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The Regional Municipality of Durham

MINUTES

REGIONAL COUNCIL

Wednesday, January 29, 2020

The Council of The Regional Municipality of Durham met in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:32 AM

Regional Chair Henry assumed the Chair.

1. Traditional Territory Acknowledgment

Regional Chair Henry read the following land acknowledgement:

We are currently located on land which has long served as a site of meeting and exchange among the Mississaugas Peoples and is the traditional and treaty territory of the Mississaugas of Scugog Island First Nation. We honour, recognize and respect this nation and Indigenous Peoples as the traditional stewards of the lands and waters on which we meet today.

2. Roll Call

Morning Session 9:32 AM to 12:58 PM

All members of Council were present with the exception of Councillors Dies, Ryan, Nicholson and Yamada

Councillor Ryan attended the meeting at 10:02 AM due to municipal business
Councillor Nicholson was absent due to physical capacity limitations
Councillor Yamada attended the meeting at 9:45 AM

Councillor Tyler Morin appeared on behalf on Councillor Dies as the alternate for the Town of Ajax

Afternoon Session 2:00 PM to 3:01 PM

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

Councillor Bath-Hadden attended the meeting at 2:03 PM
Councillor Nicholson was absent due to physical capacity limitations

Councillor Tyler-Morin appeared on behalf on Councillor Dies as the alternate for the Town of Ajax

3. Declarations of Interest

There were no declarations of interest.

4. Announcements

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

5. Presentations

5.1 Councillor Bobbie Drew and Mary Simpson, Director of Financial Planning & Purchasing, re: Presentation of Durham Region Critical Incident Stress Support Team (DRCISST) K9 Crisis Program Plaque of Appreciation

Councillor Drew, on behalf of the 9-1-1 Management Board, presented the Region with a Plaque of Appreciation from the Durham Region Critical Incident Stress Support Team (DRCISST) K9 Crisis Program. She stated that in early 2018, the DRPS 9-1-1 Communications Unit created a K-9 Proactive Wellness Program Pilot with regular visits from a Critical Incident Stress Management dog. In July 2018, funding was provided from the Durham Regional Police Service, Durham Regional Police Association and the 9-1-1 Management Board to cover the costs to acquire another Wellness Dog named Serenity. She advised that Serenity began visiting the 9-1-1 Communications unit regularly in July 2018 and since September 2018, has been visiting other DRPS and Fire Department members to support their wellness.

Councillor Drew stated that the Pilot with Serenity has far exceeded all expectations and there are hopes of formalizing the program in the future. The Plaque of Appreciation was received at the November 2019 9-1-1 Management Board meeting in recognition of the funding provided for the acquisition of a second Wellness Dog. M. Simpson and Councillor Drew presented the Plaque to Regional Chair Henry.

5.2 Councillor Kevin Ashe, Chair, Durham Regional Police Services Board, and Chief Paul Martin, re: Durham Regional Police Service Annual Update

Councillor Ashe and Chief Paul Martin provided a PowerPoint Presentation regarding the Durham Regional Police Service Annual Update.

Councillor Ashe stated that the DRPS Board just completed their 3 year business plan at the end of 2019 and achieved the majority of objectives. He advised that the new Strategic Plan is now in place and serves as a guiding document that establishes the direction and performance targets for the coming years. Three main goals of the new Strategic Plan are: provide efficient and effective evidence-based policing services; deliver services and programs that inspire the trust and confidence of all communities; and foster a positive organizational culture.

Chief Paul Martin provided an overview of the latest statistics with regards to crime. Highlights of his presentation included:

- Overview
- 2020 Strategic Plan
- 2019 Overview and Highlights
 - Durham Region Crime Trends 2014-2019
 - 2019 vs. 2018: Going Down (Theft from Motor Vehicle, Assault with weapon, Motor Vehicle Collisions involving Injury and Motor Vehicle Collisions involving Property Damage)
 - 2019 vs. 2018: Unchanged (Assaults, Impaired Operation)
 - 2019 vs. 2018: Going Up (Sexual Violations, Criminal Code Traffic Offences, Fraud and ID Theft, Theft)
 - Homicides 2008-2017
 - Guns
 - 2020 Staffing
 - Workload 2015-2019
 - Workload – Domestic
 - Future Challenges
 - Responding to growing incidents of violence
 - Reaching out to youth
 - Leveraging partnerships to help those living in need or in at-risk neighbourhoods
 - Hiring – replacing the Baby Boom & diversifying
 - Impact of growth, Durham Live, the 407

Chief Paul Martin responded to questions of Regional Council.

Moved by Councillor Barton, Seconded by Councillor Leahy,
(1) That Council recess for 15 minutes.

CARRIED

Council recessed at 11:04 AM and reconvened at 11:18 AM.

5.3 James Kilgour, Director, Durham Emergency Management, re: Update on the Provincial False Alert sent Sunday, January 12, 2020

J. Kilgour, Director, Durham Emergency Management, provided a PowerPoint Presentation regarding Update on the Provincial False Alert sent on January 12, 2020.

Highlights of his Presentation included:

- Durham Emergency Management Team
- Alerting Technology: Nuclear
- Alerting Technology: Region of Durham

- Nuclear Response Specific Instructions – Duty Officer
 - Training; Orientation; Drilled; Corrected; Repeat; Annual Review with OPG January 28; Goal: 100% Accuracy
- Sequence of Events: Highlights
- Days Following
- Questions for the Province
 - Decision Making
 - Infrastructure/Technological
 - Nuclear
 - Report Findings

J. Kilgour responded to questions of Regional Council.

Moved by Councillor Barton, Seconded by Councillor Leahy,
(2) That the agenda be altered in order to hear Item 8 - Delegations next.
CARRIED

Moved by Councillor Ryan, Seconded by Councillor Anderson,
(3) That the Rules of Procedure be suspended to permit the following four delegations from the Finance and Administration Committee meeting of January 29, 2020 to appear as delegations:

- Brian Kelly, on behalf of Fridays for Future Whitby;
- Sari Saredidine, on behalf of Land Over Landings;
- Adeline Cohen, on behalf of Fridays for Future Whitby; and
- Suzanne Elston, Durham Resident.

CARRIED on a 2/3rds Vote

Moved by Councillor Collier, Seconded by Councillor Lee,
(4) That the Rules of Procedure be suspended in order to permit Lillian Kuehn, Ajax resident, to appear as a delegation with respect to Report #2019-W-89: Additional Information Regarding Imposition of a Maximum Chargeable Frontage Length for Sanitary Sewer and Water Supply Petition Projects [Item 11.1 – Unfinished Business].
CARRIED on a 2/3rds Vote

8. Delegations

8.1 Mark Cullen, Co-Founder and Chair, Highway of Heroes Living Tribute, re: Highway of Heroes Tree Campaign Service Tree Update

M. Cullen, Co-Founder and Chair, Highway of Heroes Living Tribute provided a presentation regarding the Highway of Heroes Tree Campaign Service Tree Update. He stated that their mission is to plant 117,000 trees, one for every Canadian lost at war since the war in 1812. He advised that an additional 1.8 million trees are being planted on a 15 km corridor on either side of the Highway,

representing each Canadian that volunteered for military service during times of war.

M. Cullen advised that they have reached 80% of their total fundraising goal of \$10 million and that the number of donations received are a vote of confidence in the program and a demonstration of the local and national appeal to the campaign. He stated that in 2020, their focus has changed from raising money to finding places to plant trees. He added that in order to plant trees, land is needed. He stated that they are looking for two specific types of land: lands that can hold high volumes of trees and that are highly visible to the public. He requested that individuals reach out to him with any thoughts, ideas or suggestions.

M. Cullen responded to questions from Regional Council.

8.2 Lillian Kuehn, Ajax resident, re: Report #2019-W-89: Additional Information Regarding Imposition of a Maximum Chargeable Frontage Length for Sanitary Sewer and Water Supply Petition Projects [Item 11.1 – Unfinished Business]

L. Kuehn, Ajax resident, provided a presentation with regards to the recommendations contained in Report #2019-W-89: Additional Information Regarding Imposition of a Maximum Chargeable Frontage Length for Sanitary Sewer and Water Supply Petition Projects.

L. Kuehn advised that she is requesting one of the following of Regional Council:

- To follow legislation's intent as written when the Range Road petition was voted on; and/or
- Apply section 17(1) of O. Reg. 586/06 and provide individual relief by reducing the special charges.

L. Kuehn stated that according to O. Reg. 586/06, adjustments are allowed to special charges if a lot has frontage that is larger than a specified threshold and will not benefit from the work to the same degree as other lots, and the threshold set by the legislation is 30 m unless otherwise specified by by-law. She further stated that the water by-law sets a threshold for agricultural land but is silent for other properties. She stated that the frontage rates and connection fees were amended by a by-law in 2017 to work towards total cost recovery, but those rates are not being used in the charges in the petition. She added that the water by-law states that the Region may reduce the frontage if lots are for any reason wholly or in part unfit for building purposes and a reduction shall be made on a fair and equitable basis, having regard to situation and value and superficial area as compared to other lots.

L. Kuehn stated that there are a lot of varying factors in their petition and their situation is unique in terms of the number of zones, the size of the lots and actual assessed values.

Moved by Councillor Collier, Seconded by Councillor Tyler Morin,

(5) That Lillian Kuehn be granted a one-time two minute extension to finish her delegation.

CARRIED

L. Kuehn requested the following:

- Apply O.Reg. Section 17(1) to provide relief;
- Follow legislation and abide by the 30m threshold for residential;
- If a new maximum is to be explicitly set, follow the precedence of either 30m or 38m;
- Give special consideration to the Range Road and Ontoro Boulevard Petition on the basis of its history which has increased the costs;
- Apply any new maximums to future petitions only; and
- Give consideration and respond to us on all options we specified in the first delegation.

L. Kuehn responded to questions from Regional Council.

8.3 Brian Kelly, Durham Resident, re: Durham Region Climate Change Emergency Declaration

Brian Kelly appeared before Regional Council in support of the Durham Region Climate Change Emergency Declaration. He stated that Regional Council adopted mitigation targets for the Durham Region community back in 2010. He offered the following recommendations which he stated were consistent with current science:

- 2025 Short Term Target -25% reduction of greenhouse gas (GHG) emissions;
- 2030 Mid Term Target -50% reduction of GHGs;
- 2040 Long-Term Target -75% reduction of GHGs;
- Net zero emissions by 2050;
- Based on a new base year of 2020;
- Need to create a new greenhouse gas inventory for 2020 and complete them more rapidly; and
- Each decade from now until 2050 GHG emissions need to be halved.

Moved by Councillor Carter, Seconded by Councillor Lee,

(6) That Brian Kelly be granted a one-time two minute extension to finish his delegation.

CARRIED

B. Kelly advised that the Region must move quickly to embed appropriate mechanisms and procedures in its decision-making and resource allocation in order to make climate a priority.

B. Kelly responded to questions from Regional Council.

8.4 Sari Saredidine, on behalf of Land Over Landings, re: Durham Region Climate Change Emergency Declaration

Sari Saredidine, Chair, Land Over Landings Youth Wing, appeared before the Committee in support of the Durham Region Climate Change Emergency Declaration.

S. Saredidine stated that he is worried about the future his generation is inheriting, and the pivotal role for change belongs to all levels of government and that now is the time to act.

S. Saredidine further stated that Pickering's crops, watersheds, and trees act as a carbon sink, converting carbon into biomass and helping to stabilize the emissions tally, therefore, their first demand would be an end to the Pickering Airport.

S. Saredidine referenced a section of the declaration that states, "climate change considerations will be embedded across all elements of Region business" and stated that bodes well for the health of North Pickering.

S. Saredidine advised that he does not want the airport fight to reach a fourth generation.

S. Saredidine responded to questions from Regional Council.

8.5 Adeline Cohen, on behalf of Friday's for Future Whitby, re: Durham Region Climate Change Emergency Declaration

Adeline Cohen appeared before the Committee in support of the Durham Region Climate Change Emergency Declaration.

A. Cohen stated that climate change should be Council's number one priority. She referenced climate change related events such as the sinking that is happening in Jakarta where her mother's family is from and the fires in Australia where father's family is from.

A. Cohen stated that the Climate Change Emergency Declaration is about preserving our society before it's too late and added that 63 million people have already been displaced from their homes because of climate change. She stated that in her opinion the current problem will only be made harder because of climate change.

A. Cohen stated that the Declaration is about being part of the solution, and saving our planet is worth our time.

A. Cohen responded to questions from Regional Council.

8.6 Suzanne Elston, Durham Resident, re: Durham Region Climate Change
Emergency Declaration

S. Elston did not appear as a delegation due to her prior commitments.

6. Adoption of Minutes

Moved by Councillor Chapman, Seconded by Councillor Smith,

(7) That the minutes of the Regional Council meeting held on December 19, 2019, be adopted.

CARRIED

Moved by Councillor Marimpietri, Seconded by Councillor Hight,

(8) That the minutes of the Regular Committee of the Whole meeting, held on December 11, 2019, be adopted.

CARRIED

Moved by Councillor Kerr, Seconded by Councillor Mulcahy,

(9) That the minutes of the Regular Committee of the Whole meeting, held on January 15, 2020, be adopted.

CARRIED

7. Communications

CC 01 Correspondence received from Association of Municipalities of Ontario (AMO) re:
Appointment of 8 Delegates as voting Regional delegates

Moved by Councillor Wotten, Seconded by Councillor Pickles,

(10) That the following be appointed as the voting Regional delegates for the 2020 AMO Conference being held August 16 to 19, 2020:

Ajax	Councillor Collier
Brock	Councillor Bath-Hadden
Clarington	Councillor Anderson
Oshawa	Councillor Marimpietri
Pickering	Councillor Pickles
Scugog	Councillor Drew
Uxbridge	Councillor Barton
Whitby	Councillor Mulcahy

CARRIED

Moved by Councillor Chapman, Seconded by Councillor John Neal,
(11) That Council recess for lunch until 2:00 PM.

CARRIED

Council recessed at 12:58 PM and reconvened at 2:00 PM

8. Delegations

- 8.1 Mark Cullen, Co-Founder and Chair, Highway of Heroes Living Tribute, re: Highway of Heroes Tree Campaign Service Tree Update

M. Cullen appeared earlier in the meeting (see pages 4 and 5 of these minutes).

- 8.2 Lillian Kuehn, Ajax resident, re: Report #2019-W-89: Additional Information Regarding Imposition of a Maximum Chargeable Frontage Length for Sanitary Sewer and Water Supply Petition Projects [Item 11.1 – Unfinished Business]

L. Kuehn appeared earlier in the meeting (see pages 5 and 6 of these minutes).

- 8.3 Brian Kelly, Durham Resident, re: Durham Region Climate Change Emergency Declaration

B. Kelly appeared earlier in the meeting (see pages 6 and 7 of these minutes)

- 8.4 Sari Saredidine, on behalf of Land Over Landings, re: Durham Region Climate Change Emergency Declaration

S. Saredidine appeared earlier in the meeting (see page 7 of these minutes)

- 8.5 Adeline Cohen, on behalf of Friday's for Future Whitby, re: Durham Region Climate Change Emergency Declaration

A. Cohen appeared earlier in the meeting (see pages 7 and 8 of these minutes)

- 8.6 Suzanne Elston, Durham Resident, re: Durham Region Climate Change Emergency Declaration

S. Elston did not appear as a delegation due to her prior commitments.

Moved by Councillor Marimpietri, Seconded by Councillor Ryan,
(12) That the agenda be altered in order to consider Item 7 of the First Report of the Finance and Administration Committee next.

CARRIED

10.1 Report of the Finance and Administration Committee

7. Durham Region Climate Change Emergency Declaration
[CARRIED ON A RECORDED VOTE] [SEE MOTION (13) ON PAGES 12 TO 14]

WHEREAS in 2009 Durham Regional Council unanimously adopted the position that “Scientific evidence overwhelmingly supports the conclusion that human activities are fundamentally altering the conditions for life on earth. Climate change and associated global warming is recognized as a severe threat to global systems with the potential for catastrophic outcomes”; and

WHEREAS in the more than ten years since adopting that position, greenhouse gas (GHG) emissions at the national and global level have continued to increase, such that the international community is on the brink of missing the opportunity to limit global warming to levels needed to maintain a climate system that is able to sustain human civilization; and

WHEREAS communities in Durham Region are already experiencing the impacts of climate change, including but not limited to: flooding, emergence of invasive species, increased number of high heat days, and the rise of vector borne diseases. Future climate projections for Durham Region indicate that these impacts will become more intense and severe over the coming decades; and

WHEREAS municipal governments have a crucial role to play in responding to the threat of climate change through policies, programs and capital investments that help reduce greenhouse gas emissions and build adaptive capacity to extreme weather events; and

WHEREAS Durham Region has developed community climate action plans - in partnership with local area municipalities and other key stakeholders - to guide the transition to a low carbon, climate resilient Region while realizing significant economic benefits including household cost savings and job creation; and

WHEREAS Durham Region can join the Government of Canada and more than 400 Canadian municipalities (including several local area municipalities in Durham, the City of Toronto, and other Ontario upper-tier municipalities such as Peel Region, Halton Region, Waterloo Region, Essex County, and Prince Edward County) that have declared climate emergencies and are implementing programs to drastically reduce their communities’ contributions to global carbon emissions; and

WHEREAS the Durham Community Energy Plan articulated the opportunity for climate action to stimulate economic growth in the Region and create job opportunities in the emerging low-carbon economy;

NOW THEREFORE BE IT RESOLVED:

THAT the Regional Municipality of Durham declare a climate emergency for the purposes of naming, framing, and deepening our commitment to protecting our economy, our ecosystems and our communities from climate change;

THAT in response to this emergency declaration, the need to reduce overall emissions from Durham Region, as well as to continue to prepare for Durham Region's future climate, are deemed to be high priorities when considering budget direction and in all decisions of Regional Council;

THAT Region staff be directed to review current corporate plans related to climate change, and develop an overarching Corporate Climate Change Master Plan that:

(1) establishes near-term (2025), mid-term (2030) and long-term (2050) Greenhouse Gas (GHG) emissions reduction targets for the municipal corporation that position the Region as a leader in the community-wide effort to reduce GHG emissions;

(2) identifies near-term corporate climate action priorities for the next 5 years (2020-2025) and requirements to support implementation; and

(3) identifies how climate change considerations will be embedded across all elements of Region business;

THAT staff be directed to review the low carbon pathway in the recently approved Durham Community Energy Plan and:

(1) establish near-term (2025) and mid-term (2030) community GHG emissions reduction targets; and

(2) report on a near-term (2025) implementation plan, including concrete actions and resource implications (staff and financial), as well as necessary roles for various levels of government, individual residents, and the business community, to achieve stated GHG emissions reduction targets;

THAT staff be directed to report back on a plan for the recently established Climate Change Mitigation and Environment Reserve Fund to meet identified corporate and community-facing implementation priorities;

THAT environmental sustainability and climate change be recognized as a strategic priority in the Regional Strategic Plan, in the updated Regional Official Plan; and

THAT staff be directed to work with senior levels of government to accelerate ambition and action to meet the urgency of climate change and provide resources for municipalities and the public to reduce emissions and build resiliency to climate impacts.

Moved by Councillor Mitchell, Seconded by Councillor Foster,

(13) That the recommendations contained in Item 7 of the First Report of the Finance and Administration Committee be adopted.

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

Moved by Councillor Kerr, Seconded by Councillor Joe Neal,

(14) That the main motion (13) of Councillors Mitchell and Foster to adopt the recommendations contained in Item 7 of the First Report of the Finance and Administration Committee be amended as follows:

- removing the words “such that the international community is on the brink of missing the opportunity to limit global warming to levels needed to maintain a climate system that is able to sustain human civilization” in the second paragraph;
- removing the words “have declared climate emergencies and” in the sixth paragraph;
- amending the eighth paragraph so that it reads as follows: “That the Regional Municipality of Durham name, frame, and deepen our commitment to protecting our economy, our ecosystems and our communities from climate change”; and
- by removing the word “emergency” in the ninth paragraph.

MOTION DEFEATED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Ashe
Councillor Kerr
Councillor Joe Neal

No

Councillor Anderson
Councillor Bath-Hadden
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Foster
Councillor Hight
Councillor Leahy
Councillor Lee
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Pickles

Councillor Ryan
Councillor Smith
Councillor Tyler Morin
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Barton
Councillor Drew
Councillor Marimpietri
Councillor Nicholson
Councillor Roy

Declarations of Interest: None

The main motion (13) of Councillors Mitchell and Foster was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Barton
Councillor Bath-Hadden
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 John Neal
Councillor Pickles
Councillor Ryan
Councillor Smith
Councillor Tyler Morin
Councillor Wotten
Councillor Yamada
Regional Chair Henry

No

Councillor Joe Neal

Members Absent: Councillor Anderson
Councillor Ashe
Councillor Drew

Councillor Nicholson
Councillor Roy

Declarations of Interest: None

9. Notice of Motions

9.1 Request for Durham Regional Police Service Police Chief Attendance at Regional Council

[CARRIED]

Moved by Councillor Crawford, Seconded by Councillor Collier,

(15) Whereas Durham Regional Police Service (DRPS) is responsible for all police services within the Region of Durham which includes eight municipalities and 650,000 residents;

And whereas the Service includes approximately 900 police officers and 370 civilians who work tirelessly and honourably to meet the unique needs of the communities and keep the Region safe;

And whereas the DRPS Board budget in 2019 was approximately \$200 million, representing approximately 31% of the entire Durham Region Budget, and the Service is recommending a 3.2% increase over 2019 levels for 2020;

And whereas Durham Region remains one of the fastest growing areas in Ontario, and as a result, DRPS and the Board are continuously evaluating capacity and adjusting to the unique pressures of growth to deliver services;

And whereas members of Regional Council would like to understand the rising demands and challenges of fulfilling the DRPS mandate in a rapidly growing region, and therefore be better prepared for addressing funding requests; and

Now therefore be it resolved that Council requests the Durham Regional Police Services Board to arrange for the DRPS Chief of Police or senior staff to attend Regional Council on a quarterly basis to provide regular updates regarding the Service;

That Council requests the Board to arrange for the Chief of Police or Deputy to attend Regional Council budget meetings to answer Council questions pertaining to the DRPS budget; and

That a copy of this motion be sent to the Chair of the DRPS Board and Chief of Police.

CARRIED

9.2 Request that the Provincial Government improve their funding of Conservation Authorities

[CARRIED]

Moved by Councillor Chapman, Seconded by Councillor Smith,

(16) Whereas the Regional Municipality of Durham has been well served by the Central Lake Ontario, Ganaraska Region, Kawartha, Lake Simcoe Region and Toronto & Region Conservation Authorities;

And whereas Durham Region has working service agreements with each Authority;

And whereas Durham Region values the efforts of the Conservation Authorities to monitor floods, to manage source water protection and to ensure the integrity of the watersheds within our municipality and conserve our natural environment;

And whereas the current Provincial Government is reviewing mandated programs and services and potential funding to Conservation Authorities;

Now therefore be it resolved that the Council of the Regional Municipality of Durham request that the Provincial Government improve their funding of Conservation Authorities to provide a more stable funding base that would prevent any downloading of costs to municipalities;

And further that the Provincial Government maintain and not diminish the core mandate of Conservation Authorities;

And that this resolution be forwarded to the Premier, the Minister of Environment, Conservation and Parks, the Minister of Natural Resources, all Durham Region MPPs, all Durham Region Conservation Authorities and Association of Municipalities of Ontario.

CARRIED

10. Committee Reports

10.1 Report of the Finance and Administration Committee

1. Information Management Policy (2020-A-1)
[CARRIED]

That the Information Management Policy, included as Attachment #1 to Report #2020-A-1 of the Commissioner of Corporate Services, be approved.

2. Update Personal Information Privacy Policy and Associated By-law (2020-A-2)
[CARRIED]

- A) That the Region's Personal Information Privacy Policy, (Attachment 1 to Report #2020-A-2), as revised to comply with the requirements of the Municipal Freedom of Information and Protection of Privacy Act (MFIPPA) and the Personal Health Information Protection Act (PHIPA) be adopted; and
- B) That, after consultation with the Health Information Custodian for the Social Services Department, the Director of Legal Services be requested to prepare a by-law to designate the Regional Clerk as the Contact Person for each of the Region's Health Information Custodian functions, except for the Health Department.

3. Approval and execution of Contraventions Transfer Payment Agreement with Attorney General of Ontario (2020-A-3)
[CARRIED]

That Regional Council approve and authorize the execution of the Contraventions Transfer Payment Agreement with the Attorney General of Ontario. Further, that Regional Council authorize the Commissioner of Corporate Services to give such instructions and to take any and all such actions as are required to carry out the execution of the Contraventions Transfer Payment Agreement.

4. Corporate Records Retention By-law (2020-A-4)
[CARRIED]

That Records Retention By-law #56-2018, be repealed and replaced with the Records Retention By-law in the form included as Attachment #1 to Report #2020-A-4 of the Commissioner of Corporate Services.

5. Correspondence from The Town of Whitby re: Resolution passed at their Council meeting held on November 25, 2019, regarding Gas Tax Funds
[CARRIED]

That correspondence from the Town of Whitby, re: resolution passed at their Council meeting held on November 25, 2019, regarding Gas Tax Funds, be endorsed.

6. 2020 Transit Strategic Issues and Financial Forecast Report (2020-F-1)
[CARRIED]

- A) That the 2020 Transit Strategic Issues and Financial Forecast Report be approved and forwarded to the 2020 Business Planning and Budget deliberations;
- B) That, effective May 1, 2020, the following transit fare increases be implemented, estimated to generate approximately \$270,000 in new fare revenue in 2020 based on DRT's ridership forecast of 11.25 million:
 - i) The Adult single-ride PRESTO and Ticket fares to increase by \$0.05 from \$3.20 to \$3.25;
 - ii) The Youth single-ride PRESTO and Ticket fares to increase by \$0.05 from \$2.85 to \$2.90;
 - iii) The Senior and Child (if applicable subject to recommendation C) single-ride PRESTO and Ticket fares to increase by \$0.05 from \$2.10 to \$2.15;
 - iv) The Adult and Youth Cash fare to increase by \$0.25 from \$3.75 to \$4.00; and
 - v) The Senior and Child (if applicable subject to recommendation C) Cash fare to increase by \$0.25 from \$2.50 to \$2.75;
- C) That the requirement for children riding free to be accompanied by a fare paying customer be removed, allowing all children 12 years of age and younger to ride transit free of charge effective March 1, 2020;
- D) That, as a result of Kids Ride Free being made permanent and subject to the requirement for children riding free to be accompanied by a fare paying customer being removed, all Child Ticket and Pass sales, PRESTO Child fares and the Ride-to-Read program be eliminated effective May 1, 2020; and
- E) That the Treasurer and General Manager of Durham Region Transit be authorized to execute a one-year extension to the existing U-Pass agreement with Durham College, Ontario Tech University and Trent University (Durham Campus), including a two per cent increase in the fee per eligible student from \$139.00 per semester to \$141.75 per semester for the period of September 1, 2020 to August 31, 2021.

7. Durham Region Climate Change Emergency Declaration
[CARRIED] [SEE MOTION (13) ON PAGES 12 TO 14]

Moved by Councillor Foster, Seconded by Councillor Collier,
(17) That the recommendations contained in Items 1 to 4 of the First Report of the Finance and Administration Committee be adopted.

CARRIED

Moved by Councillor Foster, Seconded by Councillor Collier,
(18) That the recommendations contained in Item 6 of the First Report of the Finance and Administration Committee be adopted.

CARRIED WITH A REFERRAL MOTION

(See Following Motions)

Moved by Councillor Marimpietri, Seconded by Councillor John Neal,
(19) That the main motion (18) of Councillors Foster and Collier to adopt the recommendations contained in Item 6 of the First Report of the Finance and Administration Committee be amended by adding the following as a new part F):

- F) In addition to Durham Regional Council's recently established DRT-Kids-Ride-Free Policy, that Regional staff be directed to investigate and report back to Regional council with the appropriate framework and roll-out plan to help facilitate and increase ridership, and improve access to service for the benefit of diverse segments of our population by effectively expanding our new Ride-Free-Of-Charge policy to include low income seniors and students in need.

REFERRED BACK

(See Following Motion)

Moved by Councillor Chapman, Seconded by Councillor Collier,
(20) That the foregoing amending motion (19) of Councillors Marimpietri and John Neal be referred back to transit staff for a report.

CARRIED

The main motion (18) of Councillors Foster and Collier was then put to a vote and CARRIED.

Moved by Councillor Foster, Seconded by Councillor Collier,
(21) That the recommendations contained in Item 5 of the First Report of the Finance and Administration Committee be adopted.

CARRIED

Item #7 of the First Report of the Finance and Administration Committee was considered earlier in the meeting. (See pages 10 to 14 of these minutes).

Moved by Councillor Collier, Seconded by Councillor Tyler Morin,
(22) That the agenda be altered in order to consider Item 11.1 of Unfinished Business next.

CARRIED

11. Unfinished Business

11.1 Additional Information Regarding Imposition of a Maximum Chargeable Frontage Length for Sanitary Sewer and Water Supply Petition Projects (2019-W-89)
[REFERRED] [SEE MOTION (24) ON PAGE 19]

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(23) That the Regional Municipality of Durham maintain full cost recovery for petition projects as outlined in current policies and by-laws and not implement maximum chargeable frontage lengths.

REFERRED

(See Following Motion)

Moved by Councillor Collier, Seconded by Councillor Lee,
(24) That Item 11.1 of Unfinished Business with respect to Additional Information Regarding Imposition of a Maximum Chargeable Frontage Length for Sanitary Sewer and Water Supply Petition Projects (2019-W-89), be referred to the February 26, 2020 Regional Council meeting in order to allow staff sufficient time to review the legal opinion obtained from Aird and Berlis on January 28, 2020 and circulated by Councillor Collier, on the Region's interpretation of Ontario Regulation 586/06 regarding frontage.

CARRIED

10.2 Report of the Works Committee

1. Award of Request for Proposal #1105-2019 for Engineering Services for the Detailed Design of the Rehabilitation of Lake Ridge Road (Regional Road 23) from 100 metres north of Myrtle Road/9th Concession Road (Regional Road 5) to 800 metres south of Chalk Lake Road, in the City of Pickering, Town of Whitby and the Townships of Uxbridge and Scugog (2020-W-1)
[CARRIED]

A) That Request for Proposal #1105-2019 be awarded to The Municipal Infrastructure Group Limited (TMIG Ltd.) to provide engineering services for the detailed design of the rehabilitation of Lake Ridge Road (Regional Road 23) from 100 metres north of Myrtle Road/9th Concession (Regional Road 5) to 800 metres south of Chalk Lake Road, in the City of Pickering, Town of Whitby and the Townships of Uxbridge and Scugog, with a total upset limit not to exceed \$250,688* to be funded from the approved project budget of \$650,000; and

- B) That the Commissioner of Finance be authorized to execute the professional services agreement.
(*) including disbursements and before applicable taxes
2. Approval for Sole Source Procurement for the Supply of Equipment and Materials to be Specified within Proposed Regional Municipality of Durham Contract D2019-009 for the Construction of the Newcastle Water Supply Plant and Port of Newcastle Sanitary Sewage Pumping Station, in the Municipality of Clarington (2020-W-2)

[CARRIED]
- A) That approval be granted to specify Trojan Technologies as the sole manufacturer and supplier of Ultra-Violet Disinfection equipment and materials for the construction of the disinfection system at the Newcastle Water Supply Plant, within the proposed Regional Municipality of Durham Contract D2019-009 (estimated value of \$200,000*); and
- B) That approval be granted to specify Hydroxyl Environmental Inc. as the sole manufacturer and supplier of the odour Control equipment and materials for the construction of the odour control system at the Port of Newcastle Sanitary Sewage Pumping Station, within the proposed Regional Municipality of Durham Contract D2019-009 (estimated value of \$200,000*).
(*) including disbursements and before applicable taxes.
3. Award of Request for Proposal #657-2019 for an Authorized Dealer for Design, Supply and Installation of Teknion Leverage Workstation Systems Furniture and Teknion Demountable Wall Systems and Related Workstation Peripheral Equipment for all Regional Municipality of Durham Facilities excluding Durham Regional Police Services Locations (2020-W-3)

[CARRIED]
- A) That Request for Proposal #657-2019 be awarded to Holmes & Brakel Limited to provide design support services and the supply, delivery, installation, and follow up warranty support of Teknion Leverage Workstation Systems furniture, Teknion Demountable Wall Systems and related workstation peripheral equipment for all Regional Municipality of Durham facilities excluding Durham Regional Police Services locations on an “as required” basis effective until June 30, 2023, with an option to extend for one year;

- B) That financing for design support services and the supply, delivery and installation of Teknion Leverage Workstation Systems furniture, Teknion Demountable Wall Systems and related workstation peripheral equipment be provided through the individual project budgets for construction, renovation, reconfiguration and optimization of Regional facilities; and
 - C) That the Commissioner of Finance be authorized to execute the professional services agreement.
4. Amendment and Extension of Lease for Premises with 552595 Ontario Limited at 1775 Reach Street, in the Township of Scugog for the Regional Municipality of Durham Paramedic Services (2020-W-4)
[CARRIED]
- A) That the amendment and extension of lease for 241.54 square metres (2,600 square feet) of office space, being located at 1775 Reach Street, in the Township of Scugog be approved with the following terms and conditions:
 - i) The term is for a period of three years commencing January 1, 2020, ending December 31, 2022, with an option to purchase at fair market value;
 - ii) The annual rental rate for the three-year period of the lease is \$28,600* based on a rate of \$118.40* per square metre (\$11.00 per square foot);
 - iii) The Regional Municipality of Durham is responsible for all operating costs for the leased premises, including janitorial services, repairs and maintenance for the premises and grounds and property taxes;
 - iv) The Landlord is responsible for repairs and maintenance for the structure of the building and for replacement of the asphalt parking lot, when necessary; and
 - B) That the Regional Chair and Clerk be authorized to execute all documents associated with the amendment and extension of lease agreement.
(*) before applicable taxes in all instances.
5. Termination of Industrial Raw Water Agreement with WEGU Manufacturing Inc. in the Town of Whitby (2020-W-5)
[CARRIED]

- A) That the Industrial Raw Water Agreement with WEGU Manufacturing Inc. be terminated; and
- B) That the Regional Chair and Clerk be authorized to execute the necessary amendment.
6. Detailed Design, Construction Administration, Project Planning, and Monitoring Assignments for the Replacement of Incineration Reactors 1 and 2 at the Duffin Creek Water Pollution Control Plant, in the City of Pickering (2020-W-6)

[CARRIED]
- A) That the selection of the engineering consortium of “Team Duffin Creek” (Jacobs Canada Incorporated is identified as the prime consultant) by the Regional Municipalities of York and Durham be confirmed to carry out detailed design and construction administration services for the replacement of Reactors 1 and 2 at the Duffin Creek Water Pollution Control Plant at an upset limit of \$19,972,071*, with the Regional Municipality of Durham’s share of the cost identified as \$5,232,683*, to be funded from the approved project budget; and
- B) That the selection of Revay and Associates Limited by the Regional Municipalities of York and Durham be confirmed to carry out project planning and monitoring services for the above project at an upset limit of \$1,000,000*, with the Regional Municipality of Durham’s share of the cost identified as \$262,000*, to be funded from the approved project budget.
(*) including disbursements and before applicable taxes.
7. Acquisition of Property Recommended for the Construction of Phase 2 of the Durham Regional Police Service Complex, in the Municipality of Clarington (2020-W-7)

[CARRIED]
- A) That the purchase agreement for additional lands for the Durham Regional Police Service Complex in the Municipality of Clarington be approved:
- | | | |
|--------------------------|-------------------------------------|-----------|
| James Robert Maguire, | 2188 Bloor Street East | \$650,000 |
| Stanley Matthew Maguire, | Clarington, ON | |
| John Arthur Maguire, | Part Lot 20, Conc. 2, Darlington. | |
| Estate of Lesley Maguire | Parts 7, 8, 9 10R3579, Municipality | |
| of Clarington. | | |
- B) That financing for the acquisition be provided from the current approved project budget; and

- C) That the Regional Chair and Clerk be authorized to execute all documents associated with the agreement.

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(25) That the recommendations contained in Items 1 to 7 inclusive of the First Report of the Works Committee be adopted.

CARRIED

10.3 Report of the Committee of the Whole

1. Litigation or Potential Litigation affecting the Regional Corporation

(2020-COW-1)

[CARRIED]

That the proposed recommendations contained in attached confidential memorandum from the Director of Legal Services dated January 15, 2020, be approved.

2. Solid Waste Management: 2020 Strategic Issues and Financial Forecast

(2020-COW-2)

[CARRIED]

That the 2020 Solid Waste Management Strategic Issues and Financial Forecast be received and forwarded to the 2020 Business Planning and Budget deliberations.

Moved by Councillor Chapman, Seconded by Councillor Collier,
(26) That the recommendations contained in Items 1 and 2 inclusive of the First Report of the Committee of the Whole be adopted.

CARRIED

11. Unfinished Business

- 11.1 Additional Information Regarding Imposition of a Maximum Chargeable Frontage Length for Sanitary Sewer and Water Supply Petition Projects (2019-W-89)

[REFERRED] [SEE MOTION (24) ON PAGE 19]

This Item was considered earlier in the meeting. See Item 11.1 on page 19 of these minutes.

12. Other Business

There was no other business to be considered.

13. By-laws

01-2020 Being a by-law to amend By-Law Number 04-2019 being a by-law to constitute and appoint a Land Division Committee of the Regional Municipality of Durham.

This by-law implements the recommendations contained in Council Correspondence CC 47 presented to Regional Council on December 18, 2019

02-2020 Being a by-law to establish retention periods for records of The Regional Municipality of Durham.

This by-law implements the recommendations contained in Item #4 of the 1st Report of the Finance & Administration Committee presented to Regional Council on January 29, 2020.

03-2020 Being a by-law to designate the Regional Clerk as the Contact Person for each of the Health Information Custodian functions for The Regional Municipality of Durham, except for the Health Department, for the purposes of the *Personal Health Information Protection Act*.

This by-law implements the recommendations contained in Item #2 of the 1st Report of the Finance & Administration Committee presented to Regional Council on January 29, 2020.

Moved by Councillor Ashe, Seconded by Councillor Anderson,
(27) That By-law Numbers 01-2020 to 03-2020 inclusive be passed.

CARRIED

14. Confirming By-law

04-2020 Being a by-law to confirm the proceedings of Regional Council at their meeting held on January 29, 2020.

Moved by Councillor Ashe, Seconded by Councillor Anderson,
(28) That By-law Number 04-2020 being a by-law to confirm the proceedings of the Council of the Regional Municipality of Durham at their meeting held on January 29, 2020 be passed.

CARRIED

15. Adjournment

Moved by Councillor Tyler Morin, Seconded by Councillor Barton,
(29) That the meeting be adjourned.

CARRIED

The meeting adjourned at 3:01 PM

Respectfully submitted,

John Henry, Regional Chair & CEO

Ralph Walton, Regional Clerk