

ADDENDUM TO THE DURHAM REGIONAL COUNCIL AGENDA

June 13, 2018

Adoption of Minutes

Committee of the Whole meeting minutes, June 6, 2018

Pages 128-205

Additional Correspondence

- CC 13 Memorandum from Don Beaton, Commissioner of Corporate Services, re: Identification on Election Signs

Recommendation: Refer to Consideration of Item #27 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018

(A copy of this correspondence is attached, see pages 202- 204)

- CC 14 Memorandum from Mary Simpson, Acting Commissioner of Finance, re: Development Charges Deferral Agreement Policy for Lands not yet Serviced

Recommendation: Refer to Consideration of Item #29 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018

(A copy of this correspondence is attached, see pages 205- 208)

- CC 15 Ms. Anita Longo, Executive Assistant, Durham Regional Police Services Board, advising that the Durham Regional Police Services Board considered the licence agreement between the Regional Municipality of Durham, the Durham Regional Police Services Board and the York Regional Police Services Board regarding the use of Regional property, as requested by the Committee of the Whole on June 6, 2018, and that the Board supports the recommendations in Confidential Report #2018-COW-140.

Recommendation: Refer to Consideration of Item #3 of Other Business

Additional Delegations

1. Ms. Dorie McDonald, Owner, Sunnybrae Golf Club, regarding hotel development charges (Report #2018-COW-108)

Other Business

3. Confidential Report of the Commissioner of Works – Security of Property of the Municipality as it Relates to a Licence Agreement between the Regional Municipality of Durham, the Durham Regional Police Services Board and the York Regional Police Services Board, for the use of Regionally owned land (2018-COW-140)
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Recommendation to Council:

That the recommendations contained in Confidential Report #2018-COW-140 of the Commissioner of Works be adopted.

(Refer to Confidential Report #2018-COW-140 contained in the June 6, 2018 Committee of the Whole Agenda)

By-laws - Requires Motion to Introduce – 2/3rds Vote

- 38-2018 Being a by-law to establish a percentage by which tax decreases are limited for 2018 in respect of properties in any property class subject to Part IX of the Municipal Act, 2001.

This by-law implements the recommendations contained in Item #33 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

Confirming By-law

- 39-2018 Being a by-law to confirm the proceedings of Regional Council at their meeting held on June 13, 2018.

The Regional Municipality of Durham

MINUTES

COMMITTEE OF THE WHOLE

Wednesday, June 6, 2018

A meeting of the Committee of the Whole was held on Wednesday, June 6, 2018 in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:00 AM.

Regional Chair O'Connor assumed the Chair.

Present: Morning Session 9:01 AM to 1:20 PM

All members of the Committee of the Whole were present with the exception of Councillors McQuaid-England, John Neal, and Parish

Councillor McQuaid-England attended the meeting at 9:18 AM

Councillor John Neal attended the meeting at 9:27 AM

Afternoon Session 2:20 PM to 9:28 PM

All members of the Committee of the Whole were present with the exception of Councillor Parish

Councillor Sanders left the meeting at 4:21 PM and returned at 6:29 PM

Councillor Drumm left the meeting at 4:57 PM

Councillor Rowett left the meeting at 4:32 PM

Councillor Woo left the meeting at 5:29 PM

Councillor McQuaid-England left the meeting at 5:29 PM

Councillor Foster left the meeting at 9:00 PM

Staff

Present: G. Anello, G.H. Cubitt, D. Beaton, B. Bridgeman, J. Demanuele, H. Drouin, A. Gibson, C. Goodchild, K. Gorman, J. Hunt, R. Inacio, R. Jagannathan, M. Januskiewicz, R.J. Kyle, R. Lambert, T. Lavery, W. Leonard, L. MacDermaid, G. Muller, S. Munns, V. Patterson, S. Penak, N. Prasad, J. Presta, S. Rashad, K. Ryan, M. Seppala, M. Simpson, S. Siopis, C. Tennisco, R. Walton, and K. Weiss

1. Declarations of Interest

Councillor Rowett made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 7.2 A), Report #2018-COW-108: Final Recommendations Regarding Regional Residential, Commercial, Institutional and Industrial Development Charges, Appendix 7, Pages 6 and

7, part 4, subparagraph a) regarding Simcoe Street from King Street to Greenway Boulevard. He indicated that he lives adjacent to this Regional Road.

Councillor Molloy made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 6.4 F), Report #2018-COW-113: Standardization of Office Workstation Furniture System for Regional Municipality of Durham Facilities. He indicated that he does business with this company.

Councillor Drumm made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to the following items:

- i) Item 6.4 C), Report #2018-COW-101: Expropriation of Lands Required for the Proposed Bus Rapid Transit Project along Hwy 2 (Kingston Road), in the City of Pickering and Town of Ajax;
- ii) Item 7.2 C), Report #2018-COW-110: Final Recommendations Regarding Amendments to Regional Transit Development Charges By-law #81-2017; and
- iii) Item 7.2 D), Report #2018-COW-111: Final Recommendations Regarding Amendments to GO Transit Development Charges By-law #81-2017.

He indicated that a member of his family is employed by Durham Region Transit.

Councillor Woo made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 8.4 F), Report #2018-COW-137: Additional Provincial Funding from the 2018 Final Child Care Allocation. He indicated that a family member is employed in the Social Services Department.

2. Statutory Public Meetings

There were no Statutory Public Meetings required.

3. Delegations

Moved by Councillor Collier, Seconded by Councillor Carter,
That the agenda be altered in order to consider Item 6.3 A), Information Report #2018-INFO-79: Status Report on Water Quality in Private Wells in the Range Road/Ontoro Boulevard Area, in the Town of Ajax, and Item 6.3 B), Information Report #2018-INFO-80: Petition – Range Road/Ontoro Boulevard Area Construction of Watermain following the delegations.

CARRIED

3.1 Johan van't Hof, Greater Toronto Airports Authority (GTAA) Board of Directors, and Lorrie McKee, Director of Public Affairs, GTAA, re: Updates on the activities at Toronto Pearson International Airport

J. van't Hof and L. McKee presented the 2018 Update to Durham Region regarding activities at Toronto Pearson International Airport. They noted that 49,000 people are directly employed at Toronto Pearson; 1,000 of those employees live in Durham Region; and 13,000 jobs in Durham are generated or facilitated by Toronto Pearson.

J. van't Hof and L. McKee advised that the Growing Responsibly: 2018-2022 Noise Management Action Plan was published in November 2017 in order to manage the impact the airport has on its neighbours. They noted the importance of integrated ground transportation as 190,000 commuters travel across the Northern Arc and only 9% use transit, and that growing regions need multiple assets to support demand.

J. van't Hof and L. McKee responded to questions from the Committee regarding the potential implications of the legalization of cannabis in the airport; the possibility of having an airport built in Pickering; the concerns with the Ambassadors at Canada Customs and the first impressions made on foreign travellers; the challenges of getting to the airport and missed flights due to traffic or lack of parking; how precious projections of growth compare to current projections; and the privatization of airports as a way for the federal government to divest.

J. van't Hof and L. McKee responded to questions from the Committee.

3.2 Darcy Ring, Ajax resident re: approval for an amendment to current policy that states only rear yard sound attenuation can be addressed as part of a road widening project

D. Ring provided a PowerPoint presentation regarding the approval for an amendment to the current policy that states only rear yard sound attenuation can be addressed as part of a road widening project.

Highlights of the presentation included:

- Why we are here today?
- Context
- Equal Consideration
- Quality of Life & Safety

D. Ring requested the following:

- Approval for an amendment or exception to a current policy that states only rear yard sound attenuation can be addressed as part of a road widening project currently underway on Westney Road;
- To seek equal treatment and consideration as other constituents who were face with the same or similar circumstances and whose issues were addressed;
- An addendum to the policy when homes are affected due to proximity to a more commercialized and higher volume of traffic area due to proximity to a major regional road intersection; and
- For traffic calming devices to be installed to deter speeding along Westney Road approaching Kingston Road from the North.

D. Ring informed the Committee of the numerous incidents of property damage caused from snow plows. He requested that the noise attenuation fence be brought all the way up to his front yard and not just at the rear yard.

D. Ring responded to questions from the Committee.

3.3 Elizabeth Pierce, Executive Director, Catholic Family Services of Durham, re: The Hope Centre of Durham Region

E. Pierce provided a PowerPoint presentation regarding the Hope Centre of Durham Region. She stated they are appearing before Council to bring awareness to The Hope Centre cause, to provide information regarding the benefits of The Hope Centre to the Region, and to ask for support from Council.

Highlights from the presentation included:

- Purpose of Appearing Before Council
- Background
- Vision
- Demographic
- Regional Breakdown
- Benefits
- The Ask

E. Pierce stated the benefits of the Hope Centre are an increased ease of access to key services, providing a more seamless method of service provision, resulting in an overall strengthening of the community seeking support; and an overall reduction in

overhead costs for collaborative partners resulting in more dollars being available for direct service delivery.

E. Pierce stated that the Hope Centre of Durham Region is looking for a financial contribution to the capital costs of the Hope Centre, for the benefit of all 4 agencies and the clients they service in our Region.

E. Pierce responded to questions from the Committee.

3.4 Melodie Zarieczny, Chair, Durham Hospice, and Christine Raynor, Chair, VON Durham Community Corp., re: Bringing Residential Hospice to Clarington and Whitby (2018-COW-134) [Item 7.2 K]

M. Zarieczny and C. Raynor provided a PowerPoint presentation regarding Bringing Residential Hospice to Clarington and Whitby.

Highlights from their presentation included:

- Why Residential Hospice in Durham?
- What is Residential Hospice?
- Hospice is about Caring, not Curing
- We need your help

M. Zarieczny advised the Committee that there is an anticipated need for 33 residential hospice beds in the Region by next year. Currently, the Province of Ontario has approved 20 beds for Durham Region. C. Raynor stated that a hospice provides meaningful end-of-life care at no cost to the residents and their families, in a supportive, flexible and home-like environment; and offers a choice to individuals with an end-of-life diagnosis.

M. Zarieczny and C. Raynor stated that they are looking to the Region to consider making a donation in the amount of \$1,125,000 that includes \$750,000 for the Town of Whitby, and \$375,000 for the Municipality of Clarington.

M. Zarieczny and C. Raynor responded to questions from the Committee.

Regional Chair O'Connor vacated the chair from 10:29 AM to 10:35 AM. Councillor Ryan assumed the chair in her absence.

Moved by Councillor Gleed, Seconded by Councillor Henry,
That the agenda be altered in order to consider Item 7.2 K),
Report #2018-COW-134: VON Durham Community
Corporation and Durham Hospice Request for Funding,
following consideration of Items 6.3 A) and 6.3 B).

CARRIED

3.5 Lois Shaw, Director of Programs and Partnerships, The Brock Youth
Centre, re: Youth Program in North Durham municipalities

L. Shaw provided a PowerPoint presentation regarding the Youth
Program in North Durham municipalities.

Highlights from the presentation included:

- Purpose of the deputation
- The Need
- A Vibrant North Durham
- Our areas of focus
- Business Idea Competitions at three North Durham high schools
- EDGE: Entrepreneurship Development Generating Employment for youth aged 18-29
- Brock Youth Centre Staff

L. Shaw stated that the purpose of the presentation was to inform the Committee about programming currently offered in North Durham by the Brock Youth Centre. She stated that the Brock Youth Centre is a virtual organization that takes programs to the high schools and community locations.

L. Shaw advised the Committee that the four areas of focus for the Brock Youth Centre are entrepreneurship development; employability skills training; start-up business mentorship; and social enterprise. She noted the EDGE program generates employment for youth aged 18 – 29.

L. Shaw responded to questions from the Committee.

Moved by Councillor John Neal, Seconded by Councillor Henry,
That the Committee recess for 10 minutes.

CARRIED

The Committee recessed at 10:55 AM and resumed the meeting at 11:05 AM.

3.6 James Oliver, Director of Marketing and Sales, Adamson Systems Engineering, re: Regional Development Fees (2018-COW-108) [Item 7.2 A)]

J. Oliver provided a PowerPoint presentation regarding the Regional Development Charge Fees. He stated Adamson Systems is a globally recognized technology leader, located in Port Perry.

Highlights from his presentation included:

- Adamson Systems Engineering
- Changing Landscape
- Doing Business in Ajax
- Doing Business in Port Perry
- Not getting what we pay for
- Conclusion

J. Oliver stated that he is required to pay the same amount of development charges as others even though he does not receive any of the benefits. He further stated that he is looking for a break in development charges regarding his planned expansion, which will be a stand-alone building measuring roughly 90,000 square feet.

J. Oliver asked that the Region make an exception for business such as his that are also employers and reduce the development charges fee by the cost of the invoiced infrastructure to meet basic service requirements.

J. Oliver responded to questions from the Committee.

3.7 Ana Marple, Ajax resident, re: Water Issues and Municipal Services in the Ontoro Blvd/Range Road area [Item 6.3 A) and B)]

A. Marple appeared before the Committee with regards to Information Report #2018-INFO-79: Status Report on Water Quality in Private Wells in the Range Road/Ontoro Boulevard Area, in the Town of Ajax, and Information Report #2018-INFO-80: Petition – Range Road/Ontoro Boulevard Area Construction of Watermain.

A. Marple referenced Section 4.2.2: Sewage and Water Infrastructure Policies of the Greenbelt Plan, where it states that an extension of water and sewerage is only permitted in the case of health issues, but noted it does not define what a health issue is.

A. Marple also referenced Section 3.2 of Report #2018-INFO-79 where it states that, “As the contaminants present in the groundwater may be removed by various treatment technologies, the Medical

Officer of Health is of the opinion that the bar for declaring a health issue has not been met.” A. Marple stated that this was not a viable option as there is also a water quantity issue.

A. Marple asked for further clarification in Section 3.3 of Report #2018-INFO-79 regarding the term “adjacent to a settlement area”.

A. Marple responded to questions from the Committee.

3.8 Linda Gasser, Whitby Resident, re: Request for Information #RFI-1158-2017 for Mixed Waste Transfer and Pre-sorting, Organics Processing, and Beneficial Use of By-Products/End Products (2018-COW-146) [Item 6.2 C)]

L. Gasser appeared before the Committee regarding Report #2018-COW-146 of the Commissioner of Works. She requested that the Committee:

- Defeat Recommendations A through E, and H;
- Amend Recommendation F to fund technical studies but exclude business advisory services as that is premature without further project details; and
- Approve Recommendation G as there is a need for an interim organics processing contract.

L. Gasser stated that the results of the mixed waste pre-sort pilot, which has another six months to run, and which is costing taxpayers \$1.2 million, needs to be reviewed before any decision about processing technology can be made. She further stated that until the pilot results are analyzed, staff won’t know if the mixed waste pre-sort could extract sufficient organics to justify an AD, or know if those contaminated organics could be processed and result in marketable end products of beneficial use.

L. Gasser responded to questions from the Committee.

Works

6.3 Communications

A) Information Report #2018-INFO-79: Status Report on Water Quality in Private Wells in the Range Road/Ontoro Boulevard Area, in the Town of Ajax

Staff responded to questions regarding extending municipal services to this area; the petition process; the need for an exemption of the Greenbelt Plan legislation; and, who would bear the cost of the extension of municipal services.

Moved by Councillor Jordan, Seconded by Councillor McLean,
That we recommend to Council:

- A) That Information Report #2018-INFO-79 of the Commissioner of Works be received for information; and further
- B) That staff be directed to start the petition process for water supply on Range Road and Ontoro Boulevard;
- C) That concurrence be obtained from the Town of Ajax related to the extension of the watermain as it is on their right of way;
- D) That staff be directed to organize an information session with residents to explain the process for the watermain extension and petition;
- E) That staff be directed to explore any potential grants and financing options for the project; and
- F) That a copy of Information Report #2018-INFO-79 and this resolution be forwarded to the Town of Ajax.

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

Moved by Councillor Collier, Seconded by Councillor Pickles,
That the main motion of Councillors Jordan and
McLean be amended by adding the following as a new
Part B), and re-lettering the subsequent
recommendations accordingly:

- B) That Regional Council declare that the water quality on Ontoro Boulevard and Range Road constitutes a health issue.

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

Discussion ensued with respect to the poor water quality in this area and if it constitutes a health risk. Discussion also ensued regarding the “health issues” exception in Policy 4.2.2.2 of the Greenbelt Plan, 2017, and the need to obtain all necessary approvals before proceeding with an extension of municipal services.

Moved by Councillor Rowett, Seconded by Councillor Foster
That the question be now put.
CARRIED ON A 2/3rds VOTE

The amending motion of Councillors Collier and Pickles was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Ballinger
Councillor Carter
Councillor Collier
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Jordan
Councillor McQuaid-England
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Rowett
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Regional Chair O'Connor

No

Councillor Aker
Councillor Ashe
Councillor Drumm
Councillor McLean
Councillor Joe Neal
Councillor John Neal
Councillor Pidwerbecki
Councillor Woo

Members Absent: Councillor Henry
Councillor Parish

Declarations of Interest: None

The main motion of Councillors Jordan and McLean was then put to a vote and CARRIED AS AMENDED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Collier
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant

No

Councillor Drumm
Councillor Joe Neal
Councillor Pidwerbecki

Councillor Jordan
Councillor McLean
Councillor McQuaid-England
Councillor Mitchell
Councillor John Neal
Councillor Molloy
Councillor Pickles
Councillor Rowett
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Councillor Woo
Regional Chair O'Connor

Members Absent: Councillor Henry
Councillor Parish

Declarations of Interest: None

- B) Information Report #2018-INFO-80: Petition – Range
Road/Ontoro Boulevard Area Construction of Watermain

Moved by Councillor Ryan, Seconded by Councillor Smith,
That Information Report #2018-INFO-80 of the Director
of Legal Services be received for information.
CARRIED

Finance & Administration

7.2 Reports

- K) VON Durham Community Corporation and Durham Hospice
Request for Funding ([2018-COW-134](#))

Clarification was requested on the funding formula used; if the funding would only be provided once construction began; and, that the Region would only be providing funding for capital costs, not operating costs.

Discussion ensued regarding the need for hospice care in Durham Region and for increased funding from the Province in order to move this issue forward.

Moved by Councillor Drumm, Seconded by Councillor Smith,
That we recommend to Council:

- A) That the funding request from VON Durham Community Corporation for the construction of a ten bed hospice in the Town of Whitby be approved at a maximum of \$569,250 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 VON Durham Community Corporation at the discretion of the Acting Commissioner of Finance for the approved capital project subject to the accountability of final capital costs reported upon completion; and
- B) That the funding request from Durham Hospice for the construction of a five bed hospice in the Municipality of Clarington be approved at a maximum of \$265,650 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 Durham Hospice at the discretion of the Acting Commissioner of Finance for the approved capital project subject to the accountability of final capital costs reported upon completion.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Drew
Councillor Drumm
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor McQuaid-England
Councillor Mitchell
Councillor Joe Neal
Councillor John Neal
Councillor Molloy
Councillor Pickles

No

Councillor Collier

Councillor Pidwerbecki
Councillor Rowett
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Councillor Woo
Regional Chair O'Connor

Members Absent: Councillor Parish

Declarations of Interest: None

Moved by Councillor Henry, Seconded by Councillor Rowett,
That the Committee recess for one hour for lunch.
CARRIED

The Committee recessed at 1:20 PM and resumed the meeting
at 2:20 PM.

4. Presentations

4.1 Mary Simpson, Acting Commissioner of Finance re: Final Regional Development Charge Recommendations (2018-COW-108) [Item 7.2 A)]

Prior to the start of her presentation, M. Simpson commented on Mr. Oliver's delegation. She noted that this development will benefit on two fronts: the industrial development charge rate, and the statutory exemption will be broadened. She added that some of the information he provided was also in regard to the local Development Charges By-law.

M. Simpson provided a PowerPoint presentation on the 2018 Regional, Carruthers Creek, Regional Transit & GO Transit Development Charge By-laws.

Highlights of the presentation included:

- DC Financing for Capital Forecast Needs
- Development Charge Rate Comparisons
- Public Input Considerations
- Changes from Proposed to Recommended
- Recommendations
- Next Steps

M. Simpson advised the Development Charge By-law is guided by the long term financial strategy of Regional Council and the "Growth pays

for Growth” principle. It also ensures the financial burden is minimized for existing tax/rate payers.

M. Simpson stated the Region is providing a very competitive DC rate. She advised that next steps include implementing new DC by-laws by July 1, 2018 to ensure compliance with the Development Charges Act; working with the local area municipalities on the area specific DCs and intensification policy; and, incorporating the DCs into the 2019 business planning process which includes long term servicing and financing studies and budgets.

M. Simpson responded to questions from the Committee.

In a response to a question, M. Simpson stated that a policy could be brought forward to the July Special Council meeting, that would allow the service component of the development charge to be deferred until the time of servicing.

Moved by Councillor Joe Neal, Seconded by Councillor Henry,
That the agenda be altered in order to consider Item 7.2 A),
Report #2018-COW-108: Final Recommendations Regarding
Regional Residential, Commercial, Institutional and Industrial
Development Charges next.

CARRIED

Finance

7.2 Reports

- A) Final Recommendations Regarding Regional Residential, Commercial, Institutional and Industrial Development Charges
[\(2018-COW-108\)](#)
-

Moved by Councillor Joe Neal, Seconded by Councillor Collier,
That we recommend to Council:

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Regional Development Charges Background Study dated March 27, 2018 be adopted (including the forecasts of anticipated development, the underlying capital forecasts, the development charges calculations and policies contained in the Background Study) and further, that the approval of the capital forecasts in the Background Study indicate Regional Council’s intention to ensure that such an increase in need for services will be met as required under paragraph 3 of Section 5(1) of the Development Charges Act, 1997 and Section 3 of Ontario Regulation 82/98;

Residential, Commercial, Industrial & Institutional Development Charge Rates

- B) That the Regional Residential Development Charges for each service and unit type as indicated in Table 1 below be imposed on a uniform Region-wide basis effective July 1, 2018 (which includes a new category for Housing Services):

Table 1

Region of Durham Recommended Residential Development Charges Effective July 1, 2018 \$ per Dwelling Unit				
	Single and Semi Detached \$	Medium Density Multiples \$	2 Bedroom Apartments and Larger \$	1 Bedroom Apartments and Smaller \$
Water Supply ⁽¹⁾⁽²⁾	9,420	7,569	5,472	3,566
Sanitary Sewerage ⁽¹⁾⁽²⁾	9,170	7,368	5,327	3,472
Regional Roads	9,250	7,432	5,373	3,502
Regional Police Services	715	575	416	271
Long Term Care	19	15	11	7
Paramedic Services	170	137	99	64
Health and Social Services	123	99	72	47
Housing Services	387	311	225	147
Development Related Studies	19	15	11	7
Total – Recommended By-Law⁽³⁾	<u><u>29,273</u></u>	<u><u>23,521</u></u>	<u><u>17,006</u></u>	<u><u>11,083</u></u>
Note: (1) These charges are payable only in areas where the services are, or will be, available in an area designated for the particular service in the Region's Official Plan. (2) Not applicable to the Seaton Area as defined in Appendix A of the Background Study and Schedule F of the proposed By-law. (3) Additional Regional development charges exist for GO Transit and Regional Transit under By-law 86-2001 and 81-2017 respectively.				

- C) That the Regional Commercial Development Charges for each service as indicated in Table 2 below be imposed on a uniform Region-wide basis effective July 1, 2018:

Table 2

Region of Durham Recommended Commercial Development Charges Effective July 1, 2018 \$ per Square Foot of Gross Floor Area	
Service Component	\$/sq.ft. GFA
Water Supply ^{(1) (2)}	3.51
Sanitary Sewerage ^{(1) (2)}	5.88
Regional Roads	8.54
Recommended Total⁽³⁾	<u>17.93</u>
Notes: (1) These charges are payable only in areas where the services are, or will be, available in an area designated for the particular service in the Region's Official Plan. (2) Not applicable in the Seaton area as defined in Appendix A of the Background Study and Schedule F of the proposed by-law. (3) Additional Regional Development Charges exist for Regional Transit under By-law No. 81-2017.	

- D) That the Regional Institutional Development Charges for each service as indicated in Table 3 below be imposed on a uniform Region-wide basis effective July 1, 2018:

Table 3

Region of Durham Recommended Institutional Development Charges Effective July 1, 2018 \$ per Square Foot of Gross Floor Area	
Service Component	\$/sq.ft. GFA
Water Supply ^{(1) (2)}	0.86
Sanitary Sewerage ^{(1) (2)}	1.05
Regional Roads	7.18
Recommended Total⁽³⁾	<u>9.09</u>
Notes: (1) These charges are payable only in areas where the services are, or will be, available in an area designated for the particular service in the Region's Official Plan. (2) Not applicable in the Seaton area as defined in Appendix A of the Background Study and Schedule F of the proposed by-law. (3) Additional Regional Development Charges exist for Regional Transit under By-law No. 81-2017.	

- E) That the Regional Industrial Development Charges for each service as indicated in Table 4 below be imposed on a uniform Region-wide basis effective July 1, 2018:

Table 4

Region of Durham Recommended Industrial Development Charges Effective July 1, 2018 \$ per Square Foot of Gross Floor Area	
Service Component	\$/sq.ft. GFA
Water Supply ^{(1) (2)}	2.80
Sanitary Sewerage ^{(1) (2)}	3.38
Regional Roads	3.24
Recommended Total⁽³⁾	<u>9.42</u>
Notes: (1) These charges are payable only in areas where the services are, or will be, available in an area designated for the particular service in the Region's Official Plan. (2) Not applicable in the Seaton area as defined in Appendix A of the Background Study and Schedule F of the proposed by-law. (3) Additional Regional Development Charges exist for Regional Transit under By-law #81-2017.	

Exemptions, Discounts and Redevelopment

- F) That the exemption provided in the Development Charges Act, 1997 of up to two additional residential units within an existing residential unit, be broadened to include units that are not attached to the primary residence, but are on the same site, so as to encourage innovative affordable housing options as suggested in the Affordable and Seniors' Housing Task Force recommendations;
- G) That the exemption provided in the Development Charges Act, 1997 for industrial expansions of up to 50% of the existing floor space be applied regardless of whether the expansion is attached or detached from the existing facility and that the existing floor space be defined as of July 1, 2018 in order to support the existing industrial sector in Durham;
- H) That exemptions for agriculture (i.e. bona fide farming), schools, municipal facilities, places of worship, public hospitals, gas canopies and roof-like structures and parking structures from Regional Development Charges (as defined in the by-law) be continued;
- I) That with regard to temporary dwelling units, such as mobile homes and garden suites, the Regional Development Charges continue to be fully refunded to the property owner, upon request, if the structure is removed or demolished within ten years of the date of issuance of a

building permit and satisfactory proof of the same is provided;

- J) That a redevelopment credit equivalent to the prevailing development charge by unit type for residential development and square footage of gross floor area for non-residential development be provided for either or both residential or non-residential development, if such demolition has occurred within ten years prior to the date of issuance of a new building permit as evidenced by a demolition permit, and satisfactory proof of same is provided;
- K) That the redevelopment credit apply to the demolition and redevelopment of exempt facilities (i.e. public schools, places of worship, government buildings) at the institutional development charge rate;

Collection Policy

- L) (a) That Regional Water Supply, Sanitary Sewerage and Regional Roads Residential Development Charges for residential plans of subdivision be payable by cash or certified cheque at the rates in effect at the time of payment and due as follows:
- in full upon signing of a subdivision agreement;
 - or at the option of the developer
 - 50% upon the execution of the subdivision agreement with payment to be secured by a letter of credit upon execution of the subdivision agreement, in a form acceptable to the Region in the amount of 55% of the estimated total Regional Development Charges payable, except for apartment and condominium blocks; with
 - 50% upon the first anniversary date of the execution of the subdivision agreement, or at building permit, whichever is sooner;

and

- (b) That Regional Residential Development Charges for Long Term Care, Regional Police Services, Paramedic Services, Health and Social Services, Housing Services and Development Related Studies to be payable upon issuance of building permit by cash or certified cheque at the rates in effect at the time of payment;
- M) That the Regional Development Charge for high density blocks (apartments and condominium development) in plans of residential subdivision be payable upon issuance of building permit at the rates in effect at the time of payment, by cash or certified cheque;
- N) That all Regional Residential Development Charges for all residential development other than plans of residential subdivision be payable, at the rates in effect at the time of payment, upon issuance of building permit, by cash or certified cheque;
- O) That all Regional Development Charges for all non-residential development be payable, at the rates in effect at the time of payment, upon issuance of building permit, by cash or certified cheque;
- P) That Regional Development Charges for Social Housing and Government-Assisted Affordable Housing units be payable up to 18 months (at the discretion of the Commissioner of Finance) after issuance of the first building permit, at the rate in effect at time of building permit issuance;
- Q) That provision be made to allow Regional Council by agreement, to consider the payment of a development charge before or after it would otherwise be payable as permitted under s.27(1) of the Development Charges Act, 1997;
- R) That provision be made to permit the consideration of credits towards a development charge in exchange for performance of work by a developer, subject to approval of the Committee of the Whole and Regional Council;
- S) That the Regional Residential and Non-residential Development Charges be indexed annually as of July 1st of each year for the most recently available annual period ending March 31 in accordance with the prescribed index,

defined in O.Reg. 82/98 s.7 as “The Statistics Canada Quarterly, Construction Price Statistics, catalogue number 62-007”, with the first indexing to occur on July 1, 2019;

- T) That the Regional GO Transit Development Charge By-law #86-2001 and the Seaton Water Supply and Sanitary Sewerage Area Specific Development Charge By-law #19-2013 be indexed on July 1, 2018 to reflect the annual increase in the 12 month period ending March 31, 2018 using the prescribed index, defined in O.Reg. 82/98 s.7 as “The Statistics Canada Quarterly, Construction Price Statistics, catalogue number 62-007”;

Intensification Servicing Policy

- U) That the revised Intensification Servicing Policy to provide an allowance in the sanitary sewerage development charge capital program to support future intensification projects as provided in Appendix #2 to Report #2018-COW-108 be adopted effective July 1, 2018;

Region Share Policy for Residential and Non-residential Development

- V) That the Region Share Policy for Residential Development as provided in Appendix #3 to Report #2018-COW-108 with the exception of Sanitary Sewerage and Water Supply services in Seaton, be adopted effective July 1, 2018;

Well Interference Policy

- W) That the revised Well Interference Policy as provided in Appendix #4 to Report #2018-COW-108 be adopted effective July 1, 2018;

Transitional Policies

- X) That any complete submission for the preparation of a subdivision agreement received by the Development Approvals Division of the Regional Works Department on or by June 30, 2018 be given the option of being processed under the policies and rates of the current Development Charges By-Law #16-2013 or the proposed replacement by-law, where a complete submission requires all of the following to have been submitted to the Development Approvals Division in a form satisfactory to the Region:

- i) Ministry of the Environment and Climate Change approval is received;
- ii) Detailed cost estimate received;
- iii) Three (3) copies of the proposed Final Plan (M-Plan) received;
- iv) Regional Planning approval of the Final Plan received;
- v) Three(3) copies of all proposed Reference Plans (R-Plans) received;
- vi) Three (3) copies of approved General Plan of Services received (signed by the Local Municipality and the Region); and
- vii) Regional Subdivision Agreement Information Checklist.

Subdivision agreements which have been processed according to By-Law #16-2013 must be executed within three months following the termination of By-Law #16-2013, otherwise they shall be deemed cancelled and will be replaced with a subdivision agreement processed according to the replacement by-law, where execution requires all of the following to have been submitted to the Regional Legal Department in a form satisfactory to the Region:

- i) signed Subdivision Agreement received, including all schedules;
- ii) payments of fees identified in the agreement received;
- iii) securities identified in the agreement received;
- iv) prepayment of Development Charges for Sanitary Sewerage, Water Supply and Regional Roads received, and
- v) Insurance Certificate received.

Front Ending Agreements

- Y) That with regard to front-ending agreements, any credit or payment provided be applied only against the applicable service component(s) of the Regional development charges with any further details of a front ending agreement subject to Council approval;

General

- Z) That the existing complaint procedure as provided in Regional By-law #52-2014 continue for the purposes of conducting hearings regarding complaints made under Section 20 of the Development Charges Act, 1997;
- AA) That Section 12(3) of the Development Charges Act, 1997 which requires Regional Council to determine whether a further public meeting is necessary when changes are made to a proposed development charges by-law following a public meeting and whereas limited changes were made to the Region's proposed development charges by-law following the public meeting on April 11, 2018, it is recommended that Regional Council resolve that a further public meeting is not necessary and therefore Council indicate that a second public meeting is not required prior to the passage of the recommended Regional Development Charges By-law;
- BB) That the Director of Legal Services be instructed to finalize the proposed Development Charge By-law for presentation to Regional Council and passage;
- CC) That the Director of Legal Services be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that such revised by-law(s) be presented to Council for passage;
- DD) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997;
- EE) That the Acting Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials; and
- FF) That a copy of Report #2018-COW-108 of the Acting Commissioner of Finance be forwarded to the area municipalities.

CARRIED WITH PARTS REFERRED
BACK (See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor Collier,
That the main motion of Councillors Joe Neal and
Collier be amended by adding the following as a new
Part L) c):

- L) c) That for industrial lands where the land isn't serviced by
water and sewer, 50% of the development charge be
deferred until the land has those services available.
MOTION REFERRED BACK TO STAFF
LATER IN THE MEETING ON A
RECORDED VOTE (See Following
Motions)

Discussion ensued regarding the impact this would have on the
Development Charges By-law.

Moved by Councillor Jordan, Seconded by Councillor Henry,
That the foregoing amending motion of Councillors Joe
Neal and Collier be referred back to staff for a report at
the June 13, 2018 Council meeting.
CARRIED LATER IN THE MEETING ON
A RECORDED VOTE (See Following
Motions)

Councillor Joe Neal questioned whether the passing of the
Development Charges (DC) By-law at the meeting today but
referring the amendment until the June 13, 2018 Regional
Council meeting was in order.

After receiving advice from staff, Regional Chair O'Connor ruled
that it was in order.

Councillor Joe Neal appealed the decision of the Chair of
allowing his amending motion to be referred separately from the
main motion.

The ruling of the Chair was UPHOLD ON THE FOLLOWING
RECORD VOTE:

Yes

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Collier

No

Councillor McQuaid-England
Councillor Joe Neal
Councillor John Neal
Councillor Rowett

Councillor Drew
Councillor Drumm
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Councillor Woo
Regional Chair O'Connor

Members Absent: Councillor Parish

Declarations of Interest: None

The main motion of Councillors Joe Neal and Collier was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Collier
Councillor Drew
Councillor Drumm
Councillor Foster
Councillor Gleed
Councillor Henry
Councillor Jordan
Councillor McQuaid-England
Councillor Mitchell
Councillor Joe Neal
Councillor John Neal
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett

No

Councillor Grant
Councillor McLean

Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Councillor Woo
Regional Chair O'Connor

Members Absent: Councillor Parish

Declarations of Interest: None

4. Presentations

- 4.2 Karen Wianecki, Director of Practice, Planning Solutions Inc. presenting the Affordable and Seniors' Housing Task Force Progress Report (2018-COW-127) Item 8.4 C)]
-

K. Wianecki, Director of Practice, Planning Solutions Inc. provided a PowerPoint presentation on the Affordable and Seniors' Housing Task Force – Six Month Progress Report.

Highlights of the presentation included:

- Presentation Overview
- Affordable & Seniors' Housing Task Force – Overview
 - Introductory Remarks
 - What is the problem?
 - Lesson learned from others
 - General Observations
 - Durham Region Affordable and Seniors' Housing Task Force
- Key Messages
- The 34 Recommendations – Task Force Report
 - Durham Region Role
 - Affordable and Seniors' Housing Task Force Report: The Six-Point Plan of Action
- Six-Month Report on Progress
 - Accomplishments to date
 - Work in the queue & ongoing
 - Summary
- Next Steps
 - Priorities over the Summer & Early Fall
- Questions

K. Wianecki advised that people who are adequately housed require fewer and less expensive, medical interventions. She also advised that the problem is there are currently 7,075 individuals

on the wait list for affordable housing, and that single non-seniors are the hardest to house.

K. Wiancki informed the Committee that Durham's approach needs to be multi-faceted as a one-size won't fit all, and that new approaches are needed. She also informed the Committee that the key to success is partnerships and collaboration. She stated that Durham Region needs to advance a 'systemic approach'; one that recognizes that the conversation is about affordability and affordable communities and not just affordable housing.

K. Wiancki responded to questions from the Committee.

Moved by Councillor Jordan, Seconded by Councillor Grant,
That the agenda be altered in order to consider Item 8.4 C),
Report #2018-COW-127 of the Commissioner of Social
Services, Acting Commissioner of Finance & Administration,
Commissioner of Planning & Economic Development and
Commissioner of Works next.

CARRIED

Social Services

8.4 Reports

- C) Affordable and Seniors' Housing Task Force Progress Report
(2018-COW-127)
-

Moved by Councillor Jordan, Seconded by Councillor Grant,
That we recommend to Council:

That Report #2018-COW-127 of the Commissioner of Social
Services, the Acting Commissioner of Finance, the
Commissioner of Planning and Economic Development, and the
Commissioner of Works be received for information.

CARRIED

4. Presentations

- 4.3 Kathy Weiss, Director of Economic Development & Tourism, re:
Durham Region's Supply of "Market Ready" Employment Land
(2018-COW-141) [Item 5.5 A)]
-

K. Weiss, Director of Economic Development & Tourism provided a
PowerPoint presentation regarding the Supply of Market Ready
Employment Lands.

Highlights of the presentation included:

- Purpose of Report
- Background
- Established Criteria
- Populating Database
- Removed from Database
- Final Analysis
- North Durham
- Increasing Supply
- Other Factors of Influence
- Conclusion

K. Weiss advised that the purpose of this report is to provide Council with a summary of the review undertaken by the Region and area municipalities; quantify the supply of market ready employment lands in the southern area municipalities; and conduct a review of market-ready employment lands in the three northern area municipalities.

K. Weiss stated that the term “market ready” can be defined as land that has been serviced with water supply and sanitary sewage services. She also stated that subsequent criteria were established to arrive at an indicator of “market ready” status.

K. Weiss noted that the following projects are soon to be, or are currently underway, that would increase the supply of serviced employment lands: Courtice Trunk Sanitary Sewer; Seaton water and sewer projects; West Whitby trunk sanitary sewage system; and sanitary sewer services for lands within Brooklin.

K. Weiss concluded there are currently 370 acres of land identified as market/shovel ready; 123 acres of land expected to be for sale beyond 5 years; and 1,310 acres of land that are considered not for sale at this time. She advised that a more fulsome inventory will be conducted in the next few years.

K. Weiss responded to questions from the Committee.

Regional Chair O'Connor vacated the chair at 4:39 PM to 4:51 PM. Councillor Ryan assumed the chair in her absence.

Moved by Councillor Ryan, Seconded by Councillor Smith,
That the agenda be altered in order to consider Item 5.5 A),
Report #2018-COW-141 of the Commissioner of Planning &
Economic Development next.

CARRIED

Economic Development

5.5 Reports

- A) Durham Region's Supply of "Market Ready" Employment Land (2018-COW-141)
-

Moved by Councillor Ryan, Seconded by Councillor Smith,
That we recommend to Council:

That Report #2018-COW-141 of the Commissioner of Planning
and Economic Development be received for information.

CARRIED

4. **Presentations**

- 4.4 Chris Leitch, Principal Planner re: the Proposed Regional Official Plan Amendment – Implementation of Key Transportation Network Changes Recommended in the Transportation Master Plan (2018-COW-120) [Item 5.2 A)]
-

C. Leitch provided a PowerPoint presentation regarding the Proposed Regional Official Plan Amendment – Implementation of Key Transportation Network Changes Recommended in the Transportation Master Plan.

Highlights of the presentation included:

- Recommended Amendment to Implement Transportation Master Plan (TMP)
- Overview of Recommended Amendment #171
- Road Network Changes
- Transit Priority Network Changes
- Strategic Goods Movement Network
- Regional Structure Changes
- Policy Changes and Housekeeping

C. Leitch stated that Amendment #171 incorporates key network changes recommended by the TMP, and comments received from several municipalities and agencies.

C. Leitch provided an overview of the Road Network Changes and the Transit Priority Network Changes. He noted that Section 11 of the Transportation System reflects changes to the Transit Priority Network and housekeeping updates to several policies; that Schedule 'E', Table 'E7' of the Arterial Road Criteria reflects updated right-of-way requirements for the Rapid Transit Spine; and, housekeeping updates have been made to several criteria.

C. Leitch responded to questions from the Committee.

Moved by Councillor Henry, Seconded by Councillor Grant,
That the agenda be altered in order to consider Item 5.2 A),
Report #2018-COW-120 of the Commissioner of Planning &
Economic Development next.

CARRIED

Planning

5.2 Reports

- A) Proposed Regional Official Plan Amendment – Implementation of Key Transportation Network Changes Recommended in the Transportation Master Plan, File: OPA 2018-002 ([2018-COW-120](#))

Moved by Councillor Collier, Seconded by Councillor Mitchell,
That we recommend to Council:

- A) That Amendment #171 to the Durham Regional Official Plan; to implement key transportation network changes recommended in the Transportation Master Plan, be adopted as contained in Attachment #1 to Commissioner's Report #2018-COW-120; and
- B) That "Notice of Adoption" be sent to the area municipalities, the Ministry of Municipal Affairs, Ministry of Transportation, Metrolinx, Parks Canada, conservation authorities, neighbouring municipalities, and to all persons or public bodies who made a submission or requested notification of the decision.

CARRIED

Moved by Councillor Henry, Seconded by Councillor Grant,
That the rules of procedure be suspended to allow the Committee to recess for 10 minutes instead of having a designated dinner break.

CARRIED on a 2/3rds Vote

The Committee recessed at 5:29 PM and resumed the meeting at 5:41 PM.

5. Planning & Economic Development

Planning

5.1 Communications

- A) Town of Ajax re: Resolution passed at their Council meeting held on April 23, 2018, regarding Lake Ontario Flooding and request to the provincial and federal governments to strike a committee to review mitigation and safety plans for the communities fronting the Great Lakes and St. Lawrence Seaway
-

Moved by Councillor Jordan, Seconded by Councillor Collier,
That we recommend to Council:

That the following resolution from the Town of Ajax be endorsed:

Whereas Lake Ontario is a valuable regional, national and international resource; and

Whereas federal governments of the United States and Canada, and the International Joint Commission have, in partnership with the States and Provinces, a joint interest in the management of Lake Ontario including lake levels; and

Whereas the Town of Ajax has made significant investments in acquiring and developing a publically owned waterfront for recreational purposes, to benefit residents and create tourism opportunities; and

Whereas the Town's waterfront is a highly valued community asset, significantly impacted by recent flooding conditions, resulting in the loss of large segments of the Town's waterfront and impacting the use of associated trail network; and

Whereas many local roads were closed, for extended periods, in response to the flooding conditions experienced by Ajax; and

Whereas the flooding experienced by the residents of the Town has resulted in impacts to their private property as well as presented safety concerns and caused significant property damage; and

Whereas the Town of Ajax has expended significant staff and financial resources in aiding area residents, ensuring their safety; and made capital investments to replace and restore existing assets (ie. large sections of the waterfront trail); and

Whereas it is conceivable and reasonable to anticipate future flooding as was experienced in the spring of 2017;

Now therefore be it resolved that the provincial and federal governments be requested to strike a committee to review mitigation and safety plans for the communities fronting the Great Lakes and St. Lawrence Seaway; and

That the Town of Ajax be invited to participate on the committee to allow for input in the review of this plan; and

That this resolution be distributed to the TRCA, CLOCA, Conservation Ontario, Durham Region, GLSCI, all GTA municipalities that sit on Lake Ontario shoreline, Durham MPPs, MPs, MOE, Prime Minister, Leaders of Opposition, Premier, Opposition Ajax candidates, AMO & FCM.

CARRIED

5.2 Reports

- A) Proposed Regional Official Plan Amendment – Implementation of Key Transportation Network Changes Recommended in the Transportation Master Plan, File: OPA 2018-002 ([2018-COW-120](#))

This item was considered earlier in the meeting. Refer to page 29 of these minutes.

- B) Planning Application Processing Fees ([2018-COW-122](#))

Staff responded to a question regarding when the last time the planning application processing fees were increased.

Moved by Councillor Jordan, Seconded by Councillor Collier,
That we recommend to Council:

- A) That the Region's Planning Application Fee By-law be updated in accordance with the proposed fee schedule within Attachment 1 to Report #2018-COW-122;
- B) That the Regional Solicitor be authorized to prepare the necessary by-law to incorporate amendments to the Planning Application Fee By-law;
- C) That the new Planning Application Fee By-law come into effect on July 1, 2018; and
- D) That a copy of Report #2018-COW-122 of the Commissioner of Planning and Economic Development be

forwarded to the Area Municipalities, the Conservation Authorities, and the Building Industry and Land Development Association (BILD), for their information.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Collier
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Regional Chair O'Connor

No

Councillor Joe Neal
Councillor John Neal

Members Absent: Councillor Drumm
Councillor McQuaid-England
Councillor Parish
Councillor Rowett
Councillor Sanders
Councillor Smith
Councillor Woo

Declarations of Interest: None

- C) Durham Trail Coordinating Committee (DTCC) Membership
Appointment ([2018-COW-123](#))
-

Staff clarified that the new name of the Durham Trail Coordinating Committee being the Durham Active Transportation Committee, will take effect with the new term of Council.

Moved by Councillor Joe Neal, Seconded by Councillor Henry,
That we recommend to Council:

- A) That the appointment of Mr. Ron Lalonde, as Area Municipal Citizen Volunteer from the Town of Whitby, be confirmed;
- B) That Mr. Lalonde be advised of his appointment; and
- C) That a copy of Report #2018-COW-123 of the Commissioner of Planning and Economic Development be forwarded to the Town of Whitby and Durham Trail Coordinating Committee.

CARRIED

- D) Durham Trail Coordinating Committee 2018 Regional Trail Network (RTN) Map Update ([2018-COW-125](#))

Moved by Councillor Joe Neal, Seconded by Councillor Henry,
That we recommend to Council:

- A) That the 2018 Regional Trail Network Map be approved as shown in Attachment #1 to Report #2018-COW-125 of the Commissioner of Planning and Economic Development; and
- B) That a copy of Report #2018-COW-125 be forwarded to the Area Municipalities, Conservation Authorities and other primary trail providers.

CARRIED

- E) Durham Region's Response to the Province's Draft Agricultural Impact Assessment Guidance Document ([2018-COW-126](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That Report #2018-COW-126 of the Commissioner of Planning and Economic Development be endorsed and submitted to the Ministry of Agriculture, Food and Rural Affairs as Durham Region's response to Environmental Bill of Rights Registry #013-2454 regarding Agricultural Impact Assessment (AIA) Guidance, including the following key comments and recommendations:

That the Province:

- i) Include a section in the guidance document clarifying the role of the Province, municipalities, other planning authorities, and key stakeholders involved in

Agricultural Impact Assessments, similar to other provincial guidance documents;

- ii) Provide further information and examples of instances where an Agricultural Impact Assessment is not required but should be considered, such as for excess soil applications, and further details and examples of AIA requirements specific to non-agricultural uses in prime agricultural areas;
 - iii) Better align and provide cross-references, as appropriate, to other relevant guidance documents as well as amend other guidance documents, where feasible, to reference the AIA Guidance Document and ensure consistent messaging across provincial planning guidance documents;
 - iv) Provide further direction on appropriate scale and scope of AIAs and consultation requirements, in particular, distinguishing between requirements for large scale projects versus smaller, site specific projects;
 - v) Provide further explanation on how AIAs can be streamlined with other processes and studies and provide greater detail and examples of instances where this would be logical and/or desirable;
 - vi) Better articulate the level of consultation and engagement with the agricultural community that is appropriate to the scope of the proposal and does not duplicate mandatory consultation requirements;
 - vii) Encourage the establishment of Agricultural Advisory Committees by municipalities with prime agricultural lands where they don't exist as appropriate representative bodies to provide input on AIAs;
 - viii) Provide further details regarding how the recommendations of an AIA are to be implemented and better distinguish the recommended measures in AIAs by project type, scope and identify the implementing agency for each measure; and
- B) That Report #2018-COW-126 of the Commissioner of Planning and Economic Development be forwarded to the Ontario Ministry of Agriculture, Food and Rural Affairs, Durham area municipalities and the Durham Agricultural Advisory Committee for information.

CARRIED

5.3 Advisory Committee Resolutions

- A) Durham Trail Coordinating Committee resolution regarding a new Trail on Lake Ridge Road

Moved by Councillor Joe Neal, Seconded by Councillor Henry,
That we recommend to Council:

That the request of the Durham Mountain Biking Association regarding a letter of support for a new Trail on Lake Ridge Road along with parking on the side of the road allowance of an unopened municipal boundary road, at zero cost to Durham Region, be endorsed, as this reflects the goals of the Region of Durham for active transportation.

CARRIED

Economic Development

5.4 Communications

- A) Information Report #2018-INFO-84: Investment Attraction Successes

K. Weiss responded to questions with respect to the Foreign Direct Investment (FDI) program; new investment and jobs brought to Durham Region; and, how to encourage and enable local businesses as well as those abroad.

Moved by Councillor Joe Neal, Seconded by Councillor Collier,
That Information Report #2018-INFO-84 of the
Commissioner of Planning and Economic Development
be received for information.

CARRIED

5.5 Reports

- B) Durham Region's Supply of "Market Ready" Employment Land (2018-COW-141)

This item was considered earlier in the meeting. Refer to Item 5.5 A) on page 28 of these minutes.

6. Works

Waste

6.1 Communications

- A) Information Report #2018-INFO-73: Update on the Transition of Diversion Programs under the Waste-Free Ontario Act

Moved by Councillor Jordan, Seconded by Councillor McLean,
That Information Report #2018-INFO-73 of the
Commissioner of Works be received for information.
CARRIED

- B) Information Report #2018-INFO-74: Update on the Provincial Food and Organic Waste Framework

Staff responded to questions regarding the inclusion of the
Industrial, Commercial and Institutional (IC&I) sector.

Moved by Councillor Jordan, Seconded by Councillor McLean,
That Information Report #2018-INFO-74 of the
Commissioner of Works be received for information.
CARRIED

- C) Information Report #2018-INFO-75: Update on the Status of the Transition to Full Extended Producer Responsibility for the Blue Box Program and Impacts of China's National Sword Campaign on the Blue Box Program

Discussion ensued with respect to generated revenues;
materials separated from recycling; the Region's stance on
newsprint; and sending recyclable materials to end markets.

Moved by Councillor Jordan, Seconded by Councillor Joe Neal,
That we recommend to Council:

That, despite the on-going end market challenges with
commodities collected through the Region's waste diversion
programs, and the reduced revenues from these commodities, in
recognition that similar market downturns have occurred in the
past, and to preserve the integrity and success of the Region's
diversion programs, Regional staff be directed to continue to
make every effort to ensure all commodities collected for
diversion continue to be sent to end markets for reuse and that
no materials collected for diversion be sent to landfill or the
Durham York Energy Centre, unless there are no other end
market options for the material.

CARRIED UNANIMOUSLY AS
AMENDED LATER IN THE MEETING
ON A RECORDED VOTE (See
Following Motions)

Moved by Councillor Foster, Seconded by Councillor Ryan,
That the main motion of Councillors Jordan and Joe
Neal be amended by deleting the words, "or the Durham
York Energy Centre".

CARRIED LATER IN THE MEETING
(See Following Motion)

Moved by Councillor Jordan, Seconded by Councillor Joe Neal,
That the foregoing amending motion of Councillors
Foster and Ryan be amended by leaving the words, "or
the Durham York Energy Centre" in the
recommendation and replacing them with the words, "or
incineration".

MOTION DEFEATED ON THE
FOLLOWING RECORDED VOTE:

Yes

Councillor Collier
Councillor Jordan
Councillor Joe Neal
Councillor John Neal

No

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Regional Chair O'Connor

Members Absent: Councillor Drumm
Councillor McQuaid-England
Councillor Parish
Councillor Rowett
Councillor Woo

Declarations of Interest: None

The foregoing amending motion of Councillors Foster and Ryan was then put to a vote and CARRIED.

The main motion of Councillors Jordan and Joe Neal was then put to a vote and CARRIED UNANIMOUSLY AS AMENDED ON THE FOLLOWING RECORDED VOTE:

Yes

No

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Collier
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor Joe Neal
Councillor John Neal
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Regional Chair O'Connor

Members Absent: Councillor Drumm
Councillor McQuaid-England
Councillor Parish
Councillor Rowett
Councillor Woo

Declarations of Interest: None

6.2 Reports

A) Blue Box Litter Issues ([2018-COW-143](#))

Discussion ensued with respect to moving this initiative forward in 2018.

Moved by Councillor Joe Neal, Seconded by Councillor Mitchell,
That we recommend to Council:

That staff be authorized to initiate a pilot project to investigate the impact of combining an education program on reducing Blue Box related litter with the provision of additional Blue Boxes and to report back to Regional Council on the results.

CARRIED AS AMENDED (See
Following Motion)

Moved by Councillor Gleed, Seconded by Councillor Foster,
That the main motion of Councillors Joe Neal and Mitchell be amended by adding the following words to the end of the sentence, "and that staff find funding in the 2018 budget to initiate the pilot project earlier".

CARRIED

The main motion of Councillors Joe Neal and Mitchell was then put to a vote and CARRIED AS AMENDED.

B) Service Delivery Options for New Developments Accessed by Private Roads that do not Meet Design Standards for Municipal Waste Management Services ([2018-COW-144](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

A) That staff be authorized to consult with area municipalities, developers and service providers to evaluate options available for new developments to meet the standards in By-Law #46-2011, a By-Law to regulate the Provision of Waste Management Services under the jurisdiction of the Regional Municipality of Durham, for the provision of municipal solid waste collection services for new residential developments on private roads; and

B) That staff be directed to investigate options, including alternative collection service arrangements and associated financial implications following consultation with affected stakeholders, to address residential developments on

private roads that do not meet the current guidelines for municipal collection, and report back to Council.

CARRIED

- C) Request for Information #RFI-1158-2017 for Mixed Waste Transfer and Pre-sorting, Organics Processing, and Beneficial Use of By-Products/End Products (2018-COW-146)
-

Detailed discussion ensued with respect to the risk considerations and potential cost impacts associated with anaerobic digestion with a mixed waste transfer and pre-sort facility.

Staff responded to questions with respect to how the Region will be moving forward on this initiative over the next few months; the benefit of the procurement of an interim 5 year solution for organics processing; the processing technology used at the facility in Surrey, British Columbia; what the \$100,000 for GHD will be used for; the purpose of financial and business advisory services at a cost not to exceed \$75,000; and, the preliminary capital cost estimates as outlined in Table 5 on page 12 of the Report.

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That anaerobic digestion with a mixed waste transfer and pre-sort facility be approved as the preferred technologies for the Regional Municipality of Durham's long-term organics management strategy;
- B) That the development of a Phased Project Implementation Plan be authorized in order to consider the merits of a first phase with a transfer station capable of accommodating pre-sort capabilities;
- C) That future business analysis of a mixed waste pre-sort, and organics processing service delivery approach for a potential long-term organics management solution, be limited to either i) a private sector service contract or ii) a design-build-operate and maintain public-private partnership (P3) contract;
- D) That staff be directed to explore options, including confidential non-binding and procedurally fair discussions with interested partners including Request for Information Respondents, regarding partnerships, joint ventures, public-private partnership, co-ownership, or other forms of

participation in order to bring available market and other financial information forward for consideration by Regional Council regarding a potential relationship as part of the long term Organics Management Strategy, and more specifically an anaerobic digestion facility;

- E) That an investigation of the benefits from Regional use of the potential energy and other by-products and environmental attributes be undertaken and compared to those benefits that may be realized through potential business partnerships;
- F) That the following additional technical and financial consulting, assistance and advisory services be retained to assist with continuing due diligence efforts, organics management project scope and characterization, and Regional Council reporting/recommendations with funding from the previously approved Organics Management Project funding:
 - i) The award of the next phase of the GHD contract, at a cost not to exceed \$100,000;
 - ii) Financial and business advisory services at a cost not to exceed \$75,000;
 - iii) External legal advice at a cost not to exceed \$65,000;
- G) That staff proceed with the procurement of an interim five-year solution to ensure continuous organics processing services for the Regional Municipality of Durham, with contract extensions and/or processing service expansion options which will ensure adequate flexibility for the transition to a new long-term Organics Management Strategy; and
- H) That staff be authorized to apply for the maximum available additional funding under the Green Municipal Fund Program (\$175,000 was received to date to offset study costs) in order to offset costs of recommended additional consulting study noted in Recommendation E), and, to continue to explore other grant funding opportunities.

REFERRED TO COUNCIL WITHOUT
RECOMMENDATION LATER IN THE
MEETING (See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,

That the main motion of Councillors Pidwerbecki and Pickles be amended in Part D) by striking out the words, "Information Respondents" and replacing them with the word, "Proposals".

MOTION DEFEATED ON THE
FOLLOWING RECORDED VOTE:

Yes

Councillor Jordan
Councillor Joe Neal
Councillor John Neal

No

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Collier
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Regional Chair O'Connor

Members Absent: Councillor Drumm
Councillor McQuaid-England
Councillor Parish
Councillor Rowett
Councillor Woo

Declarations of Interest: None

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,

That the main motion of Councillors Pidwerbecki and Pickles be amended in Part G) by striking out the words, "the procurement of an interim five year solution" and replacing them with the words, "a tender".

MOTION DEFEATED ON THE
FOLLOWING RECORDED VOTE:

Yes

Councillor Collier
Councillor Joe Neal
Councillor John Neal

No

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Regional Chair O'Connor

Members Absent: Councillor Drumm
Councillor McQuaid-England
Councillor Parish
Councillor Rowett
Councillor Woo

Declarations of Interest: None

Moved by Councillor Henry, Seconded by Councillor Carter,
That we recommend to Council:

That Report #2018-COW-146 of the Commissioner of Works and
Acting Commissioner of Finance be referred to Council without a
recommendation.

CARRIED

Works

6.3 Communications

- A) Information Report #2018-INFO-79: Status Report on Water
Quality in Private Wells in the Range Road/Ontoro Boulevard
Area, in the Town of Ajax
-

This item was considered earlier in the meeting. Refer to pages
8 to 11 of these minutes.

- B) Information Report #2018-INFO-80: Petition – Range Road/Ontoro Boulevard Area Construction of Watermain

This item was considered earlier in the meeting. Refer to page 11 of these minutes.

6.4 Reports

- A) Declaration of Lands as Surplus Located in the Right of Way at Dundas Street West (Highway 2) and future Desmond Newman Boulevard (formerly Coronation Road) in the Town of Whitby and Approval to Transfer the Surplus Land to the Town of Whitby (2018-COW-99)

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That property, identified as Part 4 on Plan 40R-29934 in the Regional Municipality of Durham, Town of Whitby, 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 Whitby for a nominal sum subject to any easements required; 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 Whitby.

CARRIED

- B) Clean Water Act, 2006 Section 34 Proposed Revisions to Policies in the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Plan and updates to the Toronto and Region Assessment Report (2018-COW-100)

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the proposed mapping and text revisions to the Toronto and Region Assessment Report and policy revisions in the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Plan, prepared by the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Committee be endorsed;
- B) That the Clean Water Act, 2006, Section 34 Amendment which includes proposed revisions to the Transition

Provision, as well as Policies T-8, GEN-1, SWG-3, SNO-1, SAL-10, SAL-12, SAL-13, and REC-1 in the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Plan and the associated explanatory text prepared by the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Committee be endorsed; and

- C) That a letter be submitted to the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Committee indicating that the Regional Municipality of Durham endorses the proposed revisions in Toronto and Region Assessment Report and the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Plan.

CARRIED

- C) Expropriation of Lands Required for the Proposed Bus Rapid Transit Project along Hwy 2 (Kingston Road), in the City of Pickering and Town of Ajax ([2018-COW-101](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That authority be granted to Regional Municipality of Durham staff to initiate expropriation proceedings, if necessary, where negotiations are unsuccessful with respect to the property requirements for the proposed Bus Rapid Transit Project (Project) along Highway 2 (Kingston Road), in the City of Pickering and the Town of Ajax from Regional Road 38 (Whites Road) to Regional Road 23 (Lake Ridge Road) as are generally depicted in Attachment #1 to Report #2018-COW-101 of the Commissioner of Works, Part 1, 2 and 3 and as such other property requirements as may be determined and identified by Regional Municipality of Durham staff required for the Project;
- B) That authority be granted to the Regional Clerk and Regional Chair to execute any notices and forms as may be statutorily mandated by the Expropriations Act R.S.O. 1990, c. E.26 to give effect to Recommendation C) of Report #2018-COW-101, including the Notices of Application of Approval to Expropriate;
- C) That authority be granted to Regional Municipality of Durham staff to serve and publish Notices of Application for Approval to Expropriate the property requirement as

described in Recommendation A) of Report #2018-COW-101, and to forward to the Chief Inquiry Officer any requests for hearing that are received, to attend the hearings to present the Regional Municipality of Durham's position, and to report the Inquiry Officer's recommendations to Regional Council for its consideration; and

- D) That all agreements and reports required for amicable property acquisitions and all agreements and reports required for settlements pursuant to the Expropriations Act R.S.O. 1990, c. E.26 related to the Bus Rapid Transit project for Council approval, remain confidential in accordance with Section 239 (2)(c) of the Municipal Act as it relates to a proposed or pending acquisition or disposition of land for Regional Corporation purposes, and only be released publically by the Commissioner of Works once all claims for compensation have been resolved on a complete and full and final basis for the Bus Rapid Transit Project where appropriate from this date forward.

- D) Amendment to Regional Policy to Permit In-House Appraisals for Land Acquisitions Exceeding \$100,000 at the Discretion of the Commissioner of Works ([2018-COW-102](#))
-

Concerns were raised with respect to the sole authority of the Commissioner of Works to permit in-house appraisals for land acquisitions exceeding \$100,000.

Moved by Councillor Henry, Seconded by Councillor McLean,
That we recommend to Council:

- A) That the requirement to obtain a third-party appraisal for the purchase of property for Regional projects where the value exceeds \$100,000 as established in Works Committee Report #95-W-73 be amended to permit the preparation of such appraisal reports by internal or external sources at the discretion of the Commissioner of Works or their designate; and
- B) That the preparation of all appraisals be completed by Appraisers who hold the Accredited Appraiser Canadian Institute (AACI) or Certified Residential Appraiser (CRA) designations in good standing with the Appraisal Institute of Canada.

CARRIED AS AMENDED (See
Following Motion)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
That the main motion of Councillors Henry and McLean
be amended in Part A) by adding the words, “and the
Chief Administrative Officer” after the words,
“Commissioner of Works”.

CARRIED

The main motion of Councillors Henry and McLean was then put
to a vote and CARRIED AS AMENDED.

- E) Declaration of Lands as Surplus and Approval to Transfer to the
City of Oshawa as Part of a Land Exchange for Lands Required
for the Oshawa Landfill Buffer Project ([2018-COW-107](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the property, legally described as Parts 9, 10, and
11 on Plan 40R-28294 in the Regional Municipality of
Durham, City of Oshawa be declared surplus;
- B) That the lands described above be conveyed to the City of
Oshawa for a nominal sum in exchange for land required
by the Regional Municipality of Durham for the Oshawa
Landfill Buffer project; and
- C) That authority be granted to the Regional Clerk and
Regional Chair to execute all documents that may be
necessary with this conveyance.

CARRIED

- F) Standardization of Office Workstation Furniture System for
Regional Municipality of Durham Facilities ([2018-COW-113](#))

Staff responded to questions with respect to the various
companies that provide workstation furniture for Regional offices.
Councillor Joe Neal questioned where Teknion Leverage
Workstation System manufactures their furniture. S. Siopis
advised she would follow up and provide that information to
Councillor Joe Neal directly.

Moved by Councillor Joe Neal, Seconded by Councillor Drew,
That we recommend to Council:

- A) That Teknion Leverage Workstation System furniture be
adopted as the standard for modular workstation furniture
installations within the Regional Municipality of Durham’s
facilities where Teknion modular furniture has already

been installed, and for all new construction projects requiring modular workstation furniture for a five year term beginning July 1, 2018 and ending June 30, 2023;

- B) That all future furniture requirements specifying Teknion Leverage Workstation System furniture be obtained through a competitive process, specifying distributors authorized to supply Teknion Leverage Workstation System furniture; and
- C) That all other forms of modular furniture which require performance based specifications be obtained via a competitive bidding process in accordance with Purchasing By-Law #68-2000 (Amended).

CARRIED

- G) Servicing Agreement with Suncor Energy Inc. to Reconstruct the Existing Gas Bar at 925 Simcoe Street North (Regional Road No. 2), in the City of Oshawa ([2018-COW-114](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the Regional Municipality of Durham be authorized to enter into a Servicing Agreement with Suncor Energy Inc. to reconstruct the existing gas bar at 925 Simcoe Street North (Regional Road No. 2) in the City of Oshawa; and
- B) That the Regional Chair and Clerk be authorized to execute the Servicing Agreement.

CARRIED

- H) Award of Request for Proposal #1005-2018 for Engineering Services to Undertake a Class Environmental Assessment to Plan for Zone 4 Water Storage and Pumping Facilities to Service North Whitby and North Oshawa ([2018-COW-115](#))

Councillor Joe Neal questioned whether the Region does any of its own class environmental assessments. S. Siopis advised she would follow up and provide that information to Councillor Joe Neal directly.

Moved by Councillor Joe Neal, Seconded by Councillor Jordan,
That we recommend to Council:

- A) That Request for Proposal #1005-2018 be awarded to CIMA Canada Inc. to provide engineering services to undertake a Class Environmental Assessment to plan for

Zone 4 Water Storage and Pumping Facilities to service North Whitby and North Oshawa, at an upset limit not to exceed \$376,810* to be funded from the approved project budget of \$2,100,000; and

- B) That the Commissioner of Finance be authorized to execute the engineering services agreement.
*(including disbursements and before applicable taxes)

CARRIED

- I) Approval for Sole Source Procurement for the Supply of Equipment and Materials to be Specified within Proposed Regional Municipality of Durham Contract D2018-029, for the Sludge Blending Tank Restoration and Reconnection to the Digester Gas System at the Duffin Creek Water Pollution Control Plant, in the City of Pickering ([2018-COW-116](#))
-

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That approval be granted to specify Varec Biogas as the sole manufacturer of digester gas safety valves, equipment and materials within Regional Municipality of Durham Contract D2018-029 for the sludge blending tank restoration and reconnection to digester gas collection system at an estimated cost of \$290,000* (The Regional Municipality of Durham's share is 25 per cent and the Regional Municipality of York's share is 75 per cent with financing for the Regional Municipality of Durham's share provided from the approved 2018 Sanitary Sewerage Budget); and
- B) That approval be granted to specify Vaughan Chopper Pumps as the sole manufacturer of sludge blending tank hydraulic mixing equipment and materials within Regional Municipality of Durham Contract D2018-029 for the sludge blending tank restoration and reconnection to the digester gas collection system at an estimated cost of \$500,000* (The Regional Municipality of Durham's share is 25 per cent and the Regional Municipality of York's share is 75 per cent with financing for the Regional Municipality of Durham's share provided from the approved 2018 Sanitary Sewerage Budget).

*(includes disbursements and before applicable taxes)

CARRIED

J) Proposed Road Occupancy By-law ([2018-COW-117](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That a by-law governing road occupancy and weight restrictions on Regional Roads, generally in the form included as Attachment #1 to Report #2018-COW-117 of the Commissioner of Works, be approved; and
- B) That By-law #38-99 (Attachment #2 to Report #2018-COW-117), being a by-law to restrict the weight upon the axles of commercial vehicles or trailers on the Regional road system, be repealed and replaced with the proposed by-law as per Attachment #1 to Report #2018-COW-117.

CARRIED

K) Proposed Consolidation of The Regional Municipality of Durham's Roads By-law ([2018-COW-118](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the Regional Municipality of Durham's Roads By-law #181-83 be repealed and a new by-law generally in the form included as Attachment #1 to Report #2018-COW-118 of the Commissioner of Works be passed; and
- B) That a copy of Report #2018-COW-118 be forwarded to the Area Municipalities for information.

CARRIED

L) Approval to Execute Two Licence Agreements for the Waterfront Trails Located at the Courtice Water Pollution Control Plant and Newcastle Water Supply Plant, in the Municipality of Clarington ([2018-COW-129](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the Regional Municipality of Durham be authorized to enter into a Licence Agreement with the Municipality of Clarington for the portion of the current Waterfront Trail segments located on the property of the Courtice Water Pollution Control Plant and the Newcastle Water Supply Plant, with costs and liability for trail use and maintenance to be the sole responsibility of the Municipality of Clarington; and

- B) That the Regional Chair and Clerk be authorized to execute the Licence Agreement.

CARRIED

- M) Report on Tenders and Additional Financing for Regional Municipality of Durham Contract T-1001-2018 for the Replacement of the Parking Garage Waterproofing System at Regional Headquarters located in the Town of Whitby (2018-COW-130)

Staff responded to questions regarding the life span of the waterproofing system, as well as when it was first done.

Moved by Councillor Joe Neal, Seconded by Councillor Ballinger,
That we recommend to Council:

- A) That Regional Municipality of Durham Tender T-1001-2018 be awarded to Complete Concrete Restoration Ltd. in the amount of \$3,298,831*; the lowest compliant bidder, for the replacement of the parking garage waterproofing system at Regional Headquarters located in the Town of Whitby;
- B) That the previously approved project budget of \$3,000,000 be increased by \$637,000 to a revised total project budget of \$3,637,000; and
- C) That the additional financing in the amount of \$637,000, be provided at the discretion of the Acting Commissioner of Finance.

*(before applicable taxes)

CARRIED

- N) Amendment to Temporary Sign By-law #76-2017 (2018-COW-142)

Councillor Joe Neal questioned whether municipal election candidates have to indicate their address and telephone number on election signs. Staff advised they would provide that information to Council.

J. Hunt also responded to questions regarding the height specifications of election signs.

Moved by Councillor Joe Neal, Seconded by Councillor Smith,
That we recommend to Council:

- A) That the Director of Legal Services be directed to prepare an amending by-law to amend Temporary Sign By-law #76-2017, generally in the form included as Attachment #1 Report #2018-COW-142 of the Commissioner of Works; and

- B) That a copy of Report #2018-COW-142 be forwarded to the Area Municipalities for information.

CARRIED LATER IN THE MEETING (See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
That the Temporary Sign By-law #76-2017 be amended
to state that election signs are not to be higher than 1.2
meters above the surface of the curb shoulder.

MOTION DEFEATED

The main motion of Councillors Joe Neal and Smith was then put
to a vote and CARRIED ON THE FOLLOWING RECORDED
VOTE:

Yes

Councillor Ballinger
Councillor Carter
Councillor Drew
Councillor Gleed
Councillor Grant
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Regional Chair O'Connor

No

Councillor Aker
Councillor Ashe
Councillor Collier
Councillor Foster
Councillor Henry
Councillor Jordan
Councillor Joe Neal
Councillor John Neal
Councillor Ryan
Councillor Sanders
Councillor Smith

Members Absent: Councillor Drumm
Councillor McQuaid-England
Councillor Parish
Councillor Rowett
Councillor Woo

Declarations of Interest: None

- O) Regional Water Supply System – Backflow Prevention Program
and Backflow Prevention By-law (2018-COW-145)

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the proposed Backflow Prevention By-law be approved
(Attachment #1 to Report #2018-COW-145 of the
Commissioner of Works);

- B) That a copy of the Backflow Prevention By-law be provided to the area municipalities in the Regional Municipality of Durham for their information;
- C) That Regional staff be authorized to investigate web-based solutions for implementation of the Backflow Prevention Program and report back for approval at a future date; and
- D) That Regional staff be authorized to take all steps required and necessary to give effect to the proposed By-law.

CARRIED

6.5 Other Business – Works

- A) Noise Attenuation Barrier Policy Associated with Regional Road Projects

Councillor Collier inquired into the request by Mr. Ring, as heard earlier in the meeting, for an amendment to the current Noise Attenuation Barrier Policy to extend his noise attenuation fence 3 metres beyond his front door. S. Siopis provided an overview of the Noise Attenuation Barrier Policy, and advised of various other solutions such as the planting of a hedge.

Moved by Councillor Collier, Seconded by Councillor Joe Neal,
That staff be directed to extend the noise attenuation fence at Mr. Ring's property on Addley Crescent in the Town of Ajax 3 metres beyond the front door.

MOTION DEFEATED LATER IN THE
MEETING (See Following Motion)

Moved by Councillor McLean, Seconded by Councillor Foster,
That the question be now put.

CARRIED on a 2/3rds Vote

The foregoing motion of Councillors Collier and Joe Neal was then put to a vote and DEFEATED.

Moved by Councillor Henry, Seconded by Councillor Jordan,
That staff be directed to extend the noise attenuation fence at Mr. Ring's property on Addley Crescent in the Town of Ajax to just past the front door.

CARRIED

B) Recycling of Municipal Solid Waste

Councillor Smith advised that as part of the Federation of Canadian Municipalities 2018 Annual Conference and Trade Show, in Halifax, Nova Scotia, Sustane Technologies Inc. held a tour of an advanced recycling project being constructed in the Municipality of Chester. He stated the technology provides a sustainable solution for the processing of municipal solid wastes into usable recycles, pellets fuels and water.

Staff was asked to look into this technology as a possible solution for municipal solid waste.

C) 2017 Durham York Energy Centre (DYEC) Waste Costs

Councillor Joe Neal questioned whether the 2017 costs for the DYEC have been calculated, and if not, when staff could provide an update on these costs. J. Hunt advised that staff could issue an update report on the 2017 DYEC figures within the next 3 weeks.

J. Hunt provided a brief overview of the Region's obligations and requirements of the agreement, such as the waste processed in 2017 and electricity efficiency guarantees.

7. Finance & Administration

Finance

7.1 Communications

- A) Correspondence dated June 5, 2018 from the Building Industry and Land Development Association (BILD) regarding Report #2018-COW-108: Final Recommendations Regarding Regional Residential, Commercial, Institutional and Industrial Development Charges and submitting additional comments as outstanding items to be addressed
-

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That the correspondence dated June 5, 2018 from the Building Industry and Land Development Association (BILD) be referred to the consideration of Report #2018-COW-108 of the Acting Commissioner of Finance.

CARRIED

7.2 Reports

- A) Final Recommendations Regarding Regional Residential, Commercial, Institutional and Industrial Development Charges [\(2018-COW-108\)](#)
-

This item was considered earlier in the meeting. Refer to Item 7.2 A) on pages 14 to 25 of these minutes.

- B) Final Recommendations Regarding Carruthers Creek Sanitary Sewerage Service Area Specific Development Charge [\(2018-COW-109\)](#)
-

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Carruthers Creek Sanitary Sewerage Service Area Specific Development Charge Background Study dated March 27, 2018 be adopted including the forecast of anticipated development, the underlying capital forecast and the calculations contained in the Background Study and that the approval of the capital forecast in the Background Study indicate Regional Council's intention to ensure that such an increase in need for service will be met as required under paragraph 3 of Section 5(1) of the Development Charges Act, 1997 and Section 3 of Ontario Regulation 82/98;
- B) That a Carruthers Creek Sanitary Sewerage Service Area Specific Development Charge in the amount of \$15,903 per net hectare for both residential and non-residential uses be imposed effective July 1, 2018;
- C) That the Development Charge policies for the Carruthers Creek Sanitary Sewerage Service Area Specific Development Charge as contained in the proposed by-law included in the Background Study (Attachment #2 to Report #2018-COW-109) be approved;
- D) That the Director of Legal Services be instructed to prepare the requisite Development Charge By-law for presentation to Regional Council and passage;
- E) That the Director of Legal Services be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the

foregoing recommendations and that any such revised by-law(s) be presented to Council for passage;

- F) That the Acting Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials; and
- G) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.

CARRIED

- C) Final Recommendations Regarding Amendments to Regional Transit Development Charges By-law #81-2017 ([2018-COW-110](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Regional Development Charges Background Study dated April 13, 2018 be adopted;
- B) That effective July 1, 2018, Regional Transit Development Charge By-law #81-2017 be amended, in order to ensure that various policy and implementation matters are consistent with the proposed Region-wide development charge by-law (which is being recommended concurrently in Report #2018-COW-108 of the Acting Commissioner of Finance), as set out in the amending by-law (Attachment #1 to Report #2018-COW-110);
- C) That the Director of Legal Services be instructed to prepare the requisite Development Charge By-law for presentation to Regional Council and passage;
- D) That the Director of Legal Services be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that any such revised by-law(s) be presented to Council for passage;
- E) That the Acting Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials; and

- F) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.

CARRIED

- D) Final Recommendations Regarding Amendments to GO Transit Development Charges By-law #86-2001 ([2018-COW-111](#))
-

Staff responded to questions with regards to how the funds collected from the GO Transit Development Charges are spent.

Moved by Councillor Joe Neal, Seconded by Councillor Jordan,
That we recommend to Council:

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Regional Development Charges Background Study dated April 13, 2018 be adopted;
- B) That effective July 1, 2018, GO Transit Development Charge By-law #86-2001 be amended, in order to ensure that various policy and implementation matters are consistent with the proposed Region-wide development charge by-law (which is being recommended concurrently in Report #2018-COW-108 of the Acting Commissioner of Finance), as set out in the amending by-law (Attachment #1 to Report #2018-COW-111);
- C) That the Director of Legal Services be instructed to prepare the requisite Development Charge By-law for presentation to Regional Council and passage;
- D) That the Director of Legal Services be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that any such by-law(s) be presented to Council for passage;
- E) That the Acting Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials; and
- F) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.

CARRIED

E) 2018 Provincially Mandated Business Protection Program
(Capping Program) ([2018-COW-112](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That for the 2018 mandated Provincial Business Protection Program (Capping Program), the Region of Durham adopt the following municipal capping options in an effort to expedite the achievement of full Current Value Assessment (CVA) level taxation in the non-residential property classes:
- i) Set the minimum annual increase at 10 per cent of total CVA level property taxation for properties that are provided protection;
 - ii) Set the maximum percentage increase in property taxation due to reassessment at 10 per cent of the previous year's taxes;
 - iii) Set the "billing" increase threshold at \$500, such that any capped property components whose taxation amount under the mandated Provincial Business Protection Program is within \$500 of its CVA level taxation be required to pay its full CVA property taxation amount;
 - iv) Permanently exclude any property components from the Capping Program if the property component was at CVA level taxation in 2017 or 2018 or moves from a "clawback" to a "capped" property in 2018;
 - v) Exclude the 2016 reassessment related increases from the capping calculations;
 - vi) Phase-out the Capping Program over four years (2018-2021) for the broad commercial and industrial property tax classes such that all properties within these property tax classes will achieve full CVA level taxation by 2021;
- B) That the cost of capping reassessment property tax increases in the multi-residential, commercial and industrial broad property classes, pursuant to the 2018 mandated Provincial Business Protection Program, be financed by withholding a portion of the reassessment related decreases owing to other properties within the corresponding broad property tax class; and

- C) That approval be granted for the requisite by-laws for the 2018 Provincial Business Protection Program.

CARRIED

- F) Contract Amendments Funded Within Approved Capital Project Budgets and Emergency Expenditures for Period Ending April 30, 2018 ([2018-COW-119](#))

Councillor Joe Neal questioned if staff could provide Committee with a memo detailing the top 5 projects and why outside work was consulted. S. Siopis advised she would provide that information.

Moved by Councillor Joe Neal, Seconded by Councillor P. Malloy,
That we recommend to Council:

That Report #2018-COW-119 of the Acting Commissioner of Finance be received for information.

CARRIED

- G) Cancellation of Certain Unpaid Water/Sewer Accounts ([2018-COW-121](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That the cancellation of water and sewer accounts totalling \$45,018.30, be approved.

CARRIED

- H) Annual Development Charges Reserve Fund Statement ([2018-COW-131](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

That Report #2018-COW-131 of the Acting Commissioner of Finance be received for information.

CARRIED

- I) 2018/2019 Annual Risk Management and Insurance Report ([2018-COW-132](#))

Councillor Joe Neal questioned when the last time the contract for insurance was tendered out and whether other companies would be interested. M. Simpson advised she would provide that information to him directly.

Moved by Councillor Joe Neal, Seconded by Councillor Collier,
That we recommend to Council:

- A) That the Acting Commissioner of Finance be authorized, on behalf of the Region of Durham, to enter into a contract of insurance in conjunction with the other member municipalities of the Durham Municipal Insurance Pool with the Frank Cowan Company for the period July 1, 2018 to June 30, 2019;
- B) That the Acting Commissioner of Finance be authorized, on behalf of the Region of Durham, to enter into the contract of insurance with the Frank Cowan Company for insurance coverage specific to Durham Region for the period July 1, 2018 to June 30, 2019 at an estimated cost of \$219,534 plus applicable taxes;
- C) That the Acting Commissioner of Finance be authorized on behalf of the Region of Durham to enter into a contract of insurance with the Frank Cowan Company for insurance coverages related to the Durham Region Transit for the period July 1, 2018 to June 30, 2019 at an estimated cost of \$1,305,733 plus applicable taxes;
- D) That the Acting Commissioner of Finance be authorized to retain consulting services for the continued implementation of a fulsome Enterprise Risk Management Framework at the Region of Durham at a cost not to exceed \$75,000 to be funded from the Region's Insurance Reserve Fund; and
- E) That the fundamentals of the Region's Risk Management Program continue to be supported in principle to ensure that the Region's assets are adequately protected and to ensure the financial stability of the Region.

CARRIED AS AMENDED (See Following Motion)

Moved by Councillor Joe Neal, Seconded by Councillor Gleed,

That the main motion of Councillors Joe Neal and McLean be amended by adding the following as a new Part F):

- F) That staff be directed to review the insurance market to see if there are other providers that can provide the same service and whether a Request for Proposal process would be appropriate.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Collier
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor Molloy
Councillor Joe Neal
Councillor John Neal
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Regional Chair O'Connor

No

Councillor Aker

Members Absent: Councillor Drumm
Councillor McQuaid-England
Councillor Mitchell
Councillor Parish
Councillor Rowett
Councillor Woo

Declarations of Interest: None

The main motion of Councillors Joe Neal and Collier was then put to a vote and CARRIED AS AMENDED.

- J) The Issuance of Debentures on Behalf of the City of Pickering, the Town of Ajax, the Town of Whitby and the Municipality of Clarington
[\(2018-COW-133\)](#)
-

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That in the event that a determination is made under subsection 275(1) of the *Municipal Act, 2001*, S.O. 2001 c 25, as amended (the "Act") based on which the Council is

prohibited from taking any action described in subsection 275(3) of the Act, at any time after July 27, 2018 being the first day during the election for a new Council and before the new Council takes office following the election (the "Period"), the outgoing Council is authorized to pass a by-law or by-laws to authorize long-term borrowing through one or more issues of debentures in respect of any one or more of the Capital Works, in a total principal amount not to exceed \$27,074,000 on behalf of the City of Pickering, the Town of Ajax, the Town of Whitby and the Municipality of Clarington over the various terms as set out below with such terms not to exceed 20 years and at an average net yield not to exceed 5.00 per cent relating to the financing requirements as indicated below:

	<u>Amount</u> (Not to Exceed)	<u>Term</u> (Not to Exceed)
<u>City of Pickering</u>		
Don Beer Arena – Ice Rink 2 Renovations (Refinancing Debentures)	\$263,000	5 Years
Pickering Recreation Complex Doubles Squash Court and Aerobics Studio (Refinancing Debentures)	833,000	5 Years
Sheppard Avenue, Reinforced Soil System (Refinancing Debentures)	367,000	5 Years
Supply and Delivery of One New Latest Model Year Articulating Front Loader	200,000	5 Years
Supply and Delivery of One Fire Pumper Tanker	750,000	10 Years
Westney Road – Road Reconstruction	300,000	10 Years
Abbott Crescent Stormwater Management Pond - Reconstruction	342,000	15 Years
Conservation Barn Reconstruction at the Pickering Museum Village	850,000	20 Years
Altona Bridge Replacement	488,000	20 Years
Sub Total – City of Pickering	<u>\$4,393,000</u>	
<u>Town of Ajax</u>		
Fire Headquarters (Refinancing Debenture)	\$1,671,000	5 Years
Audley Recreation Centre – Phase 2	<u>12,000,000</u>	15 Years
Sub Total – Town of Ajax	<u>\$13,671,000</u>	
<u>Town of Whitby</u>		
Soccer Dome	<u>\$4,000,000</u>	20 Years
<u>Municipality of Clarington</u>		
Major Parking Lot Rehabilitation	\$2,000,000	15 Years
LED Streetlight Conversion Project	<u>3,010,000</u>	15 Years
Sub Total – Municipality of Clarington	<u>\$5,010,000</u>	
TOTAL DEBENTURE REQUIREMENTS	<u>\$27,074,000</u>	

- B) That in the event that a determination is made under subsection 275(1) of the Act based on which the Council is prohibited from taking any action described in subsection 275 (3) of the Act, at any time during the Period, any one or more of the Regional Chair and the Acting Treasurer are hereby authorized to cause the Debentures to be issued, the Clerk and the Acting Treasurer are hereby individually or jointly authorized to generally do all things and to execute all other documents and papers in the name of The Regional Municipality of Durham in order to carry out the issuance of the Debentures, and the Acting Treasurer is authorized to

affix The Regional Municipality of Durham's municipal seal to any such documents and papers;

- C) That authorization be given to issue any of the above debentures, as requested by a lower-tier municipality, as internal debentures on behalf of the lower-tier municipality on the basis that the lower-tier municipality will purchase the internal debenture using reserve funds of the lower-tier municipality;
- D) That the Acting Commissioner of Finance be authorized to amend the proposed terms and conditions of the debenture issue as deemed necessary by the Fiscal Agents in order to successfully market the issue to prospective investors on the basis that the Region may purchase all or part of the debentures;
- E) That the Region of Durham be authorized to issue the external debentures through CDS Clearing and Depository Services Inc.'s "Book Entry Only" system; and
- F) That approval be granted for the requisite by-law.

CARRIED

- K) VON Durham Community Corporation and Durham Hospice Request for Funding (2018-COW-134)

This item was considered earlier in the meeting. Refer to Item 7.2 K) on pages 11 to 13 of these minutes.

Administration

7.3 Communications

7.4 Reports

- A) Electronic Voting in Council and Committee of the Whole (2018-COW-103)

Discussion ensued with regards to the logistics of the electronic voting system as it relates to standing and voting; changing a vote; the need for key cards; the timing of the implementation of electronic voting; and the "request to speak" option.

Moved by Councillor Collier, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That Council approve the use of electronic voting only for the purposes of a recorded vote, at meetings held in the Regional Council Chambers;
- B) That Council **adopt Option ii)** from the following two options for the display of the votes:
 - i) Votes are displayed as they are cast; or
 - ii) Votes are displayed once voting has closed;**
- C) That Council **adopt Option i)** from the following two options for the timing of the votes:
 - i) Votes must be cast during a pre-set time limit, which will be adjusted at the direction of the Regional Chair as experience is gained; or**
 - ii) Votes may be cast until the Chair calls for the close of voting and the Clerk manually stops the vote;
- D) That the Regional Clerk, or designate, be authorized to take any administrative and operational steps necessary to implement the use of electronic voting;
- E) That the Procedural By-law be updated accordingly; and
- F) That staff continue to investigate the potential for a Request to Speak function and bring back a further report in this regard.

CARRIED

- B) Community Member Appointment to the Durham Regional Police Services Board ([2018-COW-104](#))
-

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the following process for the appointment of a new community member to the Durham Regional Police Services Board be adopted, which includes
 - i) Corporate Services –Legislative Services placing advertisements for interested community members in the local newspaper(s);

- ii) The review of all applicants by a Selection Committee comprised of the Regional Chair and the Chairs of the Standing Committees, or Vice-Chair in the absence of the Standing Committee Chair, as selected on December 5, 2018 at the first meeting of Council;
 - iii) Interviews of qualified applicants by the Selection Committee; and
 - iv) A recommendation by the Selection Committee for the consideration of Regional Council in early 2019;
- B) That the Corporate Services – Legislative Services division be authorized to take all administrative steps necessary to give effect to this process; and
 - C) That the term of appointment for the current community member on the Durham Regional Police Services Board be extended to no later than the date that a new community member is appointed by Regional Council.

CARRIED

- C) Renewal of Microsoft Unified Support (formerly known as Microsoft Premier Support) Services Agreement with Microsoft Canada Inc. (2018-COW-105)
-

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the Microsoft Unified Support Services Agreement with Microsoft Canada Inc. be renewed, leveraging the Master Business Agreement between the Province and Microsoft with a term commencing June 29, 2018 expiring June 28, 2019 at a cost of \$186,778 (with a potential discount of \$56,012) to be funded from the 2018 approved Corporate Services-Information Technology operating budget; and
- B) That the Regional Chair and Regional Clerk be authorized to execute the renewal with Microsoft Canada Incorporated subject to review by the Director of Legal Services and the Acting Commissioner of Finance.

CARRIED

D) Recruiting and Selection Process to Appoint a Successor to the Chief Administrative Officer (2018-COW-136)

Detailed discussion ensued with respect to the process for the appointment of a successor to the CAO; and, limitations on the appointment of a new CAO as imposed by the potential restricted acts period.

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That an Ad-Hoc Committee lead by the Regional Chair be established to recruit, select and appoint by by-law the Chief Administrative Officer;
- B) That the Ad-Hoc Committee be delegated all the necessary powers to negotiate the terms and make such offers of employment as are deemed necessary to carry out the appointment of the Chief Administrative Officer;
- C) That the recruiting, selection and appointment of the Chief Administrative Officer take place between June 11, 2018 and September 4, 2018, and the Ad-Hoc Committee shall report back to Regional Council to advise of the appointment of the Chief Administrative Officer on September 12, 2018;
- D) That the Ad-Hoc Committee be supported by the Manager, Talent Acquisition and Development and the Regional Clerk to facilitate compliance with the Municipal Act; and
- E) That the Regional Clerk be authorized to prepare the necessary by-law to appoint the candidate selected as the Chief Administrative Officer and that the Ad-Hoc Committee be delegated the authority to enact said appointment by-law.

CARRIED AS AMENDED LATER IN
THE MEETING ON A RECORDED
VOTE (See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor Jordan,
That the main motion of Councillors Pidwerbecki and Pickles be amended as follows:

- A) That Part A) be amended to read: "That an Ad-Hoc Committee lead by the Regional Chair be established to

recruit, select and recommend the Chief Administrative Officer's replacement";

- B) That Parts B) and E) be deleted in their entirety; and
- C) That Part C) be amended to read: "That the recruiting, selection and appointment of the Chief Administrative Officer take place between June 11, 2018 and September 4, 2018, and the Ad-Hoc Committee shall report back to Regional Council and recommend to Council the appointment of the Chief Administrative Officer on September 12, 2018.

MOTION DEFEATED ON THE
FOLLOWING RECORDED VOTE:

Yes

Councillor Aker
Councillor Collier
Councillor Jordan
Councillor Joe Neal
Councillor John Neal

No

Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Regional Chair O'Connor

Members Absent:

Councillor Drumm
Councillor McQuaid-England
Councillor Parish
Councillor Rowett
Councillor Woo

Declarations of Interest: None

Moved by Councillor Smith, Seconded by Councillor Roy,
That the main motion of Councillors Pidwerbecki and
Pickles be amended in Part C) by deleting the words,
“take place between June 11, 2018 and September 4,
2018” and replacing them with the words, “begin June
11, 2018”; and, by also deleting the words, “on
September 12, 2018” at the end of the sentence so that
Part C) now reads as follows:

- C) That the recruiting, selection and appointment of the Chief
Administrative Officer begin June 11, 2018 and the Ad-Hoc
Committee shall report back to Regional Council to advise
of the appointment of the Chief Administrative Officer.

CARRIED

The main motion of Councillors Pidwerbecki and Pickles was
then put to a vote and CARRIED AS AMENDED ON THE
FOLLOWING RECORDED VOTE:

Yes

Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Drew
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Regional Chair O'Connor

No

Councillor Aker
Councillor Collier
Councillor Jordan
Councillor Joe Neal
Councillor John Neal

Members Absent: Councillor Drumm
Councillor Foster
Councillor McQuaid-England
Councillor Parish
Councillor Rowett
Councillor Woo

Declarations of Interest: None

- E) Routine Disclosure and Active Dissemination By-law and Policy
(2018-COW-139)
-

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,

That we recommend to Council:

That Report #2018-COW-139 of the Commissioner of Corporate Services be referred to the Special Council meeting to be held on Wednesday, July 4, 2018.

CARRIED

8. Health & Social Services

Health

8.1 Communications

8.2 Reports

- A) Award of the Request for Proposal (RFP-458-2018) for the Provision of Nursing Staff for Immunization Clinics (2018-COW-147)
-

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the Request for Proposal (RFP-458-2018) be awarded to Saint Elizabeth Health Care to provide nursing staff for immunization clinics for a four (4) year term from July 1, 2018, with the option to extend the contract for up to one (1) additional year term, in accordance with the terms and conditions set forth in RFP-458-2018;
- B) That the RFP-458-2018 be awarded to Saint Elizabeth Health Care for a total cost of \$243,000 in the first year, with subsequent year term increases to apply based on Statistics Canada Consumer Price Index (CPI) rate increases, in accordance with the terms and conditions set forth in RFP-458-2018; and
- C) That the Acting Commissioner of Finance be authorized to execute any applicable agreement(s), including any extensions.

CARRIED

- B) Additional funding for the 2018-19 funding year to support the provision of public health programs and services (2018-COW-148)
-

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That additional unbudgeted funding from the Ontario Ministry of Health and Long-Term Care (MOHLTC) in the amount of \$793,100 in additional base funding and \$284,900 in one-time funding be received as supplementary to the 2018 Health Department – Public Health Business Plan and Budget and be allocated as outlined in Section 4 of Report #2018-COW-148 of the Commissioner and Medical Officer of Health; and
- B) That approval be granted to increase the Health Department's staffing complement by 5.8 new permanent positions at an estimated annual cost of \$744,600 to be funded entirely from the additional Provincial funding allocation as follows:
 - i) One (1) full-time Assistant Manager, Health Equity at an annual estimated cost of \$151,300;
 - ii) Three (3) full-time Public Health Nurses at an annual estimated cost of \$347,900;
 - iii) One (1) part-time Public Health Nurse (0.3 FTE) at an annual estimated cost of \$32,200;
 - iv) One (1) full-time Manager, Health Analytics and Research at an estimated annual cost of \$151,300; and
 - v) The conversion of one (1) part-time Epidemiologist to one (1) full-time position at an estimated annual incremental cost of \$61,900.

CARRIED

C) A Primary Care Outreach Pilot ([2018-COW-149](#))

Moved by Councillor Sanders, Seconded by Councillor Smith,
That we recommend to Council:

- A) That the first eight (8) months of a Primary Care Outreach Pilot (PCOP), ending on February 28, 2019, be implemented at an upset cost not to exceed \$290,000;
- B) That the estimated 2018 cost of this pilot of \$161,250 be funded from within the approved 2018 Health Department Business Plans and Budget and the estimated 2018 cost of

\$57,000 be funded within the Social Services Department Business Plans and Budget or any other surplus funds as determined by the Acting Commissioner of Finance;

- C) That the estimated 2019 cost of the pilot of \$52,750 be included for consideration in the 2019 Health Department Business Plans and Budget and the estimated 2019 cost of \$19,000 be included for consideration in the Social Services Department Business Plans and Budget;
- D) That authorization be granted to retain one Rapid Response Vehicle (RRV), slated to be decommissioned, to be used for PCOP services to transport supplies and park at various sites to serve priority populations for the course of the pilot;
- E) That Regional staff be authorized to negotiate a contract for the necessary part-time nurse practitioner services for PCOP;
- F) That the Region of Durham continue to work with the provincial government and the Central East Local Health Integration Network (CELHIN) to obtain provincial funding for the PCOP; and
- G) That continuation of the PCOP beyond February 28, 2019 be subject to 2019 Health Department and Social Services Department Budget deliberations and be informed by an evaluation of the first eight (8) months of the pilot.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Collier
Councillor Drew
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor Mitchell
Councillor Molloy
Councillor John Neal
Councillor Pickles

No

Councillor Joe Neal

Councillor Pidwerbecki
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith
Regional Chair O'Connor

Members Absent: Councillor Drumm
Councillor Foster
Councillor McQuaid-England
Councillor Parish
Councillor Rowett
Councillor Woo

Declarations of Interest: None

Social Services

8.3 Communications

8.4 Reports

- A) Green Ontario Fund (GreenON) – Social Housing Program
(2018-COW-106)
-

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That the Regional Chair and Regional Clerk be authorized to execute the Transfer Payment Agreement (TPA) with the Housing Services Corporation (HSC) to participate in the Green Ontario Fund (GreenON) Social Housing Program and secure total available Provincial program funding in the amount of \$630,578 to be applied towards retrofit activities that reduce greenhouse gas (GHG) emissions;
- B) That no Regionally-incurred administrative costs related to delivery of Program initiatives be recovered from the Region's allocation of GreenON Social Housing Program funding in order to maximize the funding available for GHG-reducing retrofit activities;
- C) That in order to secure all available provincial GreenON Social Housing Program funding it is recommended that, subject to the approval of the Acting Commissioner of Finance and the Commissioner of Social Services, that staff be authorized to allocate funding to ranked projects and redirect unspent GreenON Social Housing Program funds

to ranked projects that require additional funding, where applicable; and

- D) That the Regional Chair and Regional Clerk be authorized to execute any necessary agreements with the housing provider for the use of the funds.

CARRIED

- B) Portable Housing Benefit – Special Priority Policy (PHB-SPP) (2018-COW-124)

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

That the Regional Chair and Clerk be authorized to enter into a Transfer Payment Agreement with the Ministry of Housing to participate in the Portable Housing Benefit-Special Priority Policy (PHB-SPP) program.

CARRIED

- C) Affordable and Seniors' Housing Task Force Progress Report (2018-COW-127)

This item was considered earlier in the meeting. Refer to Item 8.4 C) on page 26 of these minutes.

- D) Social Housing Apartment Improvement Program (SHAIP) (2018-COW-128)

Moved by Councillor Pldwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That in order to secure all available provincial Social Housing Apartment Improvement Program (SHAIP) funding it is recommended that, subject to the approval of the Acting Commissioner of Finance and the Commissioner of Social Services, staff be authorized to allocate funding to ranked projects and redirect unspent SHAIP funds to ranked projects that require additional funding; and

- B) That the Regional Chair and Regional Clerk be authorized to execute any necessary agreements with the housing providers for the use of the SHAIP funds.

CARRIED

- E) At Home in Durham, the Durham Housing Plan 2014-2024 Annual Report (2018-COW-135)

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

That Report #2018-COW-135 of the Commissioner of Social Services, the Acting Commissioner of Finance, and the Commissioner of Planning and Economic Development be received for information.

CARRIED

- F) Additional Provincial Funding from the 2018 Final Child Care Allocation ([2018-COW-137](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That an additional 100 per cent unbudgeted Provincial funding for child care services from the Ministry of Education in the amount of \$5,139,692 for the Regional Municipality of Durham Children's Services Division be received as supplementary to the 2018 Business Plans and Budgets and allocated as follows:

Program	Expenditure	Amount \$
Special Purpose Projects	Provider Payments	405,601
Wage Enhancement	Provider Payments	1,976,485
Childcare Expansion Plan	Fee Subsidy	1,218,243
Childcare Expansion Plan	Provider Payments	1,115,013
Childcare Expansion Plan – Licensed Home Childcare	Provider Payments	424,350
Total		5,139,692

- B) That the Regional Chair and Regional Clerk be authorized to execute the Amended Ontario Transfer Payment Agreement.

CARRIED

- G) Supply and Service of Lift Equipment for the Region of Durham's four (4) Long-Term Care Homes ([2018-COW-138](#))

Moved by Councillor Pidwerbecki, Seconded by Councillor Pickles,
That we recommend to Council:

- A) That a sole source contract with Handicare Canada Ltd. be negotiated at a total estimated cost not to exceed \$1,607,100 for the procurement of ceiling lift equipment at a total estimated cost not to exceed \$818,600 and the

ongoing maintenance, service, annual lift inspection and load testing of lift equipment at a total estimated cost not to exceed \$788,500 for a period of five (5) years commencing December 1, 2018 at the Region of Durham's four (4) Long-Term Care Homes subject to financing being approved in the annual Long Term Care Homes Annual Business Plans and Budgets; and

- B) That the Acting Commissioner of Finance be authorized to execute the contract.

CARRIED

9. Other Business

- A) The Hope Centre of Durham Region – Motion

Moved by Councillor Carter, Seconded by Councillor John Neal,
That the request from Elizabeth Pierce, Executive Director, Catholic Family Services of Durham provided during her delegation regarding The Hope Centre of Durham Region be directed to M. Simpson and H. Drouin for review.

CARRIED

- B) Updated Rules of Procedure By-law for the Return to a Monthly Standing Committee Structure

In response to a request regarding the proposed Rules of Procedures for the return to a monthly Standing Committee structure for the next term of Council, the Regional Clerk advised that staff are reviewing the current Procedural By-law and will provide a report back for Council's consideration in September.

J. Hunt responded to a question regarding whether Regional Council, if in a lame duck situation, will have the authority to approve the re-drafted Procedural By-law. He advised they could.

- C) Metering of Bulk Water Services in Durham Region

At the request of Councillor Joe Neal, S. Siopis provided an update on the timelines for implementing the metering of bulk water services in Durham Region, including bulk water filling stations and meters and backflow preventers on all fire hydrants.

10. Confidential Matters

10.1 Reports

- A) Confidential Report of the Commissioner of Works – Security of Property of the Municipality as it Relates to a Licence Agreement between the Regional Municipality of Durham, the Durham Regional Police Services Board and the York Regional Police Services Board, for the use of Regionally owned land (2018-COW-140)
-

Moved by Councillor Ryan, Seconded by Councillor Henry,
That Confidential Report #2018-COW-140 of the
Commissioner of Works be referred to the June 12,
2018 meeting of the Durham Regional Police Services
Board for their consideration.

CARRIED

- B) Confidential Memorandum from J. Hunt, Director of Legal Services, re: Oshawa Transit – Legal Fees
-

Moved by Councillor Ryan, Seconded by Councillor Henry,
That we recommend to Council:

That Council waive privilege and direct staff to release the final
amounts paid by the Region to external counsel Aird & Berlis on
the Durham Region Transit unfunded liabilities matter.

CARRIED

11. Date of Next Meeting

The next regularly scheduled Committee of the Whole meeting will be held on Wednesday, September 5, 2018 at 9:00 AM in Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby.

12. Adjournment

Moved by Councillor Henry, Seconded by Councillor Collier,
That the meeting be adjourned.

CARRIED

The meeting adjourned at 9:28 PM

Respectfully submitted,

Gerri-Lynn O'Connor, Regional Chair and CEO

D. Pickles, Chair, Health & Social Services

D. Ryan, Chair, Planning & Economic Development

N. Pidwerbecki, Chair, Works

S. Collier, Chair, Finance & Administration

Committee Clerk



Interoffice Memorandum

The Regional
Municipality of Durham
Corporate Services

605 ROSSLAND RD. E.
PO BOX 623
WHITBY, ON L1N 6A3
CANADA

905-668-7711
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Don Beaton
Commissioner of
Corporate Services

Date: June 11, 2018

To: Regional Council

From: Don Beaton, Commissioner of Corporate Services

Subject: Identification on Election Signs

This responds to a question posed at the June 6, 2018, meeting of Committee of the Whole respecting identification on municipal election signs.

In accordance with Sections 88.3 and 88.5 of the *Municipal Elections Act*, certain mandatory information is required on election signs. Specifically, candidate signs must contain the name of the candidate, and registered third party advertiser's signs must contain the name of the registered third party and contact information. The Region's Temporary Sign By-law #76-2017 outlines these requirements in Section 2.01 (f) and 2.02 (b). Section 2.02 (c) further clarifies that all criteria in Section 2.01 must be met with certain exceptions; including that candidates do not need to indicate their address and telephone number on election signs. The referenced sections read as follows:

Permitted Temporary Signs:

2.01 (f) each Sign shall clearly indicate the name, address and telephone number of the person, corporation or organization responsible for creating and erecting the Sign;

Election Signs:

2.02 (b) All Third Party Advertisements shall contain the name of the registered third party, the municipality where the third party is registered, telephone number, mailing address and/or e-mail address at which the third party may be contacted who is advertising

2.02 (c) All of the criteria in Section 2.01 must be met with the exception of clause 2.01 (d) and the requirement for municipal elections candidates to indicate their address and telephone number on election signs.

Provided a candidate's full name, or name as it will appear on the ballot, is on the election sign, the Region will consider that sign to have met the requirement of Section 88.3(2) of the Act.

Additional information on the mandatory requirements in the legislation are outlined below:

Mandatory Information for Candidate Campaign Advertising

In accordance with Section 88.3 (2) of the Act, an election campaign advertisement purchased by or under the direction of a candidate shall identify the candidate.

Mandatory Information Provided to Broadcasters or Publishers

In accordance with Section 88.3 (3) of the Act, a candidate shall not cause an election campaign advertisement to appear unless he or she provides the following information to the broadcaster or publisher in writing:

1. The name of the candidate.
2. The name, business address and telephone number of the individual who deals with the broadcaster or publisher under the direction of the candidate.

Mandatory Information for Registered Third Party Advertising

In accordance with Section 88.5 (1) of the Act, no registered third party shall cause a third party advertisement to appear during the restricted period unless the advertisement contains the following information:

1. The name of the registered third party.
2. The municipality where the registered third party is registered.
3. A telephone number, mailing address or email address at which the registered third party may be contacted regarding the advertisement.

Mandatory Information Provided to Broadcasters or Publishers

In accordance with Section 88.5 (2) of the Act, a registered third party shall not cause a third party advertisement to appear during the restricted period unless he, she or it provides the following information to the broadcaster or publisher in writing:

1. The name of the registered third party.

2. The name, business address and telephone number of the individual who deals with the broadcaster or publisher under the direction of the registered third party.
3. The municipality where the registered third party is registered.

Respectfully submitted,

Original signed by:

Don Beaton

Commissioner of Corporate Services

c: G.H. Cubitt, Chief Administrative Officer



Finance
Department

Interoffice Memorandum

TO: Regional Chair and All Members of Regional Council

FROM: Mary E. Simpson, Acting Commissioner of Finance

COPY: G.H. Cubitt, Chief Administrative Officer
Department Heads

DATE: June 12, 2018

RE: Development Charges Deferral Agreement Policy for Lands not yet Serviced

At the June 6, 2018 Committee of the Whole Meeting during discussion of Report #2018-COW-108 (Final Recommendations Regarding Regional Residential, Commercial, Institutional and Industrial Development Charges) staff were directed to prepare a report for the June 13, 2018 Council meeting to address the following motion to amend the by-law in order to include the following new clause:

“(L) c) That for industrial lands where the land is not serviced by water and sewer, 50% of the development charge be deferred until the land has those services available”.

In response, the multi-departmental Development Charges Staff Working Group is recommending a Regional policy be established to permit Development Charge Deferral Agreements for developments located in specific areas where the Regional water supply and / or sanitary sewer services are not anticipated to be available for an extended period, but are designated as an Urban Area in the Regional Official Plan.

Based on the policy criteria set out in Attachment #1, the areas that will be impacted by this policy include Cannington (Brock Township), Port Perry (Township of Scugog) and Orono (Municipality of Clarington). Historically, there have been limited developments in these areas where this issue has arisen.

Staff are recommending a new policy be implemented as opposed to an amendment to the Development Charges By-law. The advantage to this approach is that Regional Council may amend the policy as needed in order make any adjustments necessary for a successful program, without undertaking the full formal process to amend a Development Charge By-law, which would take considerably more time and cost.

The recommended deferral policy would apply to living areas in addition to employment lands and would allow the full charge for those unavailable development charge services to be deferred until the services are available. Broadening the policy to living areas will allow the deferral policy to be applied to residential development. Further, it is recommended that Regional Council approval be required on a case by case basis.

It is recommended that the deferral policy as shown in Attachment #1 be adopted by Regional Council, effective June 13, 2018.

Furthermore, it is recommended that Regional Council direct that this new policy be applied to permit the deferral of the sanitary sewerage development charges for the proposed expansion on Scugog Line 6 (Adamson Systems Engineering) if the landowner enters into an agreement with the Region and that the Acting Commissioner of Finance and Chief Administrative Officer be authorized to execute the necessary agreement.

Original Signed by Mary E. Simpson

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

Attachment #1
Regional Development Charge Deferral Policy

Eligible Developments

- A) That the Regional development charges for the water supply and sanitary sewerage components be deferred, subject to the following conditions being met:
 - a. The lands are within the Urban Boundary as shown in Schedule “A” of the Regional Official Plan;
 - b. The lands are designated to be serviced by Regional water supply and sanitary sewerage services, but are also subject to the section 8.3.4 of the Regional Official Plan;
 - c. Under section 8.3.4 of the Regional Official Plan, the lands are permitted to develop on private wells and / or private waste disposal systems as identified in the Regional Official Plan or otherwise identified in this policy; and
 - d. The lands are currently not serviced by water supply and / or sanitary sewerage services.

Application of the Deferral

- B) That the Regional development charge deferral policy apply to living areas and employment areas within Cannington (Brock Township), Port Perry (Township of Scugog) and Orono (Municipality of Clarington);
- C) That the deferral policy apply to only the Regional development charge payable for the particular service that is not yet available (limited to water supply and sanitary sewerage services);
- D) That the deferral policy not apply if the lands only require local water supply and sanitary sewerage services;
- E) That the deferral policy not be applied retroactively;

Timing of Payment of Deferred Development Charges

- F) That Development Charges are payable once the Regional water supply and sanitary sewerage services needed to service any of these lands are approved by Regional Council in a Capital Budget or Report (i.e. prior to connection), at the rate in effect at the time the Development Charges are paid;

- G) That notification of the agreement and the agreement or a charge shall be registered on title to the subject lands at the discretion of the Commissioner of Finance and Director of Legal Services and any such registration shall be done by the owner at its sole cost and expense; and

Approval

- H) That the deferral of development charges under this policy requires Regional Council approval on a case by case basis.

June 2018