



## Official Notice

### Meeting of Regional Council

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

**Wednesday, June 26, 2019**

**9:30 AM**

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**1. Roll Call**

**2. Declarations of Interest**

**3. Announcements**

**4. Presentations**

- 4.1 Karly Church, Human Trafficking Crisis Intervention Counsellor, Durham Region Victim Services, and Carly Kalish, Executive Director, Durham Region Victim Services regarding Human Trafficking

**5. Adoption of Minutes**

- 5.1 Regional Council meeting – [May 29, 2019](#) Pages 5 - 40
- 5.2 Committee of the Whole meeting – [June 12, 2019](#) Pages 41 - 61

**6. Communications**

- CC 24 [Mary Medeiros, Interim City Clerk of the City of Oshawa, re: New Regional Smoke-Free By-law](#) Page 62
- CC 25 [Susan Cassel, City Clerk of the City of Pickering, re: New Regional Smoke-Free By-law](#) Page 62
- CC 26 [Debbie Leroux, Clerk of the Township of Uxbridge, re: New Regional Smoke-Free By-law](#) Page 62

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|-------|--|---------|
| CC 27 | <a href="#">Governor Andrew M. Cuomo issued a letter to the International Joint Commission demanding immediate action in response to Lake Ontario flooding</a>                 | Page 62 |
| CC 28 | <a href="#">Memorandum dated June 26, 2019 from John Presta, Acting Commissioner of Works re: 2019 Solid Waste Management Servicing and Financing Study: Recommendation C)</a> | Page 62 |

## 7. Delegations

- 7.1 Wendy Bracken re: Deferral of Recommendation C) of Report #2019-COW-3 [Notice of Motion – Item 8.2]
- 7.2 Wendy Bracken re: 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 [Unfinished Business – Item 10.1]
- 7.3 Linda Gasser re: Report #2019-COW-12: Update on Green Bin Organics Processing Negotiations with Miller Waste Systems and Authority to Sole Source the Yard Waste Processing Contract Extension to Miller Waste Systems [Committee of the Whole Report – Item 9.5]
- 7.4 Linda Gasser re: Report # 2019-COW-17: Organics Management Next Steps and Updated Preliminary Business Case [Committee of the Whole Report – Item 9.5]
- 7.5 Linda Gasser re: 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 [Unfinished Business – Item 10.1]

## 8. Notice of Motions

- |     |  |               |
|-----|--|---------------|
| 8.1 | <a href="#">Motion to Reconsider Regional Smoking By-law #28-2019 passed on April 24, 2019</a> | Page 68       |
| 8.2 | <a href="#">Deferral of Recommendation C) of Report #2019-COW-3</a>                            | Pages 68 - 69 |

## 9. Committee Reports

- |     |  |               |
|-----|--|---------------|
| 9.1 | <a href="#">Finance and Administration Committee</a> | Pages 70 - 79 |
| 9.2 | <a href="#">Health and Social Services Committee</a> | Pages 80 - 82 |

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|-----|---|---------------|
| 9.3 | <a href="#">Planning and Economic Development Committee</a> | Pages 83 - 85 |
| 9.4 | <a href="#">Works Committee</a>                             | Pages 86 - 91 |
| 9.5 | <a href="#">Committee of the Whole</a>                      | Pages 92 - 99 |

**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 | Page 100 |
|------|---|----------|

**11. Other Business**

- |      |   |          |
|------|---|----------|
| 11.1 | <a href="#">2019 Durham Regional Local Housing Corporation Annual Shareholder Meeting</a> | Page 101 |
| 11.2 | <a href="#">Province of Ontario Audit and Accountability Fund (2019-A-25)</a>             | Page 101 |

**12. By-laws**

- |         |   |
|---------|---|
| 34-2019 | <p>Being a by-law to implement the 2019 options for the Mandated Provincial Business Protection Program (“Capping”).</p> <p>This by-law implements the recommendations contained in Item #6 of the 6<sup>th</sup> Report of the Finance &amp; Administration Committee presented to Regional Council on June 26, 2019</p>   |
| 35-2019 | <p>Being a by-law to establish a percentage by which tax decreases are limited for 2019 in respect of properties in any property class subject to Part IX of the <i>Municipal Act, 2001</i>.</p> <p>This by-law implements the recommendations contained in Item #6 of the 6<sup>th</sup> Report of the Finance &amp; Administration Committee presented to Regional Council on June 26, 2019</p> |
| 36-2019 | <p>Being a by-law to Amend By-law 17-2016 being a by-law to regulate compliance with infection prevention and control best practices and disclosure of health inspection information to the public regarding Personal Services Settings.</p> <p>This by-law implements the recommendations contained in Item #1 of the 6<sup>th</sup> Report of the Health &amp;</p>                              |

Social Services Committee presented to Regional Council on June 26, 2019

- 37-2019      Being a by-law to amend By-law Number 44-2006 which regulates traffic and parking on roads under the jurisdiction of the Regional Municipality of Durham.

This by-law implements the recommendations contained in Item #12 of the 6<sup>th</sup> Report of the Works Committee presented to Regional Council on June 26, 2019

- 38-2019      Being a by-law to establish Area-Specific Development Charges for the Seaton Community – Water Supply and Sanitary Sewerage Services.

This by-law implements the recommendations contained in Item #4 of the 6<sup>th</sup> Report of the Finance & Administration Committee presented to Regional Council on June 26, 2019

### **13. Confirming By-law**

- 39-2019      Being a by-law to confirm the proceedings of Regional Council at their meeting held on June 26, 2019

### **14. Adjournment**

Notice regarding collection, use and disclosure of personal information:

Written information (either paper or electronic) that you send to Durham Regional Council or Committees, including home address, phone numbers and email addresses, will become part of the public record. This also includes oral submissions at meetings. If you have any questions about the collection of information, please contact the Regional Clerk/Director of Legislative Services.

If this information is required in an accessible format, please contact 1-800-372-1102 ext. 2097.

## **The Regional Municipality of Durham**

### **MINUTES**

#### **REGIONAL COUNCIL**

**Wednesday, May 29, 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 12:27 PM

All members of Council were present with the exception of Councillors Barton, Dies, Drew, Nicholson and Ryan.

Councillor Barton attended the meeting at 9:31 AM  
Councillor Dies was absent due to municipal business  
Councillor Drew was absent due to municipal business  
Councillor Ryan was absent due to municipal business

Councillor Rob Tyler Morin attended on behalf of Councillor Dies as the alternate for the Town of Ajax.

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

##### Afternoon Session 1:17 PM to 1:51 PM

All members of Council were present with the exception of Councillors Anderson, Bath-Hadden, Dies, Drew, Kerr, Nicholson and Ryan

Councillor Bath-Hadden attended the meeting at 1:28 PM  
Councillor Dies was absent due to municipal business  
Councillor Drew was absent due to municipal business  
Councillor Kerr was absent due to municipal business  
Councillor Ryan was absent due to municipal business

Councillor Rob Tyler Morin attended on behalf of Councillor Dies as the alternate for the Town of Ajax.

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

## **2. Declarations of Interest**

Councillor Marimpietri made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item 7 of the 5<sup>th</sup> Report of the Works Committee, Report #2019-W-34: Construction of Regional Contract D2012-2 for the Port Darlington Water Pollution Control Plant (WPCP) Phase 2 Expansion, in the Municipality of Clarington. He indicated that he provides professional services for the company named in the file.

## **3. Announcements**

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

## **4. Presentations**

Louise O'Dell, Director, Departmental Services, Corporate Services – Human Resources and Tracey Macaulay, Manager, Talent Acquisition and Organization Development, Corporate Services – Human Resources, introducing and recognizing the recipients of the 2018 Award of Excellence and Commitment to Excellence Awards

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Ms. Louise O'Dell, Director, Departmental Services and Ms. Tracey Macaulay, Manager, Talent Acquisition and Organization Development, Corporate Services – Human Resources introduced the following recipients of the 2018 Award of Excellence and Commitment to Excellence Awards. The Awards of Excellence are the Region's annual peer-to-peer awards that formally recognize employees for their hard work and contributions to The Region of Durham and its communities throughout the year:

### Award of Excellence & Commitment to Excellence Awards

#### Leadership:

- Lori Talling, Planning & Economic Development Department for outstanding dedication and leadership as Games Manager in organizing and bringing the 2019 Ontario Parasport Games to the Region.
- Vera Oliveira, Corporate Services Department, for outstanding leadership and collaboration in launching a comprehensive public awareness campaign on distracted driving.
- Brian Vokey, Durham Region Transit, for outstanding leadership as Durham Region Transit's Management Co-Chair of the Joint Health and Safety Committee.
- Tiffany Fraser, Corporate Services Department, for outstanding commitment to the Region in successful leadership and implementation of the Standing Committee Structure for Council.

- Elaine Morra, Social Services, for outstanding leading in guiding Family Services staff to embrace Motivational Interviewing and creating a compassionate, accepting and supportive environment to strengthen client's motivation to create positive change.

#### Service Excellence

- Kelly Ward, Terry Khabra, Elizabeth Cullen-Keidann, Debbie Godfrey, Tricia Dallaway, Becky Wall, Jessica Jenkins, Regina Elliott, Michelle Brolly, Health Department, for service excellence in creating and implementing a comprehensive screening tool for Public Health staff to support vulnerable citizens in the community and identify ways to positively improve overall health outcomes.
- Brenda Ebisuzaki, Dianne Cooper, Chris McClatchey, Glen Campbell, Natasha Scanlon, Jason Rice, Ed Lewandowski, Justin Pinkerton, Keith Robinson, Brian Forbes, Greg Vaillancourt, Mike Fish, Kevin Dimech, Sue Hughes, Andrew Bright, Joe Sheikh, Carrie Wallace, Penny Legge, Health – RDPS, for outstanding volunteer service to colleagues, providing emotional, social, and experiential support through the RDPS Peer Support team.
- Keith Pugh, Travis Hockley, Rob Johnstone, Derek Lantz, Keith Robinson, Rob Morra, Mike Fish, Health – RDPS, for service excellence and dedication to the residents of Durham through the Tactical Paramedic high risk response team.
- Frances Burchat, Social Services Department, for dedication and above and beyond service to staff and residents of Fairview Lodge.
- Karen Facca, Linda Beaver, Finance Department, for service excellence in coordination and successful delivery of the province-wide MCMA-POA Collections Workshop.
- Ted Dulinski, Ryan Voscek, Rob Taylor, Greg Love, Dennis Garratt, Works Department, for above and beyond service excellence in proactively facilitating complex repairs to the HQ mechanical HVAC system.
- Dana Howes, Finance Department, for service excellence and dedication to the extensive Vacant Taxation Policy Review project.
- Cheryl Holman, Finance Department, for outstanding dedication and above and beyond service excellence to the Water Billing team.
- Allan Henning, Daniel Carlin, Works Department, for service excellence in successfully establishing new policies and procedures that have significantly improved tender document and contract administration for the Facilities-DCAM team.
- Sonya Hardman, Lorraine Dunn, Tania Laverty, Stacy Grant, CAO's Office; Jason Hunt, K.C. Chakravarthy, Kelly McDermott, Tracey Macaulay, Ana Ramirez, Corporate Services Department; Lox Colquhoun, Emmanuel Itheme, DRPS; Jessica Jenkins, Michele Brolly, Kelly Ward, Health Department; Audrey Andrews, Cheryl Frew, Jody Bowskill, Social Services Department; Sangeetah Pabla, Works Department, for service excellence and collaboration in

development and delivery of the comprehensive, corporate Diversity and Inclusion Strategy.

- Al Robichaud, Social Services Department, for above and beyond service to the staff and residents of Hillsdale Terraces.
- Daniel D'Aliesio, Liam Hatch, Durham Region Transit; Carrie Williamson, Alex Guevara, Corporate Services Department, for service excellence in re-development of the [durhamregiontransit.com](http://durhamregiontransit.com) website, ensuring delivery of a comprehensive, accessible, integrated customer-focused site.
- Erica Stacey, Corporate Services Department, for providing above and beyond service excellence to the public and collaboration with all staff in the POA office to ensure positive results.
- Andrew Thompson, Ashraf Nashed, Mike Seppala, Michelle White, Malcolm Skinner, Deanna Bottrell, John Baric, Neil Harkness, Terry Madsen, K.C. Chakravarthy, Crystal McNeil, Corporate Services Department, for innovation in implementation of the Microsoft O365 solution providing staff with efficient and productive tools to effectively collaborate, share, and communicate.
- Tom Yule, Works Department, for above and beyond service and dedication to the staff, children and families of the Childrens' Services Childcare Centres.
- Tom Yule, Jason Lynde, Fergus Ferguson, Bruce Jeffrey, Kevin Magee-Bell, Works Department, for above and beyond service excellence in provision of facilities maintenance.
- Deanne Spalding, Works Department, for above and beyond service to the Transportation Infrastructure and Design divisions.
- Leigh Fleury, Tiffany Fraser, Nela Prasad, Cheryl Tennisco, Sarah Penak, Lydia Gerritsen, Debbie Toms, Adnan Naeem, Sabrina Kassim, Mark McKnight, Mike Seppala, Roger Inacio, Silvia Rashad, Neil Harkness, Corporate Services; Judy Christianson, CAO's Office; Tracy Brimstin, Finance Department, for outstanding service in implementation of the reorganization of the Standing Committee process for Council.
- Wendy Beales, Social Services Department, for outstanding service and dedication to the training and development of Family Services staff.
- Carrie Pouzar, Adrienne Buller, Lisa Stewart, Vanessa Vitale, Nora Landry, Shari Steffler, Social Services Department, for service excellence in development of significant process improvements to assist Ontario Works applicants and Social Services staff.
- Sharon Woods, Social Services Department, for outstanding dedication and above and beyond service excellence to the clients and staff of the Family Services division.
- Cheryl Gilroy, Cheryl Bishop, Finance Department, for above and beyond service through identifying and revising significant insurance risk from IT vendor's products and services.



Innovation

- Erin Valant, Finance Department; Greg Peterson, Mitchell Denault, Corporate Services Department, for innovation in design and implementation of a comprehensive solution that links agencies and services to a single web-based program that eliminates barriers and effectively serves vulnerable and homeless residents in Durham.
- Mike Haigh, Works, for innovation and dedication through development of an alternative sewer rodding tool to provide residents and staff with safe and fast response when facing emergency blocked sewer calls.
- Elise Hawley, Brooke Pollard, Lorraine Dunn, Melissa Westover, CAO's Office; Carrie Williamson, Anyse Vermette, Cheryl Bandel, Emily McKay, Jason Balas, Leigh Fleury, Corporate Services Department; Daniel D'Aliesio, Liam Hatch, Durham Region Transit; Dana Howes, John Malyjasiak, Finance Department; Krista White, Health Department; Emily Barker, Kristyn Chambers, Roberta Honeyford, Planning & Economic Development Department; Cindy McCreight, Cindy Phillips, Cora Yin, Diane White, Guy Longo, Kathy Davies, Maria Casimiro, Melanie Fowler, Marla Finn, Samantha Billingham, Mary Motschenbacher, Social Services Department; Deanne Spalding, Katherine Ross, Melodee Smart, Trish Hamelin, Works Department, for dedication and innovative support on the iCreate Working Group to ensure quality, efficient website information management and expert knowledge of complex working tools.
- Jason Roza, Alicia Heczko, Finance Department, for implementation of comprehensive electronic solutions that have significantly impacted the invoice payment process through reduced processing time, management, and paper storage space.
- Peter Chrisostomou, Social Services Department, for care and dedication to the residents and staff of Fairview Lodge in the implementation of the innovative Cycle Menu System to ensure high quality, efficient food service.
- Emily Barker, Finance Department; Elise Hawley, Sandra Austin, CAO's Office; Roger Inacio, Corporate Services Department, for development of the Hello Tomorrow: Durham Smart Cities Forum to engage the community in innovative solutions addressing economic, social and environmental challenges.
- Amanda Bongard, Nadia Polani, Sonia Tipping, Laurie Lawrence, Natasha Ingram, Nataliya Wijesinghe, Sueann Garel, Social Services Department; Chantal Keates, Health Department, for development and implementation of the Social Services internal HUB portal providing a single point website for staff to access relevant, updated content and resources.
- Andrew Thompson, Ashraf Nashed, Mike Seppala, Michelle White, Malcolm Skinner, Deanna Bottrell, John Baric, Neil Harkness, Terry Madsen, K.C. Chakravarthy, Crystal McNeil, Corporate Services Department, for innovation in implementation of the Microsoft Teams solution providing staff with efficient and productive tools to effectively collaborate, share and communicate.

- Carmen Tohaneanu, Jairo Torres, Chase Mainse, Joe Green, Andy Griffin, Nick Koot, Kurt Appleman, Ray Davis, Ron Bunclark, Richard Jones, Robert Adamsz, Dominic Silvestri, Rob Taylor, Alex Serrano, Works Department; Vidal Guerreiro, Finance Department, for participation in the Industrial Conversation Initiative and development of innovative energy management, realizing significant cost savings for the Region.
- Chris Tatum, Kerri Fotherby, Works Department; Stacy Grant, Melissa Westover, CAO's Office, for creation of the two Duffin Creek 'Water Champions' promotional videos and investing personal time, sacrifice, and stories that showcase the high level of environmental stewardship in care of the Region's drinking water.
- Annette Ashton, Works Department, for innovation and dedication in design and implementation of the Duffin Creek eRIS reporting system to collect and prepare sophisticated, quality data to make effective, critical operation decisions.

## **5. Adoption of Minutes**

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

- Regular Regional Council meeting held on April 24, 2019;
- Closed Regional Council meeting held on April 24, 2019;
- Committee of the Whole meeting held on May 15, 2019.

CARRIED

## **6. Communications**

CC 19 Michael L. Maynard, ADRO Investigator, ADR Chambers Ombuds Office,  
Investigation Report – Complaint Reference Number: MUN-330-0818 Dated May  
9, 2019

Moved by Councillor Marimpietri, Seconded by Councillor McLean,  
(186) That Council Correspondence CC 19 from Michael L. Maynard, ADRO  
Investigator, ADR Chambers Ombuds Office re: Complaint Reference  
Number MUN-330-0818 be received for information.

CARRIED

CC 20 Michael L. Maynard, ADRO Investigator, ADR Chambers Ombuds Office,  
Addendum to Investigation Report – Complaint Reference Number: MUN-330-  
0818 Dated May 9, 2019

Moved by Councillor Marimpietri, Seconded by Councillor McLean,  
(187) That Council Correspondence CC 20 re: Addendum to Investigation Report from Michael L. Maynard, ADRO Investigator, ADR Chambers Ombuds Office re: Complaint Reference Number MUN-330-0818 be received for information.

CARRIED

CC 21 Becky Jamieson, Clerk of the Township of Brock, writing to the Regional Clerk advising that Council of the Township of Brock, at their meeting held on May 6, 2019, adopted a resolution endorsing the New Regional Smoke-Free By-law

Moved by Councillor Marimpietri, Seconded by Councillor McLean,  
(188) That Council Correspondence CC 21 from Ms. Becky Jamieson, Clerk of the Township of Brock, re: New Regional Smoke-Free By-law be received for information.

CARRIED

CC 22 Alexander Harras, Acting Clerk of the Town of Ajax, writing to the Regional Clerk advising that Council of the Town of Ajax, at their meeting held on May 21, 2019, adopted a resolution consenting to the passing of the New Regional Smoke-Free By-law. (Our File: C00)

Moved by Councillor Collier, Seconded by Councillor Crawford,  
(189) That Council Correspondence CC 22 from Alexander Harras, Acting Clerk of the Town of Ajax, re: New Regional Smoke-Free By-law be received for information.

CARRIED

CC 23 Alexander Harras, Acting Clerk of the Town of Ajax, writing to the Regional Clerk advising that Council of the Town of Ajax, at their meeting held on May 21, 2019, adopted a resolution that Ajax Council supports Sport Durham's bid to host the 2022 Ontario Summer Games, encouraging Regional Council to provide their support; and acknowledge that if the Region is awarded the bid, the Town of Ajax is a willing host and participant in the games (Our File: D02)

Moved by Councillor Lee, Seconded by Councillor Leahy,  
(190) That Council Correspondence CC 23 from Alexander Harras, Acting Clerk of the Town of Ajax, re: Sport Durham's bid to host the 2022 Ontario Summer Games be referred to Item #5 of the 5<sup>th</sup> Report of the Planning & Economic Development Committee, Report #2019-EDT-9 re: Bid for 2022 Ontario Summer Games.

CARRIED

## **7. Delegations**

- 7.1 Jennifer Savini, Templeman LLP re: Report #2019-A-22: Durham's Response to Bill 108, Ontario's Housing Supply Action Plan, 2019 and related Regulatory Proposal Changes as it relates to deferrals in the Clarington OPA 107 and the Scugog Official Plan [Item 11.1 – Other Business]
- 

Ms. Jennifer Savini, Templeman LLP, appeared before Regional Council to request that the Region support them in making a submission to the Province to include exemptions from the Growth Plan 2019, subject to the Growth Plan 2006 and notwithstanding the Greenbelt Plan 2017, to accommodate minor rounding out in hamlets in appropriate circumstances. She advised that they are solicitors for Fourteen Estates Ltd. which owns several properties that would be affected by restrictions on settlement area boundary expansions set out in the Growth Plan 2017 and the Growth Plan 2019.

Ms. Savini advised that their client has invested significant resources in preparing for development on the basis that it was allowed under the lower-tier official plans.

Ms. Savini advised that in 2017 the Province introduced changes to the Growth Plan which impacted town and village expansions and noted that 41 hamlets and 6 towns/villages in the Region are impacted. She added that her client will be making submissions to the Province seeking to have these matters included in the Transitional Regulation and they are asking for the Region's support.

Ms. Savini stated that including these matters in the Transitional Regulation would remove significant hurdles to allow for development.

Ms. Savini stated that they are asking that the lands in question be considered within the planning regime that was in place when the area Official Plans were adopted.

Ms. Savini presented a proposed resolution that they requested Council adopt.

Ms. Savini responded to questions from Council members.

- 7.2 Carolyn Molinari, CM Planning Inc. re: Report #2019-A-22: Durham's Response to Bill 108, Ontario's Housing Supply Action Plan, 2019 and related Regulatory Proposal Changes as it relates to deferrals in the Clarington OPA 107 and the Scugog Official Plan [Item 11.1 – Other Business]
- 

Carolyn Molinari withdrew her request to delegate prior to the meeting.

- 7.3 Rick Rondeau, Fourteen Estates Ltd. re: Report #2019-A-22: Durham's Response to Bill 108, Ontario's Housing Supply Action Plan, 2019 and related Regulatory Proposal Changes as it relates to deferrals in the Clarington OPA 107 and the Scugog Official Plan [Item 11.1 – Other Business]
-

Rick Rondeau withdrew his request to delegate prior to the meeting.

**8. Notice of Motions**

**8.1 Traditional Territory Acknowledgment**  
**[CARRIED]**

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Moved by Councillor Collier, Seconded by Councillor Lee,  
(191) That whereas traditional territory acknowledgements are a respectful and appropriate way for municipalities in Ontario to recognize the history of Indigenous Peoples on this land;

And whereas Durham Regional Council represents a geographic area that includes both the Williams Treaties and the Rice Lake Purchase (Treaty 20), and all eight lower-tier municipalities in Durham are home to Indigenous Peoples;

And whereas in March of 2017 the Town of Ajax implemented a traditional territory acknowledgement to be read at the beginning of each meeting of Ajax Council, a practice that has continued for the last two years;

And whereas the Town of Ajax adopted the following traditional territory acknowledgement:

We would like to begin this meeting by acknowledging that the land on which we gather is the traditional territory of the Anishinaabe Mississauga, adjacent to The Mississaugas of Scugog Island First Nation and in the territory covered by the Williams Treaties. This place is, and will continue to be, home to Indigenous Peoples. Let us move forward together with kindness and respect.

Now therefore be it resolved that Council of the Regional Municipality of Durham adopt a traditional territory acknowledgement to be read at the beginning of each meeting of Regional Council;

And that Regional staff be directed to consult with the local Indigenous community and bring forward a traditional territory acknowledgement to Council, and any necessary amendments to Regional Council's Procedure By-law to give effect thereto.

**CARRIED**

**8.2 Motion to Reconsider Code of Conduct By-law #09-2019 passed on February 27, 2019**  
**[CARRIED]**

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Moved by Councillor Mitchell, Seconded by Councillor Ashe,

- (192) A) That Section 10.5 only of By-law #09-2019 to adopt a Code of Conduct for Members of the Council of the Regional Municipality of Durham and its local boards, passed on February 27, 2019, be reconsidered;
- B) The subject to Part A) being passed on a two-thirds vote, that Section 10.5, Part I), of the Code of Conduct be amended by deleting the words "within the Municipality" so that 10.5 I) now reads as follows:
- "I) an invitation from and at the expense of a private third party to attend a conference, seminar, charity fundraiser, reception, ceremony, cultural event or other similar event ~~within the Municipality~~ where the proceeds raised are to support a not-for-profit or charity organization"; and
- C) That Corporate Services – Legal Services be directed to prepare the required amending by-law.

RECOMMENDATION A) CARRIED by 2/3rds  
RECOMMENDATIONS B) AND C) CARRIED

Recommendation A) was then put to a vote and CARRIED BY 2/3rds ON THE FOLLOWING RECORDED VOTE:

| <u>Yes</u>             | <u>No</u> |
|------------------------|-----------|
| Councillor Anderson    |           |
| Councillor Ashe        |           |
| Councillor Barton      |           |
| Councillor Bath-Hadden |           |
| Councillor Brenner     |           |
| Councillor Carter      |           |
| Councillor Chapman     |           |
| Councillor Collier     |           |
| Councillor Crawford    |           |
| Councillor Foster      |           |
| Councillor Highet      |           |
| Councillor Kerr        |           |
| Councillor Leahy       |           |
| Councillor Lee         |           |
| Councillor Marimpietri |           |
| Councillor McLean      |           |
| Councillor Mitchell    |           |
| Councillor Mulcahy     |           |
| Councillor J.H. Neal   |           |
| Councillor J.J. Neal   |           |
| Councillor Pickles     |           |

Councillor Roy  
Councillor Smith  
Councillor Tyler-Morin  
Councillor Wotten  
Councillor Yamada  
Regional Chair Henry

Members Absent: Councillor Drew  
Councillor Nicholson

Declarations of Interest: None

Recommendations B) and C) were then put to a vote and CARRIED.

8.3 Financing Options for Extending Municipal Services (within Greenbelt)  
[CARRIED]

Moved by Councillor Collier, Seconded by Councillor Lee,  
(193) That whereas the properties outside the urban boundary within the  
Greenbelt may require municipal servicing due to health issues;

And whereas servicing is backed by a petition supported by a minimum of  
two-thirds of existing property owners, representing 50 per cent of the  
property value of the benefiting lands;

And whereas the proposed area has not been identified for connection,  
and not forecasted to receive regional or municipal capital funds;

And whereas servicing projects are subject to high capital costs which  
unduly burden residents with full financial responsibility, and not all  
property owners are in the financial position to cover the expenses  
associated with a project of this scale-regardless of the health risks;

And whereas Regional Council may set financial terms and conditions to  
offset the financial burden.

Now therefore be it resolved that staff be directed to examine financing  
options to make it more feasible and affordable for property owners within  
the Greenbelt to connect to municipal services, including but not limited  
to: payment terms, lower interest rates, cost share programs and twinning  
with planned road works, and report back to Regional Council.

CARRIED LATER IN THE MEETING  
(See Following Motions)

Moved by Councillor J.H Neal, Seconded by Councillor Marimpietri,

- (194) That the main motion (193) of Councillors Collier and Lee be amended in the first paragraph by deleting the word “the” before the word “properties”, and by deleting the 2<sup>nd</sup> and 3<sup>rd</sup> paragraphs.

MOTION DEFEATED

ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Leahy

Councillor Marimpietri

Councillor Mulcahy  
Councillor J.H. Neal  
Councillor J.J. Neal

Councillor Smith

No

Councillor Anderson  
Councillor Ashe  
Councillor Barton  
Councillor Bath-Hadden  
Councillor Brenner  
Councillor Carter  
Councillor Chapman  
Councillor Collier  
Councillor Crawford  
Councillor Foster  
Councillor Highet  
Councillor Kerr

Councillor Lee

Councillor McLean  
Councillor Mitchell

Councillor Pickles  
Councillor Roy

Councillor Tyler-Morin  
Councillor Wotten  
Councillor Yamada  
Regional Chair Henry

Members Absent: Councillor Drew  
Councillor Nicholson

Declarations of Interest: None

Moved by Councillor Mulcahy, Seconded by Councillor Marimpietri,

- (195) That the amending motion (194) of Councillors J.H. Neal and Marimpietri be amended in the first paragraph by deleting the words “within the Greenbelt”.

MOTION DEFEATED



Moved by Councillor J.H. Neal, Seconded by Councillor J.J. Neal,  
(196) That the main motion (193) of Councillors Collier and Lee be amended in the last paragraph by deleting the words “within the Greenbelt” and replacing them with the words “outside the urban area”.

MOTION DEFEATED ON A RECORDED  
VOTE

(See Following Motion)

Moved by Councillor McLean, Seconded by Councillor Chapman,  
(197) That the question be now put.

CARRIED

The amending motion (196) of Councillors J.H. Neal and J.J. Neal was then put to a vote and DEFEATED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Marimpietri

Councillor J.H. Neal  
Councillor J.J. Neal

No

Councillor Anderson  
Councillor Ashe  
Councillor Barton  
Councillor Bath-Hadden  
Councillor Brenner  
Councillor Carter  
Councillor Chapman  
Councillor Collier  
Councillor Crawford  
Councillor Foster  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor Lee

Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy

Councillor Pickles  
Councillor Roy  
Councillor Smith  
Councillor Tyler-Morin  
Councillor Wotten  
Councillor Yamada  
Regional Chair Henry

Members Absent: Councillor Drew

Councillor Nicholson

Declarations of Interest: None

Moved by Councillor Crawford, Seconded by Councillor Chapman,  
(198) That the question be now put.

CARRIED

The main motion (193) of Councillors Collier and Lee was then put to a  
vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

No

Councillor Anderson  
Councillor Ashe  
Councillor Barton  
Councillor Bath-Hadden  
Councillor Brenner  
Councillor Carter  
Councillor Chapman  
Councillor Collier  
Councillor Crawford  
Councillor Foster  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor Lee  
Councillor Marimpietri  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor J.H. Neal

Councillor J.J. Neal

Councillor Pickles  
Councillor Roy  
Councillor Smith  
Councillor Tyler-Morin  
Councillor Wotten  
Councillor Yamada  
Regional Chair Henry

Members Absent: Councillor Drew  
Councillor Nicholson

Declarations of Interest: None

## **9. Committee Reports**

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

1. Cancellation of Certain Unpaid Water/Sewer Accounts (2019-F-19)  
[CARRIED]

That the one water/sewer account for \$23,921.92, for a one-time sewer appeal, be approved for write off.

2. Sole Source Purchase of Trapeze PASS-IPA Software Module for DRT Specialized Services (2019-F-20)  
[CARRIED]

A) That a sole source purchase of licenses and implementation services for Trapeze PASS-IPA be negotiated with Trapeze Software ULC (Trapeze) at a cost not to exceed \$150,000, funded from the 2018 Regional Council approved DRT Budget; and

B) That the Commissioner of Finance be authorized to execute the necessary documentation and amendment to the existing software maintenance agreement.

3. Resolution Regarding Duration of the New Durham Region Strategic Plan  
[CARRIED]

That the new Strategic Plan be developed for a five-year term.

4. Resolution Regarding Duration of the Strategic Plan Development Task Force  
[CARRIED]

That the Strategic Plan Development Task Force remain active, as required, after the approval of the new Strategic Plan.

5. Confidential Report of the Commissioner of Corporate Services – Advice that is subject to Solicitor/Client Privilege, including Communications Necessary for that Purpose as it Relates to On-Going Litigation regarding the Durham Region Transit Westney Facility Expansion (2019-A-21)  
[CARRIED]

That the recommendations contained in Confidential Report #2019-A-21 of the Commissioner of Corporate Services be adopted

Moved by Councillor Foster, Seconded by Councillor Highet,  
(199) That the recommendations contained in Items 1 to 5 inclusive of the Fifth  
Report of the Finance and Administration Committee be adopted.  
CARRIED

## 9.2 Report of the Health and Social Services Committee

1. Correspondence from the Association of Local Public Health Agencies (aLPHa) to the Minister of Health and Long-Term Care dated May 3, 2019 regarding Modernizing Ontario's Health Units
- 

[CARRIED]

- A) That the correspondence from the Association of Local Public Health Agencies regarding Modernizing Ontario's Health Units be endorsed; and
- B) That whereas in the 2019 Ontario budget, the Government announced its plan to restructure Ontario's public health system and reduce public health funding by \$200 million per year; and

Whereas it has proposed changing the cost-sharing arrangement such that the provincial share is reduced to 70% and the municipal share is increased to 30% for 2019-2020 and 2020-2021, with the provincial share to be further reduced to 60% in 2021-2022; and

Whereas the cost-sharing changes will apply to all 100% provincially funded programs; and

Whereas it is replacing 35 local boards of health and creating 10 Regional Public Health Entities, governed by autonomous boards of health; and

Whereas boards of health are mandated to provide public health programs and services in accordance with the Health Protection and Promotion Act, other relevant legislation and in accordance with the Ontario Public Health Standards: Requirements for Programs, Services, and Accountability; and

Whereas the creation of 10 Regional Public Health Entities is likely to cause major disruptions in every facet of the public health system; and

Whereas public health programs and services demonstrate superior value for money and return on investment; and

Whereas public health programs and services protect and promote the health and well-being of local residents thus reducing the demand on acute care services; and

Whereas the Regional Municipality of Durham is a member of the Association of Local Public Health Agencies (alPHa); and

Whereas alPHa has been fully engaged in representing and advancing its members' interests with respect to public health restructuring including the attached letter to the Deputy Minister & Minister of Health and Long-Term Care;

Now therefore be it resolved:

That the Ontario government is urged to:

- Maintain its current provincial funding level to the Durham Region Health Department for 2019-2020,
- Consider deferring any future changes to the cost-sharing formula until it has consulted with alPHa, AMO, boards of health and obligated municipalities, including the Regional Municipality of Durham;
- Consult with local municipalities to inform decisions regarding boundaries, funding, governance, mandate, organizational structure, operations, etc. of the proposed 10 Regional public health entities, and

Be it further resolved that the Premier of Ontario, Deputy Premier & Minister of Health and Long-Term Care, Minister of Finance, Durham's MPPs, Chief Medical Officer of Health, AMO, alPHa and all Ontario boards of health be so advised.

Moved by Councillor Chapman, Seconded by Councillor Carter,  
(200) That the recommendations contained in Item 1 of the Fifth Report of the Health and Social Services Committee be adopted.

CARRIED

### **9.3 Report of the Planning and Economic Development Committee**

1. Durham Active Transportation Committee (DATC) Membership Appointment – Town of Whitby Nominee (2019-P-24)

[CARRIED]

- A) That the appointment of Mr. Ron Lalonde, as Area Municipal Citizen Volunteer from the Town of Whitby, be confirmed;
- B) That Mr. Lalonde be advised of his appointment; and

- C) That a copy of Report #2019-P-24 of the Commissioner of Planning and Economic Development be forwarded to the Town of Whitby and to the Durham Active Transportation Committee.
- 2. Envision Durham – Climate Change and Sustainability Discussion Paper (2019-P-26)  
[CARRIED]
- A) That Report #2019-P-26 of the Commissioner of Planning and Economic Development be received for information; and
- B) That a copy of Report #2019-P-26 be forwarded to Durham's area municipalities; conservation authorities; the Ministry of Municipal Affairs and Housing; the Ministry of Environment, Conservation and Parks; the Durham Region Roundtable on Climate Change; and the Durham Environmental Advisory Committee for review and comment.
- 3. Proposed amendments to the Conservation Authorities Act and associated regulations (2019-P-27)  
[RECEIVED FOR INFORMATION] [See Motion 203 on page 19]

**That Report #2019-P-27 of the Commissioner of Planning and Economic Development be received for information.**

- ~~A) That due to the short commenting window to submit comments to the Province of Ontario, staff be authorized to prepare and submit preliminary comments on Environmental Registry of Ontario posting #013-5018 and #013-4992 related to the Conservation Authorities Act and associated regulations on behalf of the Region of Durham;~~
- ~~B) That staff be directed to report back to Planning and Economic Development Committee on June 4, 2019 to consider and if necessary, modify the submitted comments related to the Conservation Authorities Act and associated regulations for subsequent Council endorsement; and~~
- ~~C) That the Province be advised that a 45-day comment period is insufficient and does not provide an adequate opportunity for proper or meaningful consultation.~~
- 4. Tribute Communities Centre Suite – Annual Usage Report and Lease Renewal (2019-EDT-6)  
[CARRIED ON A RECORDED VOTE] [See Motion 204 on page 19]
- A) That the Regional Chair and the Regional Clerk be authorized to enter into a licence renewal agreement with Global Spectrum Facility Management L.P. for the Region's suite at the Tribute Communities

Centre for a five-year period commencing September 1, 2019 and concluding on August 31, 2024;

- B) That an amount of \$50,000 for the next year of the term be included in the annual Business Plans and Budgets, with the inclusion of an annual increase in fees of 1.5%; and
- C) That fifty percent (50%) of the total amount be allocated from the Economic Development and Tourism budget and fifty percent (50%) from the Regional Chair's budget.

5. Bid for 2022 Ontario Summer Games (2019-EDT-9)  
[CARRIED]

---

- A) That Regional Council endorse a bid for the 2022 Ontario Summer Games to be developed and submitted by Sport Durham prior to the deadline of June 14, 2019;
- B) That Regional Council endorse and support in principle the hosting of this event, including the acknowledgement that if the Region is awarded a bid, accepts an award, and enters into a hosting agreement for these Games, the Region would bear the cost responsibility for any financial deficit resulting from the Games;
- C) That Regional Council approve in principle the Region's financial contribution for this bid in the amount of \$130,000 (\$50,000 cash and approximately \$80,000 in-kind for internal transportation); and
- D) That if the 2022 Ontario Summer Games are awarded to the Region, staff will report back to seek approval of the terms of the hosting agreement, prior to execution of the agreement.

Moved by Councillor J.H. Neal, Seconded by Councillor Yamada,

- (201) That the recommendations contained in Item 1 of the Fifth Report of the Planning and Economic Development Committee be adopted.

CARRIED

Moved by Councillor J.H. Neal, Seconded by Councillor Yamada,

- (202) That the recommendations contained in Item 2 of the Fifth Report of the Planning and Economic Development Committee be adopted.

CARRIED

Moved by Councillor Joe Neal, Seconded by Councillor Yamada,

- (203) That Item 3 of the Fifth Report of the Planning and Economic Development Committee be received for information.

CARRIED

Moved by Councillor Joe Neal, Seconded by Councillor Yamada,  
(204) That the recommendations contained in Item 4 of the Fifth Report of the  
Planning and Economic Development Committee be adopted.

CARRIED ON THE FOLLOWING  
RECORDED VOTE:

| <u>Yes</u>             | <u>No</u>              |
|------------------------|------------------------|
| Councillor Anderson    |                        |
| Councillor Ashe        |                        |
| Councillor Barton      |                        |
| Councillor Bath-Hadden |                        |
| Councillor Brenner     |                        |
| Councillor Carter      |                        |
| Councillor Chapman     |                        |
| Councillor Collier     |                        |
|                        | Councillor Crawford    |
| Councillor Foster      |                        |
| Councillor Highet      |                        |
| Councillor Kerr        |                        |
| Councillor Leahy       |                        |
| Councillor Lee         |                        |
| Councillor Marimpietri |                        |
| Councillor McLean      |                        |
| Councillor Mitchell    |                        |
| Councillor Mulcahy     |                        |
|                        | Councillor J.H. Neal   |
|                        | Councillor J.J. Neal   |
| Councillor Pickles     |                        |
| Councillor Roy         |                        |
| Councillor Smith       |                        |
|                        | Councillor Tyler-Morin |
| Councillor Wotten      |                        |
| Councillor Yamada      |                        |
| Regional Chair Henry   |                        |

Members Absent: Councillor Drew  
Councillor Nicholson

Declarations of Interest: None

Moved by Councillor Joe Neal, Seconded by Councillor Yamada,  
(205) That the recommendations contained in Item 5 of the Fifth Report of the  
Planning and Economic Development Committee be adopted.

CARRIED



#### 9.4 Report of the Works Committee

1. Correspondence dated March 28, 2019 from the City of Oshawa, re: Resolution passed by Oshawa Council at its meeting held on March 18, 2019 regarding Downed Elevators and Municipal Response

---

[CARRIED]

That the correspondence dated March 28, 2019 from the City of Oshawa regarding downed elevators and municipal response be endorsed.

2. License Agreement with Her Majesty the Queen Right of Canada for a Portion of Lands Located at the North West Corner of Highway 7 and Sideline 26 in the City of Pickering for the Purpose of Construction, Operation and Maintenance of a Water Tower and Reservoir and Related Structures (2019-W-29)

---

[CARRIED]

- A) That a License Agreement for a portion of land being part of Federal lands north of Highway 7 and west of Sideline 26 in the City of Pickering be approved including the following terms and conditions:
  - i) The term be for a period of ten years commencing June 1, 2019, ending May 31, 2029;
  - ii) The annual license fees for the ten-year period of the License Agreement are as follows:
    - For the period commencing June 1, 2019 and ending May 31, 2020, the annual amount will be \$34,312.50, plus HST;
    - For years 2 through 10, the annual rental rate will increase by 2.50% beginning June 1 of each calendar year;
- B) That the Regional Municipality of Durham will be responsible for all costs for the licensed premises;
- C) That the Regional Chair and Clerk be authorized to execute all documents associated with the agreement; and
- D) That staff be directed to continue discussions with the Federal government to acquire the lands; and that Report #2019-W-29 be forwarded to MP Jennifer O'Connell, and MP Mark Holland with a request for a response back to the Region.

3. Report on Tenders and Additional Financing for The Regional Municipality of Durham Contract T-1008-2018 for the Lake Simcoe Water Pollution Control Plant Air Handling Unit Replacement and Drainage Improvements, in the Township of Brock (2019-W-30)
- 

[CARRIED]

- A) That the low compliant bid of Mapleridge Mechanical Contracting Inc., in the amount of \$245,000\*, be awarded for the Regional Municipality of Durham Contract T-1008-2018 resulting in a total estimated project cost of \$339,497;
- B) That the previously approved project budget of \$180,000 be increased by \$159,497 to a revised total project budget of \$339,497;
- C) That the funding for the additional project commitments in the amount of \$159,497 be provided from the following completed 2018 Tangible Capital Asset projects:
- i) Item #R283: Jodrel Sewage Pumping Station (SPS) Repaving project: \$122,000
  - ii) Item #N286: Lakeshore Sewage Pumping Station (SPS) Repaving project: 37,497
- Total Reallocated User Revenue Financing      \$159,497**
- D) That the Regional Chair and Clerk be authorized to execute Regional Municipality of Durham Contract T-1008-2018.  
(\* ) before applicable taxes

4. Award of Request for Proposal #1063-2018 for Consulting Services for the Completion of a Rationalization Study Report and Production of Overall Facility Master Plans for the Ajax-Pickering, Oshawa-Whitby and Sunderland Depots (2019-W-31)
- 

[CARRIED]

- A) That Request for Proposal #1063-2018 be awarded to Stirling Rothesay Consulting Inc. to provide consulting services for the completion of a rationalization study report and production of overall facility master plans for the Ajax-Pickering, Oshawa-Whitby, and Sunderland Depots, at a total upset limit not to exceed \$199,890\* to be funded from the approved project budget;

- B) That the previously approved project budget of \$165,000 be increased by \$55,000 to a revised total project budget of \$220,000;
- C) That the additional financing in the amount of \$55,000, be provided through a reallocation of funds from the following sources:

Seaton Facility Site Master Plan (Project F1860):

|   |                 |
|---|-----------------|
| Sanitary Sewerage System Capital Budget- User Revenue | \$18,333        |
| Water Supply System Capital Budget- User Revenue      | \$18,333        |
| General Tax Capital Budget- Property Tax              | <u>\$18,334</u> |
| Total Reallocated Financing                           | <u>\$55,000</u> |

- D) That the Commissioner of Finance be authorized to execute the consulting services agreement.  
(\* ) includes disbursements and are before applicable taxes

5. Lake Ontario Collaborative Group – Memorandum of Understanding – Source Protection Plan (2019-W-32)  
[CARRIED]

- A) That the Regional Municipality of Durham be authorized to enter into a Memorandum of Understanding with the Regional Municipality of Peel and the City of Toronto outlining the governance structure and cost sharing for the implementation of the Credit Valley-Toronto and Region-Central Lake Ontario (CTC) Source Protection Plan to the satisfaction of the Director of Legal Services; and
- B) That the Regional Chair and Clerk be authorized to execute any necessary documents or agreements.

6. Regional Municipality of Durham Nomination to the Credit Valley/Toronto and Region/Central Lake Ontario Source Protection Committee (2019-W-33)  
[CARRIED]

- A) That in response to the call for nomination of municipal members from the Toronto and Region Source Protection Authority (TRSPA), The Regional Municipality of Durham's Director of Environmental Services (currently Mr. John Presta), be nominated as the Durham municipal member of the Credit Valley/Toronto and Region/Central Lake Ontario Region Source Protection Committee; and

- B) That a copy of this report be forwarded to Mr. John Mackenzie, Toronto and Region Source Protection Authority and Local Municipalities within the Regional Municipality of Durham.
7. Construction of Regional Contract D2012-2 for the Port Darlington Water Pollution Control Plant (WPCP) Phase 2 Expansion, in the Municipality of Clarington (2019-W-34)
- 
- [CARRIED]
- A) That additional commitments be assigned to WSP Canada Inc. (WSP) for services required to analyze and assist the Director of Legal Services in defence of claims submitted by Torbear Contracting Inc. related to the construction of Regional Contract D2012-2 for the Port Darlington Water Pollution Control Plant (WPCP) Phase 2 Expansion, in the Municipality of Clarington and provide additional construction contract administrative services until the contract is complete;
  - B) That a sole source consulting agreement be executed with CIMA Canada Inc. (CIMA) for services required to analyze and assist the Director of Legal Services in defence of claims submitted by Torbear Contracting Inc. (Torbear) related to the construction of Regional Contract D2012-2 for the Port Darlington Water Pollution Control Plant (WPCP) Phase 2 Expansion, in the Municipality of Clarington;
  - C) That a sole source consulting agreement be executed with a third-party expert for services required in relation to the analysis and evaluation of contract entitlement, cause and effect analysis and claim qualification;
  - D) That the funding for additional commitments be financed at the discretion of the Commissioner of Finance; and
  - E) That the Commissioner of Finance be authorized to execute the necessary consulting services agreements and amendment to the existing agreement.
8. Supplemental Report on Water Quality and Quantity Concerns with Private Wells Servicing Residents on Fielding Court in the Town of Ajax (2019-W-35)
- 
- [CARRIED]
- A) That Regional Council declare the water on Fielding Court in the Town of Ajax a health issue; and
  - B) That staff be directed to initiate a water service petition.

9. Approval of Request for Pre-Qualification RFPQ#-1100-2019 of General Contractors for the Construction of the Newcastle Water Supply Plant and the Port of Newcastle Sanitary Sewage Pumping Station, in the Municipality of Clarington (2019-W-36)
- 

[CARRIED]

- A) That in accordance with Request for Pre-Qualification RFPQ#-1100-2019, the following general contractors be pre-qualified for the tendering of the construction of the Newcastle Water Supply Plant (WSP) and the Port of Newcastle Sanitary Sewage Pumping Station (SSPS), in the Municipality of Clarington:
- Graham Construction and Engineering LP
  - Kenaidan Contracting Ltd.
  - Maple Reinders Constructors Ltd.
  - Matheson Constructors Limited
  - North America Construction (1993) Ltd.
- B) That the tender documents for the construction of the Newcastle Water Supply Plant and the Port of Newcastle Sanitary Sewage Pumping Station Regional Tender (D2019-009) be issued only to the above noted general contractors; and
- C) That the construction of the Newcastle Water Supply Plant and the Port of Newcastle Sanitary Sewerage Pumping Station, in the Municipality of Clarington be approved in the amount of \$55,540,000 with funding to be provided from the following sources:

|                                    |                     |
|------------------------------------|---------------------|
| Residential Development Charges    | \$23,652,780        |
| Commercial Development Charges     | 2,845,680           |
| Industrial Development Charges     | 1,400,000           |
| User Revenue                       | 10,061,348          |
| Debentures:<br>Development Charges | 5,857,400           |
| User Revenue                       | 11,722,792          |
| Total Financing                    | <u>\$55,540,000</u> |

10. Report on Tenders and Additional Financing for Regional Municipality of Durham Contract D2019-026 for Simcoe Street (Regional Road 2) and Reach Street (Regional Road 8) Road Rehabilitation and Intersection Modifications in the Township of Scugog (2019-W-37)
- 

[CARRIED]

- A) That the low compliant bid of Blackstone Paving and Construction Ltd., in the amount of \$2,327,751\*, be awarded for Regional Municipality of Durham Contract D2019-026 resulting in a total estimated project cost of \$3,402,000;
- B) That the previously approved project budget of \$2,850,000 be increased by \$552,000 to a revised total project budget of \$3,402,000;
- C) That the funding for the additional project commitments in the amount of \$552,000 be provided from the following sources:

Reallocation from Contingencies within Project R1512  
Road Rehabilitation at Various Locations  
Throughout the Region of Durham:

|                                   |           |
|-----------------------------------|-----------|
| Roads Rehabilitation Reserve Fund | \$417,000 |
|-----------------------------------|-----------|

2019 Water Supply Capital Budget Item No.:74  
(Project S1903) Watermain Replacement on  
Kellett Street from Bigelow Street to 100 m north

|                               |          |
|-------------------------------|----------|
| Asset Management Reserve Fund | \$60,000 |
|-------------------------------|----------|

Reallocation from 2019 Water Supply Capital Budget  
Item No.: 73 (Project S1902) Watermain Replacement on  
Bigelow Street from North of Kellett Street to east of Kent Street

|                               |                 |
|-------------------------------|-----------------|
| Asset Management Reserve Fund | <u>\$75,000</u> |
|-------------------------------|-----------------|

|                                    |                         |
|------------------------------------|-------------------------|
| <b>Total Reallocated Financing</b> | <b><u>\$552,000</u></b> |
|------------------------------------|-------------------------|

- D) That the Regional Chair and Clerk be authorized to execute Regional Municipality of Durham Contract D2019-026.  
(\* ) before applicable taxes

11. Report on Tenders and Additional Financing for Regional Municipality of Durham Contract D2019-043 for Watermain Replacement on Adelaide Avenue East (Regional Road 58) from Oshawa Boulevard North to Juliana Drive and from Mary Street North to French Street, in the City of Oshawa (2019-W-38)
- 

[CARRIED]

- A) That the low compliant bid of FDM Contracting Co Ltd., in the amount of \$1,955,000\*, be awarded for Regional Municipality of Durham Contract D2019-043 resulting in a total estimated project cost of \$2,589,976;
- B) That the previously approve project budgets of \$1,970,000 be increased by \$619,976 to a revised total project budget of \$2,589,976;
- C) That the funding for the additional project commitments in the amount of \$619,976 be provided from the following source:

Reallocation from within Project D1848 Watermain  
Replacement on Kingston Road:

|               |                  |
|---------------|------------------|
| User Revenues | <u>\$619,976</u> |
|---------------|------------------|

|                                    |                         |
|------------------------------------|-------------------------|
| <b>Total Reallocated Financing</b> | <b><u>\$619,976</u></b> |
|------------------------------------|-------------------------|

- D) That the Regional Chair and Clerk be authorized to execute Regional Municipality of Durham Contract D2019-043.  
(\*) before applicable taxes.

12. Waste Collection at Regional Facilities and Waste Reduction Initiatives at Regional Headquarters (2019-W-39)  
[CARRIED]

That Report #2019-W-38 of the Commissioner of Works be received for information.

13. Affordable Housing Development – 1505 Bowmanville Avenue in the Municipality of Clarington (2019-W-40)  
[CARRIED]

That the Council approved Region Share Policy in the Regional Development Charges By-law #28-2018 be applied to the development at 1505 Bowmanville Avenue in the Municipality of Clarington under construction by New View Holdings Inc. and that no additional Regional funding be provided for this development project.

14. Confidential Report of the Commissioner of Works – Proposed or Pending Acquisition or Disposition of Land for Regional Corporate Purposes as it Relates to the Purchase of Lands Required for the Bus Rapid Transit Project, in the City of Pickering (2019-W-28)  
[CARRIED]

That the recommendations contained in Confidential Report #2019-W-28 of the Commissioner of Works, be adopted.

15. Durham Vision Zero Task Force Appointment of Works Representative  
[CARRIED]

That Councillor Crawford be appointed as the Works Committee representative on the Durham Vision Zero Task Force.

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,  
(206) That the recommendations contained in Items 1 to 4, 6 to 8, and 11 to 15 of the Fifth Report of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,  
(207) That the recommendations contained in Item 5 of the Fifth Report of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,  
(208) That the recommendations contained in Item 9 of the Fifth Report of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,  
(209) That the recommendations contained in Item 10 of the Fifth Report of the Works Committee be adopted.

CARRIED

Moved by Councillor Ashe, Seconded by Councillor McLean,  
(210) That Council recess for 45 minutes for lunch.

CARRIED

Council recessed at 12:27 PM and resumed the meeting at 1:17 PM.

## 9.5 Report of the Committee of the Whole

1. Organics Management Update and Next Steps (2019-COW-8)  
[RECOMMENDATION B) CARRIED]

Committee of the Whole deferred Recommendations A) and C) of Report #2019-COW-8 until the business case is presented at the June 12, 2019 Committee of the Whole meeting.

A) ~~That procurement expertise and advice be retained at a total cost not to exceed \$100,000 to engage an independent third party fairness monitor to oversee subsequent procurement processes as approved by Regional Council to protect the Regional Municipality of Durham, and to ensure fairness and transparency on behalf of vendors and~~



~~other stakeholders with the procurement process to be determined by the Chief Administrative Officer and Commissioner of Finance;~~

- B) That Deloitte LLP be retained at a cost not to exceed \$75,000 to provide financial and business advisory services for the next steps of the long-term organics management solution; and
- C) ~~That external legal counsel be retained at a cost not to exceed \$125,000 to provide advice for the next steps of the long-term organics management solution to assist in the procurement process and contract arrangements.~~

- 2. The Region of Durham's Energy Conservation and Demand Management Plan under Ontario Regulation 507/18 of the Electricity Act, 1998 (2019-COW-9)

---

[CARRIED]

That per the requirements of Ontario Regulation 507/18 of the Electricity Act, 1998, the Region of Durham's Energy Conservation and Demand Management Plan ('CDM Plan') for the 2019 to 2024 period (Attachment #1 to Report #2019-COW-9), be endorsed and submitted to the Ontario Ministry of Energy, Northern Development and Mines.

- 3. Response to March 27, 2019 Council Direction regarding the Expansion of the Durham York Energy Centre (2019-COW-10)

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[CARRIED]

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

- 4. Durham- Scarborough Bus Rapid Transit – Update (2019-COW-11)

---

[CARRIED]

That Report #2019-COW-11 of the Commissioners of Works and Finance, be received for information.

Moved by Regional Chair Henry, Seconded by Councillor Foster,

- (211) That the recommendations contained in Items 2 and 4 of the Third Report of the Committee of the Whole be adopted.

CARRIED

Moved by Regional Chair Henry, Seconded by Councillor Foster,

- (212) That the recommendation contained in Item 1 of the Third Report of the Committee of the Whole be adopted.

CARRIED

Moved by Regional Chair Henry, Seconded by Councillor Foster,  
(213) That the recommendations contained in Item 3 of the Third Report of the Committee of the Whole be adopted.

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**

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[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 digester (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.

At the March 27, 2019 Regional Council meeting, the following motion was adopted:

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 in May.

CARRIED

## **11. Other Business**

### **11.1 Durham's Response to Bill 108, Ontario's Housing Supply Action Plan, 2019 and related Regulatory Proposal Changes (2019-A-22)**

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[CARRIED AS AMENDED] [See Motions 215 and 216 on pages 33 - 34]

That Report #2019-A-22 be endorsed and submitted to the Province as the Regional Municipality of Durham's response to Environmental Registry of Ontario

(ERO) Postings #013-5018, #013-4992, #013-5033, #013-5101, #013-5102, #019-0016, #019-0017, #019-0018, #019-0021 regarding Bill 108: More Homes, More Choice Act and associated discussion papers related to Conservation Authorities, Endangered Species Act, and the Environmental Assessment Act, including the following key comments and recommendations:

- A) That with respect to Schedule 2 of Bill 108, which would enact changes to the Conservation Authorities Act, the Region recommends that the Province:
  - i) Consult further with municipalities to develop the full text of the changes including potential implementation and transition timing;
  - ii) Ensure alignment with any amendments to the Conservation Authorities Act and associated regulations with any changes to those or other related provincial policy and legislation that are anticipated;
  - iii) Continue funding levels for drinking water source protection responsibilities of the Conservation Authorities (CAs) over the long term; and
  - iv) Provide additional details regarding the distinction between mandatory and discretionary programs and services and how costs are to be apportioned to, and, funded by municipalities;
- B) That with respect to Regulatory Proposal 'Focusing conservation authority development permits on the protection of people and property (#013-4992), the Region recommends that the Province:
  - i) Provide an adequate timeframe (beyond 45 days) for further consultation on the proposed regulatory and policy amendments and avoid setting commenting deadlines during the summer period to ensure the ability for meaningful review, input and public engagement; and
  - ii) Consider that instead of establishing a rigid regulatory approach, that a guidance document be created, to provide CAs with information on the types and contextual settings for "low-risk development" and to provide CAs with direction as to how and when it might exempt such projects from its permit obligations;
- C) That with respect to Schedule 3 of Bill 108, which would enact changes to the Development Charges Act impacting the amount, timing and process for collection of development charges collected, the Region recommends that the Province:

- i) Continue to provide municipalities the autonomy to develop their own development charge policies in a transparent and accountable manner that best meets their local needs and that any amendments by the Province be revenue neutral to minimize impacts on user rates and property taxes;
  - ii) Enable municipalities to collect development charges at the appropriate point in time (i.e. at building permit issuance or subdivision agreement) to enforce payment, ensure cost recovery and provide funds in a timely manner to advance the construction of municipal infrastructure;
  - iii) Enable municipalities to impose current development charge rates at the time of payment and not be required to freeze development charge rates at an earlier date (i.e. site plan / zoning amendment application) as this will result in a loss of revenue and potential delays in construction of infrastructure needed to support future development; and
  - iv) Permit municipalities to continue to collect development charges for social and human services infrastructure under the Development Charges Act regime to ensure the timely construction of municipal services at both the upper and local tier municipalities;
- D) That with respect to Schedule 9 of Bill 108, which would enact changes to the Local Planning Appeal Tribunal Act, the Region recommends that the Province:
  - i) Permit the Local Planning Appeal Tribunal (LPAT) to continue to operate under the current, in-force rules, to gather information related to its successes and challenges, prior to making substantive changes proposed under Bill 108. Additionally, it is recommended that the deference to municipal council decisions by limiting LPAT appeals to only the consideration of conformity and consistency with provincial plans and policies under the current in-force legislation remain in the LPAT Act as the current system encourages a speedier planning approvals process, and therefore is consistent with the Province's objectives to bring housing supply to market expeditiously; and
  - ii) Reconsider the removal of the restrictions related to new evidence and examination of witnesses to generally shorten hearing lengths;
- E) That with respect to Schedule 12 of Bill 108, which would enact changes to the Planning Act, the Region recommends that the Province:

- i) Retain the approach to the LPAT provided within Bill 139 for adjudicating Planning Act appeals, which provides greater deference to municipal council decisions based on conformity with provincial plans and consistency with provincial policies; and
  - ii) Not change the timelines for decisions as they more realistically reflect application processing timelines to include meaningful public consultation and adequate agency review;
  - iii) Clarify section 22 of the Planning Act to state that only upper or single tier municipalities be authorized to initiate an amendment to the official plan to consider a settlement area boundary expansion; and
- F) With respect to Regulatory Proposal 019-0018, which provides transition provisions for growth plans, the Region recommends that the Province:
  - i) Explicitly list within O.Reg. 311/06 that the matters related to Policy 14.13.7 of the Durham Regional Official Plan would be subject to the Growth Plan, 2006 as it read on June 16, 2006, and not A Place to Grow: A Growth Plan for the Greater Golden Horseshoe.
- G) That the Province of Ontario be requested to amend the transition regulation for the Growth Plan, 2019 to accommodate minor rounding out of hamlets previously permitted under the Greenbelt Plan, 2005 in appropriate circumstances;**
- H) That the Province of Ontario be requested to provide a transition regulation for the Greenbelt Plan, 2017 to accommodate the minor rounding out of hamlets in appropriate circumstances within the Greenbelt Plan area, but only where an official plan amendment for such minor rounding outs has been adopted by an area municipal Council prior to July 1, 2017**
- I) With respect to Schedule 5 of Bill 108, which would enact changes to the Endangered Species Act, the Region recommends to the Province that no changes be made to the Endangered Species Act.**

Moved by Councillor Foster, Seconded by Councillor Wotten,

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

CARRIED AS AMENDED LATER IN THE  
MEETING  
(See Following Motions)

Moved by Councillor Wotten, Seconded by Councillor Foster,

(215) That the main motion (214) of Councillors Foster and Wotten to adopt the recommendations contained in Item 11.1 of Other Business be amended by adding the following as new Parts G) and H):

G) That the Province of Ontario be requested to amend the transition regulation for the Growth Plan, 2019 to accommodate minor rounding out of hamlets previously permitted under the Greenbelt Plan, 2005 in appropriate circumstances;

H) That the Province of Ontario be requested to provide a transition regulation for the Greenbelt Plan, 2017 to accommodate the minor rounding out of hamlets in appropriate circumstances within the Greenbelt Plan area, but only where an official plan amendment for such minor rounding outs has been adopted by an area municipal Council prior to July 1, 2017

CARRIED

Moved by Councillor Lee, Seconded by Councillor Leahy,

(216) That the main motion (214) of Councillors Foster and Wotten to adopt the recommendations contained in Item 11.1 of Other Business be amended by adding the following as a new Part I):

I) With respect to Schedule 5 of Bill 108, which would enact changes to the Endangered Species Act, the Region recommends to the Province that no changes be made to the Endangered Species Act.

CARRIED

The main motion (214) of Councillors Foster and Wotten to adopt the recommendations contained in Item 11.1 of Other Business was then put to a vote and CARRIED AS AMENDED.

11.2 Supplementary Report to Works Committee Report #2019-W-40: Affordable Housing Development – 1505 Bowmanville Avenue, in the Municipality of Clarington (2019-W-41)

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[CARRIED]

That Report #2019-W-41 of the Commissioner of Works, being a supplementary report to Report #2019-W-40, be received for information.

Moved by Councillor Carter, Seconded by Councillor Collier,

(217) That the recommendation contained in Item 11.2 of Other Business be adopted.

CARRIED

**12. By-laws**

30-2019 Being a by-law to authorize The Regional Municipality of Durham to enter into an agreement for the provision of Municipal Housing Project Facilities.

This by-law implements the recommendations contained in Item #5 of the 1<sup>st</sup> Report of the Joint Committee presented to Regional Council on February 12, 2014

31-2019 Being a by-law to authorize The Regional Municipality of Durham to enter into an agreement for the provision of Municipal Housing Project Facilities.

This by-law implements the recommendations contained in Item #16 of the 8<sup>th</sup> Report of Committee of the Whole presented to Regional Council on September 12, 2018.

32-2019 Being a by-law to Amend By-law 09-2019 being a by-law to adopt a Code of Conduct for Members of the Council of the Regional Municipality of Durham and its local boards.

This by-law implements the recommendations contained in a Notice of Motion adopted May 29, 2019 and presented to Regional Council on May 29, 2019

Moved by Councillor Ashe, Seconded by Councillor Lee,  
(218) That By-law Numbers 30-2019 to 32-2019 inclusive be passed.

CARRIED

**13. Confirming By-law**

33-2019 Being a by-law to confirm the proceedings of Regional Council at their meeting held on May 29, 2019.

Moved by Councillor Ashe, Seconded by Councillor Lee,  
(219) That By-law Number 33-2019 being a by-law to confirm the proceedings of the Council of the Regional Municipality of Durham at their meeting held on May 29, 2019, be passed.

CARRIED

**14. Adjournment**

Moved by Councillor Tyler Morin, Seconded by Councillor Brenner,  
(220) That the meeting be adjourned.

CARRIED

The meeting adjourned at 1:51 PM.

Respectfully submitted,

---

John Henry, Regional Chair & CEO

---

Ralph Walton, Regional Clerk



**The Regional Municipality of Durham**

**MINUTES**

**COMMITTEE OF THE WHOLE**

**Wednesday, June 12, 2019**

A regular meeting of the Committee of the Whole was held on Wednesday, June 12, 2019 in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:30 AM

Regional Chair Henry assumed the Chair.

Present: All Committee members were present with the exception of Councillors Barton, Collier, Marimpietri, Mulcahy, Nicholson, Roy and Ryan.

Councillor Bath-Hadden left the meeting at 11:30 AM on municipal business

Councillor Collier attended the meeting at 9:42 AM

Councillor Leahy left the meeting at 11:20 AM on municipal business and returned at 12:30 PM

Councillor Marimpietri attended the meeting at 9:53 AM and left the meeting at 12:37 PM

Councillor Mulcahy attended the meeting at 9:31 AM

Councillor Roy attended the meeting at 10:44 AM

Councillor Yamada left the meeting at 11:20 AM on municipal business and returned at 12:30 PM

**Staff**

Present: E. Baxter-Trahair, C. Bandel, D. Beaton, J. Demanuele, H. Drouin, S. Gill, B. Goodwin, J. Hunt, R. Inacio, M. Januszkiewicz, G. Muller, A. Robbins, V. Patterson, J. Presta, M. Sheriff, M. Simpson, N. Taylor, C. Tennisco, S. Tsenis, and, R. Walton

**1. Declarations of Interest**

There were no declarations of interest.

**2. Statutory Public Meetings**

There were no statutory public meetings.

**3. Delegations**

- 3.1 Linda Gasser, Whitby resident, re: Update on Green Bin Organics Processing Negotiations with Miller Waste Systems and Authority to Sole Source the Yard Waste Processing Contract Extension to Miller Waste Systems (2019-COW-12) [Item 6. A)]
-

3.2 Linda Gasser, Whitby resident, re: Organics Management Next Steps and  
Updated Preliminary Business Case (2019-COW-17) [Item 6. F)]

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L. Gasser appeared before the Committee regarding Report #2019-COW-12 of the Commissioners of Works and Finance; and, Report #2019-COW-17 of the Commissioners of Works, Finance and Corporate Services.

L. Gasser asked whether Options 1 and 2 of the proposed contracts extensions outlined in Report #2019-COW-12 for Source Separated Organics (SSO) processing includes haulage; and the extension date for the contract. With respect to Report #2019-COW-17 and Report #2018-COW-146, L. Gasser stated that to-date, the peer review of the Preliminary Business Case and the Phased Project Implementation Plan, respectively, have not been provided to members of Council. She believes that the approvals staff are seeking for anaerobic digestion (AD) with a mixed waste transfer and pre-sort facility, as the preferred technologies for the Regional Municipality of Durham's long-term organics management strategy, are premature. She questioned when the Deloitte Peer Review of the Preliminary Business Case will be available.

L. Gasser stated that the process staff is recommending will lock Council in before relevant details emerge; the waste project costs are not affordable; and the total consulting and legal fees for an Organics Strategy are unknown. She requested that the Committee:

- Defer or defeat Recommendations A) to D) and G) to I) of Report #2019-COW-17;
- Through Recommendation E), support limited dollars to GHD for the RFQ and preliminary Siting process to prepare for an updated business case leading to the RFP.

L. Gasser asked that Committee revisit the Region's objectives and options through the Long-Term Waste Management Plan Review and consult with the stakeholders in regard to an AD process for green bin organics / source separated organics; develop an AD process with a partner or obtain source separated organics from Regional sources; and look at the risks and uncertainties related to a Mixed Waste Pre-sort.

Moved by Councillor Carter, Seconded by Councillor Anderson,

(45) That Linda Gasser be granted a one-time 2-minute extension in order to finish her delegation.

CARRIED

She provided an overview of supplementary slides pertaining to Peel Region's Mixed Waste Processing (MWP) feasibility study. She stated that in 2018 Regional Council of Peel adopted a long-term waste management strategy; and noted that their Anaerobic Digestion Facility is being developed before the Mixed

Waste Processing Facility to process green bin organic material which includes diapers and pet waste.

L. Gasser responded to questions from the Committee.

#### **4. Presentations**

##### **4.1 Organics Management Next Steps and Updated Preliminary Business Case (2019-COW-17) [Item 6. F)]**

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N. Taylor and J. Presta provided a PowerPoint presentation on the Organics Management Next Steps and Updated Preliminary Business Case. Highlights from the presentation included:

- Recommended Organics Management Solution
  - Solution: Anaerobic Digestion (AD) facility includes mixed waste transfer and pre-sort facility
  - Technology: Wet AD
  - Service Delivery: Design-Build-Operate-Maintain (DBOM) long term 15 – 25 year contract
  - Procurement Process: Two Step
- Professional Expertise Required
  - GHD Limited as owner's engineer (not to exceed \$800,000 to complete original 2016 Part 3 proposal)
  - Independent third party fairness monitor to oversee subsequent procurement processes (not to exceed \$100,000)
  - External legal counsel (not to exceed \$125,000) to provide advice for future next steps
- Updated 2019 Preliminary Business Case
  - Preliminary business case updated for new and updated information since June 2018
  - Uncertainties remain in this updated June 2019 preliminary business case
  - Business case will be updated as the remaining uncertainties are resolved and the project scope is refined
  - Approval of specific financing for the project will be sought at time of RFP issuance and confirmed at time of award
- Updated 2019 Preliminary Business Case – Capital Cost Estimate vs Assumed Full First Year of Operations
- Service Delivery Approach Analysis
  - Regional Council directed analysis of 2 service delivery approaches:
    - > Design Build Operate Maintain (DBOM)
    - > Sector service contract
  - Analysis focused on assessing criteria related to:
    - > Level of Regional ownership and control
    - > Degree of risk transfer to the private sector; and

- > Business/financial considerations
    - GHD assisted staff with analysis
    - Recommended DBOM service delivery approach
- Next Steps
  - Regional staff to report back the results of the following to Regional Council for direction:
    - 1) Feasibility of potential partnership/joint venture through EOI and whether negotiations should commence.
    - 2) Evaluation of siting options, environmental compliance and permitting requirements.
    - 3) Detailed project implementation schedule.
    - 4) Results of the RFPQ (pre-qualified companies) for approval.
    - 5) Recommended timing and approval to initiate the RFP based on resolution of uncertainties (e.g. siting, project implementation timing, etc.).

J. Presta responded to questions of the Committee regarding the requirements for an agreement with the host municipality of the Anaerobic Digestion (AD) facility and mixed waste transfer and pre-sort facility; the elements associated with processing costs for green bin organics, leaf and yard waste, recyclables and garbage collection.

N. Taylor responded to questions regarding the benefits of the Region's service approach for public ownership / partnership of the transfer/pre-sort facility. Discussion followed on the Region's approach for implementing a long-term organics management solution to include public ownership with a contract from the private sector to design, build, operate and maintain (DBOM) the facilities in terms of financial Capital costs and funding opportunities; the GHD risk allocation analysis; the risks associated with ownership versus the merchant delivery model; when an update on the haulage costs will be available to Council; and the EOI evaluation team.

M. Januszkiewicz responded to questions regarding the various types of Anaerobic Digestion (AD) facilities operating within Canada including Edmonton, Halifax and Toronto; the difference between aerobic and anaerobic digestion; and revenue opportunities for the sale of glass.

Councillor Collier requested a copy of the GHD risk allocation analysis. J. Presta advised he will forward the report to Councillor Collier directly.

Councillor Collier also inquired about the incurring costs in terms of the best, medium and worse case scenarios; and any opportunities for renewable costs, the costs to-date, and the potential revenue stream. M. Januszkiewicz advised that when the data on the recyclables is available to staff, they will provide a report to Council.

E. Baxter-Trahair responded to questions regarding the Region's engagement of a third party Fairness Monitor to oversee the procurement processes to protect the Region and to ensure fairness and transparency on behalf of the vendor and the stakeholders.

**5. Correspondence**

There were no communications to consider.

**6. Reports**

A) Update on Green Bin Organics Processing Negotiations with Miller Waste Systems and Authority to Sole Source the Yard Waste Processing Contract Extension to Miller Waste Systems (2019-COW-12)

Report #2019-COW-12 from J. Presta, Acting Commissioner of Works, and N. Taylor, Commissioner of Finance, was received.

Staff responded to questions regarding extending the contract with Miller Waste Systems for Leaf and Yard Waste; and future opportunities for short term contract extensions.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(46) That we recommend to Council:

- A) That the Regional Municipality of Durham enter into a four-year extension of Contract C002462 with Miller Waste Systems for Leaf and Yard Waste processing, effective July 1, 2019 to extend its term from August 23, 2020 to June 30, 2024 at a four year total cost of approximately \$5,938,077, \* subject to annual CPI adjustments, to be funded from the annual Solid Waste Management Operating Budget; and
- B) That the Commissioner of Finance be authorized to execute all documents related to the contract extensions.

CARRIED

B) Region of Durham's Investment Plan for the Canada-Ontario Community Housing Initiative (COCHI) and Ontario Priorities Housing Initiative (OPHI) Programs (2019-COW-13)

Report #2019-COW-13 from N. Taylor, Commissioner of Finance, and Dr. H. Drouin, Commissioner of Social Services, was received.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(47) That we recommend to Council:

- A) That further to the correspondence from the Ministry of Municipal Affairs and Housing (MMAH) as outlined in Attachment #1 to Report #2019-COW-13 of the Commissioner of Finance and Commissioner of Social Services, the Regional Chair and Regional Clerk be authorized to execute the Ontario Transfer Payment Agreement with the MMAH in order for the Region of Durham to participate in the Canada-Ontario Community Housing Initiative (COCHI) and Ontario Priorities Housing Initiative (OPHI) Programs and secure available 100 per cent Federal and Provincial funding in the total amount of \$11,822,854 (\$5,071,593 in 2019-20 (confirmed); \$2,643,030 in 2020-21 (planned); and \$4,108,231 in 2021-22 (planned));
- B) That the proposed Investment Plan as detailed in Attachment #2 to Report #2019-COW-13, as required by the Province, outlining the following allocations for the available Federal and Provincial funding for the Canada-Ontario Community Housing Initiative (COCHI) and Ontario Priorities Housing Initiative (OPHI) Programs over the three-year Provincial funding period be approved and forwarded to the MMAH:

**Proposed Federal and Provincial Funding Allocations for the Region of Durham's Investment Plan**

|       |                  | <b>Component</b>      | <b>Year 1<br/>2019-2020<br/>Confirmed<br/>Allocation<br/>(\$)</b> | <b>Year 2<br/>2020-2021<br/>Planning<br/>Allocation<br/>(\$)</b> | <b>Year 3<br/>2021-2022<br/>Planning<br/>Allocation<br/>(\$)</b> | <b>Total<br/>(\$)</b> |
|-------|------------------|-----------------------|---|--|--|-----------------------|
| (i)   | COCHI<br>Capital | Repair                | 525,393   | 287,730  | 441,531  | 1,254,654             |
|       |                  | <b>COCHI Subtotal</b> | <b>525,393</b>  | <b>287,730</b>   | <b>441,531</b>   | <b>1,254,654</b>      |
| (ii)  | OPHI<br>Capital  | Home Repair           | 4,318,890   | 0  | 0  | 4,318,890             |
| (iii) | OPHI<br>Capital  | Home Ownership        | 0   | 100,000  | 0  | 100,000               |
| (iv)  | OPHI<br>Capital  | Rental                | 0   | 2,137,535  | 3,483,365  | 5,620,900             |
|       |                  | <b>OPHI Subtotal</b>  | <b>4,318,890</b>  | <b>2,237,535</b>   | <b>3,483,365</b>   | <b>10,039,790</b>     |

|   |  |                |                         |                         |                         |                          |
|---|--|----------------|-------------------------|-------------------------|-------------------------|--------------------------|
| Σ |  | Administration | 227,310                 | 117,765                 | 183,335                 | 528,410                  |
|   |  | <b>TOTAL</b>   | <b><u>5,071,593</u></b> | <b><u>2,643,030</u></b> | <b><u>4,108,231</u></b> | <b><u>11,822,854</u></b> |

- C) That in order to address the need for urgent capital repairs and to support non-profit Community Housing, it is recommended that COCHI/OPHI Year 1 funding, as outlined in the Investment Plan, be directed to priority repairs of Community Housing projects, with the following specific actions:
- a) Upon execution of the Ontario Transfer Payment Agreement for COCHI/OPHI, regional staff be authorized to submit a Project Information Form (PIF) to MMAH for selected repair projects;
  - b) Prior to the distribution of funds to housing providers, the Regional Chair and Regional Clerk be authorized to enter into a contribution agreement with each housing provider in order to access funding and establish legal obligations and reporting requirements for the project, as required under the COCHI/OPHI Program Guidelines;
  - c) To ensure all program funding is fully utilized, the Commissioner of Finance be authorized to reallocate underspent project specific funding to alternate projects that can utilize the funding within the program deadlines;
  - d) The housing providers receiving funding be required to segregate this funding to ensure reporting and accountability in a manner satisfactory to the Commissioner of Finance; and
  - e) Regional staff be authorized to obtain additional professional consulting services in an amount not to exceed \$75,000 in order to monitor capital repair projects, with financing provided from the administration allocation;
- D) That the Regional Chair and Regional Clerk be authorized to enter into an amending agreement with Habitat for Humanity Durham for the shared administration of the Home Ownership Component of the Ontario Priorities Housing Initiative (OPHI) year 2 funding allocation and with eligible purchasers for down payment assistance of up to \$25,000 per household for four units to a maximum of \$100,000, in a manner consistent with the funds made available to the previous homeowners under the Investment in Affordable Housing (IAH) and Social Infrastructure Fund (SIF) programs;

- E) That in order to address the lack of affordable rental supply in Durham, the Ontario Priorities Housing Initiative funding be made available for rental construction across the program period as below:

**OPHI Rental Housing Funding Distribution  
Region of Durham**

|                             | Year 1 | Year 2      | Year 3      | Total       |
|-----------------------------|--------|-------------|-------------|-------------|
| <b>Funding Allocation</b>   | 0      | \$2,137,535 | \$3,483,365 | \$5,620,900 |
| <b># of Potential Units</b> | 0      | 12 to 17    | 18 to 25    | 30 to 42    |

- F) That staff be authorized to issue a Request for Proposal (RFP), upon confirmation of funding from MMAH, for the purpose of soliciting rental housing project proposals for a total value not to exceed the annual amount available under the COCHI/OPHI Investment Plan, under the terms and conditions of the Rental Housing Component of the Ontario Priorities Housing Initiative (OPHI), with recommended rental housing projects being brought forward for Regional Council endorsement; and
- G) That given the administration involved to deliver OPHI programs, both within funding years and to ensure compliance over the program's affordability periods, it is recommended that 5% of the Region's OPHI allocation be leveraged to offset program administrative costs and that, to maintain the 2018-2019 baseline federal funding no administration costs be leveraged against the Region's COCHI allocation.

CARRIED

C) Proposed Housing Services Act Regulation Changes (2019-COW-14)

Report #2019-COW-14 from N. Taylor, Commissioner of Finance, and Dr. H. Drouin, Commissioner of Social Services, was received.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(48) That we recommend to Council:

That Report #2019-COW-14 of the Commissioner of Finance and Commissioner of Social Services be endorsed and submitted to the Ministry of Municipal Affairs and Housing (MMAH) as the Region of Durham's response to the proposed Housing Services Act regulation changes posted to Ontario's Regulatory Registry under proposal numbers 19-MMAH003, 19-MMAH004, 19-MMAH005, including the following key comments and recommendations:

- i) MMAH consider the comments and recommendations set out in Attachment #1 of Report #2019-COW-14 of the Commissioner of Finance, and Commissioner of Social Services – Region of Durham's Detailed Response to Proposed Regulatory Changes under the Housing Services Act;



- ii) MMAH work with service managers to determine the financial impact of the proposed RGI simplification changes, including strategies for mitigation or compensation of these costs;
- iii) RGI scales for social assistance households be revised to align to maximum shelter allowances for Ontario Works and Ontario Disability Support Program (ODSP); and
- iv) Special Priority Policy (SPP) applicants be addressed outside of service manager wait lists to meet the immediate needs of this group and to allow service managers to better address the needs of chronological applicants and locally identified priorities on their wait lists.

CARRIED

D) Initiation of the Durham Region Community Safety and Well-Being Plan (CSWP) (2019-COW-15)

Report #2019-COW-15 from Dr. H. Drouin, Commissioner of Social Services, and B. Bridgeman, Commissioner of Planning and Economic Development, was received.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(49) That we recommend to Council:

- A) That Report #2019-COW-15 of the Commissioners of Social Services and Planning and Economic Development, be received for information; and
- B) That a copy of Report #2019-COW-15 be sent to the area municipalities, Durham Region Police Service, and the Durham Region Community Safety and Well-Being Plan (CSWP) Stakeholders for information.

CARRIED

E) The 2019 Regional Municipality of Durham Asset Management Plan (2019-COW-16)

Report #2019-COW-16 from N. Taylor, Commissioner of Finance, and J. Presta, Acting Commissioner of Works, was received.

J. Presta responded to questions regarding whether the water supply assets that are rated in very poor condition are a water safety risk; whether the 2018 watermain breaks were the result of polybutylene connections; and if staff look at the utilization of equipment in terms of hours of operation, owned versus rentals; and underutilization.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(50) That we recommend to Council:

- A) That the Regional Strategic Asset Management Policy as set out in Attachment #1 to Report #2019-COW-16 of the Commissioner of Finance and Commissioner of Works, be approved and submitted to the Ontario Ministry of Infrastructure to comply with Ontario Regulation 588/17, Asset Management Planning for Municipal Infrastructure, which requires municipalities to have adopted a Strategic Asset Management Policy by July 1, 2019; and
- B) That the best business practice of allocating funds to address priority rehabilitation and replacement needs of Regional infrastructure systems identified in Report #2019-COW-16, produced through the Region's asset management planning process, continue as part of the Region of Durham's 2020 Financial Planning and Budget deliberations.

CARRIED

F) Organics Management Next Steps and Updated Preliminary Business Case (2019-COW-17)

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Report #2019-COW-17 from J. Presta, Acting Commissioner of Works, N. Taylor, Commissioner of Finance and D. Beaton, Commissioner of Corporate Services, was received.

Staff responded to questions regarding the Region of Peel's long-term waste management strategy; and whether staff has studied the various pre-sort facilities utilizing similar technology. M. Januszkiewicz advised that staff will be provide a memo in regard to pre-sort facilities.

J. Presta responded to questions regarding the potential beneficial uses of the by-products of an AD facility including Region fleet fueling.

M. Januszkiewicz responded to questions regarding the Environmental Assessment and Certificate of Approval requirements; the site selection investigations; and opportunities for public consultation for the residents of the host municipality.

Discussion ensued regarding the funding by Extender Producer Responsibility and Stewardship Ontario for the net cost of recycling for municipalities. M. Januszkiewicz advised that staff will be preparing a presentation to Council on marketable items by the year end of 2019.

J. Presta and N. Taylor responded to questions regarding the Region's service delivery approach for a long-term organics management solution as noted in Part C) of Report #20109-COW-17. Discussion followed on an AD organics processing facility management solution by a private sector contractor for the design, build, operation and maintenance (DBOM) of the facility; the business case costs, assumptions and funding opportunities for the DBOM; the allocation of future Gas Tax monies; procurement considerations; the Region's interest to

maximize qualified bidders; and the Region's best practices to mitigate the risks resulting from the multiple facilities.

J. Presta and M. Januszkiewicz responded to questions regarding the variations in technology factors, sizing and processing capabilities that could impact the Durham York Energy Centre incinerator plant such as emissions and excess capacity.

It was requested that GHD be invited to attend the June 26, 2019 Council meeting to provide feedback on questions raised by members of Regional Council.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(51) That we recommend to Council:

- A) That approval be granted for the Region to proceed with Council's preferred long-term organics' management technology solution, with the capital project to include both a mixed waste transfer and pre-sort facility and an anaerobic digestion (AD) organics management processing facility with the specific financing to be approved at time of Request for Proposal (RFP) issuance and confirmed at the time of RFP award;
- B) That wet anaerobic digestion be approved as the Region's technology for processing organic materials, to maximize diversion, including Green Bin organics and the organic fraction of mixed garbage wastes;
- C) That the Region's service delivery approach for implementing the Region's long-term organics management solution include public ownership of the transfer/pre-sort facility and AD organics management processing facility with a long-term (15-25 year) single contract to be obtained from the private sector to design, build, operate and maintain (DBOM) the facilities;
- D) That procurement follow a two-step Request for Proposal Qualifications (RFPQ) and Request for Proposal (RFP) process, in which:
  - a. The RFPQ shall include appropriate requirements for financial capacity (construction, bonding, operations) together with technical requirements, to be issued with the list of recommended prequalified companies (to participate in the subsequent RFP) to be presented to Regional Council for approval in fall 2019;
  - b. The subsequent RFP process shall be issued together with the design-build-operate-maintain contract to reduce the need for protracted negotiations prior to financial close;
- E) That Regional staff be authorized to retain GHD Limited (GHD) to act as the owner's engineer, at a cost not to exceed \$800,000 to be funded from the existing capital project funds, for the following scope of work:

- a. Development of a detailed project implementation schedule setting out key activities and milestones for the execution of the project;
  - b. Undertake the siting evaluation and environmental compliance approvals and permitting application for transfer/mixed waste pre-sort and AD facilities within Durham Region; and
  - c. Support both the RFPQ and RFP processes, including development of technical documentation and evaluations;
- F) That the updated 2019 preliminary business case for the Region's recommended transfer/mixed waste pre-sort and AD facilities be received for information, recognizing that an update will be provided as part of the recommendation to Regional Council to proceed with RFP issuance once uncertainties around key parameters are resolved (e.g. siting and haulage implications, project implementation timing and site specifications, energy and other by-product preferences, available connections, revenues, costs and implications due to evolving regulatory requirements);
- G) That an independent third-party fairness monitor be retained at a total cost not to exceed \$100,000 to oversee subsequent procurement processes as approved by Regional Council to protect the Regional Municipality of Durham and to ensure fairness and transparency on behalf of vendors and other stakeholders, and that the selection of the fairness monitor be made at the discretion of the Chief Administrative Officer and Commissioner of Finance;
- H) That external legal counsel be retained at a cost not to exceed \$125,000 to provide advice for the next steps of the long-term organics management solution and assist in the procurement process and contractual arrangements; and
- I) That Regional staff report back to Regional Council on the results of the following to seek further direction:
- a. The feasibility of a potential partnership/joint venture with the preferred proponent identified through the Expression of Interest (EOI-1152-2018 to solicit interest in a partnership to procure, finance and share the net costs arising from the development and implementation of the Region's long-term organics waste management solution project), and whether negotiations to establish this partnership/joint venture should commence;
  - b. The evaluation of siting (i.e. location) and environmental compliance approvals and permitting application requirements for the transfer/mixed waste pre-sort and AD facilities within Durham Region;

- c. A detailed project implementation schedule, including key activities and milestones, to progress the implementation of the Region's long-term organic's management solution; and
- d. Recommended timing and approval to initiate the RFP, based on resolution of uncertainties around key parameters (e.g. siting and haulage implications, project implementation timing and site specifications, energy and other by-product preferences, available connections, revenues, costs and implications due to evolving regulatory requirements).

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

Moved by Councillor Marimpietri, Seconded by Councillor John Neal,  
(52) That the Committee recess for 10 minutes.

CARRIED

The Committee recessed at 11:25 AM and reconvened at 11:38 AM.

Moved by Councillor Joe Neal, Seconded by Councillor Collier,  
(53) That the main motion (51) of Councillors McLean and Leahy be amended  
in Parts C) and D) to provide as follows:

An option for consideration for the business case as part of the RFP process to  
include a long-term contract for a facility or facilities owned by a third party.

MOTION DEFEATED ON THE FOLLOWING  
RECORDED VOTE:

Yes

Councillor Carter  
Councillor Collier  
Councillor Crawford  
Councillor John Neal  
Councillor Joe Neal  
Councillor Wotten

No

Councillor Anderson  
Councillor Ashe  
Councillor Chapman  
Councillor Dies  
Councillor Drew  
Councillor Foster  
Councillor Highet  
Councillor Kerr  
Councillor Lee  
Councillor Marimpietri  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor Pickles  
Councillor Roy  
Councillor Smith

Regional Chair Henry

Members Absent: Councillor Barton  
Councillor Bath-Hadden  
Councillor Leahy  
Councillor Nicholson  
Councillor Ryan  
Councillor Yamada

Declarations of Interest: None

J. Presta and N. Taylor responded to questions regarding the processing of the multi residential and commercial waste; and how the Region's excess capacity is disposed. Detailed discussion ensued regarding the option of a long-term contract for private partners versus ownership by Durham Region of a facility.

Moved by Councillor McLean, Seconded by Councillor Lee,  
(54) That the question be now put.

CARRIED on a 2/3rds Vote

The main motion (51) of Councillors McLean and Leahy was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Anderson  
Councillor Ashe  
Councillor Carter  
Councillor Chapman  
Councillor Collier  
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 Roy  
Councillor Smith  
Councillor Wotten  
Regional Chair Henry

No

Councillor John Neal

Members Absent: Councillor Barton  
Councillor Bath-Hadden  
Councillor Leahy  
Councillor Nicholson  
Councillor Ryan  
Councillor Yamada

Declarations of Interest: None

G) Provincial Funding Update: Implications for the Region of Durham (2019-COW-18)

Report #2019-COW-18 from N. Taylor, Commissioner of Finance, and R.J. Kyle, Commissioner & Medical Officer of Health, was received. E. Baxter-Trahair responded to questions regarding how the Region will address the provincial funding shortfall that may be implemented in the future; potential property tax changes; and opportunities for cross departmental initiatives, including with the local area municipalities.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(55) That we recommend to Council:

That Report #2019-COW-18 of the Commissioner of Finance and Commissioner & Medical Officer of Health, be received for information.

CARRIED

H) GO East Extension Update and Transit Oriented Development Evaluation (2019-COW-19)

Report #2019-COW-19 from B. Bridgeman, Commissioner of Planning and Economic Development, and N. Taylor, Commissioner of Finance, was received.

In response to a question regarding the Region of Durham's preferred Option for the GO east extension, Regional Chair Henry provided a brief update on Council's requests to the Province and Metrolinx to confirm the commitment to extend the GO Rail service north of Highway 401 through Oshawa to Bowmanville by 2024; negotiations with CN and CP rail; the continued conversations with the local area municipalities; and the economical benefits for the Region.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(56) That we recommend to Council:

- A) That the update on the GO East Extension to Bowmanville provided within Report #2019-COW-19 of the Commissioner of Planning and Economic Development, and Commissioner of Finance, be received for information;

- B) That a Transit Oriented Development Evaluation exercise be undertaken as a sole source contract by N. Barry Lyon Consultants Limited, at a cost not to exceed \$150,000, to be financed at the discretion of the Commissioner of Finance and completed by December 31, 2019, in order to examine the potential impact of route alignments on private sector investment at proposed GO Station locations along the GO East Extension to Bowmanville;
- C) That the Commissioner of Finance be authorized to execute the necessary agreements;
- D) That Regional Council be apprised on the findings and recommendations that are contained in the Transit Oriented Development Evaluation upon its completion;
- E) That Metrolinx and the Province of Ontario be requested to reaffirm their commitment to the CP alignment approved in 2011 through the Oshawa to Bowmanville Rail Service Expansion and Rail Maintenance Facility Transit Project Assessment Process Environmental Assessment; and
- F) That a copy of Report #2019-COW-19 be sent to the Minister of Transportation, the President and Chief Executive Officer at Metrolinx, Durham Members of Provincial Parliament, and Durham area municipalities.

CARRIED

I) Endorsement of Broadband Project by FlashFibr (2019-COW-20)

Report #2019-COW-20 from B. Bridgeman, Commissioner of Planning and Economic Development, was received.

S. Gill responded to questions regarding the Broadband Coordinator's scope of work; the facilitating and enabling for the delivery of broadband services to the businesses and residents within Durham Region; the projected full coverage; and potential funding opportunities for the northern municipalities.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(57) That we recommend to Council:

That the Region of Durham endorse and provide support-in-principle for the proposed Broadband infrastructure project by FlashFibr which aligns with and advances the strategic priorities outlined in the Council-approved Regional Broadband Strategy.

CARRIED

J) Financing Terms for the Extension of Municipal Water Supply Services Resulting from Successful Petitions for Properties Located Within the Provincial Greenbelt (2019-COW-21)



Report #2019-COW-21 from J. Presta, Acting Commissioner of Works, and N. Taylor, Commissioner of Finance, was received.

J. Hunt responded to questions regarding how the financing for long-term extensions of municipal water supply services from successful petitions will be secured.

Moved by Councillor McLean, Seconded by Councillor Leahy,  
(58) That we recommend to Council:

- A) That Schedule E of By-law #89-2003 be amended to reflect the addition of the following payment terms for extension of municipal water supply services resulting from successful petitions for properties located within the Greenbelt:
  - i) The annual interest rate for the payment of frontage charges for the extension of municipal water supply services to properties in the Greenbelt be established at the prime rate of the Region's financial institution plus 1.5 per cent (to a maximum of 6 per cent), with the prime rate based on the date the final letter outlining fees owing is issued; and
  - ii) The payment term for the frontage charges for the extension of services to properties in the Greenbelt be 10 years or 15 years at the option of the property owner;
- B) That Corporate Services – Legal Services be directed to prepare an amending by-law to amend By-Law #89-2003, generally in the form included as Attachment #1 to Report #2019-COW-21 of the Acting Commissioner of Works, and Commissioner of Finance, for presentation to Regional Council for passage;
- C) That staff be authorized to take all steps required and necessary to give effect to the amendments contemplated to By-Law #89-2003 as indicated in the form included as Attachment #1 to Report #2019-COW-21; and
- D) That a review of payment terms related to frontage charges for the extension of water supply and sanitary sewerage services resulting from a successful petition process (within or outside of the Provincial Greenbelt) be reviewed as part of the 2020 User Rate Study.

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

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,  
(59) That the main motion (58) of Councillors McLean and Leahy be amended by adding the following as a new Part E):

- E) That payments be secured against the title of the property.  
CARRIED AS AMENDED  
(See Following Motion)

Moved by Councillor Collier, Seconded by Councillor Foster,  
(60) That the foregoing amending motion (59) of Councillors Joe Neal and John Neal be amended by adding the words, 'and, the debt discharged upon transfer of ownership' after the word, 'property'.  
CARRIED

The amending motion (59) of Councillors Joe Neal and John Neal was then put to a vote and CARRIED AS AMENDED.

Moved by Councillor Smith, Seconded by Councillor Wotten,  
(61) That the main motion (58) of Councillors McLean and Leahy be amended in Part A) i) by deleting the words, '(to a maximum of 6 per cent)'.  
CARRIED ON THE FOLLOWING RECORDED  
VOTE:

Yes

Councillor Anderson  
Councillor Ashe  
Councillor Carter  
Councillor Chapman  
Councillor Drew  
Councillor Foster  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor Mulcahy  
Councillor John Neal  
Councillor Joe Neal  
Councillor Roy  
Councillor Smith  
Councillor Wotten  
Councillor Yamada

No

Councillor Collier  
Councillor Crawford  
Councillor Dies  
Councillor Lee  
Councillor McLean  
Councillor Pickles  
Regional Chair Henry

Members Absent:

Councillor Barton  
Councillor Bath-Hadden  
Councillor Marimpietri  
Councillor Mitchell  
Councillor Nicholson  
Councillor Ryan

Declarations of Interest: None

N. Taylor responded to questions with respect to the recommended formula based on the prime rate of the Region's financial institution plus 1.5 per cent regarding the fluctuation in the lending market; the forecasting of debentures; and profit versus recovery of services.

Moved by Councillor Collier, Seconded by Councillor Lee,

(62) That the main motion (58) of Councillors McLean and Leahy be amended in Part A) i) by deleting the words, 'the prime rate of the Region's financial institution plus 1.5 per cent; and replacing them with the words, 'the rate incurred by the Region'.

MOTION DEFEATED ON THE FOLLOWING  
RECORDED VOTE:

Yes

Councillor Collier  
Councillor Crawford  
Councillor Kerr  
Councillor Lee  
Councillor Pickles

No

Councillor Anderson  
Councillor Ashe  
Councillor Carter  
Councillor Chapman  
Councillor Dies  
Councillor Drew  
Councillor Foster  
Councillor Highet  
Councillor Leahy  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor John Neal  
Councillor Joe Neal  
Councillor Roy  
Councillor Smith  
Councillor Wotten  
Councillor Yamada  
Regional Chair Henry

Members Absent:

Councillor Barton  
Councillor Bath-Hadden  
Councillor Marimpietri  
Councillor Nicholson  
Councillor Ryan

Declarations of Interest: None

The main motion (58) of Councillors McLean and Leahy was then put to a vote and CARRIED UNANIMOUSLY AS AMENDED ON THE FOLLOWING RECORDED VOTE:

Yes

No

Councillor Anderson  
Councillor Ashe  
Councillor Carter  
Councillor Chapman  
Councillor Collier  
Councillor Crawford  
Councillor Dies  
Councillor Drew  
Councillor Foster  
Councillor Highet  
Councillor Kerr  
Councillor Leahy  
Councillor Lee  
Councillor McLean  
Councillor Mitchell  
Councillor Mulcahy  
Councillor John Neal  
Councillor Joe Neal  
Councillor Pickles  
Councillor Roy  
Councillor Smith  
Councillor Wotten  
Councillor Yamada  
Regional Chair Henry

Members Absent: Councillor Barton  
Councillor Bath-Hadden  
Councillor Marimpietri  
Councillor Nicholson  
Councillor Ryan

Declarations of Interest: None

**7. Confidential Matters**

There were no confidential matters to be considered.

**8. Other Business**

**8.1 Provincial Approval to Sell Beer and Wine at Convenient Stores**

Councillor Joe Neal inquired about the recent approval by the Province to allow the sale of beer and wine at Convenient Stores; and questioned how the beer and wine bottles, purchased from these stores, will be recycled. J. Presta advised that staff will follow-up on the recycling process for these bottles.

**8.2 Construction Roadwork in the Region of Durham**

Councillor Carter inquired about the timelines for road resurfacing along Simcoe Street north, at Roberts Street; and, along Harmony Road, north of Rossland Road in the City of Oshawa. J. Presta advised that the road construction at Roberts Street and Simcoe Street should be completed by August; and he noted staff would respond to Councillor Carter directly on the Harmony Road timelines.

**9. Adjournment**

Moved by Councillor Chapman, Seconded by Councillor Lee  
(63) That the meeting be adjourned.

CARRIED

The meeting adjourned at 1:11 PM

Respectfully submitted,

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John Henry, Regional Chair

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Committee Clerk

## Communications

June 26, 2019

- CC 24 Mary Medeiros, Interim City Clerk of the City of Oshawa, writing to the Regional Clerk advising that Council of the City of Oshawa, at their meeting held on May 21, 2019, adopted a resolution consenting to the passing of the New Regional Smoke-Free By-law with the following amendment: "That the By-law be amended to clarify that signage requirements are required for public places and public parks". (Our File: C00)
- Recommendation: Refer to the consideration of Item 8.1 of Notice of Motions
- CC 25 Susan Cassel, City Clerk of the City of Pickering, writing to the Regional Clerk advising that Council of the City of Pickering, at their meeting held on May 27, 2019, adopted a resolution consenting to the New Regional Smoke-Free By-law. (Our File: C00)
- Recommendation: Receive for information
- CC 26 Debbie Leroux, Clerk of the Township of Uxbridge, writing to the Regional Clerk advising that the General Purpose and Administration Committee, at their meeting held on May 6, 2019, adopted a resolution supporting the New Regional Smoke-Free By-law. (Our File: C00)
- Recommendation: Receive for information
- CC 27 Governor Andrew M. Cuomo issued a letter to the International Joint Commission advising that in light of the devastating flooding occurring, the State of New York demands that the IJC reimburse New York for its costs, and make additional funds available for resiliency projects and other protective measures made necessary by the IJC's acts and omissions. The IJC must also immediately determine how much water can be safely released, irrespective of shipping, and release that amount. Finally, the IJC must immediately correct its water management protocols to avoid damage to riparian owners. Failure to act upon these demands will result in New York taking any and all actions to compel the IJC to act, including legal action. (Our File: P04)
- Recommendation: Refer to the consideration of Item 1 of Report #6 of the Works Committee
- CC 28 Memorandum from John Presta, Acting Commissioner of Works writing to all members of Regional Council advising that Regional staff support the approval or Recommendation C) from the 2019 Solid Waste Management Servicing and Financing Study report to ensure planning and processing capacity is available to meeting the growing demands within the Region. (Our File: O23)
- (See attached correspondence on pages 63 - 67)
- Recommendation: Refer to the consideration of Item 10.1 of Unfinished Business



The Regional  
Municipality  
of Durham  
Works Department

# Interoffice Memorandum

**Date:** June 26, 2019

**To:** All Members of Regional Council

**From:** John Presta, P. Eng., Acting Commissioner of Works

**CC:** Elaine Baxter-Trahair, Chief Administrative Officer  
Mirka Januszkiewicz, Director, Waste Management Services

**Subject:** 2019 Solid Waste Management Servicing and Financing  
Study: Recommendation C):

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## Background

The following provides a summary of the recommendations which have been approved by Regional Council and the Energy from Waste-Waste Management Advisory Committee (EFW-WMAC) motion which has been forwarded to Works Committee.

## 2019 Solid Waste Management Servicing and Financing Study

In January 2019, Regional Council approved recommendations A) and B) within the 2019 Solid Waste Management Servicing and Financing Study related to the Long-Term Waste Management Strategy Plan and the optimization increase of capacity at the DYEC as noted below:

- A) Whereas the Regional Municipality of Durham's current Long-Term Waste Management Strategy Plan expires in 2020:
- Staff be authorized to commence a process in 2019 to update the Regional Municipality of Durham's Long-Term Waste Management Strategy;
  - A consultant be retained through a competitive procurement process for a two-year assignment to develop and support the consultation and communication components of a Long-Term Waste Management Strategy 2021 to 2040, with the cost of this assignment not to exceed \$200,000, subject to the finalization of the 2019 Solid Waste Management Business Plans and Budgets;

If you require this information in an accessible format, please contact 1-800-372-1102 ext. 3540.

- Regional Council endorse a vision for the Long-Term Waste Management Strategy 2021 to 2040 that continues and enhances the reduce, reuse, recycle principles and incorporates the vision of waste as a resource as a foundation of the plan; and
- B) Staff be authorized to pursue an administrative amendment with the Ministry of Environment, Conservation and Parks (MECP) to revise the existing Environmental Compliance Approval for Durham York Energy Centre (DYEC) processing limit of 140,000 tonnes per year to 160,000 tonnes per year to reduce the need to utilize other disposal options and to optimize the operation of the facility.
- Recommendation C) below was deferred until the June 2019 Council meeting.
- 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 Management Business Plans and Budgets.

#### **EFW-Waste Management Advisory Committee (EFW-WMAC)**

At the May 28, 2019 meeting of the EFW-WMAC, the following motion was approved as noted below:

That the decision on Recommendation C) of Report #2019-COW-3: That staff be authorized to commence the Environmental Assessment (EA) for the Durham York Energy Centre (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, be deferred until after there has been public consultation on:

- a) The long-term waste management strategy;
- b) After the EFW-WMAC has had a presentation on the Solid Waste Management Servicing and Finance Study; and
- c) After a report is presented to the Works Committee and Regional Council regarding the impacts of the DYEC that is referenced on Page 5 of Report #2019-COW-8: Organics Management Update and Next Steps.

On June 5, 2019 the above noted motion from the EFW-WMAC was received for information by Works Committee.



## **Public Consultation**

As part of Solid Waste Management's projects and initiatives, public consultation is integrated in each project to ensure the various stakeholders are well informed. In terms of the three conditions which have been incorporated within the EFW-WMAC motion noted above, the preliminary public consultation process is noted below:

- a) Regional staff intend to commence public consultation following the June 26th Council meeting in the second half of 2019 on the approved Council direction to optimize the DYEC through the permit amendment for processing capacity increase from 140,000 to 160,000 tonnes per year.
- b) The MECP has stated that the Regions of Durham and York will need to demonstrate their intention to initiate concurrent planning for both the interim and long-term solutions for solid waste processing capacity at the DYEC. It is therefore proposed that both the environmental screening process leading to an administrative amendment of the ECA to 160,000 tonnes per year and the development of the Terms of Reference for the focused Environmental Assessment (EA) for the expansion to 250,000 tonnes per year be developed concurrently. Public consultation will also be part of the EA Terms of Reference.
- c) The Long-term Waste Management Strategy will develop the plan for the years 2020 to 2040. Council approved \$200,000 for this project which is anticipated to take two-years. Regional staff will manage this project with assistance by professional services consultant to complete the development of the strategy and undertake the necessary public consultation.

There would be significant efficiencies whereby staff can hold public consultation to address the three related activities:

- i) Permit amendment to 160,000 tonnes/year;
- ii) Terms of Reference for the 250,000 tonnes/year EA; and
- iii) The Long-term Waste Management Strategy.

## **Council Approval Timelines**

On March 27, 2019, Regional Council referred Recommendation C) of Report #2019 COW-3 (noted below) to the June 26, 2019 Regional Council meeting and requested that Legal

Services report back to Committee in May with advice regarding the implications of the proposed expansion on the Co-owners Agreement and the Host Community Agreement:

Recommendation C) "That 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."

A confidential memo was presented to the Committee of the Whole (COW) meeting of May 15, 2019.

Recommendation C) will therefore be referred to Regional Council on June 26, 2019.

Report #2019-COW-17 "Organics Management Next Steps and Updated Preliminary Business Case" was approved at the COW meeting on June 12, 2019 and will be presented to the Regional Council meeting on June 26, 2019.

In addition, Regional staff will be presenting the 2019 Solid Waste Management Servicing and Financing Study to the EFW-WMAC at their September meeting.

### **MECP Information Session**

On June 7, 2019, MECP hosted an Information Session on Air Monitoring Framework and DYEC Regulatory Requirements. The Information Session was held at the DYEC and the following were invited, members of Clarington Council, members of EFW-WMAC, Kerry Meydam, Linda Gasser, and senior staff from Clarington, Durham and York Regions.

MECP staff presented four presentations on air monitoring and DYEC emission monitoring. Time was provided for attendees to ask questions with MECP staff responding to questions. One question asked to the MECP staff was related to the MECP's requirement for Regional staff to initiate the EA for the DYEC expansion to process 250,000 tonnes per year as part of the administrative amendment to complete a streamlined EA and revise the existing ECA for the DYEC processing limit of 140,000 tonnes per year to 160,000 tonnes per year to optimize the operation of the facility.

MECP senior staff confirmed at the Information Session that as part of obtaining approval for an interim solution for processing capacity at the DYEC, it is essential that an evaluation and commitment is undertaken to ensure long term needs at the DYEC are part of the streamlined EA and ECA amendment application. This confirmation by MECP senior staff is consistent with the information presented in the 2019 Solid Waste Servicing and Financing Study including Recommendation C). Also noted by MECP staff was that the EA Terms of Reference for a capacity of 250,000 tonnes per year could remain relevant for five to ten years and that the commencement of the EA can be delayed for this period of time as required.

Regional staff are proposing to prepare the Terms of Reference for the DYEC expansion to fulfill the MECP requirement noted above.

### **Conclusion**

Regional staff support the approval of Recommendation C) from the 2019 Solid Waste Management Servicing and Financing Study report to ensure planning and processing capacity is available to meet the growing demands within the Region. The deferral of Recommendation C) would defer the Terms of Reference for the DYEC EA by up to two years which would also jeopardize the project to optimize the DYEC with the permit amendment to 160,000 tonnes per year.

If you require additional information, please contact Mirka Januszkiewicz, Director, Waste Management Services at 905-668-7711 ext. 3464 or Gioseph Anello, Manager, Waste Planning and Technical Services at 905-668-7711 ext. 3445.

Sincerely,

**Original signed by:**

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John Presta, P. Eng., MPA  
Acting Commissioner of Works

## Notice of Motions

June 26, 2019

### 8.1 Motion to Reconsider Regional Smoking By-law #28-2019 Passed on April 24, 2019

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Councillors Leahy and Yamada gave Notice that the following motion will be presented at the June 26, 2019 meeting, or subsequent meeting of Regional Council:

A) That Section 2.2 only of By-law #28-2019 to regulate smoking and vaping in public places and in the workplace, passed on April 24, 2019, be reconsidered;

B) That subject to Part A) being passed on a two-thirds vote:

Whereas Durham Council deems it appropriate to provide the area municipalities with the autonomy to add designated smoking/vaping areas to municipal property and where such areas shall be kept outside 9m of any entrance, exit or air intake of any municipal building;

And Whereas the legislative requirement of a two thirds majority applies to the amending by-law;

Now therefore be it resolved that By-law #28-2019 be amended in Section 2.2 to read as follows:

2.2 There shall be no smoking or vaping on any portion of the property or grounds of a municipal building, except in a designated smoking/vaping area at least 9m from any entrance, exit or air intake. The inclusion of any designated smoking/vaping area shall be at the individual municipality's sole and absolute discretion.

C) That the entirety of the by-law with the amendment be re-sent to all municipalities by the Regional Clerk for consideration and for passing of a resolution consenting to By-law #28-2019 with the amendment in one package.

### 8.2 Deferral of Recommendation C) of Report #2019-COW-3

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Councillors Joe Neal and John Neal gave Notice that the following motion will be presented at the June 26, 2019 meeting, or subsequent meeting of Regional Council:

Be it resolved that the following recommendation from the EFW-WMAC be adopted by Regional Council:

That the following decision of Recommendation C) of Report #2019-COW-3:

That staff be authorized to commence the Environmental Assessment (EA) for the Durham York Energy Centre (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.

Be deferred until after (i) there has been public consultation on the long-term waste management strategy; (ii) the EFW-WMAC has had a presentation on the Solid Waste Management Servicing and Financing Study; and (iii) a report is presented to the Works Committee and Regional Council regarding the impacts of the DYEC that is referenced on Page 5 of Report #2019-COW-8: Organics Management Update and Next Steps.

## **Report #6 of the Finance & Administration Committee**

For consideration by Regional Council

June 26, 2019

The Finance & Administration Committee recommends approval of the following:

1. Appointment of New Members to the Durham Accessibility Advisory Committee (AAC) ([2019-A-23](#))

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  - A) That the following people be appointed to the Durham Accessibility Advisory Committee (AAC):
    - Ms. Rosanne Purnwasie – Community member;
    - Ms. Lori Schisler – Agency member; and
  - B) That the successful nominees be advised of their appointment to the AAC for the remainder of the 2019 – 2022 term of Council.
2. Proposed Agricultural Sector Climate Adaptation Strategy, “Growing Resilience: Durham Region Agricultural Sector Climate Adaptation Strategy” ([2019-A-24](#))

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  - A) That “Growing Resilience: Durham Region Agricultural Sector Climate Adaptation Strategy” dated April 2019 (Attachment #1 to Report #2019-A-24 of the Director of Corporate Policy & Strategic Initiatives) be approved in principle;
  - B) That the Durham Region Agricultural Sector Climate Adaptation Strategy be referred to local municipal councils for their review and approval in principle;
  - C) That Regional Staff be directed to incorporate the relevant elements of the Durham Region Agricultural Sector Climate Adaptation Strategy into ongoing Regional initiatives (including the DCCAP, Durham Community Energy Plan, Regional Agricultural Strategy, Regional Broadband Strategy, Smart Cities initiatives, Source Protection, Official Plan etc.), as appropriate;
  - D) That Regional Staff be authorized to further develop the objectives in the Durham Region Agricultural Sector Climate Adaptation Strategy and bring them forward to Council for individual approval to proceed with implementation; and,
  - E) That a copy of Report #2019-A-24 and the attached Durham Region Agricultural Sector Climate Adaptation Strategy be shared electronically with stakeholders that participated over the course of the project.

3. 2019/2020 Annual Risk Management and Insurance Report (2019-F-21)

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- A) That the Commissioner of Finance be authorized to enter into a contract of insurance with the Frank Cowan Company for insurance coverages related to the Durham Region Transit for the period July 1, 2019 to June 30, 2020 at an estimated cost of \$1,531,039 plus applicable taxes;
- B) That the Commissioner of Finance be authorized to enter into the contract of insurance with the Frank Cowan Company for non-pooled insurance coverages specific to Durham Region for the period July 1, 2019 to June 30, 2020 at an estimated cost of \$229,063 plus applicable taxes;
- C) That the Commissioner of Finance be authorized to retain consulting services for the continued implementation of a fulsome Enterprise Risk Management Framework at the Region of Durham at a cost not to exceed \$75,000 to be funded from the Region's Insurance Reserve Fund; and
- D) That the fundamentals of the Region's Risk Management Program continue to be supported in principle to ensure that the Region's assets are adequately protected and to ensure the financial stability of the Region.

4. Final Recommendations Regarding Seaton Water Supply and Sanitary Sewerage Area Specific Development Charges (2019-F-23)

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- A) That pursuant to Section 10(1) of the Development Charges Act, 1997, the Seaton Water Supply and Sanitary Sewerage Area Specific Development Charges Background Study dated April 9, 2019 be adopted (with the amended pages provided in Appendix #1 to Report #2019-F-23 of the Commissioner of Finance), including the forecasts of anticipated development, the underlying capital forecasts, the development charges calculations and policies contained in the Background Study, and further, that the approval of the capital forecasts in the Background Study indicate Regional Council's intention to ensure that such an increase in need for services will be met as required under paragraph 3 of Section 5(1) of the Development Charges Act, 1997 and Section 3 of Ontario Regulation 82/98;

- B) That the Seaton Residential Development Charges for Water Supply and Sanitary Sewerage as indicated in Table 1 below be imposed, effective July 1, 2019:

**Table 1**

| <b>Region of Durham</b><br><br><b>Recommended Seaton Residential Development Charges</b><br><br><b>\$ Per Dwelling Unit</b> |  |                                 |                        |
|---|--|---------------------------------|------------------------|
| <b>Service Category</b>   | <b>Single Detached &amp; Semi-Detached</b> | <b>Medium Density Multiples</b> | <b>Apartments</b>      |
| <b>Sanitary Sewerage</b>  | \$   | \$                              | \$                     |
| (i) Seaton Landowners Constructed Works   | 5,125                                      | 4,049                           | 2,358                  |
| (ii) Regional Constructed Works   | 1,863                                      | 1,472                           | 857                    |
| (iii) Regional Attribution  | 2,751                                      | 2,174                           | 1,266                  |
| Subtotal – Sanitary Sewerage  | <b>9,739</b>                               | <b>7,695</b>                    | <b>4,481</b>           |
| <b>Water Supply</b>   |  |                                 |                        |
| (i) Seaton Landowners Constructed Works   | 2,452                                      | 1,937                           | 1,128                  |
| (ii) Regional Constructed Works   | 5,752                                      | 4,544                           | 2,646                  |
| (iii) Regional Attribution  | 4,064                                      | 3,210                           | 1,869                  |
| Subtotal – Water Supply   | <b>12,268</b>                              | <b>9,691</b>                    | <b>5,643</b>           |
| <b>Total Development Charges</b>  | <b><u>\$22,007</u></b>                     | <b><u>\$17,386</u></b>          | <b><u>\$10,124</u></b> |



- C) That the Seaton Institutional Development Charges as indicated in Table 2 below be imposed, effective July 1, 2019:

**Table 2**

| <b>Region of Durham</b><br><br><b>Recommended Seaton Institutional Development Charges</b><br><br><b>\$ Per Square Foot Of Gross Floor Area</b> |                      |
|---|----------------------|
| <b>Service Category</b>   | <b>\$</b>            |
| <b>Sanitary Sewerage</b>  |                      |
| (i) Seaton Landowners Constructed Works   | 0.52                 |
| (ii) Regional Constructed Works   | 0.19                 |
| (iii) Regional Attribution  | 0.63                 |
| Subtotal – Sanitary Sewerage  | <b>1.34</b>          |
| <b>Water Supply</b>   |                      |
| (i) Seaton Landowners Constructed Works   | 0.09                 |
| (ii) Regional Constructed Works   | 0.20                 |
| (iii) Regional Attribution  | 0.44                 |
| Subtotal – Water Supply   | <b>0.73</b>          |
| <b>Total Development Charges</b>  | <b><u>\$2.07</u></b> |

- D) That the Seaton Non-Institutional Development Charges for each service as indicated in Table 3 below be imposed, effective July 1, 2019:

**Table 3**

| <b>Region of Durham</b><br><br><b>Recommended Seaton Non-Institutional Development Charges</b><br><br><b>\$ Per Square Foot Of Gross Floor Area</b> |                      |
|---|----------------------|
| <b>Service Category</b>   | <b>\$</b>            |
| <b>Sanitary Sewerage</b>  |                      |
| (i) Seaton Landowners Constructed Works   | 1.49                 |
| (ii) Regional Constructed Works   | 0.55                 |
| (iii) Regional Attribution  | 1.84                 |
| Subtotal – Sanitary Sewerage  | <b>3.88</b>          |
| <b>Water Supply</b>   |                      |
| (i) Seaton Landowners Constructed Works   | 0.25                 |
| (ii) Regional Constructed Works   | 0.57                 |
| (iii) Regional Attribution  | 1.26                 |
| Subtotal – Water Supply   | <b>2.08</b>          |
| <b>Total Development Charges</b>  | <b><u>\$5.96</u></b> |

- E) That the Seaton Prestige Employment Land Area Development Charges as indicated in Table 4 below be imposed, effective July 1, 2019:

**Table 4**

| <b>Region of Durham</b><br><br><b>Recommended Seaton Prestige Employment Land Area</b><br><br><b>Development Charges</b><br><br><b>\$ Per Net Hectare</b> |                         |
|---|-------------------------|
| <b>Service Category</b>   | <b>\$</b>               |
| <b>Sanitary Sewerage</b>  |                         |
| (i) Seaton Landowners Constructed Works   | 72,380                  |
| (ii) Regional Constructed Works   | 26,489                  |
| (iii) Regional Attribution  | 87,796                  |
| Subtotal – Sanitary Sewerage  | <b>186,665</b>          |
| <b>Water Supply</b>   |                         |
| (i) Seaton Landowners Constructed Works   | 12,114                  |
| (ii) Regional Constructed Works   | 27,474                  |
| (iii) Regional Attribution  | 60,559                  |
| Subtotal – Water Supply   | <b>100,147</b>          |
| <b>Total Development Charges</b>  | <b><u>\$286,812</u></b> |

- F) That the Development Charge policies for the Seaton Water Supply and Sanitary Sewerage Area Specific Development Charges as contained in the proposed By-law (Appendix #4 to Report #2019-F-23), including those related to collection policy, indexing, the broadening of exemptions for secondary units and industrial expansions be approved;
- G) That the Seaton Well Interference Policy as provided in Appendix #2 to Report #2019-F-23 be adopted effective July 1, 2019;
- H) That any complete submission for the preparation of a subdivision agreement received by the Development Approvals Division of the Regional Works Department on or by June 30, 2019 be given the option of being processed under the policies and rates of the current Seaton Area Specific Development Charges By-Law #19-2013 or the proposed replacement by-law, where a complete submission requires all of the following to have been submitted to the Development Approvals Division in a form satisfactory to the Region:
- i) Ministry of the Environment, Conservation and Parks approval is received;
  - ii) Detailed cost estimate received;

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

Subdivision agreements which have been processed according to By-Law #19-2013 must be executed within three months following the termination of By-Law #19-2013, otherwise they shall be deemed cancelled and will be replaced with a subdivision agreement processed according to the replacement by-law, where execution requires all of the following to have been submitted to the Regional Legal Department in a form satisfactory to the Region:

- i) signed Subdivision Agreement received, including all schedules;
  - ii) payments of fees identified in the agreement received;
  - iii) securities identified in the agreement received;
  - iv) prepayment of Development Charges for Sanitary Sewerage, Water Supply and Regional Roads received; and
  - v) Insurance Certificate received.
- I) That the existing complaint procedure as provided in Regional By-law #52-2014 continue for the purpose of conducting hearings, regarding complaints made under Section 20 of the Development Charges Act, 1997;
- J) That Section 12(3) of the Development Charges Act, 1997 requires Regional Council to determine whether a further public meeting is necessary when changes are made to a proposed development charges by-law following a public meeting, and whereas changes were made (see Section 2.0) to the Seaton proposed development charge by-law following the public meeting on April 24, 2019, it is recommended that Regional Council resolve that a further public meeting is not necessary and therefore Council indicate that a second public meeting is not required prior to the passage of the recommended Seaton Development Charge By-law;
- K) That the Director of Legal Services be instructed to finalize the proposed Seaton Development Charge By-law for presentation to Regional Council and passage;
- L) That the Director of Legal Services be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that such revised by-law(s) be presented to Council for passage;
- M) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997; and

- N) That the Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials.

5. Annual Development Charges Reserve Fund Statement (2019-F-24)

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That the balance of the Carruthers Creek Water Supply Area Specific Development Charge Reserve Fund (\$222,423) as shown in Schedule 6 of Report #2019-F-24 of the Commissioner of Finance be transferred to the Regional Residential Water Supply Development Charge Reserve Fund, given that:

- i. All water supply infrastructure works required to serve the Carruthers Creek Service Area have been completed and no further costs will be incurred; and
- ii. The corresponding Carruthers Creek Water Supply Area Specific Development Charge By-law (#18-2013) expired on June 30, 2019 and was not renewed as all commitments under the front-ending agreement were completed.

6. 2019 Provincially Mandated Business Protection Program (Capping Program) and 2019 Provincial Education Tax Rates (2019-F-25)

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- A) That for the 2019 mandated Provincial Business Protection Program (Capping Program), the Region of Durham adopt the following municipal capping options, consistent with options selected for 2018, in an effort to expedite the achievement of full Current Value Assessment (CVA) level taxation in the non-residential property classes:
- i) Set the minimum annual increase at 10 per cent of total CVA level property taxation for properties that are provided protection;
  - ii) Set the maximum percentage increase in property taxation due to reassessment at 10 per cent of the previous year's taxes;
  - iii) Set the "billing" increase threshold at \$500, such that any capped property components whose taxation amount under the mandated Provincial Business Protection Program is within \$500 of its CVA level taxation be required to pay its full CVA property taxation amount;
  - iv) Permanently exclude any property components from the Capping Program if the property component was at CVA level taxation in 2018 or 2019 or moves from a "clawback" to a "capped" property in 2019;

- v) Include any property components in the Capping Program if the property component moves from a “capped” to a “clawback” property in 2019;
    - vi) Exclude the 2016 reassessment related increases from the capping calculations; and
    - vii) Continue the phase-out of the Capping Program over four years (2018-2021) for the broad commercial and industrial property tax classes such that all properties within these property tax classes will achieve full CVA level taxation by 2021;
  - B) That the cost of capping reassessment property tax increases, pursuant to the 2019 mandated Provincial Business Protection Program, be financed by withholding a portion of the reassessment related decreases owing to other properties within the corresponding broad property tax class; and
  - C) That approval be granted for the requisite by-laws for the 2019 Provincial Business Protection Program.
7. Sole Source Purchase of Oracle PeopleSoft Enterprise ePerformance Software Module Including User Licenses & Support Services (2019-F-26)
- 
- A) That a sole source purchase of user licenses and support services for the PeopleSoft Enterprise ePerformance software module be negotiated with Oracle Canada ULC (Oracle) at an upset cost not to exceed \$325,000 and annual support services costs of approximately \$40,000 beginning in year 2, to be funded from the 2019 approved project budget; and
  - B) That the Commissioner of Finance be authorized to execute the necessary user licences and support services agreements/amendments.
8. Multi-Year Governance Agreement for Joint Procurements Facilitated by Metrolinx (2019-F-27)
- 
- A) That Durham Region Transit (DRT) participate in joint competitive Request for Proposals (RFP) for the procurement of transit related vehicles, equipment, technologies, facilities and related supplies and services in conjunction with Metrolinx and other participating transit agencies in the province for a five-year period beginning in 2019 and ending 2024, with an option to renew until 2029;
  - B) That to meet Metrolinx’s requirements, the Deputy General Manager, Maintenance, or a designate, be DRT’s representative in the process; and
  - C) That the Commissioner of Finance be authorized to execute the necessary agreements.

9. Radio Communications System: One Year Extension of Contract with Metrolinx (2019-F-28)

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- A) That negotiation of a one-year extension from January 1, 2020 to December 31, 2020 to the existing contract with Metrolinx for Durham Region Transit (DRT) to continue to use Metrolinx's radio communication systems at an estimated annual operating cost of \$310,000 to be financed from DRT's 2020 annual Business Plans and Budgets; and
- B) That the Commissioner of Finance be authorized to execute the necessary agreements.

10. Funding for Central East Division Chiller Replacement and Initial Funding for Regional Reporting Centre Structural Improvement (2019-F-29)

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That \$750,000 approved property tax supported debenture financing be reallocated from the Durham Regional Police Service Operations Training Centre capital project to the following Durham Regional Police Service capital projects:

- i) \$684,000 to the Central East Division Chiller Replacement Project; and
- ii) \$66,000 to the Regional Reporting Centre Structural Improvement (with an estimated total cost of \$300,000).

11. Appointment to the Transit Advisory Committee (TAC)

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That Mike Roche be appointed as the Accessibility Advisory Committee representative to the Transit Advisory Committee.

Respectfully submitted,

A. Foster, Chair, Finance & Administration Committee

## **Report #6 of the Health & Social Services Committee**

For consideration by Regional Council

June 26, 2019

The Health & Social Services Committee recommends approval of the following:

1. Amendment to By-Law 17-2016, the Durham Region Personal Services Setting By-Law ([2019-MOH-4](#))

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  - A) That the current By-Law #17-2016 be amended to reflect updated infection prevention and control best practices received by the Ontario Agency for Health Protection and Promotion (Public Health Ontario); and
  - B) That Council approves and passes the amending by-law which updates the definition of “Infection Prevention and Control Best Practices for Personal Services Settings” at clause 1 and updates clause 4 to refer to current infection prevention and control best practices.
2. Award of Proposal RFP-181-2019 for the provision of a Primary and Secondary Food and Disposables Distributor for the Region of Durham’s four (4) Long-Term Care Homes ([2019-SS-5](#))

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  - A) That Sysco Central Ontario, a division of SYSCO Canada Inc. be awarded as the Primary Distributor for Food and Disposables Distribution Services in the estimated amount of \$4.5 million, and Gordon Food Service Ontario Inc. (GFS) be awarded as the Secondary Distributor in the estimated annual amount of \$500,000 for the Region of Durham’s four (4) Long-Term Care Homes commencing December 1, 2019 through to November 30, 2023 with an option to extend for one (1) additional three (3) year term and one (1) additional two (2) year term, all in accordance with the terms and conditions set forth in the Region’s Request for Proposal #RFP-181-2019 and HealthPro Procurement Services Inc.’s Nutrition and Food and Disposables Distribution Service Contracts #DE04977 and #DE04978;
  - B) That the existing agreements with GFS as the Primary Distributor and Sysco as the Secondary Distributor be extended to November 30, 2019 to allow time for Transition of the menus and ordering patterns at each of the Region’s four (4) Long-Term Care Homes; and
  - C) That the Commissioner of Finance be authorized to execute any necessary agreements for distribution services and software subscriptions, including any required contract extensions and ongoing software maintenance and support.



3. HealthPro Procurement Services Inc.'s Various Nutrition and Food Supplier Selections for the Region of Durham's four (4) Long-Term Care Homes (2019-SS-6)

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- A) That the HealthPro Procurement Services Inc. Nutrition and Food contract offered to the Region as a member of HealthPro Procurement Services Inc. for the four (4) Long-Term Care Homes nutrition and food requirements, be awarded to the various prequalified single suppliers included in Table 1 HealthPro #NFS-01-04-19 (Attachment #1 to Report #2019-SS-6) and the various prequalified multi suppliers included in Table 2 HealthPro #NFS-01-4-19 (Attachment #2 to Report #2019-SS-6), representing a total cost of approximately \$515,000 annually for a contract term of three (3) years up until March 31, 2022, with an option to extend for one (1) additional two (2) year term; and
- B) That the Commissioner of Finance be authorized to execute the HealthPro Procurement Services Inc.'s Phase 2 Multi Supplier Selection form (Attachment #3 to Report #2019-SS-6) and any required agreements and/or extensions related to the various food contracts in Table 1 and Table 2.

4. Application for New Long-Term Care Beds to the Ministry of Health and Long-Term Care (2019-SS-7)

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That the Regional Chair and Regional Clerk be authorized to sign the application for submission to the MOHLTC indicating the Region's endorsement of the application to build a new 200-bed Long-Term Care Home in North Pickering and its acceptance of the terms and conditions as outlined in the Long-Term Care Home Development and Redevelopment Application Declaration and Application Form.

5. Update on Provincial Program and Funding Changes Affecting the Social Services Department (2019-SS-8)

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That the Ontario government be requested to reconsider the implementation of changes to program design, funding and cost-sharing formulas for Social Services until 2020 and to consult with the Ontario Municipal Social Services Association and its members, including the Regional Municipality of Durham, on the nature and scope of these changes.

6. Victim Services Pilot Project to address Human Trafficking in Durham (2019-SS-9)

- A) That the Region of Durham enter into a Memorandum of Understanding (MOU) with Victim Services of Durham Region (VSDR) for a pilot project to address and assist in the prevention of Human Trafficking in Durham;

- B) That one-time funding up to a maximum of \$200,000 be provided to VSDR for the pilot project and the agency be required to segregate the funding to ensure reporting and accountability in a manner satisfactory to the Commissioner of Finance and further that any unused funds be returned to the Region of Durham;
  - C) That \$100,000 of the approved 2019 budget for the Social Investment Fund be reallocated to the VSDR pilot project, bringing the total budget for this pilot project to \$200,000; and
  - D) That the Commissioners of Social Services and Finance be authorized to execute the necessary agreements.
7. Memorandums of Agreement for Lakeview Manor, Fairview Lodge, Hillsdale Terraces and Hillsdale Estates Medical Directors (2019-SS-10)

That the Regional Chair and Regional Clerk be authorized to sign the Memorandums of Agreement with each independent contractor acting as the Medical Director at each of the Region's four (4) Long-Term Care Homes for a three (3) year term commencing May 2019 with an option to extend for two (2) one-year periods, at an estimated annual cost of \$118,746 to be funded from the Annual Business Plan and Budget for the Long-Term Care Homes.

Respectfully submitted,

B. Chapman, Chair, Health & Social Services Committee

## **Report #6 of the Planning & Economic Development Committee**

For consideration by Regional Council

June 26, 2019

The Planning & Economic Development Committee recommends approval of the following:

1. Durham Agricultural Advisory Committee 2018 Annual Report and 2019 Workplan ([2019-P-28](#))
  - A) That Report #2019-P-28 of the Commissioner of Planning and Economic Development be received as the Durham Agricultural Advisory Committee's 2018 Annual Report;
  - B) That the Durham Agricultural Advisory Committee's 2019 Workplan be approved, as outlined in Attachment #1 to Report #2019-P-28;
  - C) That the Durham Agricultural Advisory Committee's Terms of Reference be approved, as outlined in Attachment #2 to Report #2019-P-28; and
  - D) That a copy of Report #2019-P-28 be forwarded to the Durham Agricultural Advisory Committee, the Durham Federation of Agriculture, the Golden Horseshoe Food and Farming Alliance and the Area Municipalities.
2. Durham Environmental Advisory Committee 2018 Annual Report and 2019 Workplan ([2019-P-29](#))
  - A) That Report #2019-P-29 of the Commissioner of Planning and Economic Development be received as the Durham Environmental Advisory Committee's 2018 Annual Report;
  - B) That the Durham Environmental Advisory Committee's 2019 Workplan be approved, as outlined in Attachment #1 to Report #2019-P-29; and
  - C) That a copy of Report #2019-P-29 be forwarded to the Durham Environmental Advisory Committee and the Area Municipalities.
3. Durham Trail Coordinating Committee 2018 Annual Report and Durham Active Transportation Committee 2019 Workplan ([2019-P-30](#))
  - A) That Report #2019-P-30 of the Commissioner of Planning and Economic Development be received as the Durham Trail Coordinating Committee's 2018 Annual Report;
  - B) That the Durham Active Transportation Committee 2019 Workplan be approved, as outlined in Attachment 1 to Report #2019-P-30; and

- C) That a copy of Report #2019-P-30 be forwarded to the Durham Active Transportation Advisory Committee, Conservation Authorities and the Area Municipalities.

4. Durham Economic Development Partnership (DEDP) Four-Year Strategic Priorities (2019-EDT-10)

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That Report #2019-EDT-10 of the Commissioner of Planning and Economic Development be received for information.

5. Envision Durham – Growth Management – Urban System Discussion Paper (2019-P-31)

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- A) That Report #2019-P-31 of the Commissioner of Planning and Economic Development be received for information; and
- B) That a copy of Report #2019-P-31 be forwarded to Durham's area municipalities; conservation authorities; and the Ministry of Municipal Affairs and Housing for review and comment.

6. Funding Reallocation for Support and Creation of D-Hive Innovation Network (2019-EDT-12)

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- A) That, to support the FedDev funding application, up to \$100,000 of the approved one-time 2019 funding for the Spark Centre for the Pilot Launch Phase of the Innovation Station Project be retained by the Region of Durham to engage the appropriate professional services to:
  - i) develop a detailed plan outlining the programming or support needed from a central hub through a D-Hive innovation network for the Region's existing accelerators and innovation spaces; and
  - ii) develop business cases and project execution plans for the creation of various industry-specific or stage-specific innovation spaces within the Region of Durham to support the FedDev funding application;
- B) That Council endorse and support-in-principle the Spark Centre and Idea Summit funding application to FedDev for the D-Hive Network; and
- C) That staff report back to the Planning and Economic Development Committee on the progress of this initiative at the appropriate time.

7. Resolution regarding Potential Excess Inventory of Trees on Conservation Authority Lands

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That the Durham Environmental Advisory Committee (DEAC) requests Regional Chair Henry's support in contacting the Conservation Authorities (CA) in Durham Region regarding a potential excess inventory of trees on CA lands and the possibility of these trees being re-planted in Durham Region.

8. Resolution regarding Regional Trail Network – Endorsement of Meadoway-Durham Linkage

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That the concept for a Meadoway-Durham trail network system, to promote active transportation in The Regional Municipality of Durham be endorsed, in principle.

Respectfully submitted,

D. Ryan, Chair, Planning & Economic Development Committee

## **Report #6 of the Works Committee**

For consideration by Regional Council

June 26, 2019

The Works Committee recommends approval of the following:

1. Motion re: Lake Ontario Water Levels

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

That Global warming and climate change is a major concern, and that it be recognized by all levels of government as a contributor to flooding issues;

Whereas Federal Governments of the United States and Canada and the International Joint Commission have, in partnership with the States and Provinces, a joint interest in the management of Lake Ontario;

Whereas the management of the lake levels falls within this joint interest;

Whereas the flooding experienced by the residents and business owners of Durham Region has resulted in effecting resident's safety, has caused significant property damage and economic loss;

Whereas Municipalities within Durham Region have expended significant staffing resources and financial resources in flood mitigation and protections;

Whereas the flooding experienced by the Durham Region threatens regional and municipal infrastructure;

And whereas it is conceivable and reasonable to anticipate future flooding as was experienced in the spring of 2017 and is being experienced now in 2019;

Now therefore be it resolved that:

The Canadian Representatives of the International Joint Commission and the Federal Government immediately review and amend Plan 2014 to better protect the interests of Municipalities, Emergency Responders and Riparian's;

And be it resolved that the Provincial Government review and increase the funding provided to municipalities as the first line in flood prevention, preparation, mitigation, response and recovery commensurate to the anticipated increased flooding, erosion and damages;

And be it resolved that the Provincial and Federal Governments be requested to strike a committee to review mitigation and safety plans for the communities fronting the Great Lakes and St. Lawrence Seaway; and that Durham Region be invited to participate on the committee;

And that this resolution be circulated to Prime Minister Justin Trudeau, Premier Doug Ford, MP Chrystia Freeland (Foreign Affairs), MPP Sylvia Jones (Solicitor General), MPP Steven Clark (Municipal Affairs and Housing), Canadian Representatives of the International Joint Commission (IJC), Association of Municipalities of Ontario (AMO), Great Lakes and St. Lawrence Cities Initiative, and all Ontario municipalities.

2. Sole Source Purchase for Replacement Equipment at the Regional Municipality of Durham's Material Recovery Facility (2019-WR-7)

That the purchase of replacement equipment required for the Region's Material Recovery Facility be sole sourced from the original equipment provider, Machinex Recycling Services, at a total cost not to exceed \$600,000\* to be funded from the approved 2019 Solid Waste Management Major Capital Budget. (\*) before applicable taxes in all instances

3. Blue Box Litter Pilots (2019-WR-8)

A) That staff report back prior to the 2020 budget process on the following:

- i) Confirmation that staff have completed whatever work is necessary to secure a patent for the Blue Box lid with our partner Emterra (as identified in Report #2019-WR-8 of the Commissioner of Works);
- ii) That staff commence work to secure a sponsor for advertising on the lid that would reduce or eliminate the costs of providing the lids to all residents and provide the results of this;
- iii) That staff investigate and report back on the possibility of amending the waste management By-law to make it mandatory for all residents to set out blue boxes at the curb with a lid to prevent litter and investigate enforcement and fines for not complying;
- iv) That, regardless of transition of the Blue Box to full Extended Producer Responsibility (EPR), all Blue boxes will still be required to have lids and enforcement will continue; and
- v) That staff provide an update on the approximate percentage of non-compliant blue box containers in the Region and an estimated cost to provide a new large blue box to every resident along with two blue box lids and any other information Council may need to make a proper decision on this important initiative.

4. Supplementary Report to Works Committee Report #2019-W-24 Cemetery Connections to the Regional Water Supply System (2019-W-42)

A) That the requirements of the Regional Municipality of Durham's Water Supply System By-Law Number 89-2003 (as amended) not be waived,

resulting in frontage charges being paid prior to connecting to the Regional Municipality of Durham's Water Supply System;

- B) That the Pine Grove Cemetery be required to pay frontage charges, be responsible for the actual cost of constructing the connection to the Region's Water Supply System and all works on private property; and
- C) That a copy of Report #2019-W-42 of the Commissioner of Works, be provided to Mr. Alex Williamson, President, Pine Grove Cemetery Board.

5. Issuance of an Encroachment Agreement ([2019-W-43](#))

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- A) That the Encroachment Agreement negotiated between the owners of the property located at the municipal address of 27 Hillcourt Avenue in the Town of Whitby and the Regional Municipality of Durham permitting the encroachment of a fence onto the Brock Street Road Allowance at that municipal address for a nominal sum be approved; and
- B) That the Regional Chair and Clerk be authorized to execute any necessary documents or agreements.

6. Approval to Execute a Licence Agreement for a Mountain Bike Trail within the Right-Of- Way on Lake Ridge Road (Regional Road 23) in the Township of Uxbridge ([2019-W-45](#))

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- A) That the Regional Municipality of Durham be authorized to enter into a License Agreement with Durham Mountain Biking Association for a mountain bike trail located within the Lake Ridge Road (Regional Road 23) road allowance, with costs and liability for trail, construction, use and maintenance to be the sole responsibility of the Durham Mountain Bike Association; and
- B) That the Regional Chair and Clerk be authorized to execute the Licence Agreement.

7. Renewal of Lease for Premises with 2446225 Ontario Limited at 169 North Street, Unit #3 in the Township of Scugog for the Regional Municipality of Durham Social Services Department ([2019-W-46](#))

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- A) That the renewal of lease for 46.45 square metres (500 square feet) of office space, being part of the building located at 169 North Street, Unit #3, in the Township of Scugog be approved with the following terms and conditions:
  - i) The term is for a period of two years commencing August 1, 2019, ending July 31, 2021, with an option to extend for an additional two years subject to the rental rate being negotiated;
  - ii) The annual rental rate for the two-year period of the lease is \$15,160\*



based on a rate of \$326.37\* per square metre (\$30.32 per square foot);

- iii) The Landlord is responsible for all operating costs for the building, common areas and the leased premises;
  - iv) The Region is responsible for a proportionate share of any applicable property taxes; and
- B) That the Regional Chair and Clerk be authorized to execute all documents associated with the lease agreement.  
(\* ) before applicable taxes in all instances
8. Report on Tenders and Additional Financing for The Regional Municipality of Durham Contract T-1017-2018 for the New Vehicle Wash Bay Addition at the Works Department Scugog Depot, in the Township of Scugog (2019-W-47)
- A) That the low compliant bid of ONIT Construction Inc., in the amount of \$780,000\*, be awarded for Regional Municipality of Durham Contract T-1017-2018 resulting in a total estimated project cost of \$1,064,000;
  - B) That the previously approved project budget of \$882,000 be increased by \$182,000 to a revised total project budget of \$1,064,000;
  - C) That the funding for the additional project commitments in the amount of \$182,000 be provided as follows:
    - i) Depot Operations 2019 Operating Budget provision for Extraordinary Maintenance and Miscellaneous Savings:

|                                  |                  |
|----------------------------------|------------------|
| Property Tax                     | \$60,666         |
| Water Supply – User Revenue      | \$60,667         |
| Sanitary Sewerage – User Revenue | <u>\$60,667</u>  |
|                                  | <u>\$182,000</u> |
  - D) That the Regional Chair and Clerk be authorized to execute Regional Municipality of Durham Contract T-1017-2018.  
(\* ) before applicable taxes
9. Approval of Request for a Release of Easements (2019-W-48)
- A) That the easement in favour of the Regional Municipality of Durham on the property identified as Part of Block 416, Plan 40M-2139, in the Town of Whitby Subject to Easement in Gross over Part 1 on 40R-23738 be released from title;
  - B) That the easement in favour of the Regional Municipality of Durham on the property identified as Part of Lot 209, All of Block 414, Registered Plan

40M-2139, Town of Whitby and Part of Lot 31, Concession 3, (Geographic Township of Whitby) now in the Town of Whitby be released from title;

- C) That the Legal Department be authorized to register a Release of Easement on title to the subject properties; and
  - D) That the Regional Chair and Clerk be authorized to execute any documents that may be required by them associated with the release of easements legally described in Recommendations A and B.
10. Extension of Lease for Premises with Chidley Glen Developments Limited at 3000 Garden Street, Suite 200, in the Town of Whitby for the Regional Municipality of Durham Economic Development Division, Business Advisory Centre Durham ([2019-W-49](#))
- 
- A) That an Extension of Lease for 185.25 square metres (1,994 square feet) of office space, being part of the building located at 3000 Garden Street, Suite 200, in the Town of Whitby, be approved on the following terms and conditions:
    - i) The term of the lease extension is for a period of five years commencing September 1, 2019, and ending August 31, 2024;
    - ii) The annual rental rate for the five year period of the lease will be \$31,904\* based on a rate of \$172.22\* per square metre (\$16.00\* 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 lease agreement.  
(\* before applicable taxes in all instances)
11. Award of Request for Proposal #1105-2018 for Professional Services to Produce an Overall Masterplan and Provide Full Architectural and Engineering Services for the New Region of Durham Paramedic Services Station, in the City of Pickering ([2019-W-50](#))
- 
- A) That Request for Proposal #1105-2018 be awarded to AECOM Canada Ltd. to provide professional services to produce an overall masterplan and provide full architectural and engineering services for the new Region of Durham Paramedic Services station, in the City of Pickering, at a total upset limit not to exceed \$661,195\* to be funded from the approved project budget of \$4,500,000; and
  - B) That the Commissioner of Finance be authorized to execute the professional services agreement.

(\*) includes disbursements and are before applicable taxes

12. Amendments to Regional Traffic and Parking By-Law #44-2006 (2019-W-51)
- A) That Corporate Services – Legal Services be directed to prepare an amending by-law to amend By-Law #44-2006, generally in the form included as Attachment #1 to Report #2019-W-51 of the Commissioner of Works, for presentation to Regional Council for passage; and
  - B) That staff be authorized to take all steps required and necessary to give effect to the amendments contemplated to By-Law #44-2006 as indicated in the form included as Attachment #1 to Report #2019-W-51.
13. Award of Request for Proposal #1099-2018 for Commissioning Services for Phase 2 of the Clarington Police Complex, in the Municipality of Clarington (2019-W-52)
- A) That Request for Proposal #1099-2018 be awarded to Jones Lang LaSalle Real Estate Services Inc. to provide commissioning services for Phase 2 of the new Clarington Police Complex, at a total upset limit not to exceed \$98,800\* to be funded from the approved project budget; and
  - B) That the Commissioner of Finance be authorized to execute the consulting services agreement.
- (\*) includes disbursements and are before applicable taxes
14. Confidential Report of the Commissioner of Works – Proposed or Pending Acquisition or Disposition of Land for Regional Corporate Purposes as it Relates to the Purchase of Lands Required for the Bus Rapid Transit Project, in the City of Pickering (2019-W-44)

That the recommendations contained in Confidential Report #2019-W-44 of the Commissioner of Works, be adopted.

Respectfully submitted,

D. Mitchell, Chair, Works Committee

## **Report #4 of the Committee of the Whole**

For consideration by Regional Council

June 26, 2019

The Committee of the Whole recommends approval of the following:

1. Update on Green Bin Organics Processing Negotiations with Miller Waste Systems and Authority to Sole Source the Yard Waste Processing Contract Extension to Miller Waste Systems ([2019-COW-12](#))

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  - A) That the Regional Municipality of Durham enter into a four-year extension of Contract C002462 with Miller Waste Systems for Leaf and Yard Waste processing, effective July 1, 2019 to extend its term from August 23, 2020 to June 30, 2024 at a four year total cost of approximately \$5,938,077,\* subject to annual CPI adjustments, to be funded from the annual Solid Waste Management Operating Budget; and
  - B) That the Commissioner of Finance be authorized to execute all documents related to the contract extensions.
2. Region of Durham's Investment Plan for the Canada-Ontario Community Housing Initiative (COCHI) and Ontario Priorities Housing Initiative (OPHI) Programs ([2019-COW-13](#))

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  - A) That further to the correspondence from the Ministry of Municipal Affairs and Housing (MMAH) as outlined in Attachment #1 to Report #2019-COW-13 of the Commissioner of Finance and Commissioner of Social Services, the Regional Chair and Regional Clerk be authorized to execute the Ontario Transfer Payment Agreement with the MMAH in order for the Region of Durham to participate in the Canada-Ontario Community Housing Initiative (COCHI) and Ontario Priorities Housing Initiative (OPHI) Programs and secure available 100 per cent Federal and Provincial funding in the total amount of \$11,822,854 (\$5,071,593 in 2019-20 (confirmed); \$2,643,030 in 2020-21 (planned); and \$4,108,231 in 2021-22 (planned));
  - B) That the proposed Investment Plan as detailed in Attachment #2 to Report #2019-COW-13, as required by the Province, outlining the following allocations for the available Federal and Provincial funding for the Canada-Ontario Community Housing Initiative (COCHI) and Ontario Priorities Housing Initiative (OPHI) Programs over the three-year Provincial funding period be approved and forwarded to the MMAH:

### **Proposed Federal and Provincial Funding Allocations for the Region of Durham's Investment Plan**

|       |                  | <b>Component</b>      | <b>Year 1<br/>2019-2020<br/>Confirmed<br/>Allocation<br/>(\$)</b> | <b>Year 2<br/>2020-2021<br/>Planning<br/>Allocation<br/>(\$)</b> | <b>Year 3<br/>2021-2022<br/>Planning<br/>Allocation<br/>(\$)</b> | <b>Total<br/>(\$)</b>    |
|-------|------------------|-----------------------|---|--|--|--------------------------|
| (i)   | COCHI<br>Capital | Repair                | 525,393   | 287,730  | 441,531  | 1,254,654                |
|       |                  | <b>COCHI Subtotal</b> | <b>525,393</b>  | <b>287,730</b>   | <b>441,531</b>   | <b>1,254,654</b>         |
| (ii)  | OPHI<br>Capital  | Home Repair           | 4,318,890   | 0  | 0  | 4,318,890                |
| (iii) | OPHI<br>Capital  | Home Ownership        | 0   | 100,000  | 0  | 100,000                  |
| (iv)  | OPHI<br>Capital  | Rental                | 0   | 2,137,535  | 3,483,365  | 5,620,900                |
|       |                  | <b>OPHI Subtotal</b>  | <b>4,318,890</b>  | <b>2,237,535</b>   | <b>3,483,365</b>   | <b>10,039,790</b>        |
| (v)   |                  | Administration        | 227,310   | 117,765  | 183,335  | 528,410                  |
|       |                  | <b>TOTAL</b>          | <b><u>5,071,593</u></b>   | <b><u>2,643,030</u></b>  | <b><u>4,108,231</u></b>  | <b><u>11,822,854</u></b> |

- C) That in order to address the need for urgent capital repairs and to support non-profit Community Housing, it is recommended that COCHI/OPHI Year 1 funding, as outlined in the Investment Plan, be directed to priority repairs of Community Housing projects, with the following specific actions:
- a) Upon execution of the Ontario Transfer Payment Agreement for COCHI/OPHI, regional staff be authorized to submit a Project Information Form (PIF) to MMAH for selected repair projects;
  - b) Prior to the distribution of funds to housing providers, the Regional Chair and Regional Clerk be authorized to enter into a contribution agreement with each housing provider in order to access funding and establish legal obligations and reporting requirements for the project, as required under the COCHI/OPHI Program Guidelines;

- c) To ensure all program funding is fully utilized, the Commissioner of Finance be authorized to reallocate underspent project specific funding to alternate projects that can utilize the funding within the program deadlines;
  - d) The housing providers receiving funding be required to segregate this funding to ensure reporting and accountability in a manner satisfactory to the Commissioner of Finance; and
  - e) Regional staff be authorized to obtain additional professional consulting services in an amount not to exceed \$75,000 in order to monitor capital repair projects, with financing provided from the administration allocation;
- D) That the Regional Chair and Regional Clerk be authorized to enter into an amending agreement with Habitat for Humanity Durham for the shared administration of the Home Ownership Component of the Ontario Priorities Housing Initiative (OPHI) year 2 funding allocation and with eligible purchasers for down payment assistance of up to \$25,000 per household for four units to a maximum of \$100,000, in a manner consistent with the funds made available to the previous homeowners under the Investment in Affordable Housing (IAH) and Social Infrastructure Fund (SIF) programs;
- E) That in order to address the lack of affordable rental supply in Durham, the Ontario Priorities Housing Initiative funding be made available for rental construction across the program period as below:

**OPHI Rental Housing Funding Distribution  
Region of Durham**

|                             | Year 1 | Year 2      | Year 3      | Total       |
|-----------------------------|--------|-------------|-------------|-------------|
| <b>Funding Allocation</b>   | 0      | \$2,137,535 | \$3,483,365 | \$5,620,900 |
| <b># of Potential Units</b> | 0      | 12 to 17    | 18 to 25    | 30 to 42    |

- F) That staff be authorized to issue a Request for Proposal (RFP), upon confirmation of funding from MMAH, for the purpose of soliciting rental housing project proposals for a total value not to exceed the annual amount available under the COCHI/OPHI Investment Plan, under the terms and conditions of the Rental Housing Component of the Ontario Priorities Housing Initiative (OPHI), with recommended rental housing projects being brought forward for Regional Council endorsement; and
- G) That given the administration involved to deliver OPHI programs, both within funding years and to ensure compliance over the program's affordability periods, it is recommended that 5% of the Region's OPHI allocation be leveraged to offset program administrative costs and that, to maintain the 2018-2019 baseline federal funding no administration costs be leveraged against the Region's COCHI allocation.

3. Proposed Housing Services Act Regulation Changes (2019-COW-14)

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That Report #2019-COW-14 of the Commissioner of Finance and Commissioner of Social Services be endorsed and submitted to the Ministry of Municipal Affairs and Housing (MMAH) as the Region of Durham's response to the proposed Housing Services Act regulation changes posted to Ontario's Regulatory Registry under proposal numbers 19-MMAH003, 19-MMAH004, 19-MMAH005, including the following key comments and recommendations:

- i) MMAH consider the comments and recommendations set out in Attachment #1 of Report #2019-COW-14 of the Commissioner of Finance, and Commissioner of Social Services – Region of Durham's Detailed Response to Proposed Regulatory Changes under the Housing Services Act;
- ii) MMAH work with service managers to determine the financial impact of the proposed RGI simplification changes, including strategies for mitigation or compensation of these costs;
- iii) RGI scales for social assistance households be revised to align to maximum shelter allowances for Ontario Works and Ontario Disability Support Program (ODSP); and
- iv) Special Priority Policy (SPP) applicants be addressed outside of service manager wait lists to meet the immediate needs of this group and to allow service managers to better address the needs of chronological applicants and locally identified priorities on their wait lists.

4. Initiation of the Durham Region Community Safety and Well-Being Plan (CSWP) (2019-COW-15)

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- A) That Report #2019-COW-15 of the Commissioners of Social Services and Planning and Economic Development, be received for information; and
- B) That a copy of Report #2019-COW-15 be sent to the area municipalities, Durham Region Police Service, and the Durham Region Community Safety and Well-Being Plan (CSWP) Stakeholders for information.

5. The 2019 Regional Municipality of Durham Asset Management Plan (2019-COW-16)

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- A) That the Regional Strategic Asset Management Policy as set out in Attachment #1 to Report #2019-COW-16 of the Commissioner of Finance and Commissioner of Works, be approved and submitted to the Ontario Ministry of Infrastructure to comply with Ontario Regulation 588/17, Asset Management Planning for Municipal Infrastructure, which requires municipalities to have adopted a Strategic Asset Management Policy by July 1, 2019; and

- B) That the best business practice of allocating funds to address priority rehabilitation and replacement needs of Regional infrastructure systems identified in Report #2019-COW-16, produced through the Region's asset management planning process, continue as part of the Region of Durham's 2020 Financial Planning and Budget deliberations.

6. Organics Management Next Steps and Updated Preliminary Business Case (2019-COW-17)

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- A) That approval be granted for the Region to proceed with Council's preferred long-term organics' management technology solution, with the capital project to include both a mixed waste transfer and pre-sort facility and an anaerobic digestion (AD) organics management processing facility with the specific financing to be approved at time of Request for Proposal (RFP) issuance and confirmed at the time of RFP award;
- B) That wet anaerobic digestion be approved as the Region's technology for processing organic materials, to maximize diversion, including Green Bin organics and the organic fraction of mixed garbage wastes;
- C) That the Region's service delivery approach for implementing the Region's long-term organics management solution include public ownership of the transfer/pre-sort facility and AD organics management processing facility with a long-term (15-25 year) single contract to be obtained from the private sector to design, build, operate and maintain (DBOM) the facilities;
- D) That procurement follow a two-step Request for Proposal Qualifications (RFPQ) and Request for Proposal (RFP) process, in which:
  - a. The RFPQ shall include appropriate requirements for financial capacity (construction, bonding, operations) together with technical requirements, to be issued with the list of recommended prequalified companies (to participate in the subsequent RFP) to be presented to Regional Council for approval in fall 2019;
  - b. The subsequent RFP process shall be issued together with the design-build-operate-maintain contract to reduce the need for protracted negotiations prior to financial close;
- E) That Regional staff be authorized to retain GHD Limited (GHD) to act as the owner's engineer, at a cost not to exceed \$800,000 to be funded from the existing capital project funds, for the following scope of work:
  - a. Development of a detailed project implementation schedule setting out key activities and milestones for the execution of the project;



- b. Undertake the siting evaluation and environmental compliance approvals and permitting application for transfer/mixed waste pre-sort and AD facilities within Durham Region; and
  - c. Support both the RFPQ and RFP processes, including development of technical documentation and evaluations;
- F) That the updated 2019 preliminary business case for the Region's recommended transfer/mixed waste pre-sort and AD facilities be received for information, recognizing that an update will be provided as part of the recommendation to Regional Council to proceed with RFP issuance once uncertainties around key parameters are resolved (e.g. siting and haulage implications, project implementation timing and site specifications, energy and other by-product preferences, available connections, revenues, costs and implications due to evolving regulatory requirements);
- G) That an independent third-party fairness monitor be retained at a total cost not to exceed \$100,000 to oversee subsequent procurement processes as approved by Regional Council to protect the Regional Municipality of Durham and to ensure fairness and transparency on behalf of vendors and other stakeholders, and that the selection of the fairness monitor be made at the discretion of the Chief Administrative Officer and Commissioner of Finance;
- H) That external legal counsel be retained at a cost not to exceed \$125,000 to provide advice for the next steps of the long-term organics management solution and assist in the procurement process and contractual arrangements; and
- I) That Regional staff report back to Regional Council on the results of the following to seek further direction:
  - a. The feasibility of a potential partnership/joint venture with the preferred proponent identified through the Expression of Interest (EOI-1152-2018 to solicit interest in a partnership to procure, finance and share the net costs arising from the development and implementation of the Region's long-term organics waste management solution project), and whether negotiations to establish this partnership/joint venture should commence;
  - b. The evaluation of siting (i.e. location) and environmental compliance approvals and permitting application requirements for the transfer/mixed waste pre-sort and AD facilities within Durham Region;
  - c. A detailed project implementation schedule, including key activities and milestones, to progress the implementation of the Region's long-term organic's management solution; and

- d. Recommended timing and approval to initiate the RFP, based on resolution of uncertainties around key parameters (e.g. siting and haulage implications, project implementation timing and site specifications, energy and other by-product preferences, available connections, revenues, costs and implications due to evolving regulatory requirements).
7. Provincial Funding Update: Implications for the Region of Durham (2019-COW-18)  
That Report #2019-COW-18 of the Commissioner of Finance and Commissioner & Medical Officer of Health, be received for information.
8. GO East Extension Update and Transit Oriented Development Evaluation (2019-COW-19)

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  - A) That the update on the GO East Extension to Bowmanville provided within Report #2019-COW-19 of the Commissioner of Planning and Economic Development, and Commissioner of Finance, be received for information;
  - B) That a Transit Oriented Development Evaluation exercise be undertaken as a sole source contract by N. Barry Lyon Consultants Limited, at a cost not to exceed \$150,000, to be financed at the discretion of the Commissioner of Finance and completed by December 31, 2019, in order to examine the potential impact of route alignments on private sector investment at proposed GO Station locations along the GO East Extension to Bowmanville;
  - C) That the Commissioner of Finance be authorized to execute the necessary agreements;
  - D) That Regional Council be apprised on the findings and recommendations that are contained in the Transit Oriented Development Evaluation upon its completion;
  - E) That Metrolinx and the Province of Ontario be requested to reaffirm their commitment to the CP alignment approved in 2011 through the Oshawa to Bowmanville Rail Service Expansion and Rail Maintenance Facility Transit Project Assessment Process Environmental Assessment; and
  - F) That a copy of Report #2019-COW-19 be sent to the Minister of Transportation, the President and Chief Executive Officer at Metrolinx, Durham Members of Provincial Parliament, and Durham area municipalities.
9. Endorsement of Broadband Project by FlashFibr (2019-COW-20)

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That the Region of Durham endorse and provide support-in-principle for the proposed Broadband infrastructure project by FlashFibr which aligns with and advances the strategic priorities outlined in the Council-approved Regional Broadband Strategy.

10. Financing Terms for the Extension of Municipal Water Supply Services Resulting from Successful Petitions for Properties Located Within the Provincial Greenbelt (2019-COW-21)
- 
- A) That Schedule E of By-law #89-2003 be amended to reflect the addition of the following payment terms for extension of municipal water supply services resulting from successful petitions for properties located within the Greenbelt:
- i) The annual interest rate for the payment of frontage charges for the extension of municipal water supply services to properties in the Greenbelt be established at the prime rate of the Region's financial institution plus 1.5 per cent, with the prime rate based on the date the final letter outlining fees owing is issued; and
  - ii) The payment term for the frontage charges for the extension of services to properties in the Greenbelt be 10 years or 15 years at the option of the property owner;
- B) That Corporate Services – Legal Services be directed to prepare an amending by-law to amend By-Law #89-2003, generally in the form included as Attachment #1 to Report #2019-COW-21 of the Acting Commissioner of Works, and Commissioner of Finance, for presentation to Regional Council for passage;
- C) That staff be authorized to take all steps required and necessary to give effect to the amendments contemplated to By-Law #89-2003 as indicated in the form included as Attachment #1 to Report #2019-COW-21;
- D) That a review of payment terms related to frontage charges for the extension of water supply and sanitary sewerage services resulting from a successful petition process (within or outside of the Provincial Greenbelt) be reviewed as part of the 2020 User Rate Study; and
- E) That payments be secured against the title of the property and, the debt discharged upon transfer of ownership.

Respectfully submitted,

John Henry, Regional Chair and CEO

## Unfinished Business

June 26, 2019

- 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 digester (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

## Other Business

June 26, 2019

### 11.1 2019 Durham Regional Local Housing Corporation Annual Shareholder Meeting

At the Durham Regional Local Housing Corporation meeting held on May 29, 2019, the Board of Directors approved the audited financial statements of the Corporation for the fiscal year ended December 31, 2018, for submission to the Shareholder.

It is recommended that, pursuant to the *Business Corporations Act*, the Council of The Regional Municipality of Durham, in its capacity as the sole shareholder of the Durham Regional Local Housing Corporation, resolve that:

- A) The financial statements of the Corporation which comprise the Statement of Financial Position as at December 31, 2018, and the Statements of Operations and Accumulated Surplus, Change in Net Financial Assets and Cash Flows for the year ended December 31, 2018 and the Independent Auditor's Report thereon, all as submitted to the Shareholder by the Board of Directors, be received;
- B) The Shareholder hereby waives its right to receive general or special notice of an annual meeting of the shareholder of the Corporation;
- C) The Shareholder hereby waives its right to receive an advance copy of the Corporation's 2018 financial statements and independent auditor's report;
- D) All by-laws, resolutions, contracts, acts and proceedings of the Board of Directors of the Corporation enacted, passed, made, done or taken since the last annual meeting of shareholders of the Corporation as set forth or referred to in the minutes of the meetings and resolutions of the Board of Directors in the minute and record book of the Corporation or in the financial statements of the Corporation are hereby approved, ratified and confirmed; and
- E) The Regional Chair and Clerk be authorized to sign the shareholder's resolution evidencing the approval of the aforementioned matters.

(See attached report on pages 102 - 121)

### 11.2 Province of Ontario Audit and Accountability Fund (2019-A-25)

That Regional Council authorize the CAO, if necessary, given the compressed timeline for the projects funded by the Province of Ontario Audit and Accountability Fund, to enter into a sole sourcing agreement with qualified third-party service providers.

(See attached report on pages 122 - 124)



## The Regional Municipality of Durham Report

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To: [The Shareholder of the Durham Regional Local Housing Corporation](#)  
From: Elaine Baxter-Trahair, Chief Executive Officer, Durham Regional Local Housing Corporation  
Nancy Taylor, Treasurer, Durham Regional Local Housing Corporation  
Date: June 26, 2019

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**Subject:**

2019 Durham Regional Local Housing Corporation Annual Shareholder Meeting

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**Recommendations:**

It is recommended that, pursuant to the *Business Corporations Act*, the Council of The Regional Municipality of Durham, in its capacity as the sole shareholder of the Durham Regional Local Housing Corporation, resolve that:

- A) The financial statements of the Corporation which comprise the Statement of Financial Position as at December 31, 2018, and the Statements of Operations and Accumulated Surplus, Change in Net Financial Assets and Cash Flows for the year ended December 31, 2018 and the Independent Auditor's Report thereon, all as submitted to the Shareholder by the Board of Directors, be received;
  - B) The Shareholder hereby waives its right to receive general or special notice of an annual meeting of the shareholder of the Corporation;
  - C) The Shareholder hereby waives its right to receive an advance copy of the Corporation's 2018 financial statements and independent auditor's report;
  - D) All by-laws, resolutions, contracts, acts and proceedings of the Board of Directors of the Corporation enacted, passed, made, done or taken since the last annual meeting of shareholders of the Corporation as set forth or referred to in the minutes of the meetings and resolutions of the Board of Directors in the minute and record book of the Corporation or in the financial statements of the Corporation are hereby approved, ratified and confirmed; and,
  - E) The Regional Chair and Clerk be authorized to sign the shareholder's resolution evidencing the approval of the aforementioned matters.
-

**Report:****1. Purpose**

- 1.1 This report is submitted to the Regional Municipality of Durham, the sole shareholder of the Durham Regional Local Housing Corporation, for the purpose of conducting the statutory annual meeting as required pursuant to the provisions of the Ontario *Business Corporations Act, RSO 1990* (the “OBCA”).

**2. Background and OBCA Requirements**

- 2.1 The Durham Regional Local Housing Corporation (DRLHC) is incorporated pursuant to the provisions of the OBCA.
- 2.2 The OBCA requires that financial statements be prepared as prescribed by legislation and present the financial position of the Corporation in accordance with generally accepted accounting principles. The 2018 financial statements for the DRLHC have been prepared using public sector accounting standards appropriate for a government not-for-profit organization. Deloitte LLP are the current auditors of the Corporation and have completed the audit of the financial statements of the DRLHC, which comprise the Statement of Financial Position as at December 31, 2018 and the Statements of Operations and Accumulated Surplus, Change in Net Financial Assets and Cash Flows for the year ended December 31, 2018.
- 2.3 The OBCA requires that the Corporation’s financial statements be received before an annual meeting of shareholders within six months of the financial year end referred to in the financial statements. Enclosed herewith as Attachment “A” are the audited financial statements for the year ended December 31, 2018, which were approved by the Board of Directors on May 29, 2019.
- 2.4 The OBCA provides that a resolution in writing signed by all the shareholders entitled to vote on that resolution at a meeting of shareholders is as valid as if it had been passed at a meeting of the shareholders. Given that the Regional Municipality of Durham is the sole shareholder of the Corporation it is possible to dispense with the formality of convening an annual shareholders meeting by having Regional Council approve and authorize the execution of a written shareholder’s resolution. This method of proceeding has been used previously for annual shareholder meetings of the Corporation and continues to be recommended in the present circumstance.
- 2.5 The OBCA sets out a number of requirements regarding notice of the shareholders meeting and provision of copies of the audited financial statements that are applicable to public corporations but are not typically useful for a corporation with only one shareholder. As such, it is permitted for the sole shareholder of such a corporation to waive strict compliance with those notice requirements. Such a waiver of this corporate requirement is recommended in the present circumstance.
- 2.6 Finally, it is requested that the Shareholder of the Corporation ratify the actions of the Board of Directors since the preceding annual shareholder’s meeting. While the Corporation holds title to its assets, the business of operating the housing stock is

conducted by Region of Durham staff under the terms of a service contract with the Corporation. Regional Council has established business and financial reporting practices for all regionally delivered services through its existing committee structure. Any decisions made by the Board of Directors for the DRLHC would be brought for the approval of Regional Council through the reports to the applicable Committee. Therefore, the ratification of the DRLHC Board of Directors' actions at the annual shareholder's meeting is strictly a corporate formality.

### **3. Conclusion**

- 3.1 Given that the Regional Municipality of Durham is the sole shareholder of the Corporation, it is recommended that the Shareholder dispense with the formality of convening an annual shareholder's meeting and have Regional Council approve and authorize the execution of a written shareholder's resolution.
- 3.2 It is recommended that all by-laws, resolutions, contracts, acts and proceedings of the Board of Directors of the Corporation enacted, passed, made, done or taken since the last annual meeting of shareholders of the Corporation as set forth or referred to in the minutes of the meetings and resolutions of the Board of Directors in the minute and record book of the Corporation or in the financial statements of the Corporation be hereby approved, ratified and confirmed.
- 3.3 Attached hereto as Attachment "B" is a written shareholder's resolution for use with respect to the aforementioned resolutions.

### **4. Attachments**

- Attachment A: Durham Regional Local Housing Corporation Audited Financial Statements as at December 31, 2018
- Attachment B: Resolutions of the Sole Shareholder of the Durham Regional Local Housing Corporation

Original Signed By

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Elaine Baxter-Trahair  
Chief Executive Officer  
Durham Regional Local Housing Corporation

Original Signed By

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Nancy Taylor, BBA, CPA, CA  
Treasurer  
Durham Regional Local Housing Corporation



Financial statements of

**Durham Regional Local Housing  
Corporation**

December 31, 2018

## Independent Auditor's Report

To the Board of Directors of  
Durham Regional Local Housing Corporation

### Opinion

We have audited the financial statements of the Durham Regional Local Housing Corporation (the "Corporation"), which comprise the statement of financial position as at December 31, 2018, and the statements of operations and changes in net financial assets for the year then ended, and notes to the financial statements, including a summary of significant accounting policies (collectively referred to as the "financial statements").

In our opinion, the accompanying financial statements present fairly, in all material respects, the financial position of the Corporation as at December 31, 2018, and the results of its operations, changes in net financial assets and its cash flows for the year then ended in accordance with Canadian public sector accounting standards ("PSAS").

### Basis for Opinion

We conducted our audit in accordance with Canadian generally accepted auditing standards ("Canadian GAAS"). Our responsibilities under those standards are further described in the *Auditor's Responsibilities for the Audit of the Financial Statements* section of our report. We are independent of the Corporation in accordance with the ethical requirements that are relevant to our audit of the financial statements in Canada, and we have fulfilled our other ethical responsibilities in accordance with these requirements. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

### Responsibilities of Management and Those Charged with Governance for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with PSAS, and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is responsible for assessing the Corporation's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless management either intends to liquidate the Corporation or to cease operations, or has no realistic alternative but to do so.

Those charged with governance are responsible for overseeing the Corporation's financial reporting process.

### Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with Canadian GAAS will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these financial statements.

As part of an audit in accordance with Canadian GAAS, we exercise professional judgment and maintain professional skepticism throughout the audit. We also:

- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Corporation's internal control.
- Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by management.
- Conclude on the appropriateness of management's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the Corporation's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the financial statements or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the Corporation to cease to continue as a going concern.
- Evaluate the overall presentation, structure and content of the financial statements, including the disclosures, and whether the financial statements represent the underlying transactions and events in a manner that achieves fair presentation.

We communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.

A handwritten signature in cursive script that reads "Deloitte LLP".

Chartered Professional Accountants  
Licensed Public Accountants  
May 29, 2019

# Durham Regional Local Housing Corporation

## Statement of Financial Position

As at December 31, 2018

|  | 2018              | 2017              |
|--|-------------------|-------------------|
|  | \$                | \$                |
| <b>FINANCIAL ASSETS</b>                  |                   |                   |
| Cash                                     | 3,046,670         | 2,709,797         |
| Accounts receivable                      | 1,049,154         | 679,723           |
| Region of Durham subsidy receivable      | 1,661,532         | 754,927           |
|  | <b>5,757,356</b>  | <b>4,144,447</b>  |
| <b>FINANCIAL LIABILITIES</b>             |                   |                   |
| Accounts payable and accrued liabilities | 2,112,906         | 1,453,903         |
| Deferred grant (Note 5)                  | 152,509           | 1,323,814         |
| Rent received in advance                 | 73,147            | 84,154            |
|  | <b>2,338,562</b>  | <b>2,861,871</b>  |
| <b>NET FINANCIAL ASSETS</b>              | <b>3,418,794</b>  | <b>1,282,576</b>  |
| <b>NON-FINANCIAL ASSETS</b>              |                   |                   |
| Tangible capital assets (Note 3)         | 10,339,357        | 10,129,066        |
| <b>ACCUMULATED SURPLUS (Note 4)</b>      | <b>13,758,151</b> | <b>11,411,642</b> |

The accompanying notes and schedules are an integral part of these financial statements.

# Durham Regional Local Housing Corporation

## Statement of Operations and Accumulated Surplus

Year ended December 31, 2018

|   | 2018              |                   | 2017              |
|---|-------------------|-------------------|-------------------|
|   | Budget            | Actual            | Actual            |
|   | \$                | \$                | \$                |
| <b>REVENUES</b>                               |                   |                   |                   |
| Rent  | 7,290,964         | 7,156,571         | 7,050,229         |
| Region of Durham subsidy                      | 5,991,401         | 8,099,951         | 6,297,031         |
| Other   | 170,000           | 510,937           | 167,149           |
| Federal grant (Note 5)                        | -                 | 362,506           | 14,854            |
| Provincial grant (Note 5)                     | -                 | 374,454           | 23,354            |
|   | <b>13,452,365</b> | <b>16,504,419</b> | <b>13,552,617</b> |
| <b>EXPENSES</b>                               |                   |                   |                   |
| Purchased services                            | 3,237,418         | 3,235,157         | 3,054,225         |
| Property taxes                                | 2,467,433         | 2,446,806         | 2,384,849         |
| Utilities                                     | 2,212,589         | 2,090,408         | 2,239,614         |
| Property maintenance, materials and supplies  | 1,892,063         | 4,677,834         | 3,696,442         |
| Renovations and replacements                  | 1,077,353         | 613,298           | 556,277           |
| Amortization                                  | 713,000           | 738,425           | 712,851           |
| Insurance                                     | 216,425           | 216,000           | 210,000           |
| Administration                                | 161,610           | 116,105           | 132,638           |
| Rental write-offs                             | 40,000            | 23,877            | 41,983            |
|   | <b>12,017,891</b> | <b>14,157,910</b> | <b>13,028,879</b> |
| <b>ANNUAL SURPLUS</b>                         | <b>1,434,474</b>  | <b>2,346,509</b>  | <b>523,738</b>    |
| <b>ACCUMULATED SURPLUS, BEGINNING OF YEAR</b> | <b>11,411,642</b> | <b>11,411,642</b> | <b>10,887,904</b> |
| <b>ACCUMULATED SURPLUS, END OF YEAR</b>       | <b>12,846,116</b> | <b>13,758,151</b> | <b>11,411,642</b> |

The accompanying notes and schedules are an integral part of these financial statements.

# Durham Regional Local Housing Corporation

## Statement of Change in Net Financial Assets

Year ended December 31, 2018

|   | 2018      | 2017      |
|---|-----------|-----------|
|   | \$        | \$        |
| <b>OPERATING</b>                                |           |           |
| Annual surplus                                  | 2,346,509 | 523,738   |
| Acquisition of tangible capital assets          | (954,634) | (525,530) |
| Amortization of tangible capital assets         | 738,425   | 712,851   |
| Gain on disposal of tangible capital assets     | (298,057) | -         |
| Proceeds on disposal of tangible capital assets | 303,975   | -         |
| Increase in Net Financial Assets                | 2,136,218 | 711,059   |
| <b>NET FINANCIAL ASSETS, BEGINNING OF YEAR</b>  | 1,282,576 | 571,517   |
| <b>NET FINANCIAL ASSETS, END OF YEAR</b>        | 3,418,794 | 1,282,576 |

The accompanying notes and schedules are an integral part of these financial statements.

# Durham Regional Local Housing Corporation

## Statement of Cash Flows

Year ended December 31, 2018

|   | 2018        | 2017      |
|---|-------------|-----------|
|   | \$          | \$        |
| <b>OPERATING ACTIVITIES</b>                     |             |           |
| Annual surplus                                  | 2,346,509   | 523,738   |
| Non-cash charges to operations                  |             |           |
| Amortization of tangible capital assets         | 738,425     | 712,851   |
| Gain on disposal of tangible capital assets     | (298,057)   | -         |
| Change in non-cash assets and liabilities       |             |           |
| Accounts receivable                             | (369,431)   | (241,988) |
| Region of Durham subsidy receivable             | (906,605)   | (754,927) |
| Accounts payable and accrued liabilities        | 659,003     | 536,357   |
| Region of Durham subsidy payable                | -           | (135,370) |
| Deferred grant                                  | (1,171,305) | (29,708)  |
| Rent received in advance                        | (11,007)    | 6,700     |
| Net increase in cash from operating activities  | 987,532     | 617,653   |
| <b>CAPITAL ACTIVITY</b>                         |             |           |
| Proceeds on disposal of tangible capital assets | 303,975     | -         |
| Acquisition of tangible capital assets          | (954,634)   | (525,530) |
| Net decrease in cash from capital activities    | (650,659)   | (525,530) |
| <b>NET INCREASE IN CASH</b>                     | 336,873     | 92,123    |
| <b>CASH, BEGINNING OF YEAR</b>                  | 2,709,797   | 2,617,674 |
| <b>CASH, END OF YEAR</b>                        | 3,046,670   | 2,709,797 |

The accompanying notes and schedules are an integral part of these financial statements.

# Durham Regional Local Housing Corporation

## Notes to the Financial Statements

December 31, 2018

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### 1. Incorporation

As part of the provincial local services realignment program, the Regional Municipality of Durham (the "Region") acts as service manager for social housing located in the municipality. To facilitate the transfer of social housing units of the Ontario Housing Corporation ("OHC") located in the Region, on January 1, 2001, the Durham Regional Local Housing Corporation ("LHC") was established under the provisions of the Ontario Business Corporations Act, with the Region as its sole shareholder. Nominal consideration was given for the 100 common shares issued upon incorporation.

Under the provisions of a transfer order prepared under authority of the Social Housing Reform Act, 2000, the LHC was the recipient on January 1, 2001 of assets, liabilities, rights and obligations previously owned by the OHC. Effective on the date of the transfer, the Region, as service manager, and the LHC are responsible for the management and operation of the housing projects transferred and are bound by the requirements set out in the legislation.

Income-producing properties acquired as a result of the transfer were originally financed by the Province of Ontario (the "Province") through general obligation provincial debentures. At the time of the transfer of ownership of the assets from the OHC to the LHC, the Province did not transfer the responsibility for the repayment of the debentures. Accordingly, the value of the related provincial debentures was not recorded in the LHC's financial statements.

### 2. Significant Accounting Policies

The financial statements of the LHC are representations of management prepared in accordance with generally accepted accounting principles as recommended by the Public Sector Accounting Board ("PSAB") of the Chartered Professional Accountants of Canada.

The focus of PSAB financial statements is on the financial position of the LHC and changes thereto. The Statement of Financial Position reports financial assets and liabilities, and the non-financial assets of the LHC. Financial assets are available to provide resources to discharge existing liabilities or finance future operations. Accumulated surplus represents the financial position of the LHC and is the difference between assets and liabilities.

#### *(a) Basis of accounting*

##### *i. Accrual basis of accounting*

Revenues and expenses are reported on the accrual basis of accounting. The accrual basis of accounting recognizes revenues in the period in which transactions or events occurred that gave rise to the revenues; expenses are recognized in the period the goods and services are acquired and a liability is incurred or transfers are due.

##### *ii. Non-financial assets*

Non-financial assets are not available to discharge existing liabilities and are held for use in the provision of services. They have useful lives extending beyond the current year, and are not intended for sale in the ordinary course of operations.



# Durham Regional Local Housing Corporation

## Notes to the Financial Statements

December 31, 2018

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### 2. Significant Accounting Policies (continued)

#### (a) Tangible capital assets

Tangible capital assets are recorded at cost, which includes amounts that are directly attributable to acquisition, construction, development or betterment of the asset. The cost, less residual value, of tangible capital assets, excluding land, is amortized on a straight line basis over their estimated useful lives as follows:

|                                     | Useful life -<br>years |
|-------------------------------------|------------------------|
| Land improvements                   | 20                     |
| Buildings and building improvements | 15 - 55                |
| Vehicles                            | 5                      |
| Machinery and equipment             | 10                     |

Annual amortization is charged in the year of acquisition and in the year of disposal. Tangible capital assets under construction are not amortized until the tangible capital assets are in service.

#### iii. Government transfers

Government transfers are recognized in the period during which the transfers are authorized and any eligibility criteria are met. Government transfers are deferred if they are restricted through stipulations that require specific actions to be carried out in order to recognize the transfer. For such transfers, revenue is recognized when the stipulation has been met.

#### iv. Use of estimates

In preparing the financial statements, management is required to make estimates and assumptions that affect the reported amounts of assets and liabilities, and the disclosure of contingent liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates. Accounts requiring significant estimates and assumptions include accounts receivable, tangible capital assets, accounts payable and accrued liabilities.

#### v. Segment disclosure

Revenues and expenses of the segments identified below include amounts that are directly attributable to the segment and amounts that can be allocated on a reasonable basis. The accounting policies used in these segments are consistent with the accounting policies noted above.

##### (a) Social housing

Represents the property management and operating costs pertaining to the 1,275 social housing units transferred to the LHC under the Social Housing Reform Act, 2000.

# Durham Regional Local Housing Corporation

## Notes to the Financial Statements

December 31, 2018

### 2. Significant Accounting Policies (continued)

#### (b) Affordable housing

The LHC received funding under the “Canada-Ontario Affordable Housing Program (“AHP”): Rental and Supportive Component” for the development and construction of 12 one bedroom units at the Lakeview Harbourside site in the City of Oshawa, and 5 one bedroom units at the Perry Street site in the Township of Uxbridge. Property management and operating costs charged to this segment are recovered from tenant rents and rent supplements.

### 3. Tangible Capital Assets

The net book value of tangible capital assets is comprised of the following:

|                                    | 2018       | 2017       |
|------------------------------------|------------|------------|
|                                    | \$         | \$         |
| Land                               | 46         | 46         |
| Land improvements                  | 525,929    | 563,457    |
| Building and building improvements | 8,430,084  | 9,104,839  |
| Vehicles                           | 72,693     | 46,016     |
| Machinery and equipment            | 171,650    | 181,491    |
|                                    | 9,200,402  | 9,895,849  |
| Work in progress                   | 1,138,955  | 233,217    |
|                                    | 10,339,357 | 10,129,066 |

The Schedule of Tangible Capital Assets (Schedule 1) discloses the changes in cost and accumulated amortization by category.

#### (a) Work in progress

Work in progress, having a carrying value of \$1,138,955 (2017 - \$233,217), has not been amortized. Amortization of these assets will commence when the assets are put in service.

#### (b) Tangible capital assets recognized at nominal value

Land has been assigned a nominal value due to the difficulty in determining a tenable valuation on these assets.

#### (c) Works of art or historical treasures

No works of art or historical treasures are held by the LHC.

#### (d) Other

During the year there were no write-downs of assets (2017 - \$Nil), no interest was capitalized (2017 - \$Nil), and there are no capital lease obligations (2017 - \$Nil).

# Durham Regional Local Housing Corporation

## Notes to the Financial Statements

December 31, 2018

### 4. Accumulated Surplus

The accumulated surplus consists of the following:

|  | 2018       | 2017       |
|--|------------|------------|
|  | \$         | \$         |
| Tangible capital assets                                      | 10,339,357 | 10,129,066 |
| Affordable housing capital reserve                           | 359,232    | 47,695     |
| Unexpended capital financing for future capital expenditures | 3,059,562  | 1,234,881  |
| Accumulated surplus  | 13,758,151 | 11,411,642 |

### 5. Government Transfers

The LHC received approval for one time federal and provincial grant funding for the repair of the social housing units through the 2016 Social Infrastructure Fund, Social Housing Improvement Program (“SHIP”), under the Agreement for Investment in Affordable Housing (“IAH”). The grant funding can only be spent on approved projects and the housing units funded must remain affordable for a ten-year period after the completion of the repair/retrofit activity. Grant revenue is recognized as project expenditures are incurred. Grant funding deferred is \$152,509 (2017 – \$1,323,814).

The LHC received approval for one time provincial grant funding for the repair and retrofit to social housing units to improve living conditions and fight climate change through Ontario’s Climate Action Change Plan, Social Housing Apartment Improvement Program (“SHAIP”). The grant funding can only be spent on approved projects and the housing units funded must remain affordable for a ten-year period after the completion of the repair/retrofit activity. Grant funding is recognized as expenditures are incurred.

The following summarizes the eligible costs incurred for approved projects and the grant funding recognized:

|  | 2018    | 2017   |
|--|---------|--------|
|  | \$      | \$     |
| Program costs  |         |        |
| SHIP   |         |        |
| Balcony repair at 315 Colborne St., Whitby             | 336,330 | 8,520  |
| Balcony repair at 155 King St., Oshawa                 | 388,682 | 21,188 |
| SHAIP  |         |        |
| Building envelope replacements at 155 King St., Oshawa | 11,948  | 8,500  |
| Total  | 736,960 | 38,208 |
| Program funding  |         |        |
| Federal grant  | 362,506 | 14,854 |
| Provincial grant                                       | 374,454 | 23,354 |
| Total  | 736,960 | 38,208 |

# Durham Regional Local Housing Corporation

Schedule of Tangible Capital Assets  
Year ended December 31, 2018

Schedule 1

|                                    | Land | Land improvements | Buildings and building improvements | Vehicles | Machinery and equipment | Work in progress | 2018 Total |
|------------------------------------|------|-------------------|-------------------------------------|----------|-------------------------|------------------|------------|
|                                    | \$   | \$                | \$                                  | \$       | \$                      | \$               | \$         |
| <b>COST</b>                        |      |                   |                                     |          |                         |                  |            |
| Balance, beginning of year         | 46   | 1,218,269         | 31,298,793                          | 324,074  | 342,638                 | 233,217          | 33,417,037 |
| Additions                          | -    | -                 | 750                                 | 48,146   | -                       | 954,634          | 1,003,530  |
| Work in process completed          | -    | -                 | -                                   | -        | -                       | (48,896)         | (48,896)   |
| Disposals                          | -    | (883)             | (33,200)                            | (29,842) | -                       | -                | (63,925)   |
| <b>BALANCE, END OF YEAR</b>        | 46   | 1,217,386         | 31,266,343                          | 342,378  | 342,638                 | 1,138,955        | 34,307,746 |
| <b>ACCUMULATED AMORTIZATION</b>    |      |                   |                                     |          |                         |                  |            |
| Balance, beginning of year         | -    | 654,812           | 22,193,954                          | 278,058  | 161,147                 | -                | 23,287,971 |
| Amortization                       | -    | 37,528            | 669,587                             | 21,469   | 9,841                   | -                | 738,425    |
| Disposals                          | -    | (883)             | (27,282)                            | (29,842) | -                       | -                | (58,007)   |
| <b>BALANCE, END OF YEAR</b>        | -    | 691,457           | 22,836,259                          | 269,685  | 170,988                 | -                | 23,968,389 |
| <b>NET BOOK VALUE, END OF YEAR</b> | 46   | 525,929           | 8,430,084                           | 72,693   | 171,650                 | 1,138,955        | 10,339,357 |

# Durham Regional Local Housing Corporation

Schedule of Tangible Capital Assets  
Year ended December 31, 2017

Schedule 1 - Continued

|                                    | Land | Land improvements | Buildings and building improvements | Vehicles | Machinery and equipment | Work in progress | 2017 Total |
|------------------------------------|------|-------------------|-------------------------------------|----------|-------------------------|------------------|------------|
|                                    | \$   | \$                | \$                                  | \$       | \$                      | \$               | \$         |
| <b>COST</b>                        |      |                   |                                     |          |                         |                  |            |
| Balance, beginning of year         | 46   | 1,218,269         | 30,728,051                          | 324,074  | 342,638                 | 278,429          | 32,891,507 |
| Additions                          | -    | -                 | 570,742                             | -        | -                       | 525,530          | 1,096,272  |
| Work in process completed          | -    | -                 | -                                   | -        | -                       | (570,742)        | (570,742)  |
| <b>BALANCE, END OF YEAR</b>        | 46   | 1,218,269         | 31,298,793                          | 324,074  | 342,638                 | 233,217          | 33,417,037 |
| <b>ACCUMULATED AMORTIZATION</b>    |      |                   |                                     |          |                         |                  |            |
| Balance, beginning of year         | -    | 617,284           | 21,543,521                          | 263,009  | 151,306                 | -                | 22,575,120 |
| Amortization                       | -    | 37,528            | 650,433                             | 15,049   | 9,841                   | -                | 712,851    |
| <b>BALANCE, END OF YEAR</b>        | -    | 654,812           | 22,193,954                          | 278,058  | 161,147                 | -                | 23,287,971 |
| <b>NET BOOK VALUE, END OF YEAR</b> | 46   | 563,457           | 9,104,839                           | 46,016   | 181,491                 | 233,217          | 10,129,066 |

# Durham Regional Local Housing Corporation

Schedule of Segment Disclosure  
Year ended December 31, 2018

Schedule 2

|   | Social Housing | Affordable<br>Housing | 2018 Total |
|---|----------------|-----------------------|------------|
|   | \$             | \$                    | \$         |
| <b>REVENUES</b>                               |                |                       |            |
| Rent  | 6,968,700      | 187,871               | 7,156,571  |
| Region of Durham subsidy                      | 8,099,951      | -                     | 8,099,951  |
| Other   | 509,726        | 1,211                 | 510,937    |
| Federal grant funding                         | 362,506        | -                     | 362,506    |
| Provincial grant funding                      | 374,454        | -                     | 374,454    |
|   | 16,315,337     | 189,082               | 16,504,419 |
| <b>EXPENSES</b>                               |                |                       |            |
| Purchased services                            | 3,192,315      | 42,842                | 3,235,157  |
| Property taxes                                | 2,428,826      | 17,980                | 2,446,806  |
| Utilities                                     | 2,061,521      | 28,887                | 2,090,408  |
| Property maintenance, materials and supplies  | 4,585,216      | 92,618                | 4,677,834  |
| Renovations and replacements                  | 612,498        | 800                   | 613,298    |
| Amortization                                  | 618,723        | 119,702               | 738,425    |
| Insurance                                     | 213,255        | 2,745                 | 216,000    |
| Administration                                | 114,781        | 1,324                 | 116,105    |
| Rental write-offs                             | 23,877         | -                     | 23,877     |
|   | 13,851,012     | 306,898               | 14,157,910 |
| <b>ANNUAL SURPLUS/(DEFICIT)</b>               |                |                       |            |
|   | 2,464,325      | (117,816)             | 2,346,509  |
| <b>ACCUMULATED SURPLUS, BEGINNING OF YEAR</b> | 8,327,538      | 3,084,104             | 11,411,642 |
| <b>ACCUMULATED SURPLUS, END OF YEAR</b>       | 10,791,863     | 2,966,288             | 13,758,151 |

# Durham Regional Local Housing Corporation

Schedule of Segment Disclosure  
Year Ended December 31, 2017

Schedule 2 - Continued

|   | Social Housing | Affordable<br>Housing | 2017 Total |
|---|----------------|-----------------------|------------|
|   | \$             | \$                    | \$         |
| <b>REVENUES</b>                               |                |                       |            |
| Rent  | 6,868,964      | 181,265               | 7,050,229  |
| Region of Durham subsidy                      | 6,297,031      | -                     | 6,297,031  |
| Other   | 165,499        | 1,650                 | 167,149    |
| Federal grant funding                         | 14,854         | -                     | 14,854     |
| Provincial grant funding                      | 23,354         | -                     | 23,354     |
|   | 13,369,702     | 182,915               | 13,552,617 |
| <b>EXPENSES</b>                               |                |                       |            |
| Purchased services                            | 3,013,002      | 41,223                | 3,054,225  |
| Property taxes                                | 2,360,808      | 24,041                | 2,384,849  |
| Utilities                                     | 2,210,401      | 29,213                | 2,239,614  |
| Property maintenance, materials and supplies  | 3,625,224      | 71,218                | 3,696,442  |
| Renovations and replacements                  | 556,277        | -                     | 556,277    |
| Amortization                                  | 593,149        | 119,702               | 712,851    |
| Insurance                                     | 207,188        | 2,812                 | 210,000    |
| Administration                                | 131,311        | 1,327                 | 132,638    |
| Rental write-offs                             | 41,983         | -                     | 41,983     |
|   | 12,739,343     | 289,536               | 13,028,879 |
| <b>ANNUAL SURPLUS/(DEFICIT)</b>               |                |                       |            |
|   | 630,359        | (106,621)             | 523,738    |
| <b>ACCUMULATED SURPLUS, BEGINNING OF YEAR</b> | 7,697,179      | 3,190,725             | 10,887,904 |
| <b>ACCUMULATED SURPLUS, END OF YEAR</b>       | 8,327,538      | 3,084,104             | 11,411,642 |

RESOLUTIONS OF THE SOLE SHAREHOLDER  
OF  
DURHAM REGIONAL LOCAL HOUSING CORPORATION

WHEREAS:

1. The Ontario Business Corporations Act requires that the Board of Directors of the Durham Regional Local Housing Corporation (the "Corporation") call an annual shareholder's meeting;
2. The standard business to be conducted at a shareholder's meeting includes the consideration of the Corporation's financial statements and Independent Auditor's Report, the approval of the minutes of any prior shareholder's meetings, the election of directors, and the appointment of an auditor;
3. It is required that any by-laws passed by the Board of Directors be submitted to the shareholders for confirmation;
4. The Regional Municipality of Durham constitutes the sole shareholder of the Corporation (the "Shareholder");
5. The Shareholder may deal with all matters required to be dealt with at a meeting of shareholders by executing a written shareholder's resolution;
6. The Shareholder may in writing waive its right to notice of a meeting of the shareholders, and its right to receive the financial statements and independent auditors' report more than ten days in advance of the meeting of the shareholders;
7. At its meeting held May 29, 2019, the Board of Directors of the Corporation approved the audited annual financial statements to be considered by the Shareholder;
8. At its meeting held February 27, 2019, the Board of Directors of the Corporation approved the appointment of Elaine Baxter-Trahair as the Corporation's Chief Executive Officer;
9. At its meeting held February 27, 2019, the Board of Directors of the Corporation approved the appointment of Nancy Taylor as the Corporation's treasurer; and,
10. By prior resolution dated December 19, 2018, the Shareholder appointed the present Board of Directors for the Corporation for a term to coincide with their current term as Regional Councillors.



The undersigned, being the sole shareholder of the Durham Regional Local Housing Corporation, by its execution hereof consents, pursuant to the provisions of the Ontario Business Corporations Act to the following Resolutions in lieu of an annual meeting of the Shareholder.

**BE IT RESOLVED THAT:**

1. The financial statements of the Corporation which comprise the statement of financial position as at December 31, 2018 and the statements of operations and accumulated surplus, change in net financial assets and cash flows for the year ended December 31, 2018 and the independent auditor's report thereon, all as submitted to the Shareholder by the Board of Directors, be and the same are hereby received.
2. The Shareholder hereby waives its right to receive general or special notice of an annual meeting of the shareholder of the Corporation.
3. The Shareholder hereby waives its right to receive an advance copy of the Corporation's 2018 financial statements and independent auditor's report.
4. All by-laws, resolutions, contracts, acts and proceedings of the board of directors of the Corporation enacted, passed, made, done or taken since the last annual meeting of shareholders of the Corporation as set forth or referred to in the minutes of the meetings and resolutions of the board of directors in the minute and record book of the Corporation or in the financial statements of the Corporation are hereby approved, ratified and confirmed.
5. The Regional Chair and Clerk be authorized to sign the shareholder's resolution evidencing the approval of the aforementioned matters.

Each of the foregoing resolutions is hereby consented to by the Shareholder of the Durham Regional Local Housing Corporation pursuant to the Business Corporations Act this 26th day of June, 2019.

John Henry, Regional Chair and CEO

Ralph Walton, Regional Clerk



## The Regional Municipality of Durham Report

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To: Regional Council  
From: Chief Administrative Officer  
Report: [#2019-A-25](#)  
Date: June 26, 2019

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### **Subject:**

Province of Ontario Audit and Accountability Fund

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### **Recommendation:**

That Regional Council authorize the CAO, if necessary, given the compressed timeline for the projects funded by the Province of Ontario Audit and Accountability Fund, to enter into a sole sourcing agreement with qualified third-party service providers.

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### **Report:**

#### **1. Audit and Accountability Fund – Funding Announcement**

- 1.1 On May 21, 2019, the Province of Ontario announced that they would be providing \$7.35 million for large urban municipalities and district school boards interested in conducting various reviews to identify potential savings or efficiencies, while maintaining front-line services, through the Audit and Accountability Fund.
- 1.2 On May 22, 2019, the Region received a letter from the Honourable Steven Clark, Minister of Municipal Affairs and Housing regarding the announcement of the program and advising the program would be application based.
- 1.3 Subsequently, on May 29, 2019, the Region received a letter from Deputy Minister, Laurie LeBlanc outlining the guidelines for the program, indicating that the Region must indicate its interest in participating by June 14, 2019 and submit an Expression of Interest and supporting documents by June 30, 2019.

#### **2. Eligible Projects**

- 2.1 To be eligible, a proposed project must:
  - a. Review the municipal service delivery expenditures to find efficiencies. This could include:

- A line-by-line review of the entire budget;
  - A review of service delivery and modernization opportunities;
  - A review of administrative processes to reduce costs;
- b. Result in a final report by the independent third-party reviewer that provides specific and actionable recommendations for cost savings and improved efficiencies.
  - c. Be completed by November 30, 2019. Municipal applicants will be required to post publicly the independent third-party report that outlines the analysis, findings and actionable recommendations by November 30, 2019.

2.2 The program will not cover review projects where:

- a. The object of the review project is to identify opportunities for revenue generation or reductions in front line services
- b. The review does not result in a formal report prepared by a third party
- c. The object of the review extends beyond municipal accountability.

### 3. Potential Project

3.1 Staff have met to discuss possible project options for this funding.

3.2 Staff are recommending an audit review of existing processes to determine where efficiencies can be gained, prioritization of efficiency opportunities, and an action plan for implementing the changes to occur. The Region would propose working with a third-party service provider to review the business process diagrams, conduct interviews, assess changes for modernization and provide a roadmap with milestones and a technology recommendation(s) that enhance delivery of services to the clients dealing with the Region of Durham.

3.3 Staff also plan, based on the results of the review by the third-party service provider, to schedule resources that are available to begin the implementation phase of the recommendations.

### 4. Financial Implications

4.1 The funding requires the use of an independent third-part consultant/service provider in order to be eligible for the program.

4.2 Given that the costs need to be available by June 30 to include in the expression of interest, approval will be received in the summer and the works needs to be completed. The ability to follow regular open procurement processes are severely hindered. A report has to be made publicly available by November 30, 2019.

4.3 Given that it is anticipated that the project will be up to \$250,000, it is recommended that staff be allowed to sole source qualified consultants in order to expedite the project being undertaken.

## **5. Conclusion**

- 5.1 Staff are recommending that Regional Council authorize the CAO, if necessary, given the compressed timeline for the projects funded by the Province of Ontario Audit and Accountability Fund, to enter into a sole sourcing agreement with qualified third-party service providers.

Respectfully submitted,

Original signed by

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E. Baxter-Trahair  
Chief Administrative Officer