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The Regional Municipality of Durham

MINUTES

REGIONAL COUNCIL

Wednesday, July 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 9:30 AM. Electronic participation was offered for this meeting.

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

A roll call was taken by the Regional Clerk and the following members were present:

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Bath-Hadden
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Highet
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Pickles

Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

*** all members of Council, except the Regional Chair, participated electronically**

Councillor Kerr was absent on vacation.

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

3. Declarations of Interest

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

- i) Item #3 of the Works Report to Council, Report #2020-W-37 re. A By-Law to Authorize the Construction of a Watermain and the Imposition of Water Frontage and Connection Charges Upon the Property Owners Abutting Fielding Court in the Town of Ajax; and
- ii) Item #4 of the Works Report to Council, Report #2020-W-38 re. A By-law to Authorize the Construction of a Watermain and the Imposition of Water Frontage and Connection Charges Upon the Property Owners Abutting Range Road, Lake Ridge Road South and Ontoro Boulevard, in the Town of Ajax.

She indicated that her son is an employee of the Region's Works Department.

4. Announcements

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

Moved by Councillor Marimpietri, Seconded by Councillor Collier,

- (213) That the order of the Agenda be altered to consider all items related to the Dorsay Development Corporation's request for a Minister's Zoning Order (MZO) for lands in northeast Pickering at this time, including Item 5.1, the Presentation from Commissioner Bridgeman, Delegations 8.1 to 8.7, and Correspondence Items CC28 to CC33.

CARRIED

5. Presentations

- 5.1 Brian Bridgeman, Commissioner of Planning & Economic Development re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review, File #A14-15 (2020-P-15) [Other Business – Item 12.2]

B. Bridgeman, Commissioner of Planning and Economic Development provided a presentation with respect to Dorsay Development Corporation's Request for a Minister's Zoning Order (MZO) for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review.

Highlights of his presentation included:

- Dorsay has deferred their request to the Minister for a Minister's Zoning Order
- Report 2020-P-15 should still be considered as it's uncertain how long the deferral will be for
- An MZO request represents a major planning decision
- Veraine Community Overview
- An MZO is an extraordinary tool which may permit project to proceed without any public consultation, input, or right of appeal. No concern for Official Plan.
- Concerns with MZO including:
 - Undermines the Region's Municipal Comprehensive Review (MCR)
 - Circumvents the Region's MCR; premature
 - Premature in relation to Policy 7.3.11 p), Carruthers Creek Watershed Plan Update
 - Unknowns, e.g. servicing and fiscal impacts on the Region; future airport
 - Circumvents the MCR and due process
- Recommendation is that Regional Council not support Dorsay's request for a Minister's Zoning Order for various reasons including:
 - Does not include information required for a request to amend or revoke the existing MZO
 - Requires separate evaluation and consultation with Transport Canada to ensure unimpeded operation of a future Pickering airport
 - Will impact the integrity of the MCR and needs to be evaluated within the context of 7.3.11 p) of the Regional Official Plan, including the Carruthers Creek Watershed Plan
 - Requires detailed analysis to fully understand the servicing and fiscal impacts to the Region

B. Bridgeman responded to questions from the members of Regional Council.

8. Delegations

- 8.1 John Koke, Vice President – Land Development, Dorsay (Pickering) Ltd. re: Dorsay Development Corporation's Request for a Minister's Zoning Order for

Lands in Northeast Pickering and the Region's Municipal Comprehensive Review,
File # A14-15 (2020-P-15) [Other Business – Item 12.2]

John Koke withdrew his delegation request.

- 8.2 Matthew Cory, Principal, Malone Given Parsons re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]

Matthew Cory withdrew his delegation request.

- 8.3 Steve Parish, Durham Resident re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]

Steve Parish appeared before Council with respect to Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review.

S. Parish advised that he is a resident of the Town of Ajax, was a Durham Regional Councillor from 1994-2018, and from 1995-2018 was the Mayor of Ajax. He served several terms on Planning Committee and served one term as Chair of the Committee.

S. Parish stated that Regional Council should understand the importance of their vote on this matter and added if Council supports the Commissioner's recommendation then an MZO will probably not be granted; if Council does not support the recommendation, then they will give the Province a green light and the MZO will be granted. He added that the deferral request does not change anything.

S. Parish advised that this is not the first attempt to urbanize the Carruthers Headwaters. He explained that the developer that assembled the lands presently owned by Dorsay attempted to have these lands added to the urban envelope during the last Comprehensive Review. This ultimately went to the OMB and by an order incorporated into Durham's Official Plan these lands cannot be considered for urbanization until a full Watershed Study of Carruthers Creek has been completed and Seaton has been built out. Pursuant to this Durham contracted with TRCA to complete the Watershed study at a cost to the taxpayers of over \$ One Million. He noted that this study has been substantially completed but has not had its public consultation phase or any public meeting as these were interrupted by Covid, and Council has extended the process. He added that this study indicates that urbanization of the Carruthers Headwaters will increase erosion and flooding by 77% and Durham Council has identified flooding as the number one threat and cost of climate change in this Region. He stated that an MZO will render this important study moot.

S. Parish stated that this Council was democratically elected to oversee and approve the proper long term planning of this Region. He added that the

Comprehensive Review of the Region's OP is a process designed to get full input from all eight municipalities, its citizens and all affected landowners. If someone disagrees they have appeal rights. He added that an MZO eliminates all of this, and all the built-in safeguards are gone.

S. Parish questioned if more land needs to be designated is it fair that one municipality gets the first 4000 acres before the needs and relative merits of other municipalities are even considered.

S. Parish concluded that there is no reason to support an MZO for the Carruthers Headwaters and every reason to oppose it.

8.4 Elizabeth Calvin, President, Green Durham Association re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]

Elizabeth Calvin, President, Green Durham Association, appeared before Council with respect to Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review.

E. Calvin advised that Green Durham Association is a registered charity dedicated to protecting and preserving forests, farmlands and natural areas. They support stewardship of healthy habitats for flora, fauna, wetlands and watersheds, the preservation of agricultural land, the development of trails, and public access to trail networks. She added that since 1998 they have worked with municipalities to plan for, acquire and manage trail networks, nature corridors and conservation lands and have commented on policies and decisions affecting land use.

E. Calvin advised that following Pickering Council's motion to request an MZO regarding Dorsay Development Corporation and lands in Northeast Pickering they submitted a letter to the Minister of Municipal Affairs and Housing which included the following comments:

- Land Use
 - Lands have been identified as prime agricultural lands
 - Durham is reviewing the OP and harmonizing the provincial agricultural and natural heritage maps with the OP
 - The Ontario Farmland Trust estimates that over the past 30 years Ontario has lost 20% of its best farmland to development
 - Current pandemic has highlighted the importance of protecting local sources of food production
 - Agriculture is Durham's largest industry and it is vital to protect farmland
- Watershed Protection
 - The Toronto and Region Conservation Authority recently completed the Carruthers Creek Watershed Plan. The watershed is stressed and there is a problem with flooding and erosion. Urbanizing the

- headwaters would dramatically increase flooding hazards and under no circumstances should the headwaters be urbanized
- Durham has identified flooding as a major threat from climate change
- Planning Concerns
 - New development should be informed by recent census numbers. The burden of providing new services to the proposed development needs to be carefully considered.
 - The Regional OP is expected to be completed in 2022. Allowing completion of this review before approving such a large new development will ensure location of development around transit hubs, consideration of agriculture and preservation of natural heritage features and prevent inefficient and costly expansion of municipal services. The impacts of COVID-19 are as yet unknown at this time but could change how we live, work and travel.

E. Calvin stated that they fully support the concerns and specific recommendations contained in Report #2020-P-15.

8.5 Tim Gray, Executive Director, Environmental Defence re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]

Tim Gray, Executive Director, Environmental Defence Canada, appeared before Council with respect to Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review.

T. Gray stated that Environmental Defence has a long history of involvement in the establishment and protection of the Greenbelt and with land-use planning issues more broadly. He added that their "Livable Communities" program provides policy analysis and advice, public education and public engagement opportunities across the Greater Golden Horseshoe.

T. Gray outlined the following points:

Headwaters values and impacts of development

- Carruthers Creek headwaters are the point where the Creek rises in the forests and fields of the south face of the Oak Ridges Moraine. It is adjacent to the Greenbelt and fingers of the Greenbelt cross through the area.
- It comprises high quality agricultural land and natural heritage values
- It slows and cleans the rain and snowfall from this area, therefore providing slower and cleaner release into the Creek and nearshore areas where the Creek enters Lake Ontario

- The residential and commercial development that will proceed if the MZO is granted will “harden” these surfaces and increase streamflow and diminish water quality through salt, oil, garbage and increased agricultural run-off
- Providing infrastructure such as roads, water and sewers to the proposed development will require development in the Greenbelt, which the Premier has vowed to protect.
- The risks to the watershed and the downstream residents and values are well described in the TRCA watershed study

Consequences of inviting the transfer of planning control to developers and the provincial government

- Loss of regional municipal autonomy.
- Legal and political costs. It is likely that many of the landowners in the area to be covered by the requested MZO will be unhappy with the rezoning of their lands. The province may be the target of their action, but it is possible the Region may also become involved if it requests the provincial MZO.
- Lack of need. Durham Region has not consumed the lands allocated for residential or employment land growth and should focus on developing these before extending its boundaries (and costly infrastructure) to areas further afield which include the Carruthers Creek headwaters.
- Failure to address the issues raised in the TRCA study. The watershed study completed by the TRCA contains warnings regarding the impacts of the proposed development. It is still under public review and its contents can only be properly addressed through the MCR process.

T. Gray stated that the Region should not request that the Minister take over land-use planning responsibility. He added that determination of the merits of the proposed Dorsay development should take into account the full suite of information required during an MCR, including the views of the public which the Region represents.

- 8.6 Brian Buckles, Member, Green Durham Association re: Dorsay Development Corporation’s Request for a Minister’s Zoning Order for Lands in Northeast Pickering and the Region’s Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]
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Brian Buckles, Member, Green Durham Association, appeared before Council with respect to Dorsay Development Corporation’s Request for a Minister’s Zoning Order for Lands in Northeast Pickering and the Region’s Municipal Comprehensive Review.

B. Buckles advised that he has resided in Durham for 52 years and was a very active member of People or Planes and in an environmental charity now called

the Green Durham Association (GDA). He advised that he wished to support the comments made by Elizabeth Calvin and the Commissioner of Planning and Economic Development.

B. Buckles stated that the GDA has always recognized the importance of developing a land use framework like the Moraine and Greenbelt Plans that are aimed at environmental protection. He added that unless policies were developed that better controlled urban sprawl it would be impossible to protect lands on the urban fringe.

B. Buckles advised that the GDA participated in “smart growth” panels established by the Provincial Government in 2001- 2002. He added that during that time-period on behalf of the GDA he prepared a lengthy study on the costs of urban sprawl. He added that when the next government came into power they enacted the Places to Grow Act and the GDA have remained active participants in the development and evolution of this critically important approach.

B. Buckles stated that if the Dorsay request for an MZO was approved it would make a mockery of the Regional Official Plan review process and the Provincial Growth Plan exercise and would be in opposition to developing any public strategy to more effectively manage growth, curb sprawl and save prime farmland.

B. Buckles stated that although Dorsay withdrew their request he still thinks it is important the Region voice their objections and support the recommendations in Report #2020-P-15.

8.7 Helen Brenner, Durham Resident re: Dorsay Development Corporation’s Request for a Minister’s Zoning Order for Lands in Northeast Pickering and the Region’s Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]

Helen Brenner appeared before Council with respect to Dorsay Development Corporation’s Request for a Minister’s Zoning Order for Lands in Northeast Pickering and the Region’s Municipal Comprehensive Review.

H. Brenner advised that she supports staff’s recommendations in Report #2020-P-15.

H. Brenner spoke to two main concerns:

- Concern re the MZO process
 - Undemocratic process
 - Removal of rights of appeal
 - Consider serious ramifications of MZO process
 - Need to safeguard regional and local planning processes
- Concern re the environment
 - Accelerating climate change and related environmental impacts – need to bend the curve on rising global temperatures

- Approval of the MZO would result in significant development in Northeast Pickering on land highlighted in the draft Carruthers Creek Watershed Plan as being a sensitive watershed and prime agricultural land
- Durham Region's January 2020 Climate Change Declaration
- Paving over a watershed already shown to be stressed with issues of land erosion, flooding, and poor water quality is a disregard of the environmental and climate change issues we face today and into the future.

H. Brenner requested that Council not endorse the application to initiate a Ministerial Zoning Order for lands in Northeast Pickering as requested by Dorsay Development Corporation.

Moved by Councillor McLean, Seconded by Councillor Brenner,
(214) That Council recess for 15 minutes.

CARRIED

Council recessed at 11:06 AM and reconvened at 11:21 AM

The Regional Clerk conducted a roll call following the recess and all members of Council were present, with the exception of Councillor Kerr.

7. Communications

- CC 28 Correspondence from Ira Kagan, Kagan Shastri LLP, to Honourable Steve Clark, Minister of Municipal Affairs and Housing re: Landowner Opposition to MZO
Request for North East Pickering – Veraine
- CC 29 Correspondence from Katarzyna Sliwa, Dentons Canada LLP, to Honourable Steve Clark, Minister of Municipal Affairs and Housing re: Minister's Zoning Order Request – Northeast Pickering Community of Veraine, Dorsay (Pickering) Limited
Response to Kagan Shastri LLP Letter dated July 22, 2020
- CC 30 Correspondence from David Hogg, Durham Resident re: Northeast Pickering/Northwest Whitby "Gap" in the Greenbelt – Proposal for Veraine MZO
Application for the Headwaters of Carruthers Creek
- CC 31 The following individuals submitted email correspondence in opposition to Dorsay Development Corporation's request for a Minister's Zoning Order for lands in Northeast Pickering:

Peter Rebek
Michelle Emory
Carrie Boyd
Audrey Cartile
Steven McDowell
Donna and Willy Bell
Jen Ty
Melanie Castro

Janice Doherty
Bryce Doherty
Sri Chellappah
Brenda Howie
Nader Slim
Karen Walker
Sharon Fenn
Vasco Boyce
Robert Legault and Family
Steve Lang
Sandy Penn
Jennifer Savage and Tom Efantis
Janice Simonds
Lynda Eisen
Bev Foo
Laima Lidums
Theresa Quinn
Mary Thachen-Cary
David Correia
Jeff Michea
John EG
Sharon Wilson
Jeffery Smith

CC 32 Correspondence from Katarzyna Sliwa, Dentons Canada LLP, to Honourable Steve Clark, Minister of Municipal Affairs and Housing re: Minister's Zoning Order Request – Northeast Pickering Community of Veraine, Dorsay (Pickering) Limited (“Dorsay”) Deferral of Consideration

CC 33 Correspondence from John Koke, Dorsay (Pickering) Limited to the Regional Clerk re: Northeast Pickering (Veraine) Request for Minister’s Zoning Order Withdrawal of Delegation Request – Items 8.1 and 8.2 July 29, 2020 Meeting of Regional Council Dorsay (Pickering) Limited (“Dorsay”)

Moved by Councillor Chapman, Seconded by Councillor Foster,
(215) That Council Correspondence CC 28 to CC 33 inclusive be referred to consideration of Item 12.2 under Other Business (2020-P-15).

CARRIED

12.2 Dorsay Development Corporation’s Request for a Minister’s Zoning Order for Lands in Northeast Pickering and the Region’s Municipal Comprehensive Review, File # A14-15 (2020-P-15)
[CARRIED ON A RECORDED VOTE]

Moved by Councillor Joe Neal, Seconded by Councillor Marimpietri,
(216) A) That the Region advise Dorsay Development Corporation that their request to expand the urban boundary in northeast Pickering will be considered through Envision Durham, the Region’s Municipal Comprehensive Review, in conjunction with the other urban

boundary expansion requests, and subject to Policy 7.3.11p) of the Regional Official Plan, provided that the Region's Land Needs Assessment concludes additional urban land is required to accommodate the Region's population and employment forecasts to the planning horizon defined in A Place to Grow: A Growth Plan for the Greater Golden Horseshoe;

- B) That the Region advise the Minister of Municipal Affairs and Housing that it does not support Dorsay Development Corporation's request for a Minister's Zoning Order in northeast Pickering on the basis that the request:
- i) does not include the information required for a request to amend or revoke an existing Minister's Zoning Order, of which there is one currently in place for these lands;
 - ii) requires separate evaluation and consultation with Transport Canada to ensure that the scope and scale of urban development would not compromise the long-term viability and operation of a future airport in Pickering;
 - iii) impacts the integrity of the Region's Provincial Growth Plan conformity exercise and municipal comprehensive review of the Durham Regional Official Plan and needs to be considered within the context of all other urban boundary expansion requests across the Region;
 - iv) needs to be evaluated within the context of section 7.3.11 p) of the Durham Regional Official Plan including the Carruthers Creek Watershed Plan; and
 - v) requires detailed analysis to fully understand the servicing and fiscal impacts to the Region.
- C) That a copy of Report #2020-P-15 of the Commissioner of Planning and Economic Development be sent to the federal Transport Canada Minister, the Region's area municipalities, the Toronto and Region Conversation Authority, and Durham's MPs and MPPs.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes
Councillor Anderson
Councillor Barton
Councillor Bath-Hadden
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Collier

No
Councillor Ashe

Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Kerr

Declarations of Interest: None

6. Adoption of Minutes

Moved by Councillor Marimpietri, Seconded by Councillor Crawford,
(217) That the minutes of the Regular Regional Council meeting held on June 24, 2020 be adopted.

CARRIED

7. Communications

CC 25 Joint Statement from AMO, LUMCO, MARCO and GTHA re: Ontario Mayors and Chairs issue emergency call for financial support

Moved by Councillor Collier, Seconded by Councillor Lee,
(218) That the Council Correspondence CC 25 from AMO, LUMCO, MARCO and GTHA regarding the emergency call for financial support issued by Ontario Mayors and Chairs, be endorsed.

CARRIED

CC 26 Correspondence from the City of Pickering re: Families of Orchard Villa Call to Action (Public Inquiry) – Second Request – Urgent

Moved by Councillor McLean, Seconded by Councillor Brenner,
(219) That Council Correspondence CC 26 from the City of Pickering regarding the Families of Orchard Villa Call to Action (Public Inquiry) Second Request, be endorsed.

CARRIED UNANIMOUSLY ON THE
FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
Councillor Bath-Hadden	
Councillor Brenner	
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
Councillor Drew	
Councillor Foster	
Councillor Highet	
Councillor Leahy	
Councillor Lee	
Councillor Marimpietri	
Councillor McLean	
Councillor Mitchell	
Councillor Mulcahy	
Councillor John Neal	
Councillor Joe Neal	
Councillor Nicholson	
Councillor Pickles	
Councillor Roy	
Councillor Smith	
Councillor Wotten	
Councillor Yamada	
Regional Chair Henry	

Members Absent: Councillor Kerr

Declarations of Interest: None

CC 27 Correspondence from the City of Oshawa re: Oshawa Generals Request for
Support for 2021 Memorial Cup Bid

Moved by Councillor Chapman, Seconded by Councillor Carter,
(220) That Council Correspondence CC 27 from the City of Oshawa regarding
the Oshawa Generals Request for Support for 2021 Memorial Cup Bid,
be referred to the consideration of Item #1 of Report #5 of the Finance &
Administration Committee.

CARRIED

- CC 28 Correspondence from Ira Kagan, Kagan Shastri LLP, to Honourable Steve Clark, Minister of Municipal Affairs and Housing re: Landowner Opposition to MZO Request for North East Pickering – Veraine
-

[This matter was dealt with earlier in the meeting. See Item 7 on pages 9 to 11 and Motion (215) on page 11]

- CC 29 Correspondence from Katarzyna Sliwa, Dentons Canada LLP, to Honourable Steve Clark, Minister of Municipal Affairs and Housing re: Minister's Zoning Order Request – Northeast Pickering Community of Veraine, Dorsay (Pickering) Limited Response to Kagan Shastri LLP Letter dated July 22, 2020
-

[This matter was dealt with earlier in the meeting. See Item 7 on pages 9 to 11 and Motion (215) on page 11]

- CC 30 Correspondence from David Hogg, Durham Resident re: Northeast Pickering/Northwest Whitby "Gap" in the Greenbelt – Proposal for Veraine MZO Application for the Headwaters of Carruthers Creek
-

[This matter was dealt with earlier in the meeting. See Item 7 on pages 9 to 11 and Motion (215) on page 11]

- CC 31 The following individuals submitted correspondence in opposition to Dorsay Development Corporation's request for a Minister's Zoning Order for lands in Northeast Pickering:

Peter Rebek
Michelle Emory
Carrie Boyd
Audrey Cartile
Steven McDowell
Donna and Willy Bell
Jen Ty
Melanie Castro
Janice Doherty
Bryce Doherty
Sri Chellappah
Brenda Howie
Nader Slim
Karen Walker
Sharon Fenn
Vasco Boyce
Robert Legault and Family
Steve Lang
Sandy Penn
Jennifer Savage and Tom Efantis
Janice Simonds
Lynda Eisen
Bev Foo

Laima Lidums
Theresa Quinn
Mary Thachen-Cary
David Correia
Jeff Michea
John EG
Sharon Wilson
Jeffery Smith

[This matter was dealt with earlier in the meeting. See Item 7 on pages 9 to 11 and Motion (215) on page 11]

- CC 32 Correspondence from Katarzyna Sliwa, Dentons Canada LLP, to Honourable Steve Clark, Minister of Municipal Affairs and Housing re: Minister's Zoning Order Request – Northeast Pickering Community of Veraine, Dorsay (Pickering) Limited (“Dorsay”) Deferral of Consideration

[This matter was dealt with earlier in the meeting. See Item 7 on pages 9 to 11 and Motion (215) on page 11]

- CC 33 Correspondence from John Koke, Dorsay (Pickering) Limited to the Regional Clerk re: Northeast Pickering (Veraine) Request for Minister's Zoning Order Withdrawal of Delegation Request – Items 8.1 and 8.2 July 29, 2020 Meeting of Regional Council Dorsay (Pickering) Limited (“Dorsay”)

[This matter was dealt with earlier in the meeting. See Item 7 on pages 9 to 11 and Motion (215) on page 11]

8. Delegations

- 8.1 John Koke, Vice President – Land Development, Dorsay (Pickering) Ltd. re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review, File # A14-15 (2020-P-15) [Other Business – Item 12.2]

[This matter was dealt with earlier in the meeting. See Item 8.1 on page 4]

- 8.2 Matthew Cory, Principal, Malone Given Parsons re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]

[This matter was dealt with earlier in the meeting. See Item 8.2 on page 4]

- 8.3 Steve Parish, Durham Resident re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]

[This matter was dealt with earlier in the meeting. See Item 8.3 on pages 4 to 5]

- 8.4 Elizabeth Calvin, President, Green Durham Association re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]
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[This matter was dealt with earlier in the meeting. See Item 8.4 on pages 5 to 6]

- 8.5 Tim Gray, Executive Director, Environmental Defence re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]
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[This matter was dealt with earlier in the meeting. See Item 8.5 on pages 6 to 8]

- 8.6 Brian Buckles, Member, Green Durham Association re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]
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[This matter was dealt with earlier in the meeting. See Item 8.6 on page 8]

- 8.7 Helen Brenner, Durham Resident re: Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review (2020-P-15) [Other Business – Item 12.2]
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[This matter was dealt with earlier in the meeting. See Item 8.7 on pages 8 to 9]

- 8.8 John Lawrence, Durham Resident re: Item 7. Communications – CC 27: Correspondence from the City of Oshawa, regarding Oshawa Generals Request for Support for 2021 Memorial Cup Bid, and Item 1 of the 5th Report of the Finance and Administration Committee
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John Lawrence advised that he is the president of the local union of Canadian postal workers. He added that he is also a parent, father and almost 30-year resident of Durham Region.

J. Lawrence advised that he listened to the July 14, 2020 Finance and Administration Committee meeting during which Rocco Tullio and Roger Hunt from the Oshawa Generals provided a delegation with respect to the Region providing up to \$250,000 to the Oshawa Generals for the 2021 Memorial Cup bid.

J. Lawrence stated that given the time that we are in, and the challenges that many are facing, now is the time to consider what we can and do support.

J. Lawrence stated that no where in the delegation were the finances of the Oshawa Generals organization discussed. He added that businesses are owned by people who profit from those businesses, and the players make money based

on how much the team has. He suggested that the players paycheques are not reflective of the organizations means if they must appeal to the taxpayer for money.

J. Lawrence stated that local food banks should take precedence over businesses that can support themselves. He added that he agrees the Memorial Cup will support local businesses, but feels the team is able to pay for the bid themselves.

J. Lawrence asked Council to reconsider the support they have pledged.

John Lawrence responded to questions from members of Council.

9. Notice of Motions

9.1 Motion to Waive Hydrant Permit Fees [CARRIED ON A RECORDED VOTE]

Moved by Councillor Mitchell, Seconded by Councillor Chapman,
(221) Whereas Durham Region Strategic Plan 2020-2024, Goal 1 - Environmental Sustainability, Action 1.3 promotes the protection, preservation and restoration of the natural environment, including greenspaces, waterways, parks, trails, and farmland; and

Whereas the Highway of Heroes Tree Planting Campaign has planted 3,598 trees on lands owned by the Region of Durham and the Ministry of Transportation Ontario at 500 Victoria Street East in Whitby, the site of the former Pringle Creek Water Pollution Control Plant; and

Whereas to establish the plantings, continued irrigation is required;

Now therefore be it resolved that Regional Council waive all fees related to the issuing of hydrant permits and drawing of water from hydrants required by the Highway of Heroes Campaign for irrigation purposes to support the establishment and maintenance of memorial plantings on municipal lands, supporting Goal 1– Environmental Stability contained in the Durham Region Strategic Plan 2020-2024.

CARRIED UNANIMOUSLY ON THE
FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Bath-Hadden	
Councillor Brenner	
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
Councillor Drew	
Councillor Foster	

Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillors Ashe, Barton and Kerr

Declarations of Interest: None

9.2 Electronic Meeting Provisions

[CARRIED ON A RECORDED VOTE]

Moved by Councillor Bath-Hadden, Seconded by Regional Chair Henry,
(222) Whereas Bill 197 the COVID-19 Economic Recovery Act, which received Royal Assent on July 21, 2020, amended section 238 of the Municipal Act with respect to Electronic Participation in meetings;

Whereas the Municipal Act in Section 238 (3.1) states that the procedure by-law may provide that a member of council, of a local board or of a committee of either of them, can participate electronically in a meeting to the extent and in the manner set out in the by-law;

Whereas the Municipal Act in Section 238 (3.3) states that the applicable procedure by-law may provide that, a member of a council, of a local board or of a committee of either of them who is participating electronically in a meeting may be counted in determining whether or not a quorum of members is present at any point in time; and that a member of a council, of a local board or of a committee of either of them can participate electronically in a meeting that is open or closed to the public.

Whereas at the June 24, 2020 Regional Council meeting, Council amended the Procedural By-law to allow for electronic participation;

Now therefore be it resolved that Procedural By-law #44-2018 be further amended to implement the most recent amendments made to the Municipal Act with respect to electronic participation to allow for members who are participating electronically to count towards determining whether

a quorum of members is present and to participate in meetings which are closed to the public.

CARRIED UNANIMOUSLY ON THE
FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
Councillor Bath-Hadden	
Councillor Brenner	
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
Councillor Drew	
Councillor Foster	
Councillor Highet	
Councillor Leahy	
Councillor Lee	
Councillor Marimpietri	
Councillor McLean	
Councillor Mitchell	
Councillor Mulcahy	
Councillor John Neal	
Councillor Joe Neal	
Councillor Nicholson	
Councillor Pickles	
Councillor Roy	
Councillor Smith	
Councillor Wotten	
Councillor Yamada	
Regional Chair Henry	

Members Absent: Councillor Kerr

Declarations of Interest: None

9.3 Motion to Amend Order of Proceedings

[CARRIED AS AMENDED ON A RECORDED VOTE] [SEE MOTION (224) ON
PAGE 22]

Moved by Councillor Bath-Hadden, Seconded by Regional Chair Henry,
(223) Whereas Section 238(2) of the Municipal Act requires the Regional
Council to pass a procedural By-law for governing the calling, place and
proceedings of meetings of the Regional Council and any of its
committees; and

Whereas on September 12, 2018 Council enacted Procedural By-law #44-2018, as amended; and

Whereas Council wishes to streamline the proceedings in Council meetings with respect to the process for delegations and presentations; and

Whereas delegates frequently attend Council meetings with respect to Reports included on the Council Agenda and often stay once their delegation is complete to hear the outcome of the discussion on the Report, which may not occur until much later in the meeting; and

Whereas presentations are provided by Staff or outside stakeholders with respect to Reports included on the Council Agenda, and are often called on to answer questions as it relates to the report, which may not occur until much later in the meeting; and

Whereas it would be advantageous to Council members, staff, presenters and delegates to consider delegations and/or presentations and corresponding reports consecutively;

Now therefore be it resolved that Procedural By-law #44-2018 be further amended to alter the Order of Proceedings in Council as follows:

- (a) Traditional Territory Acknowledgement
- (b) Roll Call
- (c) Declarations of Interest
- (d) Adoption of Minutes
- (e) Presentations
- (f) Delegations
- (g) Reports related to Delegations/Presentations
- (h) Communications
- (i) Committee Reports
 - Finance & Administration
 - Health & Social Services
 - Planning and Economic Development
 - Works
 - Committee of the Whole

- (j) Notice of Motions
- (k) Unfinished Business
- (l) Other Business
- (m) Announcements
- (n) By-laws
- (o) Confirming By-law
- (p) Adjournment

That the Regional Clerk be authorized to amend the Procedural By-law accordingly.

CARRIED AS AMENDED
ON A RECORDED VOTE
(See Following Motion)

Moved by Councillor Joe Neal seconded by Councillor John Neal,
(224) That the main motion (223) of Councillor Bath-Hadden and Regional Chair Henry be amended so that notice of motions that pertain to items on a committee report will be brought forward to be considered with that item.

CARRIED

The main motion (223) of Councillor Bath-Hadden and Regional Chair Henry was then put to a vote and CARRIED AS AMENDED UNANIMOUSLY ON THE FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Bath-Hadden	
Councillor Brenner	
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
Councillor Drew	
Councillor Foster	
Councillor Highet	
Councillor Leahy	
Councillor Lee	
Councillor Marimpietri	
Councillor McLean	
Councillor Mitchell	
Councillor Mulcahy	

Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillors Barton and Kerr

Declarations of Interest: None

9.4 Motion to Investigate Non-Police-Led Crisis Response Team in the Durham Region

[CARRIED ON A RECORDED VOTE]

Moved by Councillor Collier, Seconded by Councillor Carter,

(225) Whereas a comprehensive, nation-wide database (assembled by CBC news in 2018) shows that 70 per cent of the people who died during an encounter with the police struggled with mental health issues or substance abuse or both;

And whereas the CBC reports (June 2020) that at least four people have died in Canada during police wellness checks in the past 90 days - all of whom were Black, Indigenous or Persons of Colour;

And whereas the recent, tragic deaths include Ontarians - victims Regis Korchinski-Paquet, D'Andre Campbell, and Ejaz Ahmed Choudry, Michael Mclsaac and any others- and have prompted policymakers across the country and the GTHA to reevaluate the role of police services in mental health crises, including the City of Toronto and the Region of Peel;

And whereas Durham Region Police Service (DRPS) has seen a 71 per cent increase in Mental Health Act apprehensions over the past four years;

And whereas in Durham Region, an estimated 144,000 residents could experience a mental health and/or substance disorder (2015-2016 Canadian Community Health Survey), yet only one in three receive the treatment that they need;

And whereas non-violent crisis intervention should be delivered by teams led by highly trained mental health professionals who are trauma and culturally informed in order to:

1. Build trust within diverse communities;

2. Remove any association or symbols of crime in wellness or medically-driven response; and
3. Be deployed at any time of the day or night (24/7), and to any area of the Region.

And whereas the DRPS Mental Health Support Unit (MHSU) only lists two active teams which respond in plain clothes, and act only as a secondary response unit for frontline DRPS officers rather than a first point of contact during a healthcare emergency;

Now therefore be it resolved that Durham Regional Council request the Region's Public Health and Social Services departments; alongside the Durham Region Police Service (DRPS) Board, and in collaboration with community partners:

1. Review best practices from across the country and beyond (including but not limited to CAHOOTS, and Stockholm's PAM program), review the efficacy and resourcing of the MHSU program, and develop a detailed proposal (including action plan and timeline) for 24/7 mobile crisis response teams that empower mental health professionals to lead non-violent crisis intervention response, protocols and training;
2. That DRPS Board consider new policy reforms within its current budget to find opportunities to overhaul how the Service deals with those in crisis, and to reroute cost savings to community service and mental health programs;
3. That Regional Council receives a comprehensive presentation on a 24/7 mobile crisis response program and other possible mental health investments prior to the 2021 budget considerations; and
4. The Region of Durham call on the Province of Ontario to make changes to the Mental Health Act that would expand the authority and ability of mental health services to act as leaders in mental health crisis interventions when appropriate; and

That a copy of this motion be forwarded to the Honourable Doug Ford, Premier of Ontario, the Honourable Sylvia Jones, Solicitor General, and Durham Region MPPs.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Bath-Hadden
Councillor Brenner
Councillor Carter
Councillor Chapman

No

Councillor Joe Neal

Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillors Kerr and Marimpietri

Declarations of Interest: None

Moved by Councillor Chapman, Seconded by Councillor Smith,
(226) That Council recess until 2:15 PM for lunch.

CARRIED

Council recessed at 1:28 PM and reconvened at 2:15 PM

The Regional Clerk conducted a roll call following the recess and all members of Council were present, with the exception of Councillors Kerr and Marimpietri.

10. Committee Reports

10.1 Report of the Finance and Administration Committee

1. Oshawa Generals Request for Support for 2021 Memorial Cup Bid
[CARRIED ON A RECORDED VOTE] [SEE MOTION (227) ON PAGE 29]

- A) That the Region of Durham provide a matching operational commitment with an upset limit of \$250,000 as requested by the Oshawa Generals, consisting of a combination of in-kind services and financial contribution funded at the discretion of the Commissioner of Finance, to support the bid by the Oshawa Generals to host the May 2021 Memorial Cup in the City of Oshawa with pre-budget approval from the Sport Tourism program of the 2021 Economic Development

Business Plan, subject to the event being able to proceed in accordance with COVID-19 restrictions;

- B) That Disbursement will be on terms satisfactory to the Commissioners of Finance and Planning including: the cash funding is contingent upon award of the tournament to the Oshawa Generals and the cash funding will not be disbursed by the Region until:
 - i) The commencement of the tournament; and
 - ii) The team provides cost details (invoices or other documents constituting a paper audit trail) satisfactory to the Commissioners; and
- C) That the Generals engage in collaborative discussions with the Region to develop a plan and hosting framework that satisfies the Regional objectives of not only maximizing and reporting on positive economic impact, but also enhancing sport culture throughout the Region, creating lasting legacies socially for the community, and ensuring memorable experiences for visitors and residents from all demographics.

2. Delegation of Authority By-law (the "Delegation By-law") (2020-A-14)
[CARRIED ON A RECORDED VOTE] [SEE MOTION (228) ON PAGE 30]

- A) That the Delegation By-law, in the form included as Attachment #1 to Report #2020-A-14 of the Chief Administrative Officer, be passed; and
- B) That Regional staff be authorized to execute such documents and carry out such tasks as may be required to give effect to the Delegation By-law as indicated in the form included as Attachment #1 to Report #2020-A-14.

3. Appointment of Member of the Durham Region Roundtable on Climate Change (DRRCC) (2020-A-15)
[CARRIED]

That Janet Taylor, Manager Sustainability and Business Advocacy at Oshawa Power and Utilities Corporation, be appointed to the DRRCC.

4. myDurham 311 (2020-A-16)
[CARRIED ON A RECORDED VOTE] [SEE MOTION (230) ON PAGE 31]

- A) That the proposed myDurham 311, which will modernize the way in which the Region engages with its customers, combining public facing services and customer service strategy into one enterprise program at a total estimated project cost of \$10 million over 2020-2023, be endorsed for implementation, subject to approval through the Region's Business Planning and Budget Process in future years;

- B) That 2021 pre-budget approval be granted and funding in the amount of \$1,750,000 for the first year of implementation of the unbudgeted myDurham 311 in 2020 be provided from the Innovation and Modernization Initiatives Reserve Fund, as established for such initiatives; and
- C) The Commissioner of Finance be authorized to execute any required agreements necessary to move the project forward as approved by the myDurham 311 Steering Committee following the existing Budget Management Policy and Purchasing By-Law requirements.

5. Motion to Add Staff for Mental Health Support Unit in 2021 Regional Budget
[CARRIED ON A RECORDED VOTE] [SEE MOTION (231) ON PAGE 32]

Whereas there is a growing need for the Durham Regional Police Service (DRPS) to attend to individuals in a mental health crisis; and

Whereas other jurisdictions have demonstrated success with crisis intervention teams trained in de-escalation and non-violent resolution of situations requiring mental health stabilization, assessment and access to treatment and other services; and

Whereas Lakeridge Health currently has two nurses that work in conjunction with DRPS when addressing such issues; and

Whereas to effectively support this critical need, an additional three nurses are required to ensure that this support can be available 24/7; and

Whereas proactive investment in community social and health services has multiple benefits, including reducing incidence of harm and suicide, easing visits to emergency rooms, reducing time spent in police custody as a place of safety, and contributing to enhanced interaction with citizens;

Now therefore be it resolved that, the three additional nurses, as Regional employees, be recommended for inclusion in the 2021 budget at an estimated cost of \$150,000 (including salary and benefits, etc.) per nurse;

That Regional staff be directed to report as part of the 2021 budget process on total program costs and administration required with Lakeridge Health and DRPS to ensure the availability of these services on a 24/7 basis;

That staff continue to explore expansion of the Primary Care Outreach Program (PCOP) as part of the approved Regional Recovery Framework and action plan, including mobile models that address social and healthcare needs of marginalized populations, with staffing needs and requirements to be included as part of the 2021 budget process; and

That staff pursue any senior government funding opportunities.

6. Resolution re: 911 Misdiagnoses

[CARRIED]

That the following resolution from the Town of Tecumseh regarding 911 misdials be endorsed:

“Whereas the calls for service for 911 Misdials have risen dramatically in recent years, correlated with the rise in cell phone use; and

Whereas 911 Misdials must be responded to as if they were legitimate emergency calls; and

Whereas each 911 call is responded to with two OPP officers at an average time per call of 1.2 hours; and

Whereas each 911 call is a billable call to the municipality; and

Whereas in 2019 alone to date, 911 Misdials in Tecumseh number 1,082 calls, which is 28.8% of all billable calls for service to date; and

Whereas 911 Misdials are not unique to Tecumseh and in fact are common across the Province at an estimated cost of millions of dollars;

Now Therefore Be It Resolved That the Municipal, Federal and Provincial governments and relevant associations, including but not limited to, the Ontario Association of Police Services Boards (OAPSB), the Ontario Association of Chiefs of Police (OACP), the Federation of Canadian Municipalities (FCM) and the Association of Municipalities of Ontario (AMO), be requested to lobby the telecommunications industry and smart phone manufacturers to develop a solution to 911 Misdials.”

Moved by Councillor Foster, Seconded by Councillor Collier,
(227) That the recommendations contained in Item #1 of the 5th Report of the Finance and Administration Committee be adopted.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

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

No

Councillor Joe Neal

Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Kerr

Declarations of Interest: None

Moved by Councillor Foster, Seconded by Councillor Collier,
(228) That the recommendations contained in Item #2 of the 5th Report of the
Finance and Administration Committee be adopted.

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

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(229) That report #2020-A14 be referred to the Region's external
auditors for review prior to consideration.

MOTION DEFEATED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Anderson
Councillor Mitchell
Councillor John Neal
Councillor Joe Neal
Councillor Smith
Councillor Yamada

No

Councillor Ashe
Councillor Barton
Councillor Bath-Hadden
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Hight
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean

Councillor Mulcahy
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Wotten
Regional Chair Henry

Members Absent: Councillor Kerr

Declarations of Interest: None

The main motion (228) of Councillors Foster and Collier to adopt the recommendations contained in Item #2 of the 5th Report of the Finance and Administration Committee was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE

Yes

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Bath-Hadden
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mulcahy
Councillor Pickles
Councillor Roy
Regional Chair Henry

No

Councillor Mitchell
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Smith
Councillor Wotten
Councillor Yamada

Members Absent: Councillor Kerr

Declarations of Interest: None

Moved by Councillor Foster, Seconded by Councillor Collier,
(230) That the recommendations contained in Item #4 of the 5th Report of the Finance and Administration Committee be adopted.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Bath-Hadden
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

No

Councillor John Neal
Councillor Joe Neal

Members Absent: Councillors Collier and Kerr

Declarations of Interest: None

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

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Bath-Hadden
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew

No

Councillor Joe Neal

Councillor Foster
Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Kerr

Declarations of Interest: None

Moved by Councillor Foster, Seconded by Councillor Collier,
(232) That the recommendations contained in Items 3 and 6 of the 5th Report of
the Finance and Administration Committee be adopted.

CARRIED

10.2 Report of the Health and Social Services Committee

1. At Home in Durham, the Durham Housing Plan 2014-2024 Annual Report
(2020-SS-8)
[CARRIED]

- A) That Report #2020-SS-8 of the Commissioner of Social Services be received for information as the legislatively required annual report on the progress of At Home in Durham, the Durham Housing Plan 2014-2024;
- B) That a copy of Report #2020-SS-8 of the Commissioner of Social Services be forwarded to the Ministry of Municipal Affairs and Housing (MMAH); and
- C) That the Region of Durham request that the provincial and federal governments review relevant tax legislation and policies to identify opportunities to better incent investment in the development of affordable purpose-built rental housing through progressive and responsive federal and provincial tax reform, in order to support the goals of At Home in Durham.

2. Expedited Supportive Housing Development (2020-SS-9)

[CARRIED ON A RECORDED VOTE – A 2/3RDS MAJORITY WAS
ATTAINED] [SEE MOTION (234) ON PAGE 35]

- A) That, subject to a two-thirds majority vote, Council be requested to rescind its previous decision to issue a Request for Proposal for the purpose of soliciting affordable rental housing project proposals under the Ontario Priorities Housing Initiative, as adopted by Council on June 26, 2019 in Part (F) of Report #2019-COW-13 in order for the funds to be reallocated and used directly by the Region for supportive housing development;
- B) That 2021 pre-budget approval be granted for the development of a modular supportive housing project of approximately 50 units and the construction of an approximate 5,000 square foot ancillary structure to provide a combination of support services and congregate living, on Regional land located at 133 Main St., Beaverton, at an estimated cost of \$13,552,990 to be funded from the reallocation of the proposed \$5,620,900 in Ontario Priorities Housing Initiative (OPHI) and \$7,932,090 from the Social Housing Reserve Fund, subject to the approval of the Ministry of Municipal Affairs and Housing (MMAH) under Years 2 and 3 of the Ontario Priorities Housing Initiative (OPHI) in the amounts of \$2,137,535 and \$3,483,365 respectively;
- C) That a sole source agreement with Horizon North Inc. (or its affiliate NRB) for the design, delivery and installation of approximately 50 modular affordable supportive housing rental units at 133 Main St., Beaverton be approved subject to the terms and conditions being satisfactory to the Commissioner of Finance;
- D) That 2021 pre-budget approval be granted for a “Microhome Pilot” project to provide temporary supportive housing on Regionally owned lands, that are available for a limited period of time at an estimated cost \$880,000 to be funded from the Social Housing Reserve Fund and the procurement process, including potentially sole sourcing be delegated to the Commissioner of Finance and the Commissioner be authorized to award and execute any required agreements;
- E) That staff be directed to pursue all available and eligible funding from senior levels of government related to the “Supportive Housing - Modular Homes” and “Supportive Housing – Microhomes” projects, and that the Commissioner of Finance be authorized to execute any subsequent agreements; and
- F) That the CAO be authorized to urgently request the Ontario Government to make available operating funding to support the Region’s modular supportive housing initiative and that the Commissioner of Finance be authorized to negotiate and enter into any agreements necessary to secure such funding.

Moved by Councillor Carter, Seconded by Councillor Pickles,
(233) That the recommendations contained in Item #1 of the 2nd Report of the Health and Social Services Committee be adopted.

CARRIED

Moved by Councillor Carter, Seconded by Councillor Pickles,
(234) That the recommendations contained in Item #2 of the 2nd Report of the Health and Social Services Committee be adopted.

CARRIED on a 2/3rds Vote

ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Bath-Hadden
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

No

Councillor Joe Neal

Members Absent: Councillor Kerr

Declarations of Interest: None

Moved by Councillor McLean, Seconded by Councillor Mulcahy,
(235) That Council recess for 10 minutes.

CARRIED

Council recessed at 4:05 PM and reconvened at 4:18 PM

The Regional Clerk conducted a roll call following the recess and all members of Council were present, with the exception of Councillors Kerr and Wotten.

10.3 Report of the Planning and Economic Development Committee

1. Region of Durham Woodland Conservation and Management By-law
(Regional Woodland By-law) (2020-P-13)

[CARRIED AS AMENDED] [SEE MOTION (238) ON PAGE 37]

- A) That the Regional Woodland By-law, as contained in Attachment #1 to Report #2020-P-13 of the Commissioner of Planning and Economic Development, be passed;
- B) That the Director of Legal Services be authorized to submit an application to the Regional Senior Justice of the Province of Ontario seeking Part 1 offences to this By-law for set fines and short form wordings; and
- C) That a copy of Report #2020-P-13 and the By-law be forwarded to the Ministry of Natural Resources and Forestry (MNRF); the Region's Conservation Authorities; the Region's Area Municipalities; the Durham Environmental Advisory Committee (DEAC); the Durham Agricultural Advisory Committee (DAAC); local forest practitioners; and members of the public who have expressed interest.

2. Application to Amend the Durham Regional Official Plan, submitted by Clara Conforti, to permit a contractor's yard and office uses in the Major Open Space Areas designation at 4560 Thickson Road North in the Town of Whitby, File: OPA 2016-003 (2020-P-12)

[CARRIED]

- A) That the Commissioner of Planning and Economic Development and the Director of Legal Services or their designates be authorized to attend the Local Planning Appeal Tribunal (LPAT) proceedings of the proponent's appeal of OPA 2016-003 to seek the dismissal of the proponent's appeal; and
- B) That the Commissioner of Planning and Economic Development in consultation with the Director of Legal Services be authorized to resolve matters of Regional interest relating to this application at the LPAT proceedings on behalf of Regional Council.

Moved by Councillor Joe Neal, Seconded by Councillor Brenner,
(236) That the recommendations contained in Item #2 of the 4th Report of the Planning and Economic Development Committee be adopted.

CARRIED

Moved by Councillor Joe Neal, Seconded by Councillor Brenner,
(237) That the recommendations contained in Item #1 of the 4th Report of the Planning and Economic Development Committee be adopted.

CARRIED AS AMENDED
(See Following Motion)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(238) That the recommendations contained in Item #1 of the 4th Report of the Planning and Economic Development Committee be amended by amending the Regional Woodland By-law by adding the following to the beginning of the existing text in Section 5.2 (f) of the By-law:

“if an exemption under Section 5.1 is not granted, and”

CARRIED

The main motion (237) of Councillors Joe Neal and Brenner to adopt the recommendations contained in Item #1 of the 4th Report of the Planning and Economic Development Committee was then put to a vote and CARRIED AS AMENDED.

10.4 Report of the Works Committee

1. Request for Approval to Enter into an Agreement with Omachron Plastics Inc. [\(2020-WR-3\)](#)

[CARRIED]

- A) That Regional Municipality of Durham staff be authorized to enter into an Agreement to support a pilot project with Omachron Plastics Inc., which provides for Omachron’s purchasing of plastics at a fair market price and the Regional Municipality of Durham continue working with Omachron Plastics Inc. to develop other opportunities for the use of the Regional Municipality of Durham’s recyclable materials, in a form satisfactory to the Director of Legal Services; and
- B) That the Commissioner of Finance be authorized to execute the Agreement, and any ancillary documents necessary.

2. Request to Extend and Amend Standing Agreement C002275 with Miller Waste Systems for the Collection of Recyclables from Multi-Dwelling Units [\(2020-WR-4\)](#)

[CARRIED]

- A) That Standing Agreement C002275 with Miller Waste Systems for the collection of recyclable blue box material from multi-residential dwelling units in the Cities of Pickering and Oshawa and the Towns of Ajax and Whitby be extended for a two-year period commencing October 1, 2021, ending on September 30, 2023 at an estimated total cost of approximately \$611,200* (\$305,600* annually) with the option to extend up to two additional one-year periods, funded from the approved annual Solid Waste Management Operating Budgets;
- B) That Standing Agreement C002275 be amended to include the multi-residential buildings presently serviced under Standing Agreement

C003008 for the curbside collection of garbage, recycling and organics in the Municipality of Clarington and Townships of Scugog, Uxbridge and Brock to provide operational efficiencies at no net cost to the Regional Municipality of Durham; and

C) That the Commissioner of Finance be authorized to execute all documents related to this contract amendment.

(*) excludes applicable taxes

3. A By-law to Authorize the Construction of a Watermain and the Imposition of Water Frontage and Connection Charges Upon the Property Owners Abutting Fielding Court, in the Town of Ajax (2020-W-37)
[CARRIED]

That a by-law to authorize construction of a watermain and the imposition of water frontage and connection charges upon the property owners of 15 properties abutting Fielding Court, in the Town of Ajax, generally in the form included in Attachment #1 to Report #2020-W-37 of the Commissioner of Works, be approved.

4. A By-law to Authorize the Construction of a Watermain and the Imposition of Water Frontage and Connection Charges Upon the Property Owners Abutting Range Road, Lake Ridge Road South and Ontoro Boulevard, in the Town of Ajax (2020-W-38)
[CARRIED]

That a by-law generally in the form included as Attachment #1 to Report #2020-W-38 of the Commissioner of Works, to authorize construction of a watermain and the imposition of water frontage and connection charges upon the property owners of 44 properties abutting Range Road, Lake Ridge Road South and Ontoro Boulevard, in the Town of Ajax, be approved.

5. Confidential Report of the Commissioner of Works – Proposed or Pending Acquisition or Disposition of Land for Regional Corporation Purposes as it Relates to the Disposition of Lands Located in Sunderland, Township of Brock (2020-W-39)
[CARRIED]

That the recommendations contained in Confidential Report #2020-W-39 of the Commissioner of Works be adopted.

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(239) That the recommendations contained in Items #1 and 3 to 5 of the 5th Report of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(240) That the recommendations contained in Item #2 of the 5th Report of the Works Committee be adopted.

CARRIED

11. Unfinished Business

There was no unfinished business to be considered.

12. Other Business

- 12.1 Durham Region's Response to Proposed Amendment 1 to A Place to Grow: Growth Plan for the Great Golden Horseshoe (ERO Posting #019-1680) and Proposed Land Needs Assessment Methodology for A Place to Grow: Growth Plan for the Greater Golden Horseshoe (ERO Posting #019-1679), File No. L35-03 and D-12-01 (2020-P-14)
-

[CARRIED ON A RECORDED VOTE]

Moved by Councillor Anderson, Seconded by Councillor Foster,

- (241) A) That Report #2020-P-14 of the Commissioner of Planning and Economic Development be endorsed and submitted to the Ministry of Municipal Affairs and Housing as Durham Region's response to Environmental Registry of Ontario (ERO) Postings #019-1680 and #019-1679 regarding Proposed Amendment 1 to A Place to Grow, 2019 and proposed changes to the Provincial Land Needs Assessment Methodology. Key comments and recommendations are that the Province:
- i) Update Schedule 3 of A Place to Grow to implement population and employment forecasts as proposed in the Reference Forecast that includes a 2051 population forecast of 1,300,000 and a 2051 employment forecast of 460,000.
 - ii) Include only a 2051 total population and employment forecast in the updated Schedule 3 of A Place to Grow (referred to as "Mock B") and not provide the interim forecasts for 2031 and 2041.
 - iii) Not proceed with the amendment to A Place to Grow that allows municipalities to develop their own higher growth forecasts, which could result in the siphoning of growth from other municipalities across the GGH and exacerbate the challenges for underperforming municipalities.
 - iv) Not proceed to delete Policy 4.2.8.2 a) ii of A Place to Grow, as this change could erode environmental protection of habitat of endangered and threatened species, particularly in communities that are outside the boundaries of the Greenbelt Plan.
 - v) Amend its municipal comprehensive review conformity date from July 1, 2022 to July 1, 2023 to account for the impacts caused by the continued changes to Provincial Policy and the remaining outstanding Provincial decisions.
 - vi) Expand the proposed Land Needs Assessment Methodology to

include detailed steps, assumptions, data sources and processes that will align with the latest amendments to A Place to Grow.

- vii) Remove the requirement under subsection 17 (17.1) of the Planning Act which requires municipalities to provide a copy of the proposed Regional Official Plan (or Amendment) to the Minister 90 days before notice is issued of a public meeting and/or open house to help expedite the completion of the Region's municipal comprehensive review.
- viii) Reconsider, as part of Amendment 1 to A Place to Grow, the existing hard cap of 10 hectares for Settlement Area Boundary Expansions within the Greenbelt Plan Area. Instead, municipalities should be permitted to consider larger Settlement Boundary Expansions to support the long-term viability of small urban settlements, subject to the completion of a servicing capacity study, and provincial approval through an MCR process.
- ix) Reconsider, as part of Amendment 1 to A Place to Grow, additional permissions to expand rural employment areas to accommodate new employment opportunities and provide the ability to establish new rural employment areas, subject to certain conditions such as availability of servicing, protection of the natural heritage system and ensure compatibility with surrounding uses.

- B) That a copy of Report #2020-P-14 of the Commissioner of Planning & Economic Development be forwarded to Durham's area municipalities for their information.

CARRIED

Moved by Councillor Anderson, Seconded by Councillor Collier,
(242) That the main motion (241) of Councillors Anderson and Foster be amended by inserting the words "save and except Sections 3.25 and 3.26 of Report #2020-P-14" after the word "endorsed" so that it now reads as follows:

That Report #2020-P-14 of the Commissioner of Planning and Economic Development be endorsed, save and except Sections 3.25 and 3.26, and submitted to the Ministry of Municipal Affairs and Housing as Durham Region's response to Environmental Registry of Ontario (ERO) Postings #019-1680 and #019-1679 regarding Proposed Amendment 1 to A Place to Grow, 2019 and proposed changes to the Provincial Land Needs Assessment Methodology. Key comments and recommendations are that the Province:

And that Part A) iii) of the recommendations be deleted.

MOTION DEFEATED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Brenner
Councillor Collier
Councillor Crawford
Councillor Highet
Councillor Lee
Councillor McLean
Councillor Pickles

No

Councillor Bath-Hadden
Councillor Carter
Councillor Chapman
Councillor Dies
Councillor Drew
Councillor Leahy
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Roy
Councillor Smith
Councillor Yamada
Regional Chair Henry

Members Absent: Councillors Foster, Kerr, Marimpietri, Nicholson, and Wotten

Declarations of Interest: None

The main motion (241) of Councillors Anderson 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 Dies
Councillor Drew
Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Pickles
Councillor Roy
Councillor Smith
Councillor Yamada
Regional Chair Henry

No

Councillor Anderson
Councillor Ashe
Councillor Brenner
Councillor McLean

Members Absent: Councillors Foster, Kerr, Marimpietri, Nicholson and Wotten

Declarations of Interest: None

- 12.2 Dorsay Development Corporation's Request for a Minister's Zoning Order for Lands in Northeast Pickering and the Region's Municipal Comprehensive Review, File # A14-15 (2020-P-15)

[CARRIED ON A RECORDED VOTE EARLIER IN THE MEETING] [SEE MOTION (216) ON PAGES 11 TO 12]

This item was considered earlier in the meeting. See Item 12.2 on pages 11 to 13 of these minutes.

- 12.3 Regional Broadband Network Business Case Development and Endorsement of Grant Funding Application (2020-EDT-6)

[CARRIED]

Moved by Councillor Chapman, Seconded by Councillor Lee,

- (243) A) That Durham Region Council support the need for improved broadband connectivity throughout the Region, recognizing the importance of adequate broadband infrastructure for the wellbeing and economic competitiveness of the Region's residents, businesses, and institutions;
- B) That Council endorse the submission of a Phase 1 application for funding under the Province's Improving Connectivity for Ontario (ICON) program for a broadband project that will improve connectivity in underserved areas;
- C) That Council authorize the Commissioner of Planning and Economic Development to execute necessary agreements with co-applicant(s) in order to support the ICON Phase 1 application, in a form satisfactory to the Director of Legal Services; and
- D) That Council direct staff to take all necessary steps to execute the necessary agreements with a co-applicant or co-applicants, including determining a suitable co-applicant in accordance with the advice provided in Confidential Attachment #2 to Report #2020-EDT-6 of the Commissioner of Planning and Economic Development, and that Council delegates the authority to the CAO and Regional Chair acting together to provide such other direction as may be necessary to carry out Council's direction.

CARRIED

13. By-laws

- 29-2020 Being a by-law to provide certain delegations of authority from Regional Council to the Regional Chair and/or senior Regional staff for the administration of the Region.

This by-law implements the recommendations contained in Item #2 of the 5th Report of the Finance & Administration Committee presented to Regional Council on July 29, 2020

30-2020 Being a by-law to prohibit or regulate the Destruction or Injury of Trees in Woodlands in the Regional Municipality of Durham.

This by-law implements the recommendations contained in Item #1 of the 4th Report of the Planning & Economic Development Committee presented to Regional Council on July 29, 2020

31-2020 Being a by-law to authorize the construction of a watermain and the imposition of a water works rate upon the owners or occupants of lands who derive a benefit from the construction of a watermain ("water works") to be constructed on Fielding Court, in the Town of Ajax, in the Regional Municipality of Durham (the Lands").

This by-law implements the recommendations contained in Item #1 of the 4th Report of the Planning & Economic Development Committee presented to Regional Council on July 29, 2020

32-2020 Being a by-law to authorize the construction of a watermain and the imposition of a water works rate upon the owners or occupants of lands who derive a benefit from the construction of a watermain ("water works") to be constructed on Range Road, Lake Ridge Road South and Ontoro Boulevard, in the Town of Ajax, in the Regional Municipality of Durham (the Lands").

This by-law implements the recommendations contained in Item #4 of the 5th Report of the Works Committee presented to Regional Council on July 29, 2020

33-2020 Being a by-law to Amend By-law 44-2018 to adopt a quorum, govern the proceedings of council and its committees, the conduct of its members, and the calling of meetings.

This by-law implements the recommendations contained in the Notice of Motion presented to Regional Council on July 29, 2020

34-2020 Being a by-law to Amend By-law 44-2018 to adopt a quorum, govern the proceedings of council and its committees, the conduct of its members, and the calling of meetings.

This by-law implements the recommendations contained in the Notice of Motion presented to Regional Council on July 29, 2020

Moved by Councillor Ashe, Seconded by Councillor Chapman,
(244) That By-law 29-2020 be passed.

CARRIED

Moved by Councillor Ashe, Seconded by Councillor Chapman,
(245) That By-law 30-2020, as amended, be passed.
CARRIED AS AMENDED
(See Following Motion)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(246) That the Regional Woodland By-law (By-law #30-2020), be amended
under Section 5.2 (f) by deleting the words, "if an exemption under
Section 5.1 is not granted, and", and replacing them with the following:

"Unless the requirement for a Good Forestry Practise Permit has been
waived pursuant to Section 5.1, and"

CARRIED

The main motion (245) of Councillors Ashe and Chapman to pass Bylaw 30-2020
was then put to a vote and CARRIED AS AMENDED.

Moved by Councillor Ashe, Seconded by Councillor Chapman,
(247) That By-laws 31-2020 and 32-2020 be passed.
CARRIED

Moved by Councillor Ashe, Seconded by Councillor Chapman,
(248) That By-law 33-2020 and By-law 34-2020 as amended, be passed
CARRIED

14. Confirming By-law

35-2020 Being a by-law to confirm the proceedings of Regional Council at
their meeting held on July 29, 2020.

Moved by Councillor Ashe, Seconded by Councillor Chapman,
(249) That By-law Number 35-2020 being a by-law to confirm the proceedings
of the Council of the Regional Municipality of Durham at their meeting
held on July 29, 2020 be passed.
CARRIED

15. Adjournment

Moved by Councillor Anderson, Seconded by Councillor Smith,
(250) That the meeting be adjourned.
CARRIED

The meeting adjourned at 5:58 PM

Respectfully submitted,

John Henry, Regional Chair & CEO

Ralph Walton, Regional Clerk