purpose of dialogue related to reserve fund balances, appropriate levels of those balances and related timing of infrastructure expansion and renewal.

The Regional Municipality of Durham
Report #6 of the Committee of the Whole

for consideration by Regional Council

May 9, 2018

The Committee of the Whole recommends approval of the following:

Works

1. Organics Management Request for Information Update ([2018-COW-98](#))
That Report #2018-COW-98 of the Commissioner of Works be received for information.
2. Extension of Lease Agreement between the Regional Municipality of Durham and the Central Lake Ontario Conservation Authority for the use of the former Darlington Landfill Site ([2018-COW-76](#))
 - A) That the Extension of Lease Agreement between the Regional Municipality of Durham and the Central Lake Ontario Conservation Authority be approved for a five year term commencing September 1, 2018 and ending August 31, 2023 for a nominal sum, with the Region having the option to terminate the lease at any time with six months prior written notice; and
 - B) That the Regional Chair and Clerk be authorized to execute all documents associated with this Lease Agreement.
3. Declaration of Lands as Surplus Located at 175 Hunt Street in the Town of Ajax and Approval to Transfer the Surplus Land to the Town of Ajax ([2018-COW-80](#))
 - A) That property, identified as Part 1 of Plan 40R-30014 in the Regional Municipality of Durham, Town of Ajax be declared surplus to Regional needs;
 - B) That Regional staff be granted authority to transfer the lands described in Recommendation A) to the Town of Ajax for a nominal sum; and
 - C) That authority be granted to the Regional Clerk and Regional Chair to execute any documents necessary to complete the conveyance to the Town of Ajax.

4. Approval to Negotiate and Award a Three Year Sole Source Agreement for Analytical Services with Maxxam for the York-Durham Regional Environmental Laboratory located at the Duffin Creek Water Pollution Control Plant, in the City of Pickering ([2018-COW-82](#))

 - A) That a sole source agreement for analytical testing services be negotiated with Maxxam (A Bureau Veritas Group Company) for a three year term commencing June 2018 and ending May 2021 at an estimated total cost of \$225,000* (\$75,000* per annum) for the York-Durham Regional Environmental Laboratory, located at the Duffin Creek Water Pollution Control Plant, in the City of Pickering;
 - B) That financing for the sole source of sub-contracting to Maxxam is available from the annual operating budget for the York-Durham Regional Environmental Laboratory included as part of the annual Sanitary Sewerage System Operating Budget; and
 - C) That the Commissioner of Finance be authorized to execute the necessary documents related to this sole source agreement.
(* before applicable taxes)
5. Approval to Negotiate and Award the Sole Source Purchase for a Liquid Chromatograph Coupled to A Hybrid Triple Quadrupole/Linear Ion Trap Mass Spectrometer for the York-Durham Regional Environmental Laboratory, Located at the Duffin Creek Water Pollution Control Plant, in the City of Pickering ([2018-COW-83](#))

 - A) That approval be granted to negotiate with AB SCIEX LP for an enhanced Liquid Chromatograph coupled to a Hybrid Triple Quadrupole/Linear Ion Trap Mass Spectrometer instrument, with an estimated total cost of \$400,000*, for the analysis of disinfection by-products and pesticides as required by the Safe Drinking Water Act of Ontario; the unit is for the York-Durham Regional Environmental Laboratory, located at the Duffin Creek Water Pollution Control Plant, in the City of Pickering;
 - B) That the Regional Municipality of Durham's share of the cost for the sole source equipment purchase from AB SCIEX LP be provided from the 2018 Sanitary Sewerage System Tangible Capital Asset budget for the York-Durham Regional Environmental Laboratory. The Regional Municipality of Durham and the Regional Municipality of York will share costs equally; and
 - C) That the Commissioner of Finance be authorized to execute the necessary documents related to this sole source purchase.
(* before applicable taxes)

6. Authorization to Execute Agreements for the Provision of Laboratory Consumables and Gases/Bulk Liquid Argon for the York-Durham Regional Environmental Laboratory located at the Duffin Water Pollution Control Plant, in the City of Pickering [\(2018-COW-84\)](#)
-
- A) That an agreement with Fisher Scientific Company be executed under the Province of Ontario's Ministry of Government and Consumer Services Vendor of Record Arrangement #OSS-00587875 for the provision of laboratory consumable supplies with an estimated annual cost of \$235,000* for an approximate two year term ending March 2020 with the option to renew for two additional one year terms. Financing for the agreement is provided from the annual Sanitary Sewerage System York-Durham Budget. The Regional Municipality of Durham and the Regional Municipality of York will share costs equally;
- B) That an agreement with Praxair Canada Inc. be executed under the Province of Ontario's Ministry of Government and Consumer Services Vendor of Record Arrangement #OSS-00554177 for the provision of laboratory gases/bulk liquid Argon with an estimated annual cost of \$100,000* for the period August 2018 to August 2019 with the option to renew for three additional one year terms. Financing for the agreement is provided from the annual Sanitary Sewerage System York-Durham Budget with the Regional Municipality of Durham and the Regional Municipality of York sharing costs equally; and
- C) That the Commissioner of Finance be authorized to execute the necessary documents related to these agreements.
(* before applicable taxes)
7. Report on Tenders and Additional Financing for Regional Municipality of Durham Contract T-012-2018 for the Replacement of the Vehicle Hoist at the Works Department Maintenance Operations Depot located in the Town of Ajax [\(2018-COW-85\)](#)
-
- A) That the low compliant bid from ONIT Construction Inc. in the amount of \$427,000*, be awarded Regional Municipality of Durham Tender T-1012-2018 for the replacement of the Vehicle Hoist at the Works Department Maintenance Operations Depot located in the Town of Ajax, resulting in a total estimated project cost of \$500,000;
- B) That the previously approved project budget of \$350,000 be increased by \$150,000 to a revised total project budget of \$500,000; and

- C) That the additional financing in the amount of \$150,000, be provided through a reallocation of funds from the following source:

Sunderland Depot Fuel System Replacement (Project F1550):

| | |
|--|-------------------------|
| Sanitary Sewerage System Capital Budget (User Revenue) | \$ 50,000 |
| Water Supply System Capital Budget (User Revenue) | 50,000 |
| General Tax Capital Budget (Property Tax) | <u>50,000</u> |
| Total Reallocated Financing | <u>\$150,000</u> |
| (* before applicable taxes) | |

8. Municipal Class Environmental Assessment Reform Process ([2018-COW-86](#))

- A) That the following resolution be endorsed by Regional Council in support of the Ontario Good Roads Association and the Municipal Engineers Association's efforts to amend the Municipal Class Environmental Assessment process for Part II Orders:

Whereas a coalition of the Municipal Engineers Association (MEA) and the Residential and Civil Construction Alliance of Ontario have successfully applied to have a review of the Municipal Class Environmental Assessment process conducted under Part IV (Section 61) of the Environmental Bill of Rights Act, 1993 (EBR Act);

And whereas impact studies and public meetings required by the MCEA process often take two years or more to complete before construction can commence;

And whereas the MCEA requirements to evaluate alternatives are often not well aligned with prior or municipal land use planning decisions;

And whereas analysis by the Residential and Civil Construction Alliance of Ontario (RCCAO) has demonstrated that the time to complete an EA rose from 19 months to 26.7 months and costs went from an average of \$113,000 to \$386,500;

And whereas the Auditor General of Ontario has tabled recommendations for modernizing the MCEA process;

And whereas, following its review, MOECC announced the following changes at the OGRA conference in February 2018:

- The release of a public guide related to filing a Part II Order Request (PIIOR) and the introduction of a mandatory PIIOR form;

- That MOECC would commit to service standards for the review of PIORs – Schedule B (90 business days) and C (180 business days);
- That decisions for PIORs related to Schedule A and A+ projects would be delegated to the Director;

And whereas local projects that do not have the necessary approvals could lose out on the next intake of Build Canada Funding;

Therefore be it resolved that the Regional Municipality of Durham requests that the Minister of the Environment and Climate Change take immediate steps to expedite the response process for Part II Orders or Bump-Up requests, as part of the s.61 review to improve the MCEA process times and reduce study costs;

And further that the Minister of the Environment and Climate Change support changes to better integrate and harmonize the Municipal Class Environmental Assessment process with the processes defined under the Planning Act;

And further, that the Minister of the Environment and Climate Change amend the scope of the Municipal Class Environmental Assessment reports and studies to reduce duplication with existing public processes and decisions made under Municipal Official Plans and Provincial legislation; and

- B) That a copy of this resolution be forwarded to the Ministry of Environment and Climate Change, the Ontario Good Roads Association and the Municipal Engineers Association.

Finance & Administration

9. The 2019 Regional Business Planning and Budget Process and the Preliminary 2019 Timetable (2018-COW-87)

- A) That the preliminary 2019 Regional Business Plans and Budgets Timetable be approved (as outlined in Attachment #1 to Report #2018-COW-87) which includes the following key dates:
- December 19, 2018 – final Regional Council approval of the 2019 Water Supply and Sanitary Sewerage Business Plans and Budgets;
 - January 30, 2019 – presentation of the Multi Year Economic and Financial Forecast, Ten Year Capital Forecast, and 2019 Property Tax Budget Guideline Report to Regional Council; and

- February 27, 2019 – final Regional Council approval of all 2019 Property Tax Funded Business Plans and Budgets;
- B) That the Commissioner of Finance be authorized to initiate any changes for the 2019 Business Plans and Budgets format that may enhance and ensure that the Business Plans and Budgets continue to present business planning information in an informative and timely manner in accordance with Regional policies including:
- Integration of consistent Performance Measurement disclosure for Regional Business Plans and Budgets that directly relates program performance, goals and achievements with fiscal resources required to attain the performance targets and/or desired levels of services;
 - Compliance with reporting provisions of the Municipal Act and standard municipal budgeting practices to ensure that the Region's Business Plans and Budgets meet public accountability and fiscal transparency requirements; and
- C) That a copy of Report #2018-COW-87 of the Commissioner of Finance be forwarded to all Outside Boards and Agencies including the Durham Regional Police Services Board, the five Conservation Authorities, Durham Region Transit Commission and Durham Regional Local Housing Corporation.

10. Brock Community Health Centre Request for Capital Funding ([2018-COW-88](#))

That Brock Community Health Centre's request for funding for their new build capital project be approved at a maximum of \$225,000 in accordance with the established funding guidelines; with the required financing to be provided from the Region's Hospital Reserve Fund; and further, that funds be released to the Brock Community Health Centre at the discretion of the Commissioner of Finance for the approved capital project subject to the accountability of final capital costs reported upon completion.

11. Public Transit Infrastructure Fund Phase II ([2018-COW-94](#))

That Report #2018-COW-94 of the Commissioner of Finance be received for information.

12. Joint Bus Procurement Results ([2018-COW-95](#))

- A) That the award of the 2017 Metrolinx-hosted RFP for 12-metre and 18-metre transit buses to Nova Bus be approved; and
- B) That the Commissioner of Finance be authorized to sign the related purchase agreements.

13. Delegation of signing authority to the Regional Chair and Chief Administrative Officer for execution of Labour Relations/Employee Negotiations during Lane Duck Period ([2018-COW-78](#))
-

That the Regional Chair and Chief Administrative Officer be authorized to execute ratified negotiation agreements for potentially up to six collective bargaining units during the Lane Duck Period of Council provided that the terms of such agreements do not deviate from existing approved direction.

Health & Social Services

14. The Association of Local Public Health Agencies (alPHA) Call for Board of Health Nominations ([2018-COW-92](#))
-

- A) That the nomination of Councillor David Pickles for election to the alPHA Board of Directors for a two-year term to represent the Central East region be endorsed; and
- B) That two members of Regional Council be identified to sponsor the nomination and complete the nomination form.

15. **Additional Information re: Mobile Health Unit ([2018-COW-96](#))**
-

- A) That Report #2018-COW-96 of the Commissioner & Medical Officer of Health be received for information; and

- B) And further that:**

Whereas, Report #2018-COW-96 provides for an alternative option to mobile health services through a community paramedicine model to support outreach primary care services, including addiction counselling; and

Whereas, community paramedicine services coupled with community outreach services aim to improve both health and social service needs among at-risk and hard to reach populations.

Therefore, be it resolved:

- i) **That the Health and Social Services Department develop a community paramedicine services program supported by community outreach services- (Social Services Personnel) for at-risk and hard to reach populations across Durham Region with targeted implementation;**
- ii) **That any capital and operating costs associated with the program's implementation in 2018 be absorbed within the approved budget; and**

iii) That staff report back to Council on a funding strategy at the June Committee of the Whole meeting.

16. Special Needs Resourcing Collaborative Expansion Pilot (2018-COW-90)

- A) That approval be granted for the Children's Services Division of the Social Services Department to partner with the Infant and Child Development Program of the Health Department to conduct a pilot project for the expansion of Special Needs Resourcing;
- B) That funding in the estimated amount of \$72,550 for the pilot project for the expansion of Special Needs Resourcing be transferred from the approved 2018 Provincial Child Care Expansion subsidy allocation of the Children's Services Division of the Social Services Department to the Infant and Child Development Program of the Health Department in accordance with the Region's Budget Management Policy for reallocations of current budget provisions between Departments; and
- C) That authorization be granted to hire a temporary full-time Infant and Child Development Consultant effective June 1, 2018 at an estimated cost of \$72,550, including associated operating costs to administer the pilot project.

17. Durham's Early Learning and Child Care Service Plan 2018 – 2022 (2018-COW-91)

That Regional Council endorse and approve the Children's Services Division Early Learning and Child Care Service Plan 2018 – 2022.

Planning & Economic Development

18. **Carruthers Creek Watershed Plan Update (2018-INFO-54)**

- A) That Report #2018-INFO-54 of the Commissioner of Planning & Economic Development be received for information;
- B) **That the Carruthers Creek Watershed Plan Phase 2 Communications and Consultation Strategy be updated to outline specific key milestones, and that anticipated meeting and presentation dates for Councils and staff from Durham Region, Town of Ajax, and the City of Pickering should be included; and**
- C) That a copy of Report #2018-INFO-54, including Attachments 1 and 2 from the Toronto and Region Conservation Authority (TRCA), be provided to the Town of Ajax and City of Pickering for their information and comment.

19. Durham Environmental Advisory Committee (DEAC) Environmental Achievement Awards (2018-COW-75)

 - A) That the Durham Environmental Advisory Committee's nominations for the 2018 Environmental Achievement Awards be endorsed; and
 - B) That a copy of Report #2018-COW-75 of the Commissioner of Planning and Economic Development be forwarded to the Durham Environmental Advisory Committee.
20. Smart Commute Durham 2017-2018 Progress Report, 2018-2019 Workplan, and Service Delivery Agreement (2018-COW-79)

That the Regional Chair and Clerk be authorized to execute the Agreement with Metrolinx for the Service Delivery of the Smart Commute Program, and any extension thereof.
21. **"Envision Durham". The Municipal Comprehensive Review of the Durham Regional Official Plan (2018-COW-93)**

 - A) That authorization to proceed with the Municipal Comprehensive Review of the Durham Regional Official Plan, outlined in Report #2018-COW-93 of the Commissioner of Planning and Economic Development, be provided;
 - B) That as part of the Municipal Comprehensive Review with respect to intensification, a detailed analysis be provided with respect to water and sewer servicing constraints in Downtowns, major transit hubs and other key sites for intensification, and that this analysis be provided and reported in the first phase of the review; and**
 - C) That a copy of Report #2018-COW-93 be forwarded to Durham's area municipalities, conservation authorities and the Ministry of Municipal Affairs.
22. Quarter Horse Racing Industry in Durham Region (2018-COW-89)

 - A) That Report #2018-COW-89 of the Commissioner of Planning and Economic Development be received for information; and
 - B) That a letter supporting the quarter horse industry and related businesses be sent to Mr. Bob Broadstock, President of Quarter Racing Owners of Ontario Inc. (QROOI), signed by the Regional Chair, and provided to the Durham Agricultural Advisory Committee (DAAC), for its information.

Respectfully submitted,
Gerri-Lynn O'Connor, Regional Chair and CEO

UNFINISHED BUSINESS, OTHER BUSINESS & BY-LAWS

May 9, 2018

Unfinished Business

Other Business

1. Public Meetings Regarding Proposed Amendments to Regional Transit Development Charge By-law #81-2017 and GO Transit Development Charge By-law #86-2001 ([2018-COW-97](#))
-

Recommendations to Council:

- A) That Report #2018-COW-97 be received for information; and
- B) That all submissions received by Regional Council and the written submissions received by the Regional Clerk by 5:00 p.m. on May 21, 2018, including those opinions expressed verbally at the May 9, 2018 public meetings, be received and referred to Regional staff for consideration in the preparation of the final development charge recommendations and amending by-laws scheduled to be presented to Regional Council for approval on June 13, 2018.

(A copy of Report #2018-COW-97 is included in Section 5, see pages 504-510).

2. Election of Chair of the Finance & Administration Committee

Recommendations to Council:

- A) That Council appoint a Committee Chair for the Finance & Administration Committee pursuant to Section 7.1 of the Council Rules of Procedure; and
- B) That the Chair of the Finance & Administration Committee be appointed to the following boards and committees:
 - Development Charges Complaint Committee
 - Durham Region Non-Profit Housing Corporation

3. Election of Chair of the Planning & Economic Development Committee

Recommendations to Council:

- A) That Council appoint a Committee Chair for the Planning & Economic Development Committee pursuant to Section 7.1 of the Council Rules of Procedure; and

B) That the Chair of the Planning & Economic Development Committee be appointed to the following boards and committees:

- Development Charges Complaint Committee
- Durham Region Non-Profit Housing Corporation

4. Committee Appointments

Recommendation to Council:

That the appointment of Regional Council members to the following boards and committees be approved:

| Committees | | Appointment Details |
|------------|--|--|
| a) | 9-1-1 Management Board | One member of Committee of the Whole, appointed for the term of Council. |
| | Committee of the Whole member | _____ |
| b) | East Duffins Headwaters Committee | One member of Committee of the Whole, appointed for the term of Council. |
| | Committee of the Whole member | _____ |

5. Appointment of Regional Chair to Committees and Boards

Recommendation to Council:

That Regional Chair O'Connor be appointed to the following boards and committees, in accordance with Report #2018-COW-71 of the Commissioner of Corporate Services:

- Development Charges Complaint Committee
- Durham Regional Local Housing Corporation
- Durham Region Non-Profit Housing Corporation
- Durham Region Roundtable on Climate Change

6. Regional Staff Appointments

Recommendation to Council:

That Mary Simpson, Acting Commissioner of Finance and Treasurer, be appointed to the 9-1-1 Management Board, as the Finance Department staff member.

7. Central Lake Ontario Conservation Authority Appointment

Recommendation to Council:

That Uxbridge Councillor Dave Barton be appointed to the Central Lake Ontario Conservation Authority for the Township of Uxbridge.

Note: Nomination comes from the local municipality (Township of Uxbridge)

By-laws

Confirming By-law

19-2018 Being a by-law to confirm the proceedings of Regional Council at their meeting held on May 9, 2018.



The Regional Municipality of Durham Report

To: Regional Council
From: Acting Commissioner of Finance
Report: #2018-COW-97
Date: May 9, 2018

Subject:

Public Meetings Regarding Proposed Amendments to Regional Transit Development Charge By-law #81-2017 and GO Transit Development Charge By-law #86-2001

Recommendations:

- A) That Report #2018-COW-97 be received for information; and
- B) That all submissions received by Regional Council and the written submissions received by the Regional Clerk by 5:00 p.m. on May 21, 2018, including those opinions expressed verbally at the May 9, 2018 public meetings, be received and referred to Regional staff for consideration in the preparation of the final development charge recommendations and amending by-laws scheduled to be presented to Regional Council for approval on June 13, 2018.

Report:

1. Introduction

- The purpose of this report is to provide information regarding the public meetings of Council to be held in the Regional Council Chambers on May 9, 2018 with regard to the proposed amendments to Regional Transit Development Charge By-law #81-2017 and GO Transit Development Charge By-law #86-2001. Regional Council is scheduled to make final decisions on the proposed by-law amendments at the June 13, 2018 regular Regional Council meeting, subsequent to prior public input. The Development Charges Act, 1997 (DCA, 1997) permits public representations relating to the proposed amending by-laws to be made to Council by any person who attends the May 9, 2018 public meeting.

- The notices of the public meetings have been advertised in the Toronto Star on April 14 and 16 (Attachment #1) and three times in the local Metroland newspapers throughout the Region over the time period April 12 to April 26, 2018. In addition, the notice has been posted on the Regional website. The proposed amending by-laws and background studies were available to the public at no cost since April 13, 2018 from the Regional Clerk and were also posted on the Regional website. The public notices, public release of the proposed amending by-laws and background studies and the public meetings were authorized by Regional Council on April 11, 2018 (Report #2018-COW-63).
- The purpose of the May 9, 2018 public meetings of Council is to fulfill the statutory requirement to solicit input from the public and stakeholders to provide the necessary background information on the proposed development charge amending by-laws. The final amending by-laws are scheduled for discussion in accordance with the Council approved timetable, which permits the public and stakeholders to provide input up to 5:00 p.m. on May 21, 2018. Thus, any decision by Regional Council regarding the proposed amending by-laws will be made during the June 13, 2018 Regional Council meeting (following Committee of the Whole on June 6, 2018) to ensure implementation of the amending by-laws on July 1, 2018.

2. Background

- The Regional Transit Development Charge By-law #81-2017 became effective on January 1, 2018 and GO Transit Development Charge By-law #86-2001 became effective on December 5, 2001.
- The Region-wide Development Charge By-law (#16-2013) expires on June 30, 2018. As part of the development charge review process, a number of new policies are being proposed in the new Region-wide development charge by-law that will replace By-law No. 16-2013. These proposed policy changes were identified in the Development Charge Background Study released to the Public on March 27, 2018 and presented at the April 11, 2018 Public Meeting.
- Staff are proceeding with the public process to amend policies and definitions of the Regional Transit and GO Transit Development Charge by-laws in a similar manner to ensure policies and definitions will be aligned in all Regional development charge by-laws.

3. Highlights of the Proposed Regional Development Charge By-law Amendments

- Based on the proposed changes to the Region-wide DC By-law, the following provides a summary of the proposed amendments to the Regional and GO Transit Development Charge By-laws to ensure all Development Charge By-laws will be applied consistently. Some of the amendments are not applicable to the GO Transit Development Charge By-law as this by-law only applies to residential development, whereas the Regional Transit Development Charge By-law applies to residential and non-residential development.

| Policy / Definition Change | Regional Transit DC By-law | GO Transit DC By-law |
|--|-----------------------------------|--|
| Broadening the exemption for secondary units to include additional units that are built separate from the primary residence, but on the same site | Applicable | Applicable |
| Broadening the eligibility for the industrial expansion: <ul style="list-style-type: none"> - to include building expansions not attached to the existing building - to reset the existing square footage of the building to the date of the development charge by-law (i.e. July 1, 2018) | Applicable | Not Applicable, since no non-residential development charges |
| Broadening the redevelopment credit to include schools, places of worship and government buildings that currently do not qualify | Applicable | Not Applicable, since no non-residential development charges |
| New definition of housing services and deferral of DC payment for social and government assisted affordable housing projects to occupancy | Applicable | Applicable |
| Modifications to definitions: bedroom, farm building and apartment | Applicable | Applicable |
| New definition of Air Supported Structure and modification to definition of gross floor area | Applicable | Not Applicable, since no non-residential development charges |

4. Staff Consultation Process

- Staff have sent letters and copies of the amending by-laws and background studies to the development industry (local and GTA chapters of the Building and Land Development Association as well as the Durham Region Homebuilders Association), Boards of Trade, Chambers of Commerce and other business associations in Durham Region and area municipalities along with an invitation to discuss the proposed changes.

5. Next Steps

5.1 Public Submissions

- Public meetings will be held on May 9, 2018 during the regular meeting of Regional Council to provide the public an opportunity to comment on the proposed Regional Development Charge amending by-laws.
- Any verbal or written input offered by the public during the public meetings on May 9, 2018 will also be considered. The DCA, 1997 permits public representations relating to the proposed by-laws from any person who attends the May 9, 2018 meeting.
- The public notices, which advised of the public meetings of Regional Council to be held on May 9, 2018, have also advised that written submissions by the public received by the Regional Clerk by 5 p.m. on May 21, 2018 will be considered in preparing the final recommendations and amending by-laws.

5.2 Future Regional Council Decisions

- On June 13, 2018, Regional Council will consider the following:
 - i) the approval of the Region-wide Development Charge Background Study released on March 27, 2018 and final recommendations and Regional Development Charge by-law;
 - ii) the approval of the Sanitary Sewerage Development Charge Carruthers Creek Background Study released on March 27, 2018 and final recommendations and development charge by-law; and
 - iii) the approval of the Development Charge Background Studies (for the amendments to the Regional Transit and GO Transit DC By-laws) released on April 13, 2018 as constituting Council's Development Charge Background Study for the purposes of section 10 of the DCA, 1997 and the approval of the final recommendations and Regional Development Charge amending by-laws.

- If the proposed amending by-laws are changed following the May 9, 2018 public meeting, Regional Council must also formally consider whether a second public meeting is required. Council's decision in this regard should be reflected in an appropriately worded resolution. Further, Council's decision will be final and not subject to review by a court or the Ontario Municipal Board.
- The recommendations to be presented by staff to Committee of the Whole (on June 6, 2018) and Regional Council on June 13, 2018 will have given due consideration to the public input received.

6. Conclusion

- In accordance with the public consultation process previously approved by Regional Council, it is recommended that this report be received for information with final recommendations regarding the proposed amending by-laws to be presented to the Committee of the Whole on June 6, 2018 and to Council on June 13, 2018.
- Further, it is recommended that all submissions received by Regional Council and the written submissions received by the Regional Clerk by 5 p.m. on May 21, 2018, including those opinions expressed verbally or in writing at the May 9, 2018 public meetings, be received and referred to Regional staff for consideration in the preparation of the final development charge recommendations and amending by-laws.
- The Planning and Economic Development, Works and Corporate Services - Legal departments have assisted with the Development Charge Background Studies and reviewed this report.

7. Attachments

Attachment #1: Development Charge Public Notice

Respectfully submitted,

Original Signed by M.E. Simpson

M.E. Simpson, CPA, CMA, MA
Acting Commissioner of Finance

Recommended for Presentation to Committee

Original Signed by G.H. Cubitt

G.H. Cubitt, MSW
Chief Administrative Officer

**Attachment #1
Regional and GO Transit Amending Development Charge
By-law Public Notice**



**REGIONAL MUNICIPALITY OF DURHAM
NOTICE OF PUBLIC MEETINGS
REGARDING REGIONAL AND GO
TRANSIT DEVELOPMENT CHARGES**

On May 9, 2018 the Council of the Region of Durham will hold two Public Meetings, pursuant to Section 12 of the Development Charges Act, 1997. The first public meeting will be held to explain the proposed amendments to Regional Transit Development Charge By-law No. 81-2017 and the second public meeting will address amendments to GO Transit Development Charge By-law No. 86-2001. These meetings will cover the related underlying background studies and obtain public input on these proposed by-laws and studies. The proposed amendments are designed to make these two by-laws consistent with the new Region-wide Development Charges By-law, which will be considered by Regional Council on June 13, 2018.

All interested parties are invited to attend the two Public Meetings of Council and any person who attends the meetings may make representations relating to the proposed by-law amendments. The meetings are to be held:

Wednesday, May 9, 2018
9:30 a.m.
The Regional Council Chambers
605 Rossland Road East
Whitby, Ontario

In order that sufficient information is made available to the public, copies of the proposed by-law amendments and the background studies will be made available as of April 13, 2018 in the Office of the Regional Clerk / Director of Legislative Services at 605 Rossland Road East, Level 1, P.O. Box 623, Whitby, ON, L1N 6A3, 905-668-4113 (ext 2054). The documents will also be posted on the Regional website at durham.ca on April 13, 2018.

Interested persons may express their comments at the Public Meeting and/or in writing addressed to the Regional Clerk / Director of Legislative Services at the above address no later than 5:00 p.m. on May 21, 2018. All submissions received in writing, and those opinions expressed at the Public Meetings, will be considered prior to Council's decision, which is anticipated during the regular Regional Council meeting of June 13, 2018.

Further information may be obtained by contacting Mary Simpson, Director of Financial Planning and Purchasing, Regional Finance Department at 905-668-4113 (ext. 2301).

Ralph Walton
Regional Clerk / Director of Legislative Services