



Official Notice

Meeting of Regional Council

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

Wednesday, April 28, 2021

9:30 AM

Please note: In an effort to help mitigate the spread of COVID-19, and to generally comply with the directions from the Government of Ontario, it is requested in the strongest terms that Members participate in the meeting electronically. Regional Headquarters is closed to the public, all members of the public may view the Committee meeting via live streaming, instead of attending the meeting in person. If you wish to register as a delegate regarding an agenda item, you may register in advance of the meeting by noon on the day prior to the meeting by emailing delegations@durham.ca and will be provided with the details to delegate electronically.

1. Traditional Territory Acknowledgement

2. Roll Call

3. Declarations of Interest

4. Adoption of Minutes

4.1 Regional Council meeting – March 24, 2021 Pages 4 - 26

4.2 Committee of the Whole meeting – April 14, 2021 Pages 27 - 33

5. Presentations

There are no presentations

6. Delegations

There are no delegations

7. Reports related to Delegations/Presentations

There are no reports related to Delegations/Presentations

8. Communications

There are no communications to be considered

9. Committee Reports and any Related Notice of Motions

- | | | |
|-----|---|---------------|
| 9.1 | Finance and Administration Committee | Page 34 |
| 9.2 | Health and Social Services Committee | Page 35 |
| 9.3 | Planning and Economic Development Committee | Pages 36 - 37 |
| 9.4 | Works Committee | Pages 38 - 40 |
| 9.5 | Committee of the Whole | Pages 41 - 43 |

10. Notice of Motions

- | | | |
|------|---------------------------------|---------------|
| 10.1 | Request for Blue Box Lid Update | Page 44 |
| 10.2 | Anti Asian Hate | Pages 45 - 46 |

11. Unfinished Business

There is no unfinished business

12. Other Business

There is no other business

13. Announcements

14. By-laws

- | | |
|---------|--|
| 15-2021 | Being a by-law to appoint a Regional Fire Coordinator and Deputy Regional Fire Coordinator.

This by-law implements the recommendations contained in Item #3 of the 3 rd Report of the Finance & Administration Committee presented to Regional Council on March 24, 2021 |
|---------|--|

15. Confirming By-law

16-2021 Being a by-law to confirm the proceedings of Regional Council at their meeting held on April 28, 2021

16. Adjournment

Notice regarding collection, use and disclosure of personal information:

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

The Regional Municipality of Durham

MINUTES

REGIONAL COUNCIL

Wednesday, March 24, 2021

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.

Mayor Carter spoke about the fatal residential fire on March 22nd in the City of Oshawa. He extended condolences to the families, friends and neighbours affected by this tragedy. He thanked those who assisted including the Oshawa and Toronto fire services, DRPS and RDPS, the Toronto Heavy Urban Search and Rescue Unit, and everyone who has reached out to assist those displaced by the fire including the faith communities, and citizens. He extended a special thank you to Pauline Hopley from the Region's Social Services department, who has gone above and beyond in offering assistance. He asked that thoughts and prayers be with those affected.

Regional Chair Henry welcomed recently appointed Mayor Grant from Brock Township to the meeting.

2. Roll Call

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

Councillor Anderson

Councillor Ashe

Councillor Carter

Councillor Chapman

Councillor Collier, left the meeting at 1:00 PM on municipal business

Councillor Crawford

Councillor Dies
Councillor Drew
Councillor Foster
Councillor Grant
Councillor Highet
Councillor Kerr
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Roy, left the meeting at 1:30 PM on municipal business
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

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

All members of Council were present with the exception of Councillors Barton and Pickles.

Councillor Barton attended the meeting at 10:03 AM
Councillor Pickles attended the meeting at 10:10 AM

3. Declarations of Interest

Councillor Foster made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item 12.1 under Other Business, Litigation Update Regarding the Host Community Agreement Dispute with the Municipality of Clarington (2021-A-6). He indicated that it relates to potential litigation between The Municipality of Clarington and Durham Region.

Councillor Anderson made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item 12.1 under Other Business, Litigation Update Regarding the Host Community Agreement Dispute with the Municipality of Clarington (2021-A-6). He indicated that it relates to potential litigation between The Municipality of Clarington and Durham Region.

4. Adoption of Minutes

Moved by Councillor Chapman, Seconded by Councillor Yamada,
(67) That the minutes of the Regular Regional Council meeting held on
February 24, 2021, be adopted.
CARRIED

Moved by Councillor Chapman, Seconded by Councillor Yamada,
(68) That the minutes of the Closed Regional Council meeting held on
February 24, 2021, be adopted.
CARRIED

Moved by Councillor Chapman, Seconded by Councillor Yamada,
(69) That the minutes of the Committee of the Whole meeting held on March
10, 2021, be adopted.
CARRIED

5. Presentations

5.1 Chief Todd Rollauer, Durham Regional Police Services, re: Quarterly Update to Regional Council

Councillor Drew, Chair of the Durham Regional Police Services Board, provided a brief update including acknowledgement of former Chair Ashe for his leadership over the past two years. Chair Drew advised that the Board intends to pursue two key priorities this year: the Action Plan to Enhance Trust and Confidence in Policing, and the selection of the next Chief of Police. Chair Drew further advised that the Board and Police Association have ratified an agreement to amend the collective agreement with members of the DRPS, the agreement is for 5 years until 2024.

Chief Todd Rollauer, Durham Regional Police Services (DRPS) appeared before Council to provide a quarterly update. Highlights of his presentation included:

- Governance
- Policing in 2021
- Body Worn Cameras
- Youth in Policing
- Diversity Advisory Council
- Calls for Service – increase year over year
- High Volume Calls
- Crime Indicators
- Gun Crime
- Property Crime
- Stolen Vehicles
- Cost of Policing

- 2018 Costs
- Population vs. Budget
- Population vs. Staffing
- Pop (population) to Cop
- Local Council meetings

Chief Rollauer responded to questions from the members of Council.

5.2 Ian McVey, Manager of Sustainability re: 2021 Climate Change Update and Corporate Climate Change Action Plan (2021-A-3)

Ian McVey, Manager of Sustainability appeared before Council with respect to the 2021 Climate Change Update and Corporate Climate Change Action Plan, Report 2020-A-3. Highlights of his presentation included:

- Regional Corporate Influence over Greenhouse Gas (GHG) Emissions
- Corporate Carbon Management Framework
- Recommended Corporate Targets
- Carbon Budget Management Process
- Annual Carbon Budget Reporting – Sample Key Performance Indicators
- Implementation Governance
- 2019 Corporate GHG Inventory Update
- Proposed/Potential Short-term Corporate GHG Reduction Priorities to 2025 & 2030
- Facilities GHG Reduction Analysis
- Climate Finance Strategies
- Durham Community Energy Plan Update
- Durham Community GHG Emissions Profile
- Proposed Community GHG Targets
- Implementation Priority: Residential Retrofits
- Durham Home Energy Savings Program – Implementation Timeline
- Implementation Priority: Green Development
- Implementation Priority: Electric Vehicles

I. McVey responded to questions from the members of Council.

Moved by Councillor Marimpietri, Seconded by Councillor Anderson,
(70) That the rules of procedure be suspended in order to permit the delegations from Alyssa Scanga, Wendy Bracken and Linda Gasser.

CARRIED ON A 2/3rds VOTE

6. Delegations

6.1 Alyssa Scanga, on behalf of Climate Justice Durham re: Corporate Climate Action Plan (2021-A-3)

Alyssa Scanga appeared before Council on behalf of Climate Justice Durham (CJD) with respect to the Corporate Climate Action Plan. She advised that she is an environmental science student at Trent University and a member of Climate Justice Durham, formerly Fridays For Future Whitby, which is a grassroots, multi-generational group of community members advocating for meaningful climate action in Durham.

A. Scanga advised that the group would like to endorse the Corporate Climate Action Plan and suggest some possible improvements. She stated that overall, it is a progressive and detailed plan to reduce Durham Region's corporate greenhouse gas emissions, and the group endorses the ambitious GHG reduction targets, the Carbon Budget approach, the integration with existing Regional planning and budgeting processes, and the annual update reports.

A. Scanga added that suggested improvements to increase the effectiveness of this plan include a greater focus on adaptation measures which could include reflective or green roofs, permeable pavement, improved stormwater management, shade structures, and additional trees.

A. Scanga stated that adaptation measures are an extremely important piece of the Region's response to the climate crisis. She added that CJD recommends a parallel Climate Adaptation Plan be prepared for Council approval before the end of 2021.

A. Scanga stated that this plan makes an effort to treat climate mitigation as a budget issue, but this is difficult to do without a method of understanding the real cost of climate change. She also stated that CJD believes that for budgetary purposes, the US government's figure of \$100 USD, or \$125 CAD per tonne of CO₂ equivalent, would be a useful proxy value to estimate the savings from reduced GHG emissions for the Region to use in its cost-benefit analysis.

A. Scanga added that the Region needs to set a Net-Zero Carbon Standard for New Facilities starting immediately for all new facilities (owned and leased). For reference, this is Tier 4 of the recently approved Whitby Green Standard. If the Region intends to achieve its target of being net-zero by 2045, she stated that it is imperative that the building stock meet this standard.

6.2 Wendy Bracken re: Communications CC-10 and Durham York Energy Centre Operations – Long Term Sampling System Update (2021-WR-5)

Wendy Bracken appeared before Council with respect to Council Correspondence #CC-10 and Report #2021-WR-5: Durham York Energy Centre Operations – Long Term Sampling System Update.

W. Bracken advised that L. Gasser, K. Meydam and herself sent correspondence regarding Report #2021-WR-5 which provided a detailed history of concerns around dioxin and furan emissions and what is happening with the sampling system at the Durham York Energy Centre (DYEC).

W. Bracken requested that Council not accept the recommendation to receive Report #2021-WR-5 for information and that Council refer the Report and CC #10 to staff and direct staff to respond in writing to the concerns raised, specifically to the request that AMESA data be provided as requested in CC #10. She also requested that staff provide a written report back to Council addressing their concerns.

W. Bracken stated that AMESA sampling is essential, as dioxins and furans emissions are very toxic. She added that stack tests done once or twice a year are not sufficient. She explained that when the major exceedance happened in 2016, dioxins and furans during that stack test were found to be over the limits, but in the control room there was no indication that there was a problem.

W. Bracken stated that what is being proposed in Report 2021-WR-5 is insufficient. She added that the Report suggests having monthly data summarized and presented as a 12-month rolling average. She explained that the point of AMESA is to provide data in-between stack tests.

W. Bracken advised that she submitted a Freedom of Information (FOI) request in May 2019 for the monthly data for the first 5 years, and she has not received it yet. She added that when she asked for the data at WMAC meetings she was told the results go directly to Covanta and staff do not look at them. She believes Durham Region residents are paying for this monitoring and it is unacceptable that staff are not reviewing the monthly reports.

W. Bracken responded to questions from the members of Council.

6.3 Linda Gasser, Whitby Resident re: Communications CC-10 and Durham York Energy Centre Operations – Long Term Sampling System Update (2021-WR-5)

Linda Gasser, Whitby Resident, appeared before Council with respect to Council Correspondence #CC-10 and Report #2021-WR-5: Durham York Energy Centre Operations – Long Term Sampling System Update.

L. Gasser referred to page 69 in the Council agenda and referenced the following paragraph from Council Correspondence #CC-10:

“The objective for the installation and testing of the AMESA system is to generate additional Dioxins and Furans data to monitor the performance of the plan and its APC system. In addition, the Owners expect that after further investigation the AMESA system will be used to monitor Dioxins and Furans between the scheduled stack tests. This will provide for an additional mechanism to better protect the public.”

L. Gasser stated that the long-term sampling system is intended to monitor incinerator operations over longer periods, between stack tests as it provides real time emissions. She added that to only offer a rolling average and a summary of the monthly data does not tell the owners and the public what they need to know about trends at the incinerator over monthly periods, between stack tests. She further added that AMESA is intended to compliment the other monitoring systems, and this is a long standing issue that has not been addressed.

Moved by Councillor Chapman, Seconded by Councillor Leahy,
(71) That Council recess for 15 minutes.

CARRIED

Council recessed at 11:37 AM and reconvened at 11:56 AM

The Regional Clerk conducted a roll call following the recess and all members of Council were present.

7. Reports related to Delegations/Presentations

7.1 2021 Climate Change Update and Corporate Climate Change Action Plan (2021-A-3)

[CARRIED]

Moved by Councillor Leahy, Seconded by Councillor Marimpietri,
(72) A) That Regional Council approve new short, medium, and long-term targets to reduce corporate greenhouse gas (GHG) emissions, namely:

- 20 per cent GHG emissions reduction by 2025, below 2019 levels,
- 40 per cent GHG emissions reduction by 2030, below 2019 levels,
- 100 per cent GHG emissions reduction by 2045, below 2019 levels;

- B) That Regional Council approve the Durham Region Corporate Climate Action Plan which identifies how climate change considerations will be embedded across all elements of Regional business, included as Attachment #1 to Report #2021-A-3, and as outlined in Report #2021-A-3;
- C) That Regional Council endorse 2025, 2030 and 2050 community GHG emissions targets, as outlined in Report #2021-A-3, as follows:
- 10 per cent GHG emissions reduction by 2025, below 2019 levels,
 - 30 per cent GHG emissions reduction by 2030, below 2019 levels,
 - 100 per cent GHG emissions reduction by 2050, below 2019 levels; and
- D) That a copy of Report #2021-A-3 and the Durham Region Corporate Climate Action Plan be sent to local area municipalities, the Ministry of Environment, Conservation and Parks, the Ministry of Energy Northern Development and Mines, Infrastructure Canada, Environment and Climate Change Canada, the Federation of Canadian Municipalities, and the Association of Municipalities of Ontario (AMO).

CARRIED

Moved by Councillor Anderson, Seconded by Councillor Wotten,

- (73) That the order of the Agenda be altered to consider Item 8, Council Correspondence #CC 10 at this time, and that Council Correspondence #CC 10 be referred to the consideration of Item 7.2, Report #2021-WR-5.

CARRIED

7.2 Durham York Energy Centre Operations – Long-Term Sampling System Update (2021-WR-5)

[CARRIED ON A RECORDED VOTE]

Moved by Councillor Joe Neal, Seconded by Councillor Barton,

- (74) That Report 2021-WR-5 of the Commissioner of Works be received for information.

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

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(75) That that Report #2021-WR-5 of the Commissioner of Works and Council Correspondence Item #CC-10 be referred to staff, and that staff report to Council on the concerns raised in Council Correspondence Item #CC-10, including the request that AMESA data be managed as per numbers 1 to 4 on page 73 of the Council Agenda.

MOTION DEFEATED
ON THE FOLLOWING RECORDED
VOTE:

Yes

Councillor Anderson
Councillor Dies
Councillor Grant
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Wotten

No

Councillor Ashe
Councillor Barton
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Drew
Councillor Foster
Councillor Highet
Councillor Kerr
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Carter

Declarations of Interest: None

The main motion (74) of Councillors Joe Neal and Barton was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Ashe
Councillor Barton
Councillor Carter
Councillor Chapman
Councillor Drew

No

Councillor Anderson
Councillor Crawford
Councillor Dies
Councillor Lee
Councillor John Neal

Councillor Foster
Councillor Grant
Councillor Highet
Councillor Kerr
Councillor Leahy
Councillor Marimpietri
Councillor Mitchell
Councillor Mulcahy
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Regional Chair Henry

Councillor Joe Neal
Councillor Nicholson
Councillor Wotten

Members Absent: Councillor Collier
Councillor McLean
Councillor Yamada

Declarations of Interest: None

8. Communications

CC 07 Correspondence from the Township of Brock re: Lake Simcoe Region
Conservation Authority Appointment

Moved by Councillor Smith, Seconded by Councillor Leahy,
(76) That Brock Councillor Cria Pettingill be appointed to the Lake Simcoe
Region Conservation Authority for the Township of Brock.
CARRIED

CC 08 Investigation Report from Ben Drory, ADRO Investigator, ADR Chambers
Ombuds Office re: Complaint Reference Number MUN-11695-0920

Moved by Councillor Grant, Seconded by Councillor Smith,
(77) That the Investigation Report from Ben Drory, ADRO Investigator, ADR
Chambers Ombuds Office re: Complaint Reference Number MUN-11695-
0920 be received for information.
CARRIED

CC 09 Correspondence from the Township of Brock re: Appointment of John Grant,
Mayor, Township of Brock

Moved by Councillor Smith, Seconded by Councillor Mulcahy,
(78) That Council Correspondence #CC 09 from the Township of Brock
regarding the appointment of John Grant, Mayor, Township of Brock be
received for information.
CARRIED

- CC 10 Correspondence from Linda Gasser on behalf of Wendy Bracken, Kerry Meydam and Linda Gasser re: Staff Comments/Responses at Works Committee & Report 2021-WR-5 DYEC Operations, Long-Term Sampling System Update (for Dioxins and Furans)
-

This matter was considered earlier in the meeting. See motion (73) on page 8.

9. Committee Reports and any related Notice of Motions

9.1 Report of the Finance and Administration Committee

2. The Regional Municipality of Durham's Accessibility Advisory Committee's 2020 Annual Report and 2021 Workplan (2021-A-4)
[CARRIED]
 - A) That Report #2021-A-4 of the Chief Administrative Officer be received for information as The Regional Municipality of Durham's Accessibility Advisory Committee's 2020 Annual Report; and
 - B) That the Regional Municipality of Durham's Accessibility Advisory Committee's 2021 Workplan be approved.
3. Appointment of the Regional Fire Coordinator and Deputy Fire Coordinator (2021-A-5)
[CARRIED]
 - A) That Clarington Fire Chief Gord Weir be re-appointed Regional Fire Coordinator, effective February 1, 2021;
 - B) That Pickering Deputy Fire Chief Stephen Boyd be appointed Deputy Regional Fire Coordinator, effective February 1, 2021;
 - C) That honoraria for these positions be provided as per the annual Regional budget; and
 - D) That Corporate Services – Legal Services be requested to prepare the appropriate by-law to replace By-law 26-2009 to permit the option to appoint a Deputy Fire Chief as the Regional Fire Coordinator or Deputy Regional Fire Coordinator.
4. The Remuneration and Expenses in 2020 of Members of Regional Council and Regional Council Appointees to Local Boards, as Required by Section 284(1) of the Municipal Act, 2001, S.O. 2001, c. 25 (2021-F-6)
[CARRIED]

That Report #2021-F-6 of the Commissioner of Finance be received for information.

5. Unflood Ontario: Call to Action Resolution
[CARRIED]

That the Region of Durham join the Unflood Ontario Network and commit to the following:

- Having the Region of Durham listed in the Unflood Ontario “About Us” section under the following wording: “Our Network: The following groups and individuals are working together to “unflood” Ontario by educating and engaging the public about the impact of floods and the multiple benefits of Natural Infrastructure”;
- Using the Region's communications channels to promote and share, where feasible, Unflood Ontario communications content (eg. the videos, reports, social media messaging, etc.) starting on April 19th (the launch date); and
- Exploring with Unflood Ontario any collaboration opportunities to promote Natural Infrastructure;

Acknowledging Unflood Ontario will:

- Provide the Region with a communications schedule and timely access to content to ensure the Region has sufficient time to plan and distribute Unflood Ontario content in a way that best assists the Region;
- Work with the Region to meet any communications special needs and/or opportunities; and
- Help the Region further its goals related to flood reduction and Natural Infrastructure.

Moved by Councillor Foster, Seconded by Councillor Collier,
(79) That the recommendations contained in Items 2 to 5 inclusive of Report #3 of the Finance and Administration Committee, be adopted.

CARRIED

Item 1 of Report #3 of the Finance and Administration Committee was considered earlier in the meeting. See Item 7.1 on page 7.

9.2 **Report of the Health and Social Services Committee**

1. End of Mortgage Service Manager Task Force Recommendations
(2021-SS-3)
[CARRIED]

- A) That Regional Council endorse the End of Mortgage Service Manager Task Force position paper, Municipal Recommendations to Continue Investing in Local Housing and Homelessness System and its recommendations and priorities; and
- B) That a copy of Report #2021-SS-3 of the Commissioner of Social Services be forwarded to the Minister of Municipal Affairs and Housing and local Members of Provincial Parliament (MPPs).

Moved by Councillor Chapman, Seconded by Councillor Pickles,

- (80) That the recommendations contained in Item 1 of Report #2 of the Health and Social Services Committee be adopted.

CARRIED

9.3 Report of the Planning and Economic Development Committee

1. CP Railway Traffic Information and Data (2021-P-6)
[CARRIED]

That Regional Council endorse the following draft resolution contained in Attachment #1 to Report #2021-P-6 of the Commissioner of Planning and Economic Development requesting that CP Rail reconsider its decision to stop providing railway traffic information and data to the public:

Whereas sound is considered by the Environmental Protection Act to be a contaminant which causes negative effects on human health;

Whereas the Provincial Policy Statement (PPS) states that planning for land uses in the vicinity of rail facilities should be undertaken in a manner that ensures that rail facilities and sensitive land uses are appropriately designed, buffered and/or separated from each other;

Whereas the PPS also directs municipalities to avoid land use patterns and development which may cause environmental or public health and safety concerns;

Whereas, Environmental Noise Assessment Studies, prepared in accordance with Ministry of Environment, Conservation and Parks guidelines require accurate and up-to-date data to accurately assess the impacts of railway noise on new development and identify appropriate mitigation measures;

Now therefore, be it resolved that the Region of Durham is requesting that CP Rail reconsider its decision to cease providing railway traffic information to the noise consultants; and

That a copy of this motion be forwarded to CP Rail; the area municipalities; the Minister of Transport; Durham MPs and MPPs; the Association of Municipalities Ontario (AMO); and the Federation of Canadian Municipalities (FCM).

2. Committee Appointments
[CARRIED]

- A) That Councillor Highet be appointed to the Durham Agricultural Advisory Committee;
- B) That Councillor Highet be appointed to the Golden Horseshoe Food and Farming Alliance;
- C) That Councillor Joe Neal be appointed as an alternate to the Durham Agricultural Advisory Committee;
- D) That Councillor Yamada be appointed as an alternate to the Golden Horseshoe Food and Farming Alliance; and
- E) That Councillor Lee be appointed to the Durham Regional Local Housing Corporation.

Moved by Councillor Ryan, Seconded by Councillor Joe Neal,
(81) That the recommendations contained in Items 1 and 2 of Report #2 of the Planning and Economic Development Committee be adopted.
CARRIED

9.4 **Report of the Works Committee**

- 1. Municipality of Clarington Resolution #GG-029-21 Regarding Energy from Waste-Waste Management Advisory Committee (EFW-WMAC) Terms of Reference (2021-WR-4)
[CARRIED]
 - A) That the motion (#GG-029-21) from the Municipality of Clarington to amend the Terms of Reference for the Energy from Waste-Waste Management Advisory Committee such that the Committee's recommendations go to Regional Council instead of the Regional Municipality of Durham's Works Committee not be approved; and
 - B) That the Municipality of Clarington be notified of Regional Council's decision.
- 3. Correspondence from the Town of Ajax dated February 24, 2021, re: Gas-Fired Electricity
[CARRIED]

- A) That the correspondence from the Town of Ajax dated February 24, 2021, re: Gas-Fired Electricity be received for information;

And further that:

- B) That the concerns of the Town of Ajax regarding the projected increase in greenhouse gas emissions be endorsed; and that the Province be requested to review all options to avoid any increase in greenhouse gas emissions.

4. The Regional Municipality of Durham's Drinking Water Systems 2020 Summary Report (2021-W-11)

[CARRIED]

- A) That the 2020 Summary Report for the Regional Municipality of Durham Drinking Water Systems be received for information;
- B) That receipt of Report #2021-W-11 of the Commissioner of Works be confirmed by resolution of Regional Council; and
- C) That a copy of this resolution be forwarded to the Ontario Ministry of the Environment, Conservation and Parks' York-Durham District Office to indicate the conditions of Schedule 22 of Ontario Regulation 170/03 have been fulfilled.

5. Confidential Report of the Commissioner of Works – Litigation or Potential Litigation, including matters before Administrative Tribunals, affecting the Regional Corporation, with respect to a s. 24 Settlement Agreement under the Expropriations Act, R.S.O. 1990, c. E.26, for Lands Acquired to Facilitate the Reconstruction of Regional Road 2 (Kingston Road), in the City of Pickering (2021-W-12)

[CARRIED]

That the recommendations contained in Confidential Report #2021-W-12 of the Commissioner of Works be adopted.

6. Memorandum from Ralph Walton, Regional Clerk/Director of Legislative Services dated February 25, 2021, re: Resolution adopted by Regional Council at its meeting held on February 24, 2021

[CARRIED]

- A) That the memorandum from Ralph Walton, Regional Clerk/Director of Legislative Services dated February 25, 2021, re: Resolution adopted by Regional Council at its meeting held on February 24, 2021 be received for information;

And further that:

- B) That notwithstanding the current Durham Region Council position supporting the Lake Simcoe option, the Council of the Regional Municipality of Durham requests that if the Province orders the Lake Ontario solution in lieu of the Lake Simcoe option, then the Minister of the Environment Conservation and Parks (MECP) Order that ALL environmental benefits and conditions proposed for the UYSS related to the Lake Simcoe option, including best management practices and science for the Great Lakes and consultations with First Nations, be required at the Duffin Water Pollution Control Plant (DWPCP) and that the Province lead the research and study to advance best practices related to nutrient management for the Great Lakes; and

That taxpayers and users in Durham must be protected from any financial implications of this decision including the costs of the accelerated expansion of the Duffin Creek WPCP due to the addition of this unplanned capacity requirement.

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(82) That the recommendations contained in Items 1, and 3 to 6 inclusive of Report #3 of the Works Committee be adopted.

CARRIED

Item 2 of Report #3 of the Works Committee was considered earlier in the meeting. See Item 7.2 on pages 8 to 10.

9.5 Report of the Committee of the Whole

1. Environmental Registry of Ontario Posting #019-2833 Launching the Minister's 10-Year Review of the Lake Simcoe Protection Plan
(2021-COW-3)
[CARRIED]

- A) That Report #2021-COW-3 be endorsed and submitted to the Minister of Environment, Conservation and Parks as Durham Region's response to the Lake Simcoe Protection Plan 10-Year Review;
- B) That the province affirm, revise and update the Lake Simcoe Protection Plan as necessary to:
- i) Continue to employ an ecosystems approach and subwatershed approach to the LSPP because these principles remain important to understand cumulative impacts on the watershed while focusing specific actions to the unique needs and priorities of different areas of the watershed;

- ii) Complete systematic tracking and progress reporting of each of the targets of the LSPP and identify whether changes have been observed on a watershed/subwatershed level;
- iii) Consider assigning timelines and performance measures to the targets in the LSPP;
- iv) Produce a supplemental report that provides an update on the implementation of the Strategic Actions of the LSPP;
- v) Update the LSPP to reflect the changing health of the watershed based on the changing context of the watershed and ongoing advances in watershed science, particularly as they relate to the impacts of climate change;
- vi) Update the stormwater management policies of the LSPP to reflect the considerable research and advancements in industry knowledge of Low Impact Development;
- vii) Update the LSPP to consider and be consistent with the 2017 updates to Greenbelt Plan and Oak Ridges Moraine Conservation Plan, the 2019 update to the Growth Plan and the South Georgian Bay Lake Simcoe Source Protection Plan;
- viii) Provide support to the Lake Simcoe Region Conservation Authority to analyze the results of the Phosphorus Offsetting Policy to determine how well the remediation actions are working and how long the offset lasts;
- ix) Consider the following specific to private sewage systems:
 - a. Oversee the implementation, monitoring and completion of all mandatory maintenance inspections;
 - b. Define program parameters, develop an inspection template and extend cost covering and supplements to municipalities to ensure each municipality is acting consistently;
 - c. Fully fund or subsidize the cost of mandatory maintenance inspections to ensure timely completion and increased public support for the program, especially among those with properties not only on Lake Simcoe, but on its tributaries;
 - d. Facilitate grants, subsidies or loans for private homeowners to remediate sewage systems proactively; and

- e. Improve messaging and outreach to homeowners to increase understanding of the program;
- x) Focus the next phase of LSPP implementation on more significant sources of phosphorus such as, stormwater and agricultural/rural runoff and invasive species, and that the existing phosphorous loading caps for water pollution control plants be maintained;
- xi) Implement any new initiatives and measures in a phased approach, allowing for flexibility given the broad range of local partners and available resources;
- xii) Establish a LSPP implementation committee that would serve to increase collaboration and communication among the various stakeholders;
- xiii) Produce supplemental material to the Minister's 10-Year Report that is directed at property owners, including the development of a dedicated website to report on the health of Lake Simcoe that uses plain language and is accessible to residents;
- xiv) Develop an education and outreach campaign for individuals and businesses within the Lake Simcoe watershed to foster a broader understanding of Lake health, key areas of concern and the impacts of LSPP policies and programs;
- xv) Provide presentations to stakeholders to facilitate a more collaborative approach toward implementing the LSPP;
- xvi) Support enforcement efforts related to the activities of private residents, agriculture/businesses and recreational enthusiasts;
- xvii) Contribute financially to the development and coordination of local/Regional climate change data to ensure consistency in data, objectives and performance measures;
- xviii) Develop a comprehensive financing strategy for the next decade of implementation of the LSPP that is consistent with the principles of the existing financing strategy;
- xix) Re-institute funding for land stewardship programs and retrofits to stormwater management systems;
- xx) Recognize that the current economic challenges related to COVID-19 bring some risk that future progress in achieving LSPP targets and objectives may be set back; and

- C) That a copy of Report #2021-COW-3 of the Commissioners of Planning & Economic Development and Works be forwarded to the Townships of Brock, Scugog and Uxbridge; Lake Simcoe watershed municipalities; Lake Simcoe Region Conservation Authority; Durham Environmental Advisory Committee; Durham Agricultural Advisory Committee; and Durham Region Roundtable on Climate Change.
2. Enterprise Maintenance Management System Project Update (2021-COW-5)
[CARRIED ON A RECORDED VOTE]
- A) That this update on the Enterprise Maintenance Management project be received;
 - B) That an amendment to the contract with 6362222 CANADA INC., the system integrator for the implementation of the Enterprise Maintenance Management System, to an overall contract upset limit of \$5,785,000* be approved; and
 - C) That the Commissioner of Finance be authorized to execute any amendments to the agreement in a form acceptable to the Corporate Services Department – Legal Services.
*includes all fees and are before applicable taxes.

Moved by Councillor Marimpietri, Seconded by Councillor Leahy,
(83) That the recommendations contained in Item 1 of Report #2 of the Committee of the Whole be adopted.
CARRIED

Moved by Councillor Marimpietri, Seconded by Councillor Leahy,
(84) That the recommendations contained in Item 2 of Report #2 of the Committee of the Whole be adopted.
CARRIED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	Councillor Joe Neal
Councillor Ashe	
Councillor Barton	
Councillor Carter	
Councillor Chapman	
Councillor Crawford	
Councillor Dies	
Councillor Drew	
Councillor Foster	
Councillor Grant	
Councillor Highet	
Councillor Kerr	

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

Members Absent: Councillor Collier

Declarations of Interest: None

10. Notice of Motions

- 10.1 Motion to Permit the Finance and Administration Committee and Committee of the Whole to Meet During the Rescheduled March Break to the week of April 12, 2021
-

[CARRIED]

Moved by Regional Chair Henry, Seconded by Councillor Foster,
(85) Subject to a 2/3rds majority vote, that due to circumstances arising from the COVID-19 pandemic and the rescheduling by the Province of March Break to the week of April 12, 2021, the rules of procedure be suspended in order to permit the Finance and Administration Committee and Committee of the Whole to meet during the week of April 12, 2021.

CARRIED ON A 2/3rds VOTE

Moved by Councillor Yamada, Seconded by Councillor Leahy,
(86) That Council dispense with notice in order to introduce a new motion.

CARRIED on a 2/3rds VOTE

- 10.2 Motion to Add Pharmacies in Durham Region to the Government of Ontario's Pilot Project to Deliver the AstraZeneca Vaccine
-

[CARRIED]

Moved by Councillor Yamada, Seconded by Councillor Leahy,
(87) Whereas the Biden administration is finalizing plans to send 1.5 million doses of the AstraZeneca COVID-19 vaccine to Canada as a loan;

And whereas according to the Government of Canada's Covid-19 tracker, at approximately 10:00 AM on March 24, 2021, 4,327,334 doses had been administered. In addition, 3,688,286 of Canadians have received at least one dose of an approved COVID-19 vaccine. 639,048 Canadians are fully vaccinated against COVID-19, having received both required doses;

And whereas according to the Government of Ontario, 325 pharmacy sites, including Shoppers Drug Mart, Rexall and independent pharmacies, offer the AstraZeneca vaccine to eligible Ontarians 60-65 in Toronto, Windsor-Essex, and Kingston, Frontenac, Lennox & Addington;

And whereas ensuring that Durham Region residents have local access to vaccines is crucial to mitigating the spread of COVID-19;

Therefore be it resolved that:

Pharmacies in Durham Region be added to the Government of Ontario's pilot project immediately; and

That a copy of this motion be sent to the Premier of Ontario, the Minister of Health, Ontario Opposition Leaders, Durham Region MPPs and all eight local municipal Councils.

CARRIED

11. Unfinished Business

There was no unfinished business to be considered.

12. Other Business

- 12.1 Litigation Update Regarding the Host Community Agreement Dispute with the Municipality of Clarington (2021-A-6)
[CARRIED ON A RECORDED VOTE]

Moved by Councillor Ashe, Seconded by Councillor Crawford,

(88) A) That Report #2021-A-6 of the Commissioner of Corporate Services be received for information; and

- B) That external legal counsel be retained as set out in the attached Confidential Memorandum (Attachment #1 to Report #2021-A-6) to provide litigation advice and counsel in respect of the Host Community Agreement Dispute with the Municipality of Clarington.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Ashe	None
Councillor Barton	
Councillor Carter	
Councillor Chapman	
Councillor Crawford	
Councillor Dies	
Councillor Drew	
Councillor Grant	
Councillor Highet	
Councillor Kerr	
Councillor Leahy	
Councillor Lee	
Councillor Marimpietri	
Councillor McLean	
Councillor Mitchell	
Councillor Mulcahy	
Councillor John Neal	
Councillor Nicholson	
Councillor Pickles	
Councillor Roy	
Councillor Ryan	
Councillor Smith	
Councillor Wotten	
Councillor Yamada	
Regional Chair Henry	

Members Absent: Councillor Collier
Councillor Joe Neal

Declarations of Interest: Councillor Anderson
Councillor Foster

12.2 Appointment of Councillor John Grant to Planning & Economic Development
Committee

[CARRIED]

Moved by Councillor Smith, Seconded by Councillor Ryan,
(89) That Councillor John Grant be appointed as a member of the Planning &
Economic Development Committee.
CARRIED

13. Announcements

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

14. By-laws

12-2021 Being a by-law to authorize the execution of an agreement with Her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Transportation for the Safe Restart Agreement – Phase 2 Municipal Transit Funding.

This by-law implements the recommendations contained in Item #3 of the 7th Report of the Finance & Administration Committee presented to Regional Council on October 28, 2020

Moved by Councillor Ashe, Seconded by Councillor Lee,
(90) That By-law Number 12-2021 be passed.

CARRIED

15. Confirming By-law

13-2021 Being a by-law to confirm the proceedings of Regional Council at their meeting held on March 24, 2021.

Moved by Councillor Ashe, Seconded by Councillor Lee,
(91) That By-law Number 13-2021 being a by-law to confirm the proceedings of the Council of the Regional Municipality of Durham at their meeting held on March 24, 2021 be passed.

CARRIED

16. Adjournment

Moved by Councillor Grant, Seconded by Councillor Kerr,
(92) That the meeting be adjourned.

CARRIED

The meeting adjourned at 1:51 PM

Respectfully submitted,

John Henry, Regional Chair & CEO

Ralph Walton, Regional Clerk

The Regional Municipality of Durham

MINUTES

COMMITTEE OF THE WHOLE

Wednesday, April 14, 2021

A regular meeting of the Committee of the Whole was held on Wednesday, April 14, 2021 in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:30 AM. Electronic participation was permitted for this meeting.

Regional Chair Henry assumed the Chair.

1. Roll Call

Present: Councillor Anderson attended the meeting at 9:31 AM
Councillor Ashe
Councillor Barton
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Grant
Councillor Highet
Councillor Kerr
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Pickles attended the meeting at 9:32 AM
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry
*** all members of Council, except the Regional Chair, participated electronically**

Staff

Present: S. Austin*, E. Baxter-Trahair, D. Beaton*, B. Bridgeman*, S. Danos-Papaconstantinou*, C. Drimmie*, S. Glover, R. Inacio, R.J. Kyle*, C. Rochon*, J. Presta*, S. Siopis*, N. Taylor*, C. Tennisco, and R. Walton
*denotes staff participating electronically

2. Declarations of Interest

There were no declarations of interest.

3. Statutory Public Meetings

There were no statutory public meetings.

4. Delegations

There were no delegations to be heard.

5. Presentations

There were no presentations to be heard.

6. Correspondence

There were no items of correspondence.

7. Reports

A) Seaton Phase 2 Regional Front Ending Agreement – Regional Objectives and Commencement of Negotiations (2021-COW-6)

Report #2021-COW-6 from S. Siopis, Commissioner of Works; N. Taylor, Commissioner of Finance; and D. Beaton, Commissioner of Corporate Services, was received.

Staff responded to questions from the Committee regarding where the money that is collected from the Seaton development charges goes; how buildings such as a police headquarters or ambulance station are built in the Seaton development; and what are the regional principles that are used with respect to local servicing in Seaton.

In response to a question from Councillor Joe Neal regarding the total amount spent to date on capital on the Seaton development, M. Simpson advised that staff would look into that and get back to Councillor Joe Neal directly.

Moved by Councillor Carter, Seconded by Councillor Lee,
(9) That we recommend to Council:

- A) That the Regional Municipality of Durham commence negotiations with the Seaton Landowners Group to develop a Front Ending Agreement to address the balance of the development of Seaton (Phase 2 Regional Front Ending Agreement);
- B) That prior to the execution of the Seaton Phase 2 Regional Front Ending Agreement, the Seaton Landowners Group prepare an update to the Seaton Fiscal Impact Study to review any long-term financial impacts on the Region of Durham with respect to the development of Seaton, to be funded by the Seaton Landowners Group;
- C) That the Regional Municipality of Durham retain the consulting firm of Watson and Associates Economists Ltd. in order to assist staff with the peer review of the Seaton Fiscal Impact Study and the financial implications of the Seaton Phase 2 Regional Front Ending Agreement, at an estimated cost of \$60,000;
- D) That the Regional Municipality of Durham retain legal consulting services at an estimated cost of \$150,000 to assist with the negotiation, drafting and preparation of the Seaton Phase 2 Regional Front Ending Agreement;
- E) That the financing to retain outside consulting and legal services at an estimated cost of \$210,000 be funded at the discretion of the Commissioner of Finance; and
- F) That the Commissioner of Finance be authorized to execute any necessary agreements for the outside consulting and legal services.

CARRIED

- B) Regional Submission to the Review of Ontario's Long-Term Energy Planning Framework

Environmental Registry of Ontario Posting #019-3007 (2021-COW-7)

Report #2021-COW-7 from E. Baxter-Trahair, Chief Administrative Officer, was received.

Discussion ensued regarding engaging utility companies going forward and ensuring that a consistent message is sent to the Province with respect to the Region's position on nuclear sector issues.

Further discussion ensued regarding the de-carbonization of Ontario and the efforts made by the communities of the Region of Durham.

Moved by Councillor Lee, Seconded by Councillor Ryan,

(10) That we recommend to Council:

- A) That Report #2021-COW-7 of the Chief Administrative Officer be endorsed and submitted to the Minister of Energy, Northern Development and Mines as Durham Region's response to the review of Ontario's long-term energy planning framework;
- B) That the province revise and update Ontario's long-term energy planning framework as necessary to:
 - i) Ensure high quality data about all forms of energy and fuel sources used by Ontarians and all stages of the energy cycle (generation, transmission, storage and use) are considered in planning to support a holistic understanding and evidence-based decision-making;
 - ii) Share the data and assumptions used in energy decision-making with the public to support transparency and encourage innovation;
 - iii) Support a "conservation first" approach;
 - iv) Support decarbonization of Ontario's energy system, transportation system, economy and reduction of greenhouse gas emissions as top priorities. Continued development of Ontario's supply of nuclear, hydro and renewable energy generation will support this objective;
 - v) Require consultation with stakeholders, including the public and municipalities, about the desired energy mix for the province;
 - vi) Embed in the framework, mechanisms to ensure provincial responsibility and accountability for energy equity, affordability, sustainability and consumer safety to protect human health, community well-being and environmental protection;
 - vii) Ensure coordination between the federal and the provincial governments on programs and actions to support shared goals for energy and the environment;
 - viii) Align provincial policies around energy, environment, transportation, infrastructure development, land use planning and housing to support cohesive, coordinated, consistent actions;
 - ix) Evaluate and regularly report on the contribution of Ontario's energy system towards meeting critical goals and targets to increase public trust and confidence;
 - x) Support the role that municipalities can play in achieving energy system goals and targets through community energy planning;

- xi) Meaningfully engage the public, Indigenous communities and affected municipalities about the development of new bulk energy assets or replacement, expansion or decommissioning of existing generation, transmission or storage assets in that community/Region including property tax payments to municipalities based on current, fair market assessments;
 - xii) Support and value Indigenous peoples as full partners in shaping Ontario's energy future; and
- C) That a copy of Report #2021-COW-7 be forwarded to the Durham MPPs; local area municipalities; Durham Environmental Advisory Committee; and Durham Region Roundtable on Climate Change.

CARRIED

- C) Region's Submission to the Canadian Nuclear Safety Commission (CNSC) for Ontario Power Generation's (OPG) renewal application for the Power Reactor Site Preparation Licence (PRSL) for the Darlington New Nuclear Project (DNNP) and Council's position on nuclear sector issues (2021-COW-8)

Report #2021-COW-8 from E. Baxter-Trahair, Chief Administrative Officer, was received.

Councillor Foster requested that Report #2021-COW-8 of the Chief Administrative Officer be forwarded to the Canadian Association of Nuclear Host Communities (CANHC).

Moved by Councillor Ryan, Seconded by Councillor Drew,
(11) That we recommend to Council:

- A) That Regional Council direct staff to submit a Public Commission Hearing Participation Request to the CNSC on the renewal application for the PRSL and to include comments and recommendations as outlined in Section 5 of Report #2021-COW-8 of the Chief Administrative Officer;
- B) That Regional Council reconfirms:
 - i) That Durham Region, in its position as an experienced and informed nuclear host community, is a willing and supportive host for the DNNP which involves building up to four new reactors at the Darlington site;
 - ii) Its strong opposition to the long-term storage of used nuclear fuel in Durham Region;
 - iii) Its strong opposition to any design for a nuclear facility that includes the construction of cooling towers; and

- C) That the Province be requested to make the updates necessary to ensure a fair and equitable level of property tax on generating assets at Darlington Nuclear Generating Station and Pickering Nuclear Generating Station is paid to the Region and area municipalities in support of the Durham community.

CARRIED AS AMENDED
(See Following Motion)

Moved by Councillor Foster, Seconded by Councillor Ryan,
(12) That Report #2021-COW-8 of the Chief Administrative Officer be amended by adding the following as a new Part D):

- 'D) That Durham Region request of NRCan and the Province of Ontario direction on the appropriate timing and venue for dialogue with Durham Region and other Canadian Nuclear Host Community members reviewing compensation for nuclear host communities, including but not restricted to interim storage of radioactive materials.'

CARRIED

The main motion (11) of Councillor Ryan and Councillor Drew was then put to a vote and CARRIED AS AMENDED.

8. Confidential Matters

There were no confidential matters to be considered.

9. Other Business

9.1 Durham York Energy Centre (DYEC) Capacity

S. Siopis responded to a question from the Committee regarding whether York Region has the right to access any unused capacity at the Durham York Energy Centre (DYEC), or the ability to initiate an expansion of the DYEC. She advised that staff have had recent discussions with the Region of York, and they stated there is nothing in their 10-year forecast with respect to an anticipated expansion at the DYEC.

S. Siopis also responded to questions regarding the contract terms for the bid documents for the anaerobic digester, and if the bid documents are publicly available. S. Siopis advised that the Request for Pre-Qualifications (RFPQ) documents are available publicly.

10. Adjournment

Moved by Councillor Collier, Seconded by Councillor Kerr,
(13) That the meeting be adjourned.

CARRIED

The meeting adjourned at 10:10 AM

Respectfully submitted,

John Henry, Regional Chair

Committee Clerk

Report #4 of the Finance & Administration Committee

For consideration by Regional Council

April 28, 2021

The Finance & Administration Committee recommends approval of the following:

1. Appointment of Accessibility Advisory Committee Member to Transit Advisory Committee

That Heather Hall be appointed as the Accessibility Advisory Committee representative to the Transit Advisory Committee.

2. Confidential Report of the Commissioner of Corporate Services – Labour Relations/Employee Negotiations with respect to the Ontario Nurses’ Association (“ONA”) Local 51 (2021-A-7)

That the recommendations contained in Confidential Report #2021-A-7 of the Commissioner of Corporate Services be adopted.

Respectfully submitted,

A. Foster, Chair, Finance & Administration Committee

Report #3 of the Health & Social Services Committee

For consideration by Regional Council

April 28, 2021

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

1. The Association of Local Public Health Agencies (ALPHA) Call for Board of Health Nominations (2021-MOH-3)

 - A) That the nomination of Councillor Bob Chapman for election to the ALPHA Board of Directors for a two-year term to represent the Central East Region be endorsed; and
 - B) That two members of Regional Council be identified to sponsor the nomination and complete the nomination form.

Respectfully submitted,

B. Chapman, Chair, Health & Social Services Committee

Report #3 of the Planning & Economic Development Committee

For consideration by Regional Council

April 28, 2021

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

1. Durham Environmental Advisory Committee “Residents’ Guide to Climate Resiliency” (2021-P-9)
 - A) That the Durham Environmental Advisory Committee’s “Residents’ Guide to Climate Resiliency” be endorsed; and
 - B) That a copy of DEAC’s “Residents’ Guide to Climate Resiliency” be forwarded to the Durham Region Roundtable on Climate Change, Durham’s area municipalities, area municipal environmental advisory committees, conservation authorities, school boards, BIAs, homeowners’ associations, condominium boards, property management groups, and real estate boards and associations.
2. Region of Durham Soil and Groundwater Assessment Protocol (2021-P-8)
 - A) That the “Soil and Groundwater Assessment Protocol” included as Attachment #1 to Report #2021-P-8 of the Commissioner of Planning and Economic Development be endorsed, and that it replace the Region’s existing Site Contamination Protocol; and
 - B) That a copy of Report #2021-P-8 be forwarded to the Region’s area municipalities; conservation authorities; the Durham Environmental Advisory Committee (DEAC); the Durham Agricultural Advisory Committee (DAAC); the Ministry of the Environment, Conservation and Parks (MECP); the Building Industry and Land Development Association (BILD) - Durham Chapter; other stakeholders, and members of the public who have expressed interest.
3. Correspondence from Town of Ajax, re: Resolution passed at their Council meeting held on February 22, 2021, regarding In-store Alcohol Service at Convenience Stores

That the following resolution from the Town of Ajax regarding In-store Alcohol Service at Convenience Stores be endorsed:

Whereas Ajax Council recognizes the ongoing hardships faced by restaurants, pubs and other foodservice businesses as a result of mandated closures and patron limits due to Covid-19;

And Whereas the Town has been working hard to implement and advocate for business supports (such as providing restaurants the ability to access wine, beer and spirits at wholesale or discounted pricing, permitting flexibility, online support and more) to ensure more local businesses survive the pandemic;

And Whereas convenience stores have not been mandated to close during the pandemic and have not endured undue hardship like other industries;

And Whereas 7-Eleven Canada has applied to introduce in-store alcohol service at 61 stores throughout Ontario (including Ajax) to leverage their open status as a competitive advantage;

And Whereas the Alcohol and Gaming Commission of Ontario (AGCO) is ultimately responsible for granting all liquor licensing requests;

And Whereas approval of 7-Eleven's request would also mean exposing an already vulnerable and hard-hit restaurant/bar industry to further competition;

And Whereas Ontario's Big City Mayors caucus passed a motion on Friday, February 19 opposed to the 7-Eleven Canada request to serve alcohol;

Therefore Be It Now Resolved That Ajax Council oppose 7-Eleven Canada's proposal to serve alcohol;

And That this motion be distributed to Hon. Peter Bethlenfalvy, Minister of Finance; Hon. Doug Downey, Attorney General; Hon. Steve Clark, Minister of Municipal Affairs and Housing; Hon. Prabmeet Sarkaria, Associate Minister of Small Business and Red Tape Reduction; Rod Phillips, MPP for Ajax; the Region of Durham, and local Durham Region municipalities.

4. Appointment to the Business Advisory Centre Durham (BACD)

That Councillor Lee be appointed to the Business Advisory Centre Durham (BACD) Board of Directors.

Respectfully submitted,

D. Ryan, Chair, Planning & Economic Development Committee

Report #4 of the Works Committee

For consideration by Regional Council

April 28, 2021

The Works Committee recommends approval of the following:

1. Servicing Agreement with 2103386 Ontario Inc., Including Cost Sharing in Accordance with the Region Share Policy, for the Extension and Oversizing of a Sanitary Sewer in the Municipality of Clarington (2021-W-13)

- A) That the Regional Municipality of Durham be authorized to enter into a servicing agreement with 2103386 Ontario Inc. for the construction of a 750 millimetre sanitary sewer, including cost sharing in accordance with the Regional Municipality of Durham's Region Share Policy, in the Municipality of Clarington, at an estimated total project cost of \$5,000,100;
- B) That financing for the servicing agreement be provided from the following sources:

Developer's Cost – Watermain, Sewers and Roadwork

2103386 Ontario Inc.	\$4,084,200
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Regional Costs – Sanitary Sewer

Previously Approved – Sanitary Sewerage System Funding

Item #61 – Wilmot Creek Sanitary Sewer Ruddell Road to King Avenue, Newcastle (Project ID: D1822)

Residential Development Charge Fund	\$677,766
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Commercial Development Charge Fund	\$45,795
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User Revenue Development Charge Fund	\$192,339
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Total Regional Costs – Sanitary Sewer	<u>\$915,900</u>
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Total Project Costs – Watermain, Sewers and Roadwork	<u>\$5,000,100</u>
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2. Standardization of the Integrated Access Control and Intrusion Security Platform for All Regional Facilities and Approval of Unbudgeted Capital Work (2021-W-14)
- A) That Integrated Controls Technology Integrated Access Control and Intrusion platform be adopted as the new security hardware standard for all Regional Facilities, excluding Durham Regional Local Housing Corporation Facilities, Long-Term Care Facilities and Durham Regional Police Services Facilities;

- B) That unbudgeted capital work in the amount of \$120,000 be approved to advance the upgrade of security hardware at Regional Headquarters, with financing for this work to be reallocated from the following approved Capital Projects:

South Accessible Parking Lot (Project ID G2019)	\$57,000
Sidewalk Redesign at the North East Parking Garage Entrance Access (Project ID G2104)	<u>\$63,000</u>

<u>Total Financing</u>	<u>\$120,000</u>
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- C) That financing for the replacement of the access control and intrusion detection platform in 2022 and 2023 estimated at \$870,000 be included in future year business plans and budgets for the affected facilities; and
- D) That the Commissioner of Finance be authorized to execute the necessary agreement.
3. Standardization and Sole Source Supply of the Opticom Emergency Vehicle Pre-emption Equipment from Global Traffic Technologies (2021-W-15)

- A) That the Opticom Emergency Vehicle Pre-emption equipment manufactured by Global Traffic Technologies be renewed as the standard for the Regional Municipality of Durham for a period of three (3) years with an option in favour of the Regional Municipality of Durham to extend the standardization on the same terms and conditions for up to an additional two (2) one-year terms;
- B) That authorization be provided to negotiate and award a sole source contract with Global Traffic Technologies for the provision of the Opticom Emergency Vehicle Pre-emption equipment for a period of up to five (5) years at an annual cost of approximately \$100,000* to be financed through the 100 per cent recovery of costs from local fire departments; and
- C) That the Commissioner of Finance be authorized to execute the necessary agreement.
(*) excluding all applicable taxes

4. Amendments to Gross Vehicle Weight – Bridges By-Law #42-2019 (2021-W-16)

- A) That Corporate Services – Legal Services be directed to prepare an amending by-law to amend By-Law #42-2019, generally in the form included as Attachment #1 to Report #2021-W-16 of the Commissioner of Works, for submission to Regional Council for passage; and
- B) That staff be authorized to take all steps required and necessary to give effect to the amendments contemplated to By-Law #42-2019 as indicated in the form included as Attachment #1 to Report #2021-W-16.

5. Planned Sanitary Sewer and Watermain Construction on Thornton Road North from Conlin Road West to the Northwood Employment Lands and Notice of Petition, in the City of Oshawa (2021-W-17)
-

That Report #2021-W-17 of the Commissioner of Works be received for information.

Respectfully submitted,

D. Mitchell, Chair, Works Committee

Report #3 of the Committee of the Whole

For consideration by Regional Council

April 28, 2021

The Committee of the Whole recommends approval of the following:

1. Seaton Phase 2 Regional Front Ending Agreement – Regional Objectives and Commencement of Negotiations (2021-COW-6)

 - A) That the Regional Municipality of Durham commence negotiations with the Seaton Landowners Group to develop a Front Ending Agreement to address the balance of the development of Seaton (Phase 2 Regional Front Ending Agreement);
 - B) That prior to the execution of the Seaton Phase 2 Regional Front Ending Agreement, the Seaton Landowners Group prepare an update to the Seaton Fiscal Impact Study to review any long-term financial impacts on the Region of Durham with respect to the development of Seaton, to be funded by the Seaton Landowners Group;
 - C) That the Regional Municipality of Durham retain the consulting firm of Watson and Associates Economists Ltd. in order to assist staff with the peer review of the Seaton Fiscal Impact Study and the financial implications of the Seaton Phase 2 Regional Front Ending Agreement, at an estimated cost of \$60,000;
 - D) That the Regional Municipality of Durham retain legal consulting services at an estimated cost of \$150,000 to assist with the negotiation, drafting and preparation of the Seaton Phase 2 Regional Front Ending Agreement;
 - E) That the financing to retain outside consulting and legal services at an estimated cost of \$210,000 be funded at the discretion of the Commissioner of Finance; and
 - F) That the Commissioner of Finance be authorized to execute any necessary agreements for the outside consulting and legal services.
2. Regional Submission to the Review of Ontario's Long-Term Energy Planning Framework
Environmental Registry of Ontario Posting #019-3007 (2021-COW-7)

 - A) That Report #2021-COW-7 of the Chief Administrative Officer be endorsed and submitted to the Minister of Energy, Northern Development and Mines as Durham Region's response to the review of Ontario's long-term energy planning framework;

- B) That the province revise and update Ontario's long-term energy planning framework as necessary to:
- i) Ensure high quality data about all forms of energy and fuel sources used by Ontarians and all stages of the energy cycle (generation, transmission, storage and use) are considered in planning to support a holistic understanding and evidence-based decision-making;
 - ii) Share the data and assumptions used in energy decision-making with the public to support transparency and encourage innovation;
 - iii) Support a "conservation first" approach;
 - iv) Support decarbonization of Ontario's energy system, transportation system, economy and reduction of greenhouse gas emissions as top priorities. Continued development of Ontario's supply of nuclear, hydro and renewable energy generation will support this objective;
 - v) Require consultation with stakeholders, including the public and municipalities, about the desired energy mix for the province;
 - vi) Embed in the framework, mechanisms to ensure provincial responsibility and accountability for energy equity, affordability, sustainability and consumer safety to protect human health, community well-being and environmental protection;
 - vii) Ensure coordination between the federal and the provincial governments on programs and actions to support shared goals for energy and the environment;
 - viii) Align provincial policies around energy, environment, transportation, infrastructure development, land use planning and housing to support cohesive, coordinated, consistent actions;
 - ix) Evaluate and regularly report on the contribution of Ontario's energy system towards meeting critical goals and targets to increase public trust and confidence;
 - x) Support the role that municipalities can play in achieving energy system goals and targets through community energy planning;
 - xi) Meaningfully engage the public, Indigenous communities and affected municipalities about the development of new bulk energy assets or replacement, expansion or decommissioning of existing generation, transmission or storage assets in that community/Region including property tax payments to municipalities based on current, fair market assessments;

- xii) Support and value Indigenous peoples as full partners in shaping Ontario's energy future; and
 - C) That a copy of Report #2021-COW-7 be forwarded to the: Durham MPPs, local area municipalities; Durham Environmental Advisory Committee; and Durham Region Roundtable on Climate Change.
3. Region's Submission to the Canadian Nuclear Safety Commission (CNSC) for Ontario Power Generation's (OPG) renewal application for the Power Reactor Site Preparation Licence (PRSL) for the Darlington New Nuclear Project (DNNP) and Council's position on nuclear sector issues (2021-COW-8)
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- A) That Regional Council direct staff to submit a Public Commission Hearing Participation Request to the CNSC on the renewal application for the PRSL and to include comments and recommendations as outlined in Section 5 of Report #2021-COW-8 of the Chief Administrative Officer;
 - B) That Regional Council reconfirms:
 - i) That Durham Region, in its position as an experienced and informed nuclear host community, is a willing and supportive host for the DNNP which involves building up to four new reactors at the Darlington site;
 - ii) Its strong opposition to the long-term storage of used nuclear fuel in Durham Region;
 - iii) Its strong opposition to any design for a nuclear facility that includes the construction of cooling towers;
 - C) That the Province be requested to make the updates necessary to ensure a fair and equitable level of property tax on generating assets at Darlington Nuclear Generating Station and Pickering Nuclear Generating Station is paid to the Region and area municipalities in support of the Durham community; and
 - D) That Durham Region request of NRCan and the Province of Ontario direction on the appropriate timing and venue for dialogue with Durham Region and other Canadian Nuclear Host Community members reviewing compensation for nuclear host communities, including but not restricted to interim storage of radioactive materials.

Respectfully submitted,

J. Henry, Regional Chair and CEO

Notice of Motions

April 28, 2021

10.1 Request for Blue Box Lid Update

Councillors Crawford and Collier gave Notice that the following motion will be presented at the April 28, 2021 meeting, or subsequent meeting of Regional Council:

Whereas the Works Committee approved a motion at their June 5, 2019 meeting (endorsed by Regional Council on June 26, 2019), as a response to Report #2019-WR-8 by Commissioner Siopis, identifying next steps in the Blue Box Lid Pilot program ahead of the 2020 budget process, including:

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

And Whereas anti-litter initiatives continue to be relevant and timely as residents are strongly advised by the Province of Ontario and Public Health to stay home in response to Covid-19's third wave, increasing household recycling placed for collection each week, and with it the likelihood of litter;

Now therefore be it resolved that staff be directed to bring an update on the Blue Box Lid Pilot program to the June, 2021 meeting of Regional Council detailing timelines and next steps for implementing the program.

Councillors Lee and Yamada gave Notice that the following motion will be presented at the April 28, 2021 meeting, or subsequent meeting of Regional Council:

Whereas widespread reports, surveys and personal experiences from across the Asian community have indicated a disturbing increase in Anti-Asian discrimination, infringements on basic human rights and acts of violence in Canada and around the world – impacting Asians of all nationalities including a Filipino-American woman beaten in NYC, the six Asian-Americans of Chinese and Korean descent murdered in the Atlanta spa shootings, and many more – sparking protests across Canada and the United States in March 2021;

And Whereas the Chinese Canadian National Council Toronto chapter compiled feedback from the Asian community through two online (self-reporting) surveys, that together reported over 1,150 instances of Anti-Asian racism between March 10, 2020 and February 28, 2021 (with approximately half of those incidents reported since January, and nearly 40% having occurred in Ontario), which is believed to have been exacerbated and aggravated due to widespread scapegoating and racialization of the Covid-19 pandemic;

And Whereas according to an Angus Reid study (2020), 43% of surveyed Canadians of Asian-descent reported feeling threatened or intimidated as a direct result of Covid-19;

And Whereas racism in Canada is an ugly part of our ongoing history, and we must as a community stand together to condemn these acts and commit to taking positive action to correct misinformation and ensure the safety of our neighbours, friends and families;

Now therefore be it resolved that:

1. Durham Regional Council formally stands beside its residents of Asian descent, and with all Asian community members across Canada to condemn and denounce these deplorable, racist and hateful acts, and encourages victims and bystanders to report these incidents; and
2. Durham Regional Council supports the Chinese Canadian National Council's calls for immediate action, and urges the Province of Ontario and Government of Canada to lead and support meaningful education, engagement and Anti-racism efforts, fostering understanding and correcting misinformation for all targeted under-represented groups in Canada, including the Asian community; and
3. This motion be distributed to Rt. Hon. Justin Trudeau, Prime Minister of Canada; Hon. Bardish Chagger, Minister of Diversity and Inclusion and Youth; Hon. Doug Ford, Premier of Ontario; Hon. Todd Smith, Minister of Children, Community and Social Services; Durham Region Municipalities; the

Chinese Canadian National Council Toronto chapter; the Korean Canadian Cultural Association; Japanese Canadian Cultural Association; and the Durham Chinese Cultural Centre.