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**The Regional Municipality of Durham**

**MINUTES**

**FINANCE & ADMINISTRATION COMMITTEE**

**Tuesday, February 12, 2019**

A regular meeting of the Finance & Administration Committee was held on Tuesday, February 12, 2019 in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:30 AM

Present: Councillor Foster, Chair  
Councillor Collier, Vice-Chair  
Councillor Ashe  
Councillor Leahy  
Councillor Mulcahy  
Councillor Nicholson  
Regional Chair Henry

Also

Present: Councillor Wotten

Absent: Councillor Drew

Staff

Present: E. Baxter-Trahair, Chief Administrative Officer  
S. Austin, Director, Corporate Policy and Strategic Initiatives, Office of the CAO  
D. Beaton, Commissioner of Corporate Services  
J. Hunt, Director, Legal Services, Corporate Services – Legal  
J. Moir, Assistant Director/Deputy Chief, Region of Durham Paramedic Services  
S. Munns, Director, Corporate Communications  
N. Taylor, Commissioner of Finance  
V. Patterson, General Manager, DRT, attended the meeting at 9:37 AM  
R. Walton, Regional Clerk/Director of Legislative Services  
L. Fleury, Legislative Officer, Corporate Services – Legislative Services

**1. Declarations of Interest**

There were no declarations of interest.

**2. Adoption of Minutes**

Moved by Councillor Leahy, Seconded by Regional Chair Henry,  
(20) That the minutes of the regular Finance & Administration Committee  
meeting held on Tuesday, January 15, 2019, be adopted.

CARRIED

**3. Statutory Public Meetings**

There were no statutory public meetings.

**4. Delegations**

**4.1 Mr. Ivan Battye re: Report #2018-INFO-91: Update on work to support  
development of the Pickering airport lands, dated June 1, 2018**

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Mr. Ivan Battye appeared before the Committee with respect to the Pickering airport lands. Mr. Battye provided the Committee members with handouts containing a biography of his background, a summary of the issues as outlined in his letter to the editor of the Pickering News Advertiser, and a 20 page document containing hyperlinks which verifies the issues outlined in his letter to the editor.

Mr. Battye stated that the object of his presentation is to provide context and updates to information provided in the Durham White Paper from June 2018, which he advised he emailed to the Committee members in full prior to the meeting.

Mr. Battye stated that many of the planning assumptions made for airports in the Durham Region over the past twenty years no longer exist. He suggested that the White Paper be withdrawn.

Mr. Battye asked the Committee members to review page 8 of his 20 page handout which contains the full details of Article 44 of the ground lease agreement within the GTAA document and drew the Committee's attention to the line which reads "If the Tenant is continuously and actively meeting any capacity and demand requirements for airport and aviation services at the Airport, the Landlord will not construct and operate, during the Term, an airport as a Major International Airport within seventy-five (75) kilometres from any point on the perimeter of the Lands."

Mr. Battye also asked the Committee members to review page 5 of the 20 page handout which states "We now expect to be able to meet demand with existing capacity throughout our 20-year planning period" he stated that in other words

they can't build it without capacity and that capacity does not exist, and it will in practical terms not exist until beyond 2050.

Mr. Battye responded to questions from the Committee members.

4.2 Mr. Mark Murphy, Senior Director, Capital Planning & Development and Mr. Matthew Anderson, President and Chief Executive Officer, Lakeridge Health, re: where acute health care services will be delivered across Durham Region over the next 25 years

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Mr. Mark Murphy and Mr. Matthew Anderson, Lakeridge Health, appeared before the Committee with respect to an update on Lakeridge Health. Highlights of their presentation included:

- A Regional System of Care
  - Scarborough/Durham West Expert Panel Recommendations:
    - Create Regional System of Care through integration of hospitals acute care services for Durham Region
    - Complete a Master Plan
    - Begin Planning a new comprehensive acute care hospital
- Lakeridge Health System (2017/18)
- Master Planning Timeline
- Master Planning Process
- Key Principles
- Data Collection and Analysis
- Who have we heard from to date?
- Themes from the Community
  - Lakeridge Health's Role in the Community
    - 'Be the Connector'
    - Care closer to home
  - Improve Services & how they are experienced
    - Respond to diversity & cultural expectations
  - Information Sharing
    - Sharing health records across care providers
  - Infrastructure Needs
    - Improvements needed
- Next Steps
  - Finalize Master Plan: April 2019
  - LHIN endorsement: March/April 2019
  - Region of Durham update and support: Spring 2019
  - Targeted MOHLTC submission: Spring 2019
- Proposed Capital Projects
  - Ajax-Pickering Mental Health Unit
  - Ajax Pickering CT Scanner
  - Port Perry CT Scanner

- Oshawa Interventional Radiology
- Bowmanville Back-Up Generator
- Whitby Primary Chiller

Mr. Murphy and Mr. Anderson responded to questions from the Committee members.

Moved by Regional Chair Henry, Seconded by Councillor Leahy,  
(21) That the delegation from Mr. Mark Murphy and Mr. Matthew Anderson, Lakeridge Health, be referred to staff.

CARRIED

4.3 Ms. Julie Davis, VP External Relations, Trent University Durham, re: request for support from the Region for an expansion project at Trent Durham GTA

Ms. Julie Davis, Trent University, appeared before the Committee with respect to a request for support from the Region for an expansion project at Trent Durham GTA. Mr. Joe Muldoon, Head, Trent University, was also in attendance. Highlights of Ms. Davis' presentation included:

- Our History/Our Mission
- Community Focused
- Programs driving enrolment
  - Degree programs at Trent University Durham
- Durham Headcount Projections
- Where our Student's Live
  - Student population by home residence
- BBA designed building
- Location of building
- Academic space
- Alignment with Strategic Plans
- Economic Impact
- Timeline for Durham Expansion
- Request for Support
  - \$474k/year over 5 years (\$2.37 million)
- Our Vision

Moved by Councillor Ashe, Seconded by Councillor Nicholson,  
(22) That the delegation from Ms. Julie Davis, Trent University Durham, be referred to budget deliberations.

CARRIED

**5. Presentations**

There were no presentations.

**6. Administration**

**6.1 Correspondence**

- A) Direction Memorandum from Sandra Austin, Director Corporate Policy and Strategic Initiatives re: Public advertising for citizen representation on the Durham Region Roundtable on Climate Change (DRRCC)

Moved by Councillor Collier, Seconded by Councillor Leahy,

- (23) That the direction memorandum from Sandra Austin, Director Corporate Policy and Strategic Initiatives, regarding public advertising for citizen representation on the Durham Region Roundtable on Climate Change (DRRCC), be received for information.

CARRIED

**6.2 Reports**

- A) Closed Meeting Protocol ([2019-A-5](#))

Report #2019-A-5 from D. Beaton, Commissioner of Corporate Services, was received.

Staff responded to questions regarding whether it was at Council's discretion to determine which matters are to be considered confidential.

Moved by Councillor Mulcahy, Seconded by Councillor Leahy,

- (24) That we recommend to Council:

That the updated Closed Meeting Protocol, included as Attachment #1 to Report #2019-A-5 of the Commissioner of Corporate Services, be approved.

CARRIED

- B) Durham York Energy Centre – Notice of Dispute from Covanta ([2019-A-6](#))

Report #2019-A-6 from J. Hunt, Director of Legal Services, was received.

Moved by Councillor Collier, Seconded by Councillor Leahy,

- (25) That we recommend to Council:

That Report #2019-A-6 of the Director of Legal Services be received for information.

CARRIED

- C) Additional Recommended Actions Related to: Bill 68 – Modernizing Ontario's Municipal Legislation Act, 2017 ([2019-A-8](#))

Report #2019-A-8 from D. Beaton, Commissioner of Corporate Services, was received.

Discussion ensued with respect to the possibility of developing a lobbyist registry, and review of the corporate pregnancy leave policy. These matters were further discussed under Item #10 Other Business. [See page 10 of these minutes]

Moved by Councillor Mulcahy, Seconded by Councillor Leahy,  
(26) That we recommend to Council:

- A) That the following actions be taken in order to implement the provisions of Bill 68 that come into force as of March 1, 2019:
  - i) That the current Council Code of Conduct and Complaint Procedure be repealed;
  - ii) That a by-law authorizing a Council Code of Conduct generally in the form as set out in Attachment #1 to Report #2019-A-8 of the Commissioner of Corporate Services be approved;
  - iii) That the Council Staff Relations policy as set out in Attachment #2 to Report #2019-A-8 of the Commissioner of Corporate Services be approved;
  - iv) That the Council Pregnancy and Parental Leave policy as set out in Attachment #3 to Report #2019-A-8 of the Commissioner of Corporate Services be approved;
  - v) That a by-law to amend the Council Procedural by-law generally in the form as set out in Attachment #4 to Report #2019-A-8 of the Commissioner of Corporate Services be approved; and
  - vi) That a by-law to repeal and replace By-law #58-2016 being a by-law to appoint the Integrity Commissioner generally in the form as set out in Attachment #5 to Report #2019-A-8 of the Commissioner of Corporate Services be approved;
- B) That the Regional Clerk be designated as the head of the municipality under the Ombudsman Act;
- C) That a copy of Report #2019-A-8 of the Commissioner of Corporate Services be sent to the Clerks of the area municipalities;
- D) That a copy of the approved Code of Conduct be sent to the local boards and the Region's Integrity Commissioner; and
- E) That Council, in Committee of the Whole, have an education and training session with the Integrity Commissioner.

CARRIED

## **7. Finance**

### **7.1 Correspondence**

#### **A) Vic Fedeli, Minister of Finance – re: Writing to Heads of Council regarding the Ontario Cannabis Legalization Implementation Fund (OCLIF)**

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Discussion ensued with respect to the funding being provided by the Province through the Ontario Cannabis Legalization Implementation Fund and whether it is sufficient to cover increased policing costs.

Moved by Councillor Collier, Seconded by Regional Chair Henry,  
(27) That we recommend to Council:

- A) That Regional Chair Henry be asked to send a letter on behalf of the Region to the Province requesting that the Province review the funding model for the implementation costs of recreational cannabis legislation in order to increase the funding to more accurately reflect policing costs to the Region;
- B) That the letter be forwarded to the area municipalities requesting their support; and
- C) That copies of the letter be sent to the Association of Municipalities Ontario (AMO), the Federation of Canadian Municipalities (FCM), Durham Region MPPs and MPs, and the official opposition.

CARRIED

### **7.2 Reports**

#### **A) Approach for Review of the Region of Durham's Long Term Financial Planning Framework ([2019-F-6](#))**

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Report #2019-F-6 from N. Taylor, Commissioner of Finance, was received.

Moved by Councillor Nicholson, Seconded by Regional Chair Henry,  
(28) That Report #2019-F-6 of the Commissioner of Finance be received for information.

CARRIED

#### **B) Request for 2019 Pre-Budget Approval for the Purchase of Replacement Ambulances ([2019-F-7](#))**

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Report #2019-F-7 from N. Taylor, Commissioner of Finance, was received.

Staff responded to questions with respect to why the ambulance purchase was not included in the 2018 budget, rather than requiring pre-budget approval; why the ambulances need to be ordered now, rather than waiting on 2019 budget

approval; how many ambulances are typically ordered each year; and whether the funds to purchase the ambulances are coming from reserves. N. Taylor advised that she will determine where the funds are coming from and report back to Councillor Nicholson prior to the February 27<sup>th</sup> Council meeting.

Moved by Regional Chair Henry, Seconded by Councillor Mulcahy,  
(29) That we recommend to Council:

That the request for 2019 pre-budget approval for the purchase of nine replacement ambulances, at a total cost not to exceed \$1,668,000, be approved provided that this expenditure will be financed with the 2019 budget guideline approved by Regional Council.

CARRIED

C) 2019 Durham Region Transit (DRT) Servicing and Financing Study (2019-F-8)

Report #2019-F-8 from N. Taylor, Commissioner of Finance, was received.

Moved by Councillor Leahy, Seconded by Councillor Collier,  
(30) That we recommend to Council:

That Report #2019-F-8 of the Commissioner of Finance be received as background information for the forthcoming 2019 Durham Region Transit budget.

CARRIED

D) Public Process for the Proposed Seaton Area Specific Development Charge By-law (2019-F-9)

Report #2019-F-9 from N. Taylor, Commissioner of Finance, was received.

Moved by Councillor Nicholson, Seconded by Councillor Ashe,  
(31) That we recommend to Council:

- A) That the Statutory Public Meeting of Regional Council, as required by the Development Charges Act, 1997 (DCA, 1997) be held on April 24, 2019 in the Regional Council Chambers at the beginning of the regular Regional Council meeting to consider the proposed Area Specific Development Charge by-law and Background Study for water supply and sanitary sewerage services in the Seaton area;
- B) That the proposed Seaton Water Supply and Sanitary Sewerage Area Specific Development Charge by-law and Background Study, as required by DCA, 1997 be released to the Public at no charge upon request to the Regional Clerk's Department and posted on the Region's website, commencing April 9, 2019; and



- C) That staff be authorized to place appropriate notification in newspapers of sufficiently general circulation in Durham Region and the Regional web-site setting forth the date, time, location and purpose of the Statutory Public Meeting and the date and contact for release of the proposed Seaton Water Supply and Sanitary Sewerage Area Specific Development Charge by-law and Background Study no later than April 3, 2019.

CARRIED

E) Joint Bus Procurement Results (2019-F-10)

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Report #2019-F-10 from N. Taylor, Commissioner of Finance, was received.

Moved by Councillor Leahy, Seconded by Regional Chair Henry,  
(32) That we recommend to Council:

- A) That the award of the 2018 Metrolinx-led RFP for seven-metre and eight-metre low floor para-transit buses be approved; and
- B) That the Commissioner of Finance be authorized to execute the related agreements for purchase of seven-metre and eight-metre low floor para-transit buses, subject to approval of the capital budgets.

CARRIED

**8. Advisory Committee Resolutions**

There were no advisory committee resolutions to be considered.

**9. Confidential Matters**

9.1 Reports

- A) Confidential Report of the Commissioner of Corporate Services – Labour Relations/Employee Negotiations with respect to the Ontario Nurses Association (ONA) Local 92- Fairview Lodge/Lakeview Manor (2019-A-7)
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Confidential Report #2019-A-7 from D. Beaton, Commissioner of Corporate Services, was received.

Moved by Regional Chair Henry, Seconded by Councillor Nicholson,  
(33) That we recommend to Council:

That the recommendations contained in Confidential Report #2019-A-7 of the Commissioner of Corporate Services be adopted.

CARRIED

**10. Other Business**

**A) Corporate Pregnancy Leave Policy**

Councillor Nicholson suggested that the corporate policy on pregnancy leaves be amended as it relates to modified duties. Discussion ensued with respect to collective agreements and potential human rights issues. Staff advised that they can report back on this matter in April.

Moved by Councillor Nicholson, Seconded by Councillor Mulcahy,  
(34) That staff report back to the Finance & Administration Committee on the possibility of adding the following as a new Section 2.015 to the Corporate Pregnancy Leave Policy:

“That in the event an employee who is pregnant is moved to modified duties or duties other than their usual duty or classification in order to protect their health or that of their child or both, that they shall continue to receive all salary and/or benefits that they were receiving prior to the pregnancy and that this policy supersedes all prior directions, collective agreements or memorandums of understanding and in the event of a conflict between this policy and an existing agreement or understanding, Regional staff shall immediately contact the bargaining agents for the affected group to secure a memorandum of understanding or modifications to an existing agreement to ensure the implementation of this policy.”

CARRIED

**B) Lobbyist Registry**

Regional Chair Henry suggested that the Region look into the possibility of developing a lobbyist registry. Discussion ensued with respect to whether the need exists for a registry; best practices and what other governments are doing in this regard; and what “lobbying” means. A comment was also made with respect to the Codes of Conduct being different in each of the area municipalities and the preference for alignment, and the possibility of adopting the Region’s Code across the area municipalities.

Moved by Regional Chair Henry, Seconded by Councillor Collier,  
(35) That staff prepare a report on the subject of a lobbyist registry and report back to the Finance & Administration Committee at some time in the 3<sup>rd</sup> quarter.

CARRIED

**C) Hospital Funding – No Grants Policy**

Councillor Collier questioned how much the Region puts in reserves each year for hospital funding and what the current balance of the reserves is. He also asked

about the Region's No Grants policy and the conditions to be met for hospital funding and funding for educational institutions.

Staff advised that exceptions have been made to the No Grants policy in the past and that the current policy will be reviewed, and a report will be brought back with recommendations for Council's consideration in the 3<sup>rd</sup> quarter.

With respect to the policy, Councillor Collier suggested that consideration be given to Council not being allowed to bind future Council's with funding commitments beyond the term of Council.

**11. Date of Next Meeting**

The next regularly scheduled Finance & Administration Committee meeting will be held on Tuesday, March 19, 2019 and Wednesday, March 20, 2019 at 9:30 AM in the Lower Level Boardroom (LL-C), Regional Headquarters Building, 605 Rossland Road East, Whitby.

**12. Adjournment**

Moved by Regional Chair Henry, Seconded by Councillor Collier,  
(36) That the meeting be adjourned.

CARRIED

The meeting adjourned at 10:37 AM.

Respectfully submitted,

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A. Foster, Chair

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L. Fleury, Legislative Officer