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The Regional Municipality of Durham

MINUTES

REGIONAL COUNCIL

Wednesday, March 27, 2019

The Council of The Regional Municipality of Durham met in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:30 AM

Regional Chair Henry assumed the Chair.

1. Roll Call

Morning Session 9:30 AM to 1:09 PM

All members of Council were present with the exception of Councillors Bath-Hadden, McLean, Roy, Ryan

Councillor Maurice Brenner attended on behalf of Councillor Ryan as the alternate for the City of Pickering

Councillor Bath-Hadden attended the meeting at 10:42 AM

Councillor McLean attended the meeting at 9:37 AM

Afternoon Session 2:00 PM to 4:58 PM

All members of Council were present with the exception of Councillors Bath-Hadden, Kerr, Roy, Ryan

Councillor Maurice Brenner attended on behalf of Councillor Ryan as the alternate for the City of Pickering

Councillor Bath-Hadden attended the meeting at 2:40 PM

Councillor Collier left at 4:32 PM on municipal business

Councillor Kerr attended the meeting at 2:05 PM and left the meeting at 4:45 PM

2. Declarations of Interest

Councillor Drew made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item 6, Report #2019-F-11: The 2019 Regional Business Plans and Budgets for Property Tax Purposes, including General Purpose, Solid Waste Management and Durham Region Transit Part A) i), as it pertains to Regional Operations. She indicated that her son is an employee of the Works Department.

Councillor Collier made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item 6, Report #2019-F-11: The 2019 Regional Business Plans and Budgets for Property Tax Purposes, including General Purpose, Solid Waste Management and Durham Region Transit Part AA), as it relates to the U-Pass. He indicated that he has a family member who attends UOIT and utilizes the U-Pass.

3. Announcements

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

4. Presentations

- 4.1 Mr. Robert Howard, Chief Possibility Officer & Vice President, External Relations, United Way Durham Region provided a video presentation with regards to the importance of the United Way Durham and their support to the community. He advised that the Region of Durham has been a leader in the community in helping spread the "Give Where You Live" message. Mr. Howard presented the Award of Distinction to the Regional Chair, Chief Administrative Officer, Barb Goodwin, Director, Administration, Durham Region Health Department and all of the Region's United Way Ambassadors in honour of their support.
 - Mr. Howard responded to questions of Regional Council.
- 4.2 Elaine Baxter-Trahair, Chief Administrative Officer, Nancy Taylor, Commissioner of Finance, and Nicole Pincombe, Director, Business Planning, Budgets and Risk Management provided a detailed PowerPoint presentation on the 2019 Regional Business Plans and Budgets for Property Tax Purposes, including General Purpose, Solid Waste Management and Durham Region Transit (Report #2019-F-11) and 2019 Strategic Property Tax Study (Report #2019-F-13)

Highlights from their presentation included:

- Overview
 - 2019 Corporate Priorities
 - Guideline and Budget Priorities
 - Public Engagement
- Financial Overview
 - o Business Planning Process
 - Property Tax Considerations
 - o 2019 Proposed Gross Budget
 - Regional Assets
 - o 2019 Major Capital Budget and Forecast
- Budget Overview
 - Departmental Budget Overview
- Summary
 - o Future Budget Pressures
 - o Risks and Uncertainties
 - o 2019 Regional Property Tax Impacts
 - Conclusions

E. Baxter-Trahair noted that the average Regional property tax increase is 1.89% for an average residential tax increase of \$51. She added that the Regional residential property tax impact varies by municipality.

E. Baxter-Trahair, N. Taylor and N. Pincombe responded to questions of Regional Council.

Moved by Councillor Foster, Seconded by Councillor Collier, (102) That Council recess for 15 minutes.

CARRIED

Council recessed at 11:08 AM and reconvened at 11:23 AM.

5. Adoption of Minutes

Moved by Councillor Marimpietri, Seconded by Councillor Pickles, (103) That the minutes of the following meetings be adopted:

- Regular Regional Council meeting held on February 27, 2019;
- Special Regional Council meeting held on March 1, 2019;
- Special Committee of the Whole meeting held on March 1, 2019.
 CARRIED

6. Communications

CC 13 Letter dated March 4, 2019 from Jamie McGarvey, AMO President, advising that Regional Chair Henry has been selected for the short list of candidates to fill a vacancy on the AMO Board of Directors within the Region and Single Tier Caucus, and requesting a Council resolution supporting Chair Henry in this role.

Moved by Councillor Ashe, Seconded by Councillor Anderson,

(104) That the Association of Municipalities of Ontario (AMO) be advised that the Region of Durham supports Regional Chair Henry being selected for the short list of candidates to fill the vacancy on the AMO Board of Directors within the Region and Single Tier Caucus.

CARRIED

CC 14 Linda Gasser, Whitby Resident, writing to Regional Councillors requesting to expand on a delegation given at the March 6, 2019 Works Committee meeting regarding Report #2019-W-25: 2019 Works Department Business Plans and Budgets. The following topics are included: the mixed waste presort pilot study – pages 5 and 37 of the Solid Waste Business Plans and Budgets booklet; the additional (also called voluntary) incinerator stack test (page 34); environmental assessment costs for incinerator expansions (page 66); and DYEC legal costs (page 8). She also provided an Interoffice Memorandum from C. R. Curtis, Commissioner of Works, dated November 20, 2009 re: Durham/York Residual Waste Study.

Moved by Councillor Foster, Seconded by Councillor Wotten,
(105) That Council Correspondence CC 14 be referred to consideration of
Report #2019-WR-5, Item 11.1 of Other Business.

CARRIED

7. Delegations

Public Meeting

7.1 Notice of Intention to Pass a By-law to Adopt the 2019 Regional Business Plans and Budgets

Regional Chair Henry stated that the public has been given notice via media release that Regional Council today is intending to review and adopt or amend and adopt the 2019 Regional Business Plans and Budgets, including related fees and charges and the related 2019 Regional Property Tax Rates.

He asked if there were any members of the public present at the meeting wishing to speak on this matter. He asked a second and third time. Being none, he continued on with the Council agenda.

7.2 Alex Williamson, President, Pine Grove Cemetery Board re: Report #2019-W-24: Cemetery Connections to the Regional Water Supply System

Mr. Alex Williamson, President, Pine Grove Cemetery Board appeared before Regional Council to request that the water levy that will be imposed on the Cemetery if water is brought to their lot line be waived. He added that the current formula for calculating the levy is \$200/metre of frontage on Barber Street. The Cemetery has almost 90 metres of frontage on the street. He further added that using the formula, the water levy is in the order of \$27,000. He advised that a further levy of \$5,000 will be imposed when the Region brings the water line across the street to the lot line and the reason for appealing this levy is as follows: almost 80 metres of their frontage is composed of graves that have been there for nearly 100 years.

Mr. Williamson stated that there is no possibility of using this land for any other purpose. He added that the remaining 10 metres is the south access to the cemetery from Barber Street. He requested that if Council finds it impossible to waive the levy completely, that consideration be given to assess the levy on their roadway opening of 10 metres. He requested that it would equate to a single residential lot and would attract a levy of approximately \$2,000.

Mr. Williamson responded to guestions of Regional Council.

7.3 Ms. Wendy Bracken provided a PowerPoint presentation regarding her concerns over the recommendations contained in Report #2019-COW-3: 2019 Solid Waste Management Servicing and Financing Study

Ms. Bracken stated her concerns regarding upsizing the incinerator to be able to process 250,000 tonnes per year and the problems associated with recommendation B and C of Report #2019-COW-3. She also stated that the public, advisory committees, the host community, and municipalities were bypassed during the decision-making process.

Ms. Bracken expressed further concerns regarding inadequate stack and ambient air monitoring; the numerous dioxin/furan exceedances at the DYEC; and unresolved problems with the long-term sampling system (AMESA).

Moved by Councillor Joe Neal, Seconded by Councillor John Neal, (106) That Ms. Bracken be granted a one-time two minute extension in order to finish her delegation.

CARRIED

Ms. Bracken stated that to plan to more than double the size of the incinerator with the knowledge that exceedances will occur and that the air shed is already overburdened for Durham residents, is irresponsible. She expressed concern regarding what does not go into the air goes into the ash, which is disposed of in a landfill.

Ms. Bracken responded to questions of the Committee.

7.4 Ms. Wendy Bracken provided a PowerPoint presentation before Regional Council regarding Report #2019-WR-5: Results of the 2018 Residential Garbage Composition Study Undertaken by Canada Fibers Limited

Ms. Bracken stated that she expected Report #2019-WR-5 to have lab reports, data collection, and pictures attached to it. She added there needs to be a clear estimate of capacity that could be created by a mixed waste pre-sort and AD to inform long-term waste management and incinerator decisions. She further added that staff need additional details on mixed waste pre-sorting.

Ms. Bracken also expressed concerns that more information is needed on how much of the organics would get lost in the processing at a mixed waste pre-sort facility. She added that inexpensive, low-tech green initiatives are needed that create green jobs, engage and educate the public. She added that more enforcement officers are needed as well as a clear garbage bag policy.

Moved by Councillor Chapman, Seconded by Councillor Smith, (107) That Council recess for lunch until 2 PM.

CARRIED

Council recessed at 1:09 PM and reconvened at 2:00 PM.

8. Notice of Motions

8.1 <u>Regional Government Review</u> [DEFEATED ON A RECORDED VOTE]

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

(108) Whereas the Province has appointed two special advisors to make recommendations to the Minister of Municipal Affairs and Housing on improving regional governance and service delivery;

Whereas the consultation process includes interviews by the advisory body with upper and lower tier heads of council;

Whereas the heads of council ought to consult with their respective councils such that they are reflecting the will of council that they represent, and such that the review is open and transparent in accordance with the requirements of the *Municipal Act*;

Now Therefore be it resolved that:

The head of Durham Region Council and the CAO report to Council at its next Council meeting in writing the position put forth to the advisory body; and

Prior to further meetings with the advisory body, the head of Durham Region Council submit any proposed recommendations to the advisory body for approval by Council.

MOTION DEFEATED ON THE FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	Councillor Ashe
Councillor Dies	Councillor Barton
Councillor Kerr	Councillor Brenner
Councillor Lee	Councillor Carter
Councillor Marimpietri	Councillor Chapman
Councillor Mulcahy	Councillor Collier
Councillor John Neal	Councillor Crawford
Councillor Joe Neal	Councillor Drew
Councillor Yamada	Councillor Foster
	Councillor Highet
	Councillor Leahy
	Councillor McLean
	Councillor Mitchell
	Councillor Nicholson
	Councillor Pickles
	Councillor Smith

Councillor Wotten Regional Chair Henry

Members Absent: Councillor Bath-Hadden

Councillor Roy

Declarations of Interest: None

8.2 Motion Requesting Leave to Council to Re-introduce a Motion to Reconsider the Minimum Volume Charge per Month for the Bulk Water Filling Stations
[CARRIED]

Moved by Councillor Wotten Seconded by Councillor Drew,

- (109) A) In accordance with Section 19.16 of the Rules of Procedure By-law, that leave be granted by Council to re-introduce a motion to reconsider the minimum volume charge per month for the Bulk Water Filling Stations. [Part D) of the recommendations contained in Report #2018-COW-178: 2019 Water and Sanitary Sewer User Rates, particularly as it relates to Schedule 4 Recommended 2019 Miscellaneous Charges, Item Number 36) Water from Water Supply Plants, Water Pollution Control Plants, Works Depots & Bulk Filling Stations, Minimum Volume Charge \$/per month]; and
 - B) That subject to Part A) being passed on a majority vote, the motion to reconsider be included on the agenda for the April 24, 2019 Regional Council meeting.

CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes Councillor Anderson Councillor Ashe Councillor Barton Councillor Brenner Councillor Carter Councillor Chapman Councillor Collier Councillor Crawford Councillor Dies Councillor Drew Councillor Foster Councillor Highet Councillor Kerr Councillor Leahy Councillor Lee Councillor Marimpietri No

Councillor John Neal Councillor Joe Neal Councillor McLean Councillor Mitchell Councillor Mulcahy Councillor Nicholson Councillor Pickles Councillor Smith Councillor Wotten Councillor Yamada Regional Chair Henry

Members Absent: Councillor Bath-Hadden

Councillor Roy

Declarations of Interest: None

9. **Committee Reports**

9.1 **Report of the Finance and Administration Committee**

1. Web streaming Adhoc/Non-Standing Committee meetings that are held in the Lower Level Boardroom at Regional Headquarters (2019-A-10) [CARRIED]

> That Report #2019-A-10 of the Commissioner of Corporate Services be received for information.

- 2. The Regional Municipality of Durham's Accessibility Advisory Committee's 2018 Annual Report and 2019 Workplan (2019-A-12) [CARRIED]
 - That Report #2019-A-12 of the Chief Administrative Officer be A) received for information as The Regional Municipality of Durham's Accessibility Advisory Committee's 2018 Annual Report; and
 - B) That the Regional Municipality of Durham's Accessibility Advisory Committee's 2019 Workplan be approved.
- 3. Code of Conduct By-law Amendment - Definition of Confidential Information (2019-A-13)

[CARRIED] [See Motions 111 and 112 on page 22]

A) That Part D) (5) of Section 3 of the Code of Conduct By-law with respect to the definition for 'Confidential Information' be enacted; and

- B) That staff be authorized to prepare a by-law to amend By-law #09-2019 to enact this provision.
- 4. The Remuneration and Expenses in 2018 of Members of Regional Council and Regional Council Appointees to Local Boards, as Required by Section 284(1) of the Municipal Act, 2011, S.O. 2001, c. 25 (2019-F-12) [CARRIED] [See Motion 113 on page 23]

That Report #2019-F-12 of the Commissioner of Finance be received for information.

- 5. <u>2019 Strategic Property Tax Study (2019-F-13)</u> [CARRIED]
 - A) That for the 2019 property taxation year, the municipal property tax ratios for the following property classes for the Regional Municipality of Durham be set as follows:

Multi-Residential	1.8665
New Multi-Residential	1.1000
Landfill	1.1000
Pipelines	1.2294
Farmland	0.2000
Managed Forests	0.2500

Commercial Broad Class

(including Residual, Shopping Centres, Office Buildings and Parking Lots)

Occupied	1.4500
Vacant Land	1.3050
Excess Land	1.3050

Industrial Broad Class

(including Residual and Large Industrial)

Occupied 2.1040
Vacant Land 1.8585
Excess Land 1.8585

and the requisite by-law be prepared and approval be granted.

6. **The 2019 Regional Business Plans and Budgets** for Property Tax Purposes, including General Purpose, Solid Waste Management and Durham Region Transit (2019-F-11)

[CARRIED AS AMENDED ON A RECORDED VOTE] [See Motions 114 to 124 on pages 23 to 30]

2019 General Purpose Property Tax Business Plans and Budgets

A) That the 2019 Business Plans and Property Tax Budgets for General Purposes (excluding Durham Region Transit and Solid Waste Management) be approved, at a total net property tax requirement of \$562,451,000 as detailed within the 2019 Regional Business Plans and Budgets, which are highlighted in Report #2019-F-11 and summarized as follows:

i) Regional Operations	2019 Tax <u>Require</u> <u>ments</u> (\$000s)
Departmental Operations	243,309
Regional Roads Reserve - Growth	12,549
Regional Roads – Rehabilitation Reserve Fund	26,050
Regional Bridges – Rehabilitation Reserve Fund	5,525
Total Regional Operations	287,433
 ii) Police Service iii) Provincial Download Services iv) Conservation Authorities v) Special Contributions Land Conservation and Protection Reserve Fund Special Contribution - Hospitals/Post-Secondary Institutions - Durham College 	206,613 51,732 8,202 565 4,110 300
Total Special Contributions	4,975
SUBTOTAL	558,955
Deferral for Seaton Assessment Growth Adjustment to Assessment Base (re: Assessment under appeal)	2,039 1,457
TOTAL GENERAL PROPERTY TAX PURPOSES	562,451

B) That the 2019 Net Major Tangible Capital Asset Program for General Property Tax Purposes (excluding Solid Waste, Durham Region Transit and Conservation Authorities' requirements) in the amount of \$101,106,000 be approved, and the 2020 to 2028 Capital Forecast in the amount of \$800,975,000 as detailed in the following table be received for information purposes only and subject to future approvals:

GENERAL PURPOSES TANGIBLE CAPITAL ASSET REQUIREMENTS (\$000's)

	Recommended			Fo	recast	•	
	recommended				Coust	2024-	Total 2020-
	<u>2019</u>	2020	<u>2021</u>	<u>2022</u>	2023	2028	2028
Police Service							
Operations Training Centre - Phase 2	-	-	-	-	-	25,000	25,000
Facility Repairs & Renovations	515	1,000	1,000	1,000	1,000	5,000	9,000
Clarington Police Complex Phase 2 - Regional Support Centre and Centre for Investigative Excellence	-	55,000	-	-	-	-	55,000
Durham North West Seaton	-	-	-	2,500	27,500	-	30,000
North Division Expansion	-	-	-	-	400	3,000	3,400
Central East Division	-	-	-	-	400	50,000	50,400
Police Service sub-total	515	56,000	1,000	3,500	29,300	83,000	172,800
Paramedic Service							
Ambulance Stations - Seaton	3,500	-	-	-	-	-	-
- Clarington	-	3,800	-	-	-	-	3,800
- Uxbridge	-	-	-	-	-	5,700	5,700
Ambulances & Equipment - Growth Related	458	521	292	-	292	1,064	2,169
Ambulances & Equipment - Replacement	1,678	2,395	2,767	2,052	4,607	15,993	27,814
Paramedic Service sub-total	5,636	6,716	3,059	2,052	4,899	22,757	39,483
Health & Social Services New Ontario Works Delivery Location	_	_	_	20,000	_	-	20,000
Sunderland Relocation and Expansion - Child Care	-	1,250	_	-	-	-	1,250
Seaton Facility	-	8,300	-	-	-	-	8,300
Health and Social Services sub-total	-	9,550	-	20,000	-	-	29,550
Headquarters - Space Optimization	450	5,950	4,000	4,000	3,500	-	17,450
Works Operations		-					
Regional Roads Program	94,505	114,095	129,538	127,194	135,631	695,218	1,201,676
Works Operations sub-total	94,505	114,095	129,538	127,194	135,631	695,218	1,201,676
TOTAL TCA REQUIREMENTS	101,106	192,311	137,597	156,746	173,330	800,975	1,460,959

C) That financing for the 2019 Major Tangible Capital Asset Program for General Property Tax Purposes in the net amount of \$101,106,000 be approved as follows:

GENERAL PURPOSES 2019 CAPITAL FINANCING (\$000's)

•			Headquarters - Space		
	Police	<u>Paramedic</u>	Optimization	Roads	<u>Total</u>
Property Taxes	515	2,987	237	6,200	9,939
Development Charges	-	2,649		35,080	37,729
Rehabilitation / Special Road Reserve Funds	-	-	-	44,175	44,175
Federal Gas Tax	-	-	-	7,500	7,500
Other (1)(2)	-	-	213	1,550	1,763
Total Financing	515	5,636	450	94,505	101,106

Notes

- 1. Contribution from Reserves for Headquarters Space Optimization
- 2. Contribution from Simcoe County for Roads

Contributions for Regional Roads and Bridges

- That a 2019 contribution of \$12,549,000 to the Regional Roads Reserve – Growth be authorized to allow for financing of Road Capital Construction Projects;
- E) That a 2019 contribution of \$26,050,000 to the Regional Roads Rehabilitation Reserve Fund be authorized to assist with roads rehabilitation requirements;
- F) That a 2019 contribution of \$5,525,000 to the Regional Bridges Rehabilitation Reserve Fund be authorized to assist with bridge rehabilitation requirements;

Durham Regional Local Housing Corporation

G) That the 2019 Budget for the Durham Regional Local Housing Corporation be approved in the amount \$6,879,000;

Conservation Authorities

H) That funding totalling \$5,958,777 for 2019 operations be approved for the Region's five Conservation Authorities as summarized below:

Central Lake Ontario Conservation Authority	\$3,968,962
Kawartha Region Conservation Authority	622,011
Ganaraska Region Conservation Authority	469,271
Toronto and Region Conservation Authority	642,350
Lake Simcoe Region Conservation Authority	256,183

Total Conservation Authority Special Projects \$5,958,777

That funding totalling \$1,673,807 for 2019 special projects be approved for the Region's Conservation Authorities as summarized below:

Kawartha Region Conservation Authority	\$143,000
Ganaraska Region Conservation Authority	231,655
Toronto and Region Conservation Authority	824,671
Lake Simcoe Region Conservation Authority	474,481

Total Conservation Authority Special Projects \$1,673,807

J) That funding totalling \$200,000 for 2019 land management expenditures be approved for properties within Durham Region as outlined below:

Central Lake Ontario Conservation Authority	\$85,000
Kawartha Region Conservation Authority	15,000
Ganaraska Region Conservation Authority	37,000
Toronto and Region Conservation Authority	41,000
Lake Simcoe Region Conservation Authority	22,000

Total Conservation Authority Special Projects \$200,000

- K) That the York/Peel/Durham/Toronto/Groundwater Management Initiatives be continued in 2019 at a funding level of \$175,000 for ongoing groundwater protection initiatives jointly funded with the City of Toronto, Region of York and Region of Peel;
- L) That the special funding requests as outlined below be approved subject to the accountability of project costs incurred and project completion with funding to be provided from the Land Conservation and Protection Reserve Fund:
 - i) Central Lake Ontario Conservation Authority for phase two of two of the Update to the CLOCA Watershed Plans in the amount of \$100,000;
 - ii) Kawartha Conservation Authority for phase one of two of the Watershed Planning project in the amount of \$40,000;
 - iii) Kawartha Conservation Authority for phase one of two for Website Design and Implementation in the amount of \$8,706;

- iv) Kawartha Conservation Authority for phase one of five for the Digitization of Corporate Records in the amount of \$10,124;
- v) Ganaraska Region Conservation Authority for the Enterprise Data Management Platform project in the amount of \$35,376;
- M) That the special funding requests as outlined below be approved subject to securing the remainder of the project funding from the National Disaster Mitigation Program, project completion, and accountability of project costs incurred, with funding to be provided from the Land Conservation and Protection Reserve Fund:
 - i) Central Lake Ontario Conservation Authority for the Flood Forecasting Stream Gauge Improvements/Upgrades in the amount of \$38,275;
 - ii) Toronto and Region Conservation Authority for the Pickering and Ajax Dyke Remediation Environmental Assessment in the amount of \$250,000:
 - iii) Toronto and Region Conservation Authority for the Duffins Creek Floodplain Mapping Update in the amount of \$110,000;
 - iv) Toronto and Region Conservation Authority for the Petticoat Creek Hydrology Update in the amount of \$40,000;
- N) That the special funding request from Central Lake Ontario Conservation Authority in the amount of \$25,000 for the Corbett Creek Floodplain Mapping and Drainage Study be approved with funding to be provided from the Land Conservation and Protection Reserve Fund subject to:
 - i) Central Lake Ontario Conservation Authority securing the remainder of the project funding from the Town of Whitby and the National Disaster Mitigation Program;
 - ii) project completion; and;
 - iii) accountability of project costs incurred;
- O) That a contribution of \$564,794 to the Land Conservation and Protection Reserve Fund be authorized to assist in financing requests for funding received from the five Conservation Authorities to acquire environmentally sensitive lands within the Region, based on eligibility criteria per the approved Regional Land Acquisition Reserve Fund Policy;

Special Contributions

- P) That the request for one-time funding from the Spark Centre for up to a maximum of \$325,000 for the Pilot Launch phase of the Innovation Station Project be approved, with the required financing from the Special Contribution for Hospitals/Post-Secondary Education Institutions; and further that funds be released to Spark Centre at the discretion of the Commissioner of Finance subject to the due diligence and review of the Spark's Centre proposal, an executed funding agreement and a final accountability statement;
- Q) That the request for funding from Trent University Durham for up to a maximum of \$1.42 million over three years (\$474,000 per year) for expansion of Trent University Durham Campus be approved, with the required financing provided annually from the Special Contribution for Hospitals/Post-Secondary Education Institutions; and further that funds be released at the discretion of the Commissioner of Finance subject to the due diligence and review of Trent University Durham's proposal, an executed funding agreement and the accountability of final capital costs reported upon project completion;

Solid Waste Management 2019 Business Plan and Budget

- R) That the 2019 Business Plan and Budget for Solid Waste Management at a net property tax requirement of \$48,477,000 be approved as detailed in the 2019 Solid Waste Management Business Plan and Budget;
- S) That the 2019 Major Tangible Capital Assets Program for Solid .Waste Management be approved in the gross amount of \$1,803,000, and the Capital Forecast for the period 2020 to 2028 in the amount of \$207,197,000 as detailed below be received for information purposes only and subject to additional future approvals:

SOLID WASTE MANAGEMENT TANGIBLE CAPITAL ASSET REQUIREMENTS (\$000's)

	Recommended	Forecast					
	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	2024- 2028	<u>Total</u> 2020- 2028
Landfill Remediation / Reclamation	253	2,901	1,690	420	1,160	4,350	10,521
Long Term Organics Management Plan	-	165,300	-	-	-	-	165,300
Durham / York Energy Centre	60	10,100	900	-	-	-	11,000
Upgrades of Equipment at Material Recovery Facility (MRF)	1,130	290	260	520	-	-	1,070
New Clarington MHSW	160	-	-	-	-	-	-
Modifications and/or New Waste Management Facilities (WMFs)	-	2,600	3,153	-	500	4,253	10,506
Seaton Waste Management Facility - Pickering	-	-	8,500	-	-	-	8,500
Long Term Waste Management Master Plan	200	-	300	-	-	-	300
TOTAL TCA REQUIREMENTS	1,803	181,191	14,803	940	1,660	8,603	207,197

That financing for the 2019 Solid Waste Management Major Asset Program in the amount of \$1,803,000 be approved from property taxes:

Durham Region Transit 2019 Business Plan and Budget

- U) That the 2019 Business Plan and Budget for Durham Region Transit be approved at a total net property tax requirement of \$58,150,000, as detailed in the 2019 Durham Region Transit Business Plan and budget;
- V) That the 2019 Major Tangible Capital Assets Program for Durham Region Transit be approved in the gross amount of \$5,659,000 and the Capital Forecast for the period 2020 to 2028, totalling \$335,698,000 as summarized below be received for information purposes only and subject to future approvals:

DURHAM REGION TRANIST TANGIBLE CAPITAL ASSET REQUIREMENTS (\$000's)

•	Recom	mended		Forecast										
•	<u>#</u>	2019	<u>#</u>	2020	<u>#</u>	2021	<u>#</u>	2022	<u>#</u>	2023	<u>#</u>	2024- 2028	<u>#</u>	2020- 2028
Growth Related Vehicles	7	2,750	25	13,535	17	9,615	13	7,285	21	12,005	75	42,465	151	84,905
Growth Vehicle Outfitting	39	784	90	1,553	66	1,133	50	852	82	1,413	290	4,962	578	9,913
Replacement Vehicles	4	560	34	17,350	21	11,175	20	9,495	22	10,655	111	54,500	208	103,175
Replacement Vehicle Outfitting		229		704		209		170		196		1,032	-	2,312
Facilities														
Indoor Bus Facility		-		50,500		-		-		-		37,300		87,800
Seaton		-		-		-		-		25,000		-		25,000
Raleigh		-		-		1,030		-		-		-		1,030
Other		203		650		12		-		-		25		687
sub-total - facilities		203		51,150		1,042		-		25,000		37,325		114,517
System Improvements		1,133		7,268		2,069		1,649		1,649		8,243		20,876
TOTAL TCA REQUIREMENTS	50	5,659	149	91,560	104	25,243	83	19,451	125	50,918	476	148,527	937	335,698

W) That financing for the 2019 Major Capital Asset Program for Durham Region Transit in the gross amount of \$5,659,000 be approved as follows:

SOURCE OF FINANCING	2019 \$ (000's)
Property Taxes	1,184
Ontario Gas Tax Revenue	2,071
Development Charges	2,404
Total Financing	5,659

- X) That a capital provision of up to \$5,621,000 for bus purchases be approved subject to the completion of a business case regarding the timing on transition to articulated style buses and approval of the CAO with financing to be determined by the Commissioner of Finance;
- Y) That DRT's transit service level be approved at up to 529,911 revenue hours of service (a 0.6 per cent increase from 526,627 hours in 2018), including annualization of the 2018 service enhancements and based on service enhancements and efficiencies to be implemented in 2019;

- Z) That effective May 1, 2019, the following transit fare increases be implemented, estimated to generate approximately \$128,000 in new fare revenue in 2019 based on DRT's 2019 ridership forecast of 10.7 million riders:
 - i) The Adult single-ride PRESTO and Ticket fares increase by \$0.05 from \$3.15 to \$3.20; and
 - ii) The Youth single-ride PRESTO and Ticket fares increase by \$0.05 from \$2.80 to \$2.85;
- AA) That the Treasurer and General Manager of Durham Region Transit be authorized to execute a one-year extension to the existing U-Pass agreement with Durham College, University of Ontario Institute of Technology and Trent University (Durham Campus), including an increase in the fee per eligible student from \$135.00 per semester to \$139.00 per semester for the period of September 1, 2019 to August 31, 2020;

Financial Management and Accountability

- BB) That the Listing of 2019 Regional Fees and Charges, as set forth in the 2019 Regional Business Plans and Budgets be approved and made available to the public and all applicable By-laws be amended accordingly;
- CC) That a By-law, generally in the form included as Attachment #4 to Report #2019-F-11, that amends Regional By-law 18-98 (as amended by By-laws 14-2007 and 01-2016), which establishes a tariff of fees on applications for and issuance of permits under the *Building Code Act*, 1992, effective April 1, 2019 be approved;
- DD) That a By-law, generally in the form included as Attachment #5 to Report #2019-F-11, that amends Regional By-law 19-98 (as amended by By-laws 31-98, 15-2007 and 02-2016), which establishes a tariff of fees and charges for certain services provided by the Health Department, under the *Planning Act*, effective April 1, 2019 be approved;
- EE) That based upon the 2019 Regional Business Plans and Budgets as recommended herein, the Commissioner of Finance be authorized to set 2019 Regional Property Tax Rates for General Purposes, Solid Waste Management and Durham Region Transit and approval be granted for the requisite By-laws;

- FF) That capital project approval be granted for expenditures and financing per the 2019 Capital Project Detail pages within the 2019 Regional Business Plans and Budgets where contract awards are consistent with the Regional Budget Management Policy;
- GG) That for any Regional program change or capital expenditure included within the 2019 Regional Business Plans and Budgets which is proposed to be financed in whole, or in part, from Provincial/Federal subsidies or related revenues, neither staffing, capital nor other related Regional expenditures can be committed until such time as adequate written confirmation is received from the respective provincial/federal ministry to commit to the subsidy or related revenues (Finance and Administration Committee and Regional Council will be advised accordingly, consistent with the Regional Budget Management Policy);
- HH) That all business case applications for subsidy or other related funding from senior levels of government or external organizations with respect to Region-operated programs be coordinated with the Region's Finance Department to ensure corporate financial accountability and requirements in expenditure management and financial reporting are met;
- II) That interim financing of \$14.6 million be approved pending receipt of the Federal Gas Tax revenue in 2019 and 2020 to fulfil the financing obligations for the Durham York Energy Centre;
- JJ) That any cash flow shortfall in Homes for the Aged Development Charges, which are to be used to finance the debt servicing costs for the Hillsdale Terraces debenture, be interim financed from tax levy; and further that any interim financing be repaid with interest to the General Levy Stabilization Reserve Fund as Development Charge receipts permit:
- KK) That funding totalling \$99,795 be approved within the 2019 Risk Management program of the Finance Department's 2019 Business Plan and Budget for COMRA (up to \$47,245) and the Pickering Auxiliary Rescue Association (up to \$52,550) to be administered by the Finance Department in consultation with the Durham Regional Police Service based upon services rendered;

LL) That the reporting of the Impact of Excluded Expenses for tangible capital asset amortization, post-employment benefits and solid waste landfill closure/post-closure expenses be adopted, per requirements under the Ontario Regulation 284/09 of the *Municipal Act, 2001* and the Public Sector Accounting Board (PSAB):

ESTIMATED IMPACT OF EXCLUDED EXPENSES ON ACCUMULATED SURPLUS FOR THE 2019 BUSINESS PLANS AND BUDGETS (000'S)

	2018 Restated		<u>20</u>	<u>2019</u>		
	<u>Total</u>	Property Tax	<u>Water</u>	<u>Sewer</u>	<u>Total</u>	
	<u>\$</u>	<u>\$</u>	<u>\$</u>	<u>\$</u>	<u>\$</u>	
PSAS Additions to Budget						
Tangible Capital Asset Amortization	139,000	88,467	23,400	30,519	142,386	
Post-Employment Benefit Expense	9,051	10,102	545	627	11,274	
Landfill Closure Costs - Decrease in Liability	(1)	(612)	-	-	(612)	
Transfers from Reserves and Reserve Funds	66,518	57,399	6,985	8,369	72,753	
Proceeds of Debt issued for Regional Purposes	19,386		-	-	-	
Total PSAS Additions	233,954	155,356	30,930	39,515	225,801	
PSAS Reductions to Budget						
Gross Tangible Capital Assets Acquisitions	(318,588)	(139,229)	(114,138)	(111,352)	(364,719)	
Less: Tangible Capital Asset Recoveries	14,515		325	24,646	24,971	
Net Tangible Capital Asset Acquisitions	(304,073)	(139,229)	(113,813)	(86,706)	(339,748)	
Debt Principal Payments	(21,260)	(16,346)	-	(5,730)	(22,076)	
Transfers to Reserves and Reserve Funds	(96,763)	(85,882)	(6,692)	(10,678)	(103,252)	
Contributed Tangible Capital Assets	(17,896)	(3,432)	(6,628)	(6,209)	(16,269)	
Total PSAS Reductions	(439,992)	(244,889)	(127,133)	(109,323)	(481,345)	
Net Impact - (Increase) to Accumulated Surplus	(206,038)	(89,533)	(96,203)	(69,808)	(255,544)	

- MM) That the one-time budget request from Central Lake Ontario Conservation Authority (CLOCA) for Ontoro Blvd/Range Road be funded from reserves;
- NN) That the Region fund \$150,000 per year for 5 years in accordance with the budget request from CLOCA for an environmental restoration project, to be funded from the Land Conservation and Protection Reserve Fund; and

- OO) That effective May 1, 2019, a pilot program commence where children 12 years and under shall ride free of charge on Durham Region Transit when accompanied by a fare paying customer; and that Durham Region Transit staff report back on the impacts of this pilot at the September 2019 Transit Executive Committee meeting;
- PP) That the 2019 Business Plan and Budget for Solid Waste Management be amended by adding \$200,000 for the second stack test to be undertaken in 2019 at the Durham York Energy Centre as directed by Regional Council on January 30, 2019; and further that this test be financed from a contribution from the Waste Management Reserve Fund in the amount of \$200,000;
- QQ) That the Regional Chair and Clerk be authorized to execute any provincial and/or federal funding agreements to secure senior government investment subject to the concurrence of the Commissioner of Finance and Legal Services; and further, that Regional Staff report on any unbudgeted funding in accordance with Section 15.2 of the Region of Durham's Budget Management Policy; and
- RR) That Regional Council supports the inclusion of a one-time top up of \$200,000 for the Toronto Region Conservation Authority, Land Management EAB Treatment, and these monies to be funded from the Land Conservation and Protection Reserve Fund.
- 7. Confidential Report of the Commissioner of Corporate Services Labour Relations/Employee Negotiations with respect to the Canadian Union of Public Employees 1764-04 (CUPE 1764-04) (2019-A-9)
 [CARRIED]

That the recommendations contained in Confidential Report #2019-A-9 of the Commissioner of Corporate Services be adopted.

8. Confidential Report of the Commissioner of Corporate Services – Labour Relations/Employee Negotiations with respect to the Replacement of Sick Leave Accrual and Gratuity Program for Regional

Management/Exempt Staff (2019-A-11)

[CARRIED]

[See Motions 125 and 126 on page 30 and Motions 137 to 139 on page 42]

That By-law 72-75, as subsequently amended by 36-79 and 26-97 be repealed.

Moved by Councillor Foster, Seconded by Councillor Collier,

(110) That the recommendations contained in Items 1, 2, 5 and 7 of the Third Report of the Finance and Administration Committee be adopted.

CARRIED

Moved by Councillor Foster, Seconded by Councillor Collier,

(111) That the recommendations contained in Item 3 of the Third Report of the Finance and Administration Committee be adopted.

CARRIED LATER IN THE MEETING (See Following Motions)

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

(112) That the foregoing motion (111) of Councillor Foster and Collier to adopt the recommendations contained in Item 3 of the Third Report of the Finance and Administration Committee be amended by striking the words "lawfully determined by the Council to be confidential, or" from Section D (5) of the Code of Conduct.

MOTION DEFEATED ON THE FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	Councillor Ashe
Councillor Brenner	Councillor Barton
Councillor Crawford	Councillor Bath-Hadden
Councillor Kerr	Councillor Carter
Councillor Lee	Councillor Chapman
Councillor Marimpietri	Councillor Collier
Councillor Mitchell	Councillor Dies
Councillor Mulcahy	Councillor Drew
Councillor John Neal	Councillor Foster
Councillor Joe Neal	Councillor Highet
Councillor Nicholson	Councillor Leahy
	Councillor McLean
	Councillor Pickles
	Councillor Smith
	Councillor Wotten
	Councillor Yamada
	Regional Chair Henry

Members Absent: Councillor Roy

<u>Declarations of Interest</u>: None

The main motion (111) of Councillors Foster and Collier to adopt the recommendations contained in Item 3 of the Third Report of the Finance and Administration was then put to a vote and CARRIED.

Moved by Councillor Foster, Seconded by Councillor Collier,

(113) That the recommendations contained in Item 4 of the Third Report of the Finance and Administration Committee be adopted.

CARRIED

Moved by Councillor Foster, Seconded by Councillor Collier,

(114) That the recommendations contained in Item 6 of the Third Report of the Finance and Administration Committee be adopted.

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

Moved by Councillor Joe Neal, Seconded by Councillor Mitchell,

- (115) That the foregoing motion (114) of Councillors Foster and Collier to adopt the recommendations contained in Item 6 of the Third Report of the Finance and Administration Committee be amended by adding the following as a new Part PP):
 - PP) That the 2019 Business Plan and Budget for Solid Waste Management be amended by adding \$200,000 for a second stack test to be undertaken in 2019 at the Durham York Energy Centre as directed by Regional Council on January 30, 2019; and further that this test be financed from a contribution from the Waste Management Reserve Fund in the amount of \$200,000.

CARRIED AS AMENDED (See Following Motion)

Moved by Councillor Joe Neal, Seconded by Councillor Mitchell,

(116) That the foregoing amending motion (115) of Councillors Joe Neal and Mitchell be amended by deleting the word 'a' in the first instance and replacing it with the word 'the'.

CARRIED

The amending motion (115) of Councillors Joe Neal and Mitchell was then put to a vote and CARRIED AS AMENDED.

Moved by Councillor Collier, Seconded by Councillor Barton,

- (117) That the foregoing motion (114) of Councillors Foster and Collier to adopt the recommendations contained in Item 6 of the Third Report of the Finance and Administration Committee be amended in Part OO) as follows:
 - by adding the words, "a pilot program commence where" after the words, "May 1, 2019";
 - by adding the words, "over the age of 13" after the words "by a fare paying customer"; and

 by deleting the words, "change prior to the 2020 budget." and replacing them with the words, "pilot at the September 2019 Transit Executive Committee meeting."

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

Moved by Councillor Brenner, Seconded by Councillor Pickles,
(118) That the foregoing amending motion (117) of Councillors Collier and
Barton be amended by deleting the words, "over the age of 13".

CARRIED LATER IN THE MEETING
(See Following Motion)

Moved by Councillor Bath-Hadden, Seconded by Councillor McLean, (119) That the question be now put.

CARRIED ON A 2/3rds VOTE

The foregoing amending motion (118) of Councillors Brenner and Pickles to amend the motion of Councillors Collier and Barton was then put to a vote and CARRIED.

The foregoing amending motion (117) of Councillors Collier and Barton was then put to a vote and CARRIED AS AMENDED ON THE FOLLOWING RECORDED VOTE:

Yes Councillor Anderson Councillor Barton Councillor Bath-Hadden Councillor Collier Councillor Crawford Councillor Dies Councillor Drew Councillor Foster Councillor Highet Councillor Kerr Councillor Leahy Councillor Lee Councillor Marimpietri Councillor McLean Councillor John Neal Councillor Joe Neal Councillor Pickles Councillor Smith Councillor Wotten Councillor Yamada Regional Chair Henry

No
Councillor Ashe
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Mitchell
Councillor Mulcahy

Councillor Nicholson

Members Absent: Councillor Roy

<u>Declarations of Interest</u>: None

Moved by Councillor Mitchell, Seconded by Councillor Mulcahy,

- (120) That the foregoing motion (114) of Councillors Foster and Collier to adopt the recommendations contained in Item 6 of the Third Report of the Finance and Administration Committee be amended by adding the following as a new Part QQ):
 - QQ) That the Regional Chair and Clerk be authorized to execute any provincial and/or federal funding agreements to secure senior government investment subject to the concurrence of the Commissioner of Finance and Legal Services; and further, that Regional Staff report on any unbudgeted funding in accordance with Section 15.2 of the Region of Durham's Budget Management Policy.

CARRIED

Moved by Councillor Ashe, Seconded by Councillor Dies,

- (121) That the foregoing motion (114) of Councillors Foster and Collier to adopt the recommendations contained in Item 6 of the Third Report of the Finance and Administration Committee be amended by adding the following as a new Part RR):
 - RR) That Regional Council supports the inclusion of a one-time top up of \$200,000 for the Toronto Region Conservation Authority, Land Management EAB Treatment, and these monies to be funded from the Land Conservation and Protection Reserve Fund.

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

Moved by Councillor Smith, Seconded by Councillor McLean,

That the foregoing amending motion (121) of Councillors Ashe and Dies be further amended by adding the word "each" after the amount "\$200,000"; and by adding the words, "Central Lake Ontario Conservation Authority, Kawartha, Ganaraska Region and Lake Simcoe Region Conservation Authority".

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

Moved by Councillor Nicholson, Seconded by Councillor Brenner,

(123) That the foregoing amending motion (122) of Councillors Smith and McLean be referred back to staff to review with the Conservation Authorities the Emerald Ash Borer treatment issues and report back to Council when staff have finished their consultation with the Conservation Authorities.

MOTION DEFEATED ON THE FOLLOWING RECORDED VOTE:

Yes No Councillor Anderson Councillor Brenner Councillor Chapman Councillor Ashe Councillor Kerr Councillor Barton Councillor Leahy Councillor Bath-Hadden Councillor Mitchell Councillor Carter Councillor Mulcahy Councillor Collier Councillor Nicholson Councillor Crawford Councillor Smith Councillor Dies Councillor Wotten Councillor Drew Councillor Foster Councillor Highet Councillor Lee Councillor Marimpietri Councillor McLean Councillor John Neal Councillor Joe Neal Councillor Pickles Councillor Yamada Regional Chair Henry

Members Absent: Councillor Roy

Declarations of Interest: None

The foregoing amending motion (122) of Councillors Smith and McLean to amend the amending motion of Councillors Ashe and Dies was then put to a vote and DEFEATED ON THE FOLLOWING RECORDED VOTE:

<u>Y</u>	<u>es</u>			<u>Nc</u>	<u>)</u>
_				_	

Councillor Mitchell Councillor Anderson
Councillor Smith Councillor Ashe
Councillor Barton

Councillor Bath-Hadden Councillor Brenner Councillor Carter Councillor Chapman

Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Highet
Councillor Kerr
Councillor Leahy
Councillor Lee

Councillor Marimpietri Councillor McLean Councillor Mulcahy Councillor John Neal Councillor Joe Neal Councillor Nicholson Councillor Pickles Councillor Wotten Councillor Yamada Regional Chair Henry

Members Absent: Councillor Roy

Declarations of Interest: None

The foregoing amending motion (121) of Councillors Ashe and Dies was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes Councillor Anderson Councillor Ashe Councillor Barton Councillor Collier Councillor Crawford Councillor Dies Councillor Drew Councillor Foster Councillor Highet Councillor Leahy Councillor Lee Councillor Mulcahy Councillor Nicholson Councillor Pickles Councillor Yamada

Regional Chair Henry

No
Councillor Bath-Hadden
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Kerr
Councillor Marimpietri
Councillor McLean

Councillor Mitchell Councillor John Neal Councillor Joe Neal Councillor Smith Councillor Wotten

Members Absent: Councillor Roy

Declarations of Interest: None

Councillor Joe Neal

Moved by Councillor Lee, Seconded by Councillor Barton,

(124) That the main motion (114) of Councillors Foster and Collier to adopt the recommendations contained in Item 6 of the Third Report of the Finance & Administration Committee be divided in order to allow voting on Part A) i) Regional Operations as it pertains to the Works Department Salaries, and Part AA) as it pertains to the U-Pass separately, from the remainder. CARRIED

Part A) i) was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE (Councillor Drew declared a conflict of interest on this item earlier in the meeting and did not vote on this item):

<u>Yes</u> <u>No</u>
Councillor Anderson Councillor John Neal

Councillor Ashe
Councillor Barton

Councillor Bath-Hadden

Councillor Brenner Councillor Carter

Councillor Chapman

Councillor Collier

Councillor Crawford

Councillor Dies

Councillor Foster

Councillor Highet

Councillor Kerr

Councillor Lee

Councillor Marimpietri

Councillor McLean

Councillor Mitchell

Councillor Mulcahy

Councillor Nicholson

Councillor Pickles

Councillor Smith

Councillor Wotten

Councillor Yamada

Regional Chair Henry

Members Absent: Councillor Leahy

Councillor Roy

Declarations of Interest: Councillor Drew

Councillor John Neal

Part AA) was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE (Councillor Collier declared a conflict of interest on this item earlier in the meeting and did not vote on this item):

Yes No

Councillor Anderson

Councillor Ashe

Councillor Barton

Councillor Bath-Hadden

Councillor Brenner

Councillor Carter

Councillor Chapman

Councillor Crawford

Councillor Dies

Councillor Drew

Councillor Foster

Councillor Highet

Councillor Kerr

Councillor Lee

Councillor Marimpietri

Councillor McLean

Councillor Mitchell

Councillor Mulcahy

Councillor Joe Neal

Councillor Pickles

Councillor Smith

Councillor Wotten

Councillor Yamada

Regional Chair Henry

Members Absent: Councillor Leahy

Councillor Roy

Declarations of Interest: Councillor Collier

Councillor Nicholson

The main motion (114) of Councillors Foster and Collier to adopt the recommendations contained in Item 6 of the Third Report of the Finance & Administration Committee was then put to a vote and CARRIED AS AMENDED ON THE FOLLOWING RECORDED VOTE:

<u>Yes</u> <u>No</u>

Councillor Anderson Councillor John Neal
Councillor Ashe Councillor Joe Neal

Councillor Barton

Councillor Bath-Hadden

Councillor Brenner Councillor Carter Councillor Chapman Councillor Collier Councillor Crawford

Councillor Dies

Councillor Drew

Councillor Foster

Councillor Highet

Councillor Kerr

Councillor Ker

Councillor Lee

Councillor Marimpietri

Councillor McLean

Councillor Mitchell

Councillor Mulcahy

Councillor Nicholson

Councillor Pickles

Councillor Smith

Councillor Wotten

Councillor Yamada

Regional Chair Henry

Members Absent: Councillor Leahy

Councillor Roy

Declarations of Interest: None

Moved by Councillor Foster, Seconded by Councillor Collier,

(125) That the recommendations contained in Item 8 of the Third Report of the Finance and Administration Committee be adopted.

DEFERRED

(See Following Motion)

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

(126) That the agenda be altered in order to move consideration of Item 8 of the Finance and Administration Committee to after Item 11.1 of Other Business.

CARRIED ON A 2/3rds Vote

Moved by Councillor Chapman, Seconded by Councillor Collier,

(127) That Council recess for 10 minutes.

CARRIED

Council recessed from 4:10 PM to 4:20 PM.

9.2 Report of the Health and Social Services Committee

- 1. <u>2019 Health Department Business Plans and Budgets (2019-MOH-1)</u> [CARRIED]
 - That the 2019 Business Plans and Budgets for Public Health and Paramedic Services divisions of the Health Department be approved;
 - B) That a by-law, generally in the form included as Appendix 1 to Report #2019-MOH-1, that amends Regional By-law 18-98 (as amended by By-laws 14-2007 and 01-2016), which establishes a tariff of fees on applications for and issuance of permits under the *Building Code Act, 1992*, effective April 1, 2019 be approved; and
 - C) That a by-law, generally in the form included as Appendix 2 to Report #2019-MOH-1, that amends Regional By-law 19-98 (as amended by By-laws 31-98, 15-2007 and 02-2016), which establishes a tariff of fees and charges for certain services provided by the Health Department, under the *Planning Act*, effective April 1, 2019 be approved.
- Supply and Service of Food Rethermalization Equipment for the Region of Durham's four (4) Long-Term Care Homes (2019-SS-2)
 [CARRIED]
 - A) That a sole source contract with Burlodge Canada be negotiated at a total estimated cost not to exceed \$386,000 for a (5) five year period for the supply of the Multigenic brand food rethermalization equipment and the ongoing preventative maintenance and repair services of existing and new Multigenic brand food rethermalization equipment at a cost not to exceed \$120,000 in total for a period of five (5) years at the Region of Durham's four (4) Long-Term Care Homes subject to financing being approved in the Long Term Care Homes annual Business Plans and Budgets; and
 - B) That the Commissioner of Finance be authorized to execute the contract.
- 2019 Social Services Department Business Plans and Budgets (2019-SS-3)

[CARRIED]

That the 2019 Business Plans and Budgets of the Social Services Department be approved.

 Dissolution of Agreement with the Canadian Mental Health Association (CMHA) and Execution of a New Agreement with Boys and Girls Club of <u>Durham for Youth Trustee Services (2019-SS-4)</u>
 [CARRIED]

That the Regional Chair and Regional Clerk be authorized to execute an agreement with the Boys and Girls Club of Durham for youth trustee services in 2019 for a period of five years.

Moved by Councillor Chapman, Seconded by Councillor Collier,

(128) That the recommendations contained in Items 1 to 4 inclusive of the Third Report of the Health and Social Services Committee be adopted.

CARRIED

9.3 Report of the Planning and Economic Development Committee

 Durham Active Transportation Committee (DATC) Membership Appointments (2019-P-8)

[CARRIED]

- A) That the following area municipal citizen volunteers be appointed to the Durham Active Transportation Committee (DATC): Keith Haines (Ajax), Jean Martin (Brock), Constance Gray (Clarington), James Bate (Oshawa), Aisha Heywood (Pickering), Marc Gibbons (Scugog) and Phil Smith (Uxbridge);
- B) That the above-named citizen volunteers be advised of their appointment to the DATC; and
- C) That a copy of Report #2019-P-8 of the Commissioner of Planning and Economic Development be forwarded to the area municipalities.
- Process to initiate a Regional Official Plan Amendment to consider requests for service connections for properties adjacent to municipal services outside of the Urban Area (2019-P-9) [CARRIED]
 - A) That the Planning and Economic Development Department be authorized to initiate the process to amend the Durham Regional Official Plan to enable the consideration of requests for service connections for properties abutting existing municipal services outside the Urban Area; and

- B) That a copy of Report #2019-P-9 of the Commissioner of Planning and Economic Development be forwarded to the area municipalities and the Ministry of Municipal Affairs and Housing for their information.
- Durham Agricultural Advisory Committee (DAAC) Membership <u>Appointments (2019-P-10)</u>
 [CARRIED]
 - A) That the following citizen volunteers be appointed as Area Municipal representatives to the Durham Agricultural Advisory Committee: Buck Winter (Ajax); Tom Watpool (Brock); Tom Barrie (Clarington); Paul MacArthur (Oshawa); Gord Taylor (Pickering); Bryan Smith (Uxbridge); and Hubert Schillings (Whitby);
 - B) That the following citizen volunteers be appointed as At-Large farmer members to the Durham Agricultural Advisory Committee: Keith Kennedy; Frazer Puterbough; and Neil Guthrie;
 - C) That the following citizen volunteers be appointed as At-Large non-farmer members to the Durham Agricultural Advisory Committee: Brad Howsam; David Risebrough; and Gerri Lynn O'Connor;
 - D) That the following citizen volunteer be appointed as the Durham Region Federation of Agriculture representative to the Durham Agricultural Advisory Committee: Zac Cohoon;
 - E) That the above-named citizen volunteers be advised of their appointment to the Durham Agricultural Advisory Committee; and
 - F) That a copy of Report #2019-P-10 of the Commissioner of Planning and Economic Development be forwarded to the area municipalities and the Durham Region Federation of Agriculture.
- Durham Environmental Advisory Committee (DEAC) Membership <u>Appointments (2019-P-11)</u>
 [CARRIED]
 - A) That the following citizen volunteers be appointed as Area Municipal Representatives to the Durham Environmental Advisory Committee: Kim Sellers (Ajax); Richard Dickinson (Brock); Jay Cuthbertson (Clarington); Gwen Layton (Oshawa); Dr. Ozair Chaudhry (Pickering); Bruce Foxton (Uxbridge); and Susan Clearwater (Whitby);

- B) That the following returning citizen volunteers be appointed as At-Large members to the Durham Environmental Advisory Committee: Matt Thompson, Dimitri Stathopolous, and Kimberly Murray;
- C) That the following citizen volunteer be appointed as the Post-Secondary member to the Durham Environmental Advisory Committee: Connor Duffy;
- D) That the following citizen volunteer be appointed as the Youth member to the Durham Environmental Advisory Committee: Dhruv Upadhyay;
- E) That the above-named citizen volunteers be advised of their appointment to the Durham Environmental Advisory Committee; and
- F) That a copy of Report #2019-P-11 of the Commissioner of Planning and Economic Development be forwarded to the area municipalities.
- Envision Durham Agriculture and Rural System Discussion Paper (2019-P-12)

[CARRIED]

That a copy of Report #2019-P-12 of the Commissioner of Planning and Economic Development and Attachment 1, the Agriculture and Rural System Discussion Paper, be forwarded to Durham's area municipalities; conservation authorities; the Ministry of Municipal Affairs and Housing; the Ministry of Food, Agriculture and Rural Affairs; the Ministry of Natural Resources and Forestry; and the Durham Agricultural Advisory Committee for review and comment.

6. Proposed Amalgamation of the Oshawa and Hamilton Port Authorities (2019-EDT-5)

[CARRIED]

A) That Report #2019-EDT-5 of the Commissioner of Planning and Economic Development be endorsed and submitted to Transport Canada as Durham Region's preliminary comments on the proposed amalgamation of the Oshawa and Hamilton Port Authorities, including the following key comments and recommendations:

- The timeline of 30 days to provide comment is insufficient and should be extended by 90 days to adequately and meaningfully consult with the business communities, municipal governments, and indigenous communities that may be affected;
- ii) The proposed name of "Oshawa-Hamilton Port Authority" is most preferable;
- iii) The City of Oshawa, and the Region of Durham each be granted the authority to appoint one member to the Board of Directors of the amalgamated port authority;
- iv) That the amalgamated Port Authority engage in early consultation with the City of Oshawa and Region of Durham prior to any proposed changes to land use at the Port of Oshawa, to ensure any development is appropriate and compatible with surrounding land uses;
- v) That the Durham Regional Chair respectfully requests a meeting with the Minister of Transport to discuss the Region's objectives and concerns; and
- vi) That as part of any amalgamation, that a recreational boating facility be re-established in the Oshawa basin;
- B) That the Regional Chair be authorized to provide further comments on the proposed amalgamation to Transport Canada, if necessary, as additional information becomes available and meetings take place; and
- C) That a copy of Report #2019-EDT-5 be forwarded to the City of Oshawa and Durham Region's area municipalities, the Oshawa Port Authority, the Greater Oshawa Chamber of Commerce, the City of Hamilton, the Hamilton Port Authority, all Durham MPs and MPPs.
- 7. Durham Agricultural Advisory Committee (DAAC) Membership
 Appointment and Durham Environmental Advisory Committee (DEAC)

 Membership Appointments (2019-P-14)

 [CARRIED]
 - A) That the following citizen volunteer be appointed as the Township of Scugog's Area Municipal representative to the Durham Agricultural Advisory Committee: Kevin Kemp;

- B) That the following citizen volunteer be appointed as the Township of Scugog's Area Municipal representative to the Durham Environmental Advisory Committee: Geoffrey Carpentier;
- C) That the following citizen s be appointed as At-Large members to the Durham Environmental Advisory Committee: Keiko Lui and Dennis Sallans;
- D) That the above-named citizen volunteers be advised of their appointment to the respective Advisory Committees; and
- E) That a copy of Report #2019-P-14 of the Commissioner of Planning and Economic Development be forwarded to the area municipalities.

Moved by Councillor Joe Neal, Seconded by Councillor Yamada,

(129) That the recommendations contained in Items 1 to 7 inclusive of the Third Report of the Planning and Economic Development Committee be adopted.

CARRIED

9.4 Report of the Works Committee

- Extension of Lease for Premises with 2381502 Ontario Inc., Operating as Midtown Centre at 200 John Street in the City of Oshawa for the Regional Municipality of Durham Social Services Department (2019-W-14) [CARRIED]
 - A) That an Extension of Lease for 1,863.2 square metres (20,055 square feet) of office space, being part of the building located at 200 John Street, in the City of Oshawa, be approved on the following terms and conditions:
 - i) The term of the lease extension to be for a period of five years commencing May 1, 2019, ending April 30, 2024;
 - ii) The annual rental rate for the five-year period of the lease to be \$280,770* based on a rate of \$150.69* per square metre (\$14.00* per square foot);
 - iii) The Regional Municipality of Durham continues to be responsible for all operating costs for the leased space; and
 - B) That the Regional Chair and Clerk be authorized to execute all documents associated with the extension of the lease agreement. (*) before applicable taxes

- 2. Regional Road 3 and Regional Road 57 Traffic Signal, Columbus Road and Grandview Street All-way Stop Control, and Lake Ridge Road Between Dundas Street and Highway 401 Street Lighting Construction Agreement with the Ontario Ministry of Transportation (2019-W-15) [CARRIED]
 - A) That the Regional Road 3 and Regional Road 57 Traffic Signal, Columbus Road and Grandview Street All-way Stop Control, and Lake Ridge Road Between Dundas Street and Highway 401 Street Lighting Construction Agreement with the Ontario Ministry of Transportation be approved; and
 - B) That the Regional Chair and Regional Clerk be authorized to execute the Regional Road 3 and Regional Road 57 Traffic Signal, Columbus Road and Grandview Street All-way Stop Control, and Lake Ridge Road Between Dundas Street and Highway 401 Street Lighting Construction Agreement with the Ontario Ministry of Transportation in the form provided in Attachment #1 to Report #2019-W-15 of the Commissioner of Works.
- Winchester Road and Thornton Road Traffic Signal Construction <u>Agreement with the Ontario Ministry of Transportation (2019-W-16)</u> [CARRIED]
 - A) That the Winchester Road and Thornton Road Traffic Signal Construction Agreement with the Ontario Ministry of Transportation be approved; and
 - B) That the Regional Chair and Regional Clerk be authorized to execute the Winchester Road and Thornton Road Traffic Signal Construction Agreement with the Ontario Ministry of Transportation in the form provided in Attachment #1 to Report #2019-W-16 of the Commissioner of Works.
- 4. The Regional Municipality of Durham's Drinking Water Systems Annual 2018 Summary Report (2019-W-17)
 [CARRIED]
 - A) That the 2018 Summary Report for the Regional Municipality of Durham Drinking Water Systems be received for information;
 - B) That receipt of this report be confirmed by resolution of Regional Council; and

- C) That a copy of this resolution be forwarded to the Ontario Ministry of the Environment, Conservation and Parks' York-Durham District Office to indicate the conditions of Schedule 22 of Ontario Regulation 170/03 have been fulfilled.
- Termination of Industrial Raw Rater Agreement with Coveris Americas (Formerly Liqui-Box Canada Inc.), in the Town of Whitby (2019-W-18) [CARRIED]
 - A) That the Industrial Raw Water Agreement with Coveris Americas (formerly Liqui-Box Canada Inc.) be terminated; and
 - B) That the Regional Chair and Clerk be authorized to execute the necessary amendment.
- 6. Service Level Agreement to Operate and Maintain Traffic Control Signals Located at Highway 407 and Highway 412 Interchanges between the Regional Municipality of Durham and OM&R 407 East Development Group General Partnership (2019-W-19)

 [CARRIED]
 - A) That a Service Level Agreement to facilitate Traffic Control Signal Maintenance and Operations with OM&R 407 East Development Group General Partnership to permit the Regional Municipality of Durham to undertake operation and maintenance functions of the existing traffic control signals at various interchange locations along Highway 407 and along Highway 412 in the Regional Municipality of Durham on a cost recovery basis be approved; and
 - B) That the Regional Chair and Clerk be authorized to execute the Service Level Agreement.
- 7. Extension of Lease with the Township of Brock for the Sunderland Patrol Yard Building Located at S1015 Regional Road 10, in the Township of Brock (2019-W-20)

 [CARRIED]
 - A) That the Regional Municipality of Durham enter into a Lease Extension Agreement with the Corporation of the Township of Brock, for the Township of Brock owned patrol yard building located at S1015 Regional Road 10, on the following terms and conditions:
 - The term of the lease extension to be for a period of five years commencing January 14, 2019 and ending on January 13, 2024, with either party having the right to terminate the lease upon three months prior written notice;

- ii) The annual rental rate currently be \$3,856.23* for the first year with the rent adjusted in the subsequent four years in accordance with the annual Ontario Consumer Price Index based on the 12-month period ending July 31 of the preceding year. All other terms and conditions as set out in the Original Lease remain the same:
- B) That the Regional Municipality of Durham is responsible for all minor repairs to the building together with maintenance of all walkways and driveways with the Township of Brock responsible for all major repairs and capital replacements; and
- C) That the Regional Chair and Clerk be authorized to execute all documents associated with the Extension of the Lease agreement.
 - (*) before applicable taxes
- 8. Approval to Award a Sole Source Agreement for the Replacement of the Zebra Mussel Control Systems located at the Oshawa Water Supply Plant, in the City of Oshawa (2019-W-21)
 [CARRIED]
 - A) That a sole source agreement be executed with Dundee Marine for the replacement of the zebra mussel control systems at the Oshawa Water Supply Plant, in the City of Oshawa at an upset limit not to exceed \$600,000*, with financing provided from the approved project budget \$600,000*; and
 - B) That the Commissioner of Finance be authorized to execute the necessary documents related to this sole source agreement.

 (*) before applicable taxes
- Approval to Award a Sole Source Agreement to Continue the Provision of Bioxide and Associated Chemical Dosing System to Reduce Odour and Corrosion in the Trunk Sanitary Sewer located in Lord Elgin Park, in the Town of Ajax (2019-W-22) [CARRIED]
 - A) That a sole source agreement to continue the provision of Bioxide and the associated chemical dosing system be executed with Evoqua Water Technologies effective April 1, 2019 for a term not to exceed one year to reduce odour and corrosion in the trunk sanitary sewer located in Lord Elgin Park, in the Town of Ajax at an upset limit of \$300,000* with financing provided from the approved 2019 Sanitary Sewerage Operating Budget; and

- B) That the Commissioner of Finance be authorized to execute the necessary documents related to this sole source agreement.

 (*) before applicable taxes
- 10. <u>Amendments to Regional Roads By-law #22-2018 (2019-W-23)</u>
 [CARRIED]

That a By-law to amend By-law #22-2018, the Regional Roads By-law, generally in the form included as Attachment #1 to Report #2019-W-23 of the Commissioner of Works, be approved.

- 11. <u>Cemetery Connections to the Regional Water Supply System (2019-W-24)</u>
 [REFERRED BACK TO STAFF]
 - A) That in conformance with the Region's Water Supply System By-Law Number 89-2003 (as amended), the Pine Grove Cemetery be required to pay frontage charges, be responsible for the cost of connecting to the Region's Water Supply System and all works on private property; and
 - B) That a copy of Report #2019-W-24 of the Commissioner of Works be provided to Mr. Alex Williamson, President, Pine Grove Cemetery Board.

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,

(130) That the recommendations contained in Items 1 to 7 and 10 of the Third Report of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,

(131) That the recommendations contained in Item 8 of the Third Report of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,

(132) That the recommendations contained in Item 9 of the Third Report of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,

(133) That the recommendations contained in Item 11 of the Third Report of the Works Committee be adopted.

REFERRED BACK TO STAFF (See Following Motion)

Moved by Councillor Drew, Seconded by Councillor Wotten,

(134) That Item 11 of the Third Report of the Works Committee be referred back to staff for a report to consider the provisions of water frontage charges for cemeteries.

CARRIED

10. Unfinished Business

10.1 2019 Solid Waste Management Servicing and Financing Study – Referral of Part C) of Report #2019-COW-3 2019 Solid Waste Management Servicing and Financing Study – Referral of Part C) of Report #2019-COW-3

[REFERRED TO JUNE 26, 2019 COUNCIL MEETING]

At the January 16, 2019 Committee of the Whole meeting, the following referral motion was carried for consideration at the Regional Council meeting:

Moved by Councillor Collier, Seconded by Councillor Joe Neal,

(13) That consideration of Part C) of the recommendations contained in Report #2019-COW-3 be deferred until staff report back on the results of the multi-thousand tonne pre-sort testing to confirm the tonnage drivers for the pre-sort anaerobic digestor (AD) as an alternative to expanding the Durham York Energy Centre (DYEC); and that it be a project by Durham Region alone.

For reference, below is Recommendation C):

Staff be authorized to commence the Environmental Assessment (EA) for the DYEC expansion to process 250,000 tonnes per year, including retaining consulting assistance at a cost not to exceed \$60,000, subject to the finalization of the 2019 Solid Waste Management Business Plans and Budgets.

Moved by Councillor Collier, Seconded by Councillor Nicholson,
(135) That Item 10.1 of Unfinished Business be referred to the June 26, 2019
Council meeting, with direction that Legal staff report back to Committee.
CARRIED

11. Other Business

11.1 Results of the 2018 Residential Garbage Composition Study Undertaken by Canada Fibers Limited (2019-WR-5)

[CARRIED]

That this study, summarizing the result of the 2018 Residential Garbage Composition Study completed with Canada Fibers Limited, be received for information.

Moved by Councillor McLean, Seconded by Councillor Lee,

(136) That the recommendations contained in Item 11.1 of Other Business be adopted.

CARRIED

9.4 Report of the Finance and Administration Committee

8. Confidential Report of the Commissioner of Corporate Services – Labour Relations/Employee Negotiations with respect to the Replacement of Sick Leave Accrual and Gratuity Program for Regional Management/Exempt Staff (2019-A-11)
[CARRIED]

That By-law 72-75, as subsequently amended by 36-79 and 26-97 be repealed.

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

(137) That the meeting be closed to the public in order to discuss a matter that is subject to Labour Relations/Employee Negotiations with respect to the Replacement of Sick Leave Accrual and Gratuity Program for Regional Management/Exempt Staff.

CARRIED

(Refer to the closed Council meeting minutes of March 27, 2019.)

Moved by Councillor Marimpietri, Seconded by Councillor Leahy, (138) That Council rise from the closed meeting and report.

CARRIED

Regional Chair Henry advised that during the closed meeting session there was an exchange of information between Council and staff pertaining to employee negotiations and solicitor client privilege as it relates to Item 8 of the Third Report of the Finance and Administration Committee.

Moved by Councillor Lee, Seconded by Councillor Ashe,

(139) That the recommendation contained in Item 8 of the Third Report of the Finance and Administration Committee be adopted.

CARRIED

12. By-laws

Being a by-law to amend By-law #09-2019 being a by-law to adopt a Code of Conduct for Members of Council and its local boards.

This by-law implements the recommendations contained in Item #3 of the 3rd Report of the Finance and Administration Committee presented to Regional Council on March 27, 2019

Being a by-law to amend By-law 18-98 as amended, to prescribe a tariff of fees on applications for and issuance of permits under the Building Code Act.

This by-law implements the recommendations contained in Item #1 of the 3rd Report of the Health & Social Services Committee presented to Regional Council on March 27, 2019

17-2019 Being a by-law to amend By-law 19-98 as amended, to impose fees for services provided by the Health Department of The Regional Municipality of Durham.

This by-law implements the recommendations contained in Item #1 of the 3rd Report of the Health & Social Services Committee presented to Regional Council on March 27, 2019

18-2019 Being a by-law to amend By-law 22-2018, the Regional Roads By-law.

This by-law implements the recommendations contained in Item #10 of the 3rd Report of the Works Committee presented to Regional Council on March 27, 2019

19-2019 Being a by-law to approve and adopt the 2019 Business Plans and Budgets for General Purposes including the payment of all debt of the Regional Corporation falling due excluding current and capital expenditures and debts for Water Supply and Sanitary Sewage Works, Solid Waste Management and Durham Region Transit Commission.

This by-law implements the recommendations contained in Item #6 of the 3rd Report of the Finance and Administration Committee presented to Regional Council on March 27, 2019

20-2019 Being a by-law to approve and adopt the 2019 Business Plans and Budgets for the Durham Region Transit Commission. This by-law implements the recommendations contained in Item #6 of the 3rd Report of the Finance and Administration Committee presented to Regional Council on March 27, 2019 21-2019 Being a by-law to approve and adopt the 2019 Business Plans and Budgets for Solid Waste Management. This by-law implements the recommendations contained in Item #6 of the 3rd Report of the Finance and Administration Committee presented to Regional Council on March 27, 2019 22-2019 Being a by-law to establish tax ratios for 2019 and to specify the percentage by which tax rates are to be reduced for prescribed property subclasses. This by-law implements the recommendations contained in Item #5 of the 3rd Report of the Finance and Administration Committee presented to Regional Council on March 27, 2019 Being a by-law to set and levy rates of taxation for Regional General 23-2019 purposes for the year 2019. This by-law implements the recommendations contained in Item #6 of the 3rd Report of the Finance and Administration Committee presented to Regional Council on March 27, 2019 24-2019 Being a by-law to set and levy rates of taxation for Durham Region Transit Commission for the year 2019. This by-law implements the recommendations contained in Item #6 of the 3rd Report of the Finance and Administration Committee presented to Regional Council on March 27, 2019 25-2019 Being a by-law to set and levy rates of taxation for Regional Solid Waste Management purposes for the year 2019.

Moved by Councillor Ashe, Seconded by Councillor Anderson, (140) That By-law Numbers 15-2019 to 25-2019 inclusive be passed. CARRIED

presented to Regional Council on March 27, 2019.

This by-law implements the recommendations contained in Item #6 of the 3rd Report of the Finance and Administration Committee

13. Confirming By-law

26-2019 Being a by-law to confirm the proceedings of Regional Council at their meeting held on March 27, 2019.

Moved by Councillor Ashe, Seconded by Councillor Anderson,

(141) That By-law Number 26-2019 being a by-law to confirm the proceedings of the Council of the Regional Municipality of Durham at their meeting held on March 27, 2018 be passed.

CARRIED

14. Adjournment

Moved by Councillor Leahy, Seconded by Councillor Lee, (142) That the meeting be adjourned.

CARRIED

The meeting adjourned at 4:58 PM

Respectfully submitted,

John Henry, Regional Chair & CEO

Ralph Walton, Regional Clerk