



Official Notice

Meeting of Regional Council

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

Wednesday, May 26, 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 – April 28, 2021 | Pages 4 - 28 |
| 4.2 | Closed Regional Council meeting – April 28, 2021 | Under Separate Cover |
| 4.3 | Committee of the Whole meeting – May 12, 2021 | Pages 29 - 36 |

5. Presentations

- 5.1 Jamie Austin, Deputy General Manager Business Services and Christopher Norris, Deputy General Manager Operations re: 2020 Safe Driver Awards

6. Delegations

- 6.1 Public meeting pursuant to Section 12 of the Development Charges Act, 1997 to present the proposed Regional Residential and Non-residential Development Charge Amending By-law and the related background study. (Mary Simpson, Director of Risk Management, Economic Studies and Procurement to provide a presentation.)
- 6.2 Public meeting pursuant to Section 12 of the Development Charges Act, 1997 to present the proposed Regional Transit Development Charge Amending By-law and the related background study. (Mary Simpson, Director of Risk Management, Economic Studies and Procurement to provide a presentation.)
- 6.3 Public meeting pursuant to Section 12 of the Development Charges Act, 1997 to present the proposed GO Transit Development Charge Amending By-law and related background study. (Mary Simpson, Director of Risk Management, Economic Studies and Procurement to provide a presentation.)
- 6.4 Larry Corrigan and Don Farquharson, Retired Teachers of Ontario re: Request from Richard Wannop for a Minister's Zoning Order to permit the development of a long-term care facility in the Port Perry Employment Area, Township of Scugog (2021-P-14) [Item 7.1]

Requires 2/3rds vote to be heard

7. Reports related to Delegations/Presentations

- 7.1 Request from Richard Wannop for a Minister's Zoning Order to permit the development of a long-term care facility in the Port Perry Employment Area, Township of Scugog (2021-P-14)
[Item 1 of the 4th Report of the Planning & Economic Development Committee]

8. Communications

- CC 12 Correspondence received from Association of Municipalities of Ontario (AMO) re: Appointment of 8 Delegates as voting Regional delegates

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9. Committee Reports and any Related Notice of Motions

- 9.1 Finance and Administration Committee

Pages 38 - 40

9.2	Health and Social Services Committee	Page 41
9.3	Planning and Economic Development Committee	Page 42
9.4	Works Committee	Pages 43 - 45
9.5	Committee of the Whole	Pages 46 - 48

10. Notice of Motions

There are no notices of motions

11. Unfinished Business

There is no unfinished business

12. Other Business

- 12.1 Public Meetings Regarding Proposed Amendments to Regional Transit Development Charge By-law No. 81-2017, GO Transit Development Charge By-law No. 86-2001 and Regional Residential and Non-residential Development Charge By-law No. 28-2018 (2021-F-11)

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13. Announcements

14. By-laws

There are no by-laws

15. Confirming By-law

- 19-2021 Being a by-law to confirm the proceedings of Regional Council at their meeting held on May 26, 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.

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

The Regional Municipality of Durham

MINUTES

REGIONAL COUNCIL

Wednesday, April 28, 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.

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
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
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

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

3. Declarations of Interest

Councillor Marimpietri made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item #5 of Report #4 of the Works Committee, Report #2021-W-17: 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. He indicated that he has family who own property and reside in the area.

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

- i) Item #5 of Report #4 of the Works Committee, Report #2021-W-17: 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; and
- ii) Item #1 of Report #4 of the Works Committee, Report #2021-W-13: 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.

She indicated that her son is a Works department employee and may be assigned to those jobs.

4. Adoption of Minutes

Moved by Councillor McLean, Seconded by Councillor Ryan,

(93) That the minutes of the Regular Regional Council meeting held on March 24, 2021 be adopted.

Moved by Councillor Marimpietri, Seconded by Councillor Smith,

(94) That the minutes of the Regular Committee of the Whole meeting held on April 14, 2021 be adopted.

CARRIED

5. Presentations

There were no presentations.

6. Delegations

There were no delegations.

7. Reports related to Delegations/Presentations

There were no reports related to Delegations/Presentations.

8. Communications

CC 11 Correspondence from the Town of Ajax re: Stop Asian Hate

Moved by Councillor Marimpietri, Seconded by Councillor Kerr,
(95) That the correspondence from the Town of Ajax re: Stop Asian Hate, be referred to the consideration of Item 10.2 under Notice of Motions.
CARRIED

9. Committee Reports and any related Notice of Motions

9.1 Report of the Finance and Administration Committee

1. Appointment of Accessibility Advisory Committee Member to Transit Advisory Committee
[CARRIED]

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)
[CARRIED ON A RECORDED VOTE] [PART C) WAS DIVIDED FROM THE REMAINDER AND VOTED ON SEPARATELY] [SEE MOTIONS (115), (116) AND (117) ON PAGES 19 TO 23]

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

Moved by Councillor Foster, Seconded by Councillor Collier,
(96) That the recommendations contained in Item 1 of Report #4 of the Finance and Administration Committee be adopted.
CARRIED

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(97) That the agenda be altered to consider Item 2 of Report #4 of the Finance and Administration Committee under the Other Business section of the Agenda at the end of the meeting.

CARRIED

9.2 Report of the Health and Social Services Committee

1. The Association of Local Public Health Agencies (alPHa) Call for Board of Health Nominations (2021-MOH-3)
[PART A) CARRIED] [PART B) CARRIED IN A SEPARATE MOTION] [SEE MOTIONS (98) AND (99) ON PAGE 4]
 - 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.

Moved by Councillor Roy, Seconded by Councillor Pickles,
(98) That the recommendations contained in Part A) of Item 1 of Report #3 of the Health and Social Services Committee be adopted.

CARRIED

Moved by Councillor Marimpietri, Seconded by Councillor Dies,
(99) That Councillor Pickles and Councillor Carter sponsor the nomination of Councillor Chapman for election to the alPHa Board of Directors and complete the nomination form as outlined in Part B) of the recommendations contained in Item 1 of Report #3 of the Health and Social Services Committee.

CARRIED

9.3 Report of the Planning and Economic Development Committee

1. Durham Environmental Advisory Committee “Residents’ Guide to Climate Resiliency” (2021-P-9)
[CARRIED]
 - 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)
[CARRIED]

- 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
[CARRIED]

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)
[CARRIED]

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

Moved by Councillor Ryan, Seconded by Councillor Joe Neal,
(100) That the recommendations contained in Items 1, 3 and 4 of Report #3 of the Planning and Economic Development Committee be adopted.
CARRIED

Moved by Councillor Ryan, Seconded by Councillor Joe Neal,
(101) That the recommendations contained in Item 2 of Report #3 of the Planning and Economic Development Committee be adopted.
CARRIED

9.4 Report of the Works Committee

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)
[CARRIED ON A RECORDED VOTE]

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

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
Commercial Development Charge Fund	\$45,795
User Revenue Development Charge Fund	\$192,339

Total Regional Costs – Sanitary Sewer \$915,900

Total Project Costs – Watermain, Sewers and Roadwork \$5,000,100

2. Standardization of the Integrated Access Control and Intrusion Security Platform for All Regional Facilities and Approval of Unbudgeted Capital Work (2021-W-14)

[CARRIED]

- 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>

Total Financing \$120,000

- 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)

[CARRIED]

- 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)
[CARRIED]
- 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)
[CARRIED ON A RECORDED VOTE]

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

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(102) That the recommendations contained in Items 2 to 4 of Report #4 of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(103) That the recommendations contained in Item 1 of Report #4 of the Works Committee be adopted.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
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	
Councillor Roy	
Councillor Ryan	
Councillor Smith	
Councillor Wotten	
Councillor Yamada	
Regional Chair Henry	

Members Absent: None

Declarations of Interest: Councillor Drew

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(104) That the recommendations contained in Item 5 of Report #4 of the Works
Committee be adopted.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	

Councillor Barton
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Foster
Councillor Grant
Councillor Highet
Councillor Kerr
Councillor Leahy
Councillor Lee
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: None

Declarations of Interest: Councillor Drew
Councillor Marimpietri

9.5 **Report of the Committee of the Whole**

1. Seaton Phase 2 Regional Front Ending Agreement – Regional Objectives and Commencement of Negotiations (2021-COW-6)
[CARRIED AS AMENDED] [SEE MOTIONS (106) AND (107) ON PAGE 14]
 - 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;
 - F) That the Commissioner of Finance be authorized to execute any necessary agreements for the outside consulting and legal services; and
 - G) That staff report back to Council on the total amounts spent to date on Seaton for capital, and the amounts funded by the Seaton Landowner's Group.**
2. Regional Submission to the Review of Ontario's Long-Term Energy Planning Framework

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

- 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)
-

[CARRIED ON A RECORDED VOTE]

- 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.

Moved by Councillor Leahy, Seconded by Councillor Anderson,
(105) That the recommendations contained in Item 2 of Report #3 of the Committee of the Whole be adopted.

CARRIED

Moved by Councillor Leahy, Seconded by Councillor Anderson,
(106) That the recommendations contained in Item 1 of Report #3 of the Committee of the Whole be adopted.

CARRIED AS AMENDED
(See Following Motion)

Moved by Councillor Joe Neal, Seconded by Councillor Anderson,
(107) That the main motion (106) of Councillors Leahy and Anderson to adopt the recommendations contained in Item 1 of Report #3 of the Committee of the Whole be amended by adding the following as a new part G):

G) That staff report back to Council on the total amounts spent to date on Seaton for capital, and the amounts funded by the Seaton Landowner's Group.

CARRIED

The main motion (106) of Councillors Leahy and Anderson to adopt the recommendations contained in Item 1 of Report #3 of the Committee of the Whole was then put to a vote and CARRIED AS AMENDED.

Moved by Councillor Leahy, Seconded by Councillor Anderson,
(108) That the recommendations contained in Item 3 of Report #3 of the Committee of the Whole be adopted.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
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 Joe Neal	

Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Carter
Councillor John Neal

Declarations of Interest: None

10. Notice of Motions

10.1 Request for Blue Box Lid Update [CARRIED]

Moved by Councillor Crawford, Seconded by Councillor Collier,
(109) 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 23, 2021 meeting of Regional Council detailing timelines and next steps for implementing the program.

CARRIED

10.2 Anti Asian Hate

[CARRIED UNANIMOUSLY ON A RECORDED VOTE]

Moved by Councillor Lee, Seconded by Councillor Yamada,

(110) 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

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.

CARRIED UNANIMOUSLY ON THE
FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
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	
Councillor Roy	
Councillor Ryan	

Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: None

Declarations of Interest: None

11. Unfinished Business

There was no unfinished business to be considered.

12. Other Business

- 12.1 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)

[CARRIED ON A RECORDED VOTE] [PART C) WAS DIVIDED FROM THE REMAINDER AND VOTED ON SEPARATELY] [SEE MOTIONS (115), (116) AND (117) ON PAGES 19 TO 23]

Moved by Councillor Joe Neal, Seconded by Councillor Barton,
(111) That the meeting be closed to the public in order to consider closed matters with respect to labour relations and employee negotiations regarding Report #2021-A-7; and to consider advice that is subject to solicitor-client privilege with respect to the recent cybersecurity breach.

CARRIED

Moved by Councillor Marimpietri, Seconded by Councillor Collier,
(112) That Council recess for five minutes.

CARRIED

Council recessed at 10:31 AM and reconvened at 10:38 AM

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

[Refer to the Closed Council Minutes of April 28, 2021]

Moved by Councillor Joe Neal, Seconded by Councillor Drew,
(114) That Council recess for five minutes.

CARRIED

Council recessed at 11:25 AM and reconvened at 11:31 AM

The Regional Clerk conducted a roll call following the Closed Session and all members of Council were present with the exception of Councillors Collier and McLean.

Chair Henry advised that during the Closed session there were no motions made or directions given.

Chair Henry asked Council to recognize the Region's proclamation for the National Day of Mourning to remember workers who have been killed, injured or suffered illness as a result of work-related incidents. He asked that Council honour the family and friends affected by these preventable tragedies. He called for a moment of silence.

Moved by Councillor Foster, Seconded by Councillor Collier,
(115) That the recommendations contained in Item 2 of Report #4 of the Finance & Administration Committee be adopted.

CARRIED LATER IN THE MEETING
(See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(116) That Part C) of the recommendations contained in Item 2 of Report #4 of the Finance & Administration Committee be divided from the remainder and voted on separately.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Anderson
Councillor Barton
Councillor Crawford
Councillor Foster
Councillor Lee
Councillor Marimpietri
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Wotten

No

Councillor Ashe
Councillor Carter
Councillor Chapman
Councillor Dies
Councillor Drew
Councillor Grant
Councillor Highet
Councillor Kerr
Councillor Leahy
Councillor Pickles
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Collier
Councillor McLean

Declarations of Interest: None

The remainder of the recommendations contained in Item 2 of Report #4 of the Finance and Administration Committee were then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Anderson
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 Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

No

Councillor Joe Neal

Members Absent: Councillor Collier
Councillor McLean

Declarations of Interest: None

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(117) That Part C) of the recommendations contained in Item 2 of Report #4 of the Finance and Administration Committee be amended to provide that the increases for Council and the Regional Chair as part of Report 2021-A-7 be for 2022 only, with any 2023 increase to be dealt with under the relevant by-law in 2023, or as Council directs in 2023.

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

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(118) That Council recess for 10 minutes.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Anderson
Councillor Barton
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Grant
Councillor Highet
Councillor Lee
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Roy
Regional Chair Henry

No

Councillor Ashe
Councillor Carter
Councillor Chapman
Councillor Foster
Councillor Kerr
Councillor Leahy
Councillor Marimpietri
Councillor Nicholson
Councillor Pickles
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada

Members Absent: Councillor Collier
Councillor McLean

Declarations of Interest: None

Council recessed at 11:47 AM and reconvened at 12:01 PM

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

The amending motion (117) of Councillors Joe Neal and John Neal was then put to a vote and DEFEATED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor John Neal
Councillor Joe Neal

No

Councillor Anderson
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 Mitchell
Councillor Mulcahy
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Collier
Councillor McLean

Declarations of Interest: None

The recommendation contained in Part C) of Item 2 of Report #4 of the Finance and administration Committee was then put to vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Anderson
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 Mitchell
Councillor Mulcahy
Councillor Nicholson
Councillor Pickles
Councillor Roy

No

Councillor John Neal
Councillor Joe Neal

Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Collier
Councillor McLean

Declarations of Interest: None

13. **Announcements**

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

Moved by Councillor Barton, Seconded by Councillor Anderson,
(119) That the rules of procedure be suspended in order to introduce a new motion with respect to the recent cybersecurity breach.

CARRIED on a 2/3rds Vote

Moved by Councillor Barton, Seconded by Councillor Anderson,
(120) That the confidential memorandum from Jason Hunt, Regional Solicitor and Director Corporate Services – Legal Services, dated April 26, 2021, with respect to CyberSecurity Breach, be provided to Uxbridge Council and senior management staff in confidence, subject to receiving advice from the Region's insurance provider.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Anderson
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 Mitchell

No

Councillor Joe Neal

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 McLean

Declarations of Interest: None

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 3rd Report of the Finance & Administration Committee presented to Regional Council on March 24, 2021

16-2021 Being a by-law to amend By-law #42-2019 to limit the gross vehicle weight of any vehicle or any class thereof passing over a bridge forming part of the Regional Road system.

This by-law implements the recommendations contained in Item #4 of the 4th Report of the Works Committee presented to Regional Council on April 28, 2021

Moved by Councillor Ashe, Seconded by Councillor Lee,
(121) That By-law Numbers 15-2021 to 16-2021 inclusive be passed.

CARRIED

15. Confirming By-law

17-2021 Being a by-law to confirm the proceedings of Regional Council at their meeting held on April 28, 2021.

Moved by Councillor Ashe, Seconded by Councillor Lee,
(122) That By-law Number 17-2021 being a by-law to confirm the proceedings
of the Council of the Regional Municipality of Durham at their meeting
held on April 28, 2021 be passed.

CARRIED

16. Adjournment

Moved by Councillor Ashe, Seconded by Councillor Lee,
(123) That the meeting be adjourned.

CARRIED

The meeting adjourned at 12:41 PM

Respectfully submitted,

John Henry, Regional Chair & CEO

Ralph Walton, Regional Clerk

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

The Regional Municipality of Durham

MINUTES

COMMITTEE OF THE WHOLE

Wednesday, May 12, 2021

A regular meeting of the Committee of the Whole was held on Wednesday, May 12, 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
Councillor Ashe
Councillor Barton
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Grant
Councillor Hight
Councillor Kerr
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy attended for part of the meeting
Councillor John Neal attended the meeting at 10:28 AM
Councillor Joe Neal
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada attended for part of the meeting
Regional Chair Henry

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

Staff

Present: S. Austin*, D. Beaton*, E. Baxter-Trahair, B. Bridgeman*, S. Danos-Papaconstantinou*, R. Inacio, R.J. Kyle*, S. Siopis*, N. Taylor*, N. Prasad, 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

5.1 Presentation by Elaine Baxter-Trahair, Chief Administrative Officer re: Provincial Consultation on the Municipal Code of Conduct

Elaine Baxter-Trahair, Chief Administrative Officer, provided a PowerPoint Presentation with regards to Provincial Consultation on the Municipal Code of Conduct. A copy of the presentation was provided to committee members prior to the meeting.

Highlights of the presentation included:

- Purpose
- Accountability and Transparency Framework
- Region of Durham Code of Conduct
- Roles of Regional Councillors
- Provincial Consultation
- AMO's Recommendations
- Durham Integrity Commissioner Comments
- Opportunity for Councillor Input

E. Baxter-Trahair advised that a consultation regarding the Municipal Codes of Conduct was launched by the Minister of Municipal Affairs and Housing in March 2021. She advised that the submission period is open until July 15, 2021 and members of the public and elected officials can provide feedback through the online survey. She also advised that the Municipal Code of Conduct is part of a broader accountability and transparency framework outlined in the Municipal Act and provided a brief overview of Section 223 of the Municipal Act.

E. Baxter-Trahair advised that the consultation is about the Municipal Code of Conduct. She stated that in addition to the Municipal Conflict of Interest Act, municipal councillors are subject to additional legislation, including the Municipal Freedom of Information and Protection of Privacy Act, the Occupational Health and Safety Act, the Human Right's Code and the Criminal Code.

E. Baxter-Trahair advised that the Region's Code of Conduct By-law (By-law #09-2019) was most recently amended in 2019 and provided an overview of the areas related to the conduct of councillors. She stated that the consultation is to gather input to ensure there are adequate mechanisms in place to hold council members accountable for unacceptable behaviours. The Association of Municipalities Ontario (AMO) recognizes that enforcing behavioural standards for council members can be a challenge but stronger standards and compliance are in the public's interest. She advised that AMO was asked to provide input to the Minister earlier this year and had 4 key recommendations. She also advised that Durham's Integrity Commissioner has also made a submission to the province in relation to the code of conduct review.

Staff responded to questions with regards to the process of getting input from council; whether staff will be encouraged to participate and provide feedback; and, the importance of public feedback. Staff also responded to questions regarding whether there has been any consultation or coordination between AMO and Big City Mayors with regards to the consultation process; whether the results of the survey will be shared for discussion; whether there has been discussion to clearly define councillor-to-councillor complaints to the Integrity Commissioner and avoid misuse of the process; and whether the province has indicated what changes they intend to make.

6. Correspondence

There were no communication items to be considered.

7. Reports

A) Response to the Canadian Radioactive Waste Policy Review (2021-COW-9)

Report #2021-COW-9 from E. Baxter-Trahair, Chief Administrative Officer, was received.

Discussion ensued with regards to the priority of long-term waste solutions.

Moved by Councillor Foster, Seconded by Councillor Ryan,
(14) That we recommend to Council:

- A) That Regional Council direct staff to make a submission to Natural Resources Canada in response to the Canadian Radioactive Waste Policy Review including the comments, suggestions and recommendations outlined in Sections 7, 8 and 9 of Report #2021-COW-9 of the Chief Administrative Officer;
- B) That with respect to the Canadian Radioactive Waste Policy, Regional Council recommends to Natural Resources Canada that the policy generally should provide:
 - i) Formal recognition of host jurisdictions as respected partners in delivering solutions for radioactive waste and in managing the decommissioning process;
 - ii) Guidance for federal nuclear agencies and owners/operators of nuclear facilities on how and when to engage with host jurisdictions in accordance with the policy principles;
 - iii) Protection of host community wellbeing (health, social, economic and environmental) across all phases of a project that creates radioactive waste as a priority;
 - iv) Federal funding for Durham Region to support additional activities required of a nuclear host community and its participation in a slate of licensing processes over the next decade;
 - v) Mechanisms to compensate nuclear host communities for hosting radioactive waste on an interim or long-term basis;
 - vi) Clear definitions of interim storage and long-term storage;
 - vii) Federal support in advance of plant closure, during safe storage and during decommissioning phases to mitigate economic impacts and assist the host community with economic diversification and renewal;
 - viii) Meaningful engagement of existing nuclear host communities in the discussions about options for long-term waste management, including transportation methods and routes;
 - ix) A mechanism for licensing decisions to consider the need for social licence and assess socio-economic impacts on the host jurisdictions;
 - x) Management of nuclear waste as a consideration throughout the facility life cycle of a nuclear project from the earliest stages, designing for minimization and reduction from the outset; and

- xi) Development of long-term waste solutions as a priority so that Canada can capture the economic opportunities of nuclear generation and address climate change goals;
- C) That, based on evidence to date, the Region supports the development of a centralized deep geological repository for used nuclear fuel as the safest option; and
- D) That Report #2021-COW-9 be forwarded to the Durham Region Members of Parliament, Canadian Association of Nuclear Host Communities, the Canadian Nuclear Safety Commission, the Nuclear Waste Management Organization, Ontario Power Generation, the City of Pickering and the Municipality of Clarington.

CARRIED AS AMENDED (SEE FOLLOWING MOTIONS)

Moved by Councillor Foster, Seconded by Councillor Ryan,
(15) That Recommendation B) iv) of the main motion (14) of Councillors Foster and Ryan be deleted in its entirety and replaced with the following new Part B) iv):

“iv) Federal funding for Durham Region, the Municipality of Clarington, the City of Pickering and the Canadian Association of Nuclear Host Communities to support additional activities required of nuclear host communities and their participation in future licensing processes;”

CARRIED

Moved by Councillor Foster, Seconded by Councillor Ryan,
(16) That Recommendation B) xi) of the main motion (14) of Councillors Foster and Ryan be deleted in its entirety and replaced with the following new Part B) xi):

“xi) A focus on development of nuclear waste expertise to position Canada as a global leader and capable of capturing international economic opportunities and addressing climate change goals;”

CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford

No

Councillor Dies
Councillor Joe Neal

Councillor Drew
Councillor Foster
Councillor Grant
Councillor Highet
Councillor Kerr
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor John Neal

Declarations of Interest: None

The main motion (14) of Councillors Foster and Ryan was then put to a vote and CARRIED AS AMENDED.

B) Oshawa Microhome Project Update (2021-COW-10)

Report #2021-COW-10 from the Commissioner of Social Services, Commissioner of Works and Commissioner of Finance, was received.

Moved by Councillor Chapman, Seconded by Councillor Kerr,
(17) That we recommend to Council:

- A) That this update on the Oshawa Microhome Pilot Project be received;
- B) That the total project budget for the Oshawa Microhome Pilot project be increased by \$420,000 from \$1,580,000 to \$2,000,000;
- C) That additional financing in the amount of \$420,000 be provided at the discretion of the Commissioner of Finance to facilitate affordable housing development for a revised project budget as follows:

Previously Approved Financing

Regional Social Housing Reserve Fund (2020-SS-9) \$ 880,000

Ontario Social Services Relief Fund (2021-COW-4 Confidential Report)	100,000
Ontario Social Services Relief Fund (through delegated authority approved in 2021-COW-4 Confidential Report)	<u>600,000</u>
Total Previously Approved Financing	<u>\$ 1,580,000</u>

Additional Financing

At the discretion of the Commissioner of Finance	<u>420,000</u>
--	----------------

Revised Budget, Project G2017 – Microhome Pilot Project **\$ 2,000,000**

- D) That a sole source agreement with Horizon North Inc. (or its affiliate NRB) for the construction, supply, delivery, installation, and site civil for the ten unit Microhome Pilot project be ratified subject to the terms and conditions being satisfactory to the Commissioner of Finance; and
- E) That staff continue to explore additional federal and/or provincial capital funding that can be leveraged towards the Microhome Pilot project that will reduce the Regional contribution.

CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

No

Councillor Anderson
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 Joe Neal

Councillor Mulcahy
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor John Neal

Declarations of Interest: None

8. Confidential Matters

There were no confidential matters to be considered.

9. Other Business

9.1 Councillor Collier – Ongoing Audio Issues with Microsoft Teams

Councillor Collier requested that staff look into other platforms for electronic meetings. Regional Chair Henry requested members to advise whether they have had problems with the sound quality, in which case the issue will be looked into.

10. Adjournment

Moved by Councillor Pickles, Seconded by Councillor Kerr,
(18) That the meeting be adjourned.

CARRIED

The meeting adjourned at 10:31 AM

Respectfully submitted,

John Henry, Regional Chair

Committee Clerk

Communications

May 26, 2021

CC 12 Association of Municipalities of Ontario (AMO), emailing Corporate Services – Legislative Services Division, advising of the upcoming 2021 Virtual AMO Annual Conference being held August 15 – 18, 2021 in London, Ontario. Further details on the conference are available on AMO's website at amo.on.ca (Our File: A10)

Recommendation: Motion to Appoint 8 Delegates

Report #5 of the Finance & Administration Committee

For consideration by Regional Council

May 26, 2021

The Finance & Administration Committee recommends approval of the following:

1. Durham Region Anti-Racism Taskforce Terms of Reference (2021-A-8)

 - A) That the Terms of Reference for the Durham Region Anti-Racism Taskforce, as outlined in Attachment 1 to Report #2021-A-8 of the Chief Administrative Officer, be approved;
 - B) That in accordance with the Terms of Reference, Regional Council appoint a representative and an alternate to the Durham Region Anti-Racism Taskforce;
 - C) That in accordance with the Terms of Reference, Regional Council appoint the CAO and an alternate to the Durham Region Anti-Racism Taskforce; and
 - D) That the Region proceed with recruiting and appointing members to the Durham Region Anti-Racism Taskforce.

2. Continue Standardization and Negotiation of a Master Service Agreement for the eSolutions Group iCreate Platform for Web Content, Management and Hosting of Websites (2021-A-9)

 - A) That the Region be authorized to continue using eSolutions Group iCreate platform as the corporate standard for web content management, for the management and hosting of the corporate website, related microsites, and appropriate intranet portals, until December 31, 2026;
 - B) That the Region negotiate and award an extension of a consolidated master service agreement to incorporate all current agreements and future web services requirements, for a 5-year period; and
 - C) That the annual fees for the hosting services be funded through the Corporate Services – Information Technology Services annual operating budget, and that the Commissioner of Finance be authorized to execute any required agreements, amendments, or ancillary documents with eSolutions.

3. Grant of Permission for the use of The Regional Municipality of Durham’s Coat of Arms by Region of Durham Paramedic Services for a Long Service Medal (2021-A-10)

That Regional Council authorize Region of Durham Paramedic Services to display The Regional Municipality of Durham’s Coat of Arms on a long service medal.

4. Extension of Existing Agreements and Required Amendments with Bell Canada for Telecommunication Services (2021-A-11)

- A) That a service agreement be negotiated to extend the existing agreements with Bell Canada for the provision of Public Switched Telephone Network (PSTN) services for a term not to exceed seven (7) years at an estimated annual value of \$365,000, before tax, including long distance;
- B) That staff be authorized to negotiate updated agreements with Bell Canada, during the term of the contract, when VoIP services become available, at a lower cost than existing services; and
- C) That the Commissioner of Finance be authorized to execute the necessary documents related to this agreement.

5. Sole Source Negotiation and Approval of Standing Agreement for the Purchase of Proprietary Durham Region Transit Original Equipment Manufacturer (OEM) Bus Parts, Farebox and Associated Parts, and Extended System Warranty and Support for GFI Fare Collection System (2021-F-8)

- A) That a three-year extension from July 1, 2021 to June 30, 2024 to the existing standing agreements be negotiated and awarded to New Flyer Industries and Prevost (Nova Bus) to continue the sole source purchase of proprietary bus parts at an estimated annual cost of \$700,000 for New Flyer Industries, and \$300,000 for Prevost, to be funded from the annual Durham Region Transit Business Plans and Budget;
- B) That a three-year extension from July 1, 2021 to June 30, 2024 to the existing standing agreement be negotiated and awarded to Garival to continue to sole source the purchase, repairs, required proprietary parts and equipment for fareboxes at an estimated annual cost of \$75,000, to be funded from the annual Durham Region Transit Business Plans and Budget;
- C) That a three-year extension from July 1, 2021 to June 30, 2024 to the existing standing agreement be negotiated and awarded to Garival Inc. to continue to sole source system warranty and support for the GFI system at an estimated annual cost of \$45,000, to be funded from the annual Durham Region Transit Business Plans and Budgets; and

- D) That the Commissioner of Finance be authorized to execute the necessary agreements.
6. Sole Source Negotiation and Approval of Agreement for the Provision of Supplemental Washroom Facilities to Support Durham Region Transit Daily Operations (2021-F-9)
- A) That a six month extension from July 1, 2021 to December 31, 2021 to the existing sole source agreement be negotiated and awarded to Classy Potties To Go for portable washroom facilities at a cost of approximately \$140,000, to be funded from the approved 2021 Durham Region Transit Business Plans and Budget; and
- B) That the Commissioner of Finance be authorized to execute the necessary agreements.
7. Sole Source Negotiation and Approval of Agreement for the Provision of Software to Operate on Demand Transit (2021-F-10)
- A) That a one year extension from March 1, 2021 to February 28, 2022 to the existing sole source agreement be negotiated and awarded to Spare Labs for the supply and management of software to operate On Demand transit at a cost of \$125,280, increasing the total value of the contract from \$46,215 to approximately \$171,495, to be funded from the approved 2021 and 2022 Durham Region Transit Business Plans and Budgets; and
- B) That the Commissioner of Finance be authorized to execute the necessary agreements.
8. Durham Region Food Security Task Force Report – Inspiring Next Steps
- That the Durham Region Food Security Task Force Report – Inspiring Next Steps be endorsed as an addendum to the Durham Community Climate Adaption Plan (DCCAP).

Respectfully submitted,

A. Foster, Chair, Finance & Administration Committee

Report #4 of the Health & Social Services Committee

For consideration by Regional Council

May 26, 2021

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

1. Repair and Maintenance of Region of Durham Paramedic Services (RDPS) Equipment (2021-MOH-4)

 - A) That the Stryker Pro Care Emergency Care Transport Protect Service Program package be adopted as the standard for a three (3) year term for RDPS to facilitate the repair and annual maintenance of Stryker stretchers, power loaders and stair chairs;
 - B) That the Commissioner of Finance be authorized to award the sole source purchase agreement of the Stryker Pro Care Emergency Care Transport Protect Service Program for the repair and annual maintenance package for all current Stryker stretchers, power loaders and stair chairs from Stryker Canada ULC at an annual cost of approximately \$135,000 for a term of three (3) years, to be funded from the approved 2021 and annual Paramedic Services Business Plan and Budget; and
 - C) That the Commissioner of Finance be authorized to execute any required agreements.

Respectfully submitted,

B. Chapman, Chair, Health & Social Services Committee

Report #4 of the Planning & Economic Development Committee

For consideration by Regional Council

May 26, 2021

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

1. Request from Richard Wannop for a Minister's Zoning Order to permit the development of a long-term care facility in the Port Perry Employment Area, Township of Scugog (2021-P-14)

 - A) That the Regional Chair be authorized to write to the Minister of Municipal Affairs and Housing to advise of the Region's support for the use of a Minister's Zoning Order to permit the construction of a new long-term care facility on the south side of Reach Street in Port Perry; and
 - B) That should Regional Council support the development of a new long-term care facility in Port Perry by way of a Minister's Zoning Order, that the Regional Chair's letter to the Minister specify that:
 - i) The MZO must be scoped to apply only to the lands on which the long-term care facility will be built;
 - ii) That the new long-term care facility should be located at the northeast corner of the Wannop property to facilitate ease of servicing and to minimize potential future land use conflicts;
 - iii) That before the MZO is enacted, the proponent submit the appropriate servicing studies to the Region's satisfaction showing how municipal water and sewer services will be provided to the site;
 - iv) That the costs of extending municipal water and sewer services to the site will be borne by the proponent(s), not the Region; and
 - v) That the Region's support of this MZO not be construed as Regional support for the landowner's employment land conversion request on the abutting lands made through Envision Durham.

Respectfully submitted,

D. Ryan, Chair, Planning & Economic Development Committee

Report #5 of the Works Committee

For consideration by Regional Council

May 26, 2021

The Works Committee recommends approval of the following:

1. Update on the Request to Extend Contract C002275 with Miller Waste Systems for the Collection of Recyclables from Multi-Dwelling Units within the Cities of Pickering and Oshawa and the Towns of Ajax and Whitby (2021-WR-6)
 - A) That this status update on negotiations related to the extension of Standing Agreement C002275 with Miller Waste Systems for the collection of recyclable Blue Box materials including the addition of multi-residential buildings for garbage, organic and blue box collection services in the Municipality of Clarington and the Townships of Brock, Scugog and Uxbridge be received; and
 - B) That the negotiated amendment to 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 for a two-year period commencing October 1, 2021, ending on September 30, 2023, with the option to extend up to two additional one-year periods, be approved at a revised cost of \$905,000* (\$452,500* annually) to be funded from the approved annual Solid Waste Management Operating Budget.
(* before applicable taxes and including disbursements)
2. Approval to Release a Regional Easement (2021-W-18)
 - A) That the easement on the property identified as Part of Lots 28 and 29, Broken Front Concession and Part of the Road Allowance Between Lots 28 and 29, Broken Front Concession, (Closed by By-Law Number 352, Instrument Number VN1339) (Geographic Township of Clarke) now in the Municipality of Clarington, Subject to an Easement as in N112243 and N117502 be released from title;
 - B) That Corporate Services Department – Legal Services be authorized to register a Release of Easement on title to the subject property; and
 - C) That the Regional Chair and Clerk be authorized to execute all documents associated with this agreement.

3. Telecommunications First License Amending and Renewal Agreements with Bell Mobility Inc. Antennas located at 2173 Concession Road 9, Hampton, in the Municipality of Clarington (2021-W-19)
-
- A) That a First License Amending and Renewal Agreement with Bell Mobility Inc. be executed to allow the Durham Regional Police Services to occupy space on a tower owned by Bell Mobility Inc. for the operation of the NexGen system with the following terms and conditions:
- i) The term is for a period of five years commencing on October 1, 2018 and ending on September 30, 2023 with an option to extend for two successive renewal terms of five years;
 - ii) The annual rental rate for this agreement is \$20,973.74 payable in equal monthly instalments of \$1,747.81 plus applicable taxes subject to an annual escalation of three per cent;
- B) That a First License Amending and Renewal Agreement with Bell Mobility Inc. be executed to allow the Regional Municipality of Durham Works Department to occupy space on a tower owned by Bell Mobility Inc. for the operation of their Supervisory Control and Data Acquisition system for water supply purposes:
- i) The term is for a period of five years commencing on March 1, 2021 and expiring on February 28, 2026 with an option to extend for one successive renewal term of five years; and
 - ii) The annual rate for this agreement is \$24,245.19 payable in equal monthly instalments of \$2,020.43 plus applicable taxes subject to an annual escalation of three per cent.
4. Approval to Award a Sole Source Agreement to Continue the Provision of Bioxide and Associated Chemical Dosing System to Reduce Odour and Corrosion in the Trunk Sanitary Sewer located in Lord Elgin Park, in the Town of Ajax (2021-W-20)
-
- A) That a sole source agreement to continue the provision of Bioxide and the associated chemical dosing system be executed with Evoqua Water Technologies effective June 1, 2021 for a term not to exceed one year to reduce odour and corrosion in the trunk sanitary sewer located in Lord Elgin Park, in the Town of Ajax at an upset limit of \$200,000*, with financing provided from the approved 2021 Sanitary Sewerage Operating Budget and future year's Annual Business Plans and Budgets; and
- B) That the Commissioner of Finance be authorized to execute the necessary documents related to this sole source agreement.
(* before applicable taxes.

Respectfully submitted,

D. Mitchell, Chair, Works Committee

Report #4 of the Committee of the Whole

For consideration by Regional Council

May 26, 2021

The Committee of the Whole recommends approval of the following:

1. Response to the Canadian Radioactive Waste Policy Review (2021-COW-9)
 - A) That Regional Council direct staff to make a submission to Natural Resources Canada in response to the Canadian Radioactive Waste Policy Review including the comments, suggestions and recommendations outlined in Sections 7, 8 and 9 of Report #2021-COW-9 of the Chief Administrative Officer;
 - B) That with respect to the Canadian Radioactive Waste Policy, Regional Council recommends to Natural Resources Canada that the policy generally should provide:
 - i) Formal recognition of host jurisdictions as respected partners in delivering solutions for radioactive waste and in managing the decommissioning process;
 - ii) Guidance for federal nuclear agencies and owners/operators of nuclear facilities on how and when to engage with host jurisdictions in accordance with the policy principles;
 - iii) Protection of host community wellbeing (health, social, economic and environmental) across all phases of a project that creates radioactive waste as a priority;
 - iv) Federal funding for Durham Region, the Municipality of Clarington, the City of Pickering and the Canadian Association of Nuclear Host Communities to support additional activities required of nuclear host communities and their participation in future licensing processes;
 - v) Mechanisms to compensate nuclear host communities for hosting radioactive waste on an interim or long-term basis;
 - vi) Clear definitions of interim storage and long-term storage;
 - vii) Federal support in advance of plant closure, during safe storage and during decommissioning phases to mitigate economic impacts and assist the host community with economic diversification and renewal;
 - viii) Meaningful engagement of existing nuclear host communities in the discussions about options for long-term waste management, including transportation methods and routes;

- ix) A mechanism for licensing decisions to consider the need for social licence and assess socio-economic impacts on the host jurisdictions;
 - x) Management of nuclear waste as a consideration throughout the facility life cycle of a nuclear project from the earliest stages, designing for minimization and reduction from the outset; and
 - xi) A focus on development of nuclear waste expertise to position Canada as a global leader and capable of capturing international economic opportunities and addressing climate change goals;
- C) That, based on evidence to date, the Region supports the development of a centralized deep geological repository for used nuclear fuel as the safest option; and
- D) That Report #2021-COW-9 be forwarded to the Durham Region Members of Parliament, Canadian Association of Nuclear Host Communities, the Canadian Nuclear Safety Commission, the Nuclear Waste Management Organization, Ontario Power Generation, the City of Pickering and the Municipality of Clarington.

2. Oshawa Microhome Project Update (2021-COW-10)

- A) That this update on the Oshawa Microhome Pilot Project be received;
- B) That the total project budget for the Oshawa Microhome Pilot project be increased by \$420,000 from \$1,580,000 to \$2,000,000;
- C) That additional financing in the amount of \$420,000 be provided at the discretion of the Commissioner of Finance to facilitate affordable housing development for a revised project budget as follows:

Previously Approved Financing

Regional Social Housing Reserve Fund (2020-SS-9)	\$ 880,000
Ontario Social Services Relief Fund (2021-COW-4 Confidential Report)	100,000
Ontario Social Services Relief Fund (through delegated authority approved in 2021-COW-4 Confidential Report)	<u>600,000</u>
Total Previously Approved Financing	<u>\$ 1,580,000</u>

Additional Financing

At the discretion of the Commissioner of Finance	<u>420,000</u>
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**Revised Budget, Project G2017 – Microhome Pilot
Project**

\$ 2,000,000

- D) That a sole source agreement with Horizon North Inc. (or its affiliate NRB) for the construction, supply, delivery, installation, and site civil for the ten unit Microhome Pilot project be ratified subject to the terms and conditions being satisfactory to the Commissioner of Finance; and
- E) That staff continue to explore additional federal and/or provincial capital funding that can be leveraged towards the Microhome Pilot project that will reduce the Regional contribution.

Respectfully submitted,

J. Henry, Regional Chair and CEO

Other Business

May 26, 2021

- 12.1 Public Meetings Regarding Proposed Amendments to Regional Transit Development Charge By-law No. 81-2017, GO Transit Development Charge By-law No. 86-2001 and Regional Residential and Non-residential Development Charge By-law No. 28-2018 (2021-F-11)
-

Recommendations to Council:

- A) That Report #2021-F-11 of the Commissioner of Finance be received for information; and
- B) That all submissions received by Regional Council and the written submissions received by the Regional Clerk by 5:00 PM on May 28, 2021, including those opinions expressed verbally at the May 26, 2021 public meetings, be received and referred to Regional staff for consideration in the preparation of the final development charge recommendations and amending by-laws scheduled to be presented to Regional Council for approval on June 23, 2021.

(See attached Report #2021-F-11 on pages 50-59)



The Regional Municipality of Durham Report

To: Regional Council
From: Commissioner of Finance
Report: #2021-F-11
Date: May 26, 2021

Subject:

Public Meetings Regarding Proposed Amendments to Regional Transit Development Charge By-law No. 81-2017, GO Transit Development Charge By-law No. 86-2001 and Regional Residential and Non-residential Development Charge By-law No. 28-2018

Recommendation:

- A) That Report #2021-F-11 be received for information; and
 - B) That all submissions received by Regional Council and the written submissions received by the Regional Clerk by 5:00 PM on May 28, 2021, including those opinions expressed verbally at the May 26, 2021 public meetings, be received and referred to Regional staff for consideration in the preparation of the final development charge recommendations and amending by-laws scheduled to be presented to Regional Council for approval on June 23, 2021.
-

Report:

1. Purpose

- 1.1 The purpose of this report is to provide information regarding the public meetings of Regional Council to be held at a virtual meeting of Regional Council on May 26, 2021 with respect to the proposed amendments to Regional Transit Development Charge (DC) By-law No. 81-2017, GO Transit DC By-law No. 86-2001 and Regional Residential and Non-residential DC By-law No. 28-2018.
- 1.2 The proposed amendments are required to:
 - a. Address the changes in the Development Charges Act, 1997 (DCA) resulting from Bill 108, More Homes, More Choice Act, 2019, Bill 138, Plan to Build

- Ontario Together Act, 2019, Bill 197, COVID-19 Economic Recovery Act, 2020 and O. Reg. 454/19; and
- b. Modify the development charge calculation for long-term care to include the cost of a new long-term care home as the Region received approval by the Province for the funding of 200 new long-term care beds (Approval letter dated March 18, 2021).
- 1.3 The purpose of the May 26, 2021 public meetings of Regional Council is to fulfill the statutory requirement to solicit input from the public and provide the necessary background information on the proposed development charge amending by-laws. Normally, the public meeting permits public representation from any person who attends the meeting. However, in light of the COVID-19 pandemic and the Provincial Emergency Order prohibiting any public gatherings, members of the public are invited to speak via teleconference during the meeting. In order to address Council during the meeting via teleconference, members of the public need to contact Legislative Services at clerks@durham.ca, or 905-668-7711, ext. 2054 by noon on Tuesday, May 25, 2021.
 - 1.4 Interested parties can also submit written correspondence via email directly to the Regional Clerk or can mail comments to the Regional Clerk. Comments must be submitted by 5:00 PM, May 28, 2021. Regional Council is scheduled to make final decisions on the proposed by-law amendments at the June 23, 2021 regular Regional Council meeting.
 - 1.5 The notices of the public meetings have been advertised in the Toronto Star on April 24 and April 28 and in the local Metroland newspapers throughout the Region on April 22 and May 6, 2021 (Attachment #1). In addition, the notice has been posted on the Regional website. As indicated in the public notice, the proposed amending by-laws and background studies have been available to the public at no cost since April 23, 2021 from the Regional Clerk and were also posted on the Regional website. The dates for the public notice, public release of the proposed amending by-laws and background studies and the public meetings were outlined in Report #2021-INFO-30, released March 12, 2021.

2. Background

- 2.1 In 2019, Bill 108, *More Homes, More Choice Act, 2019*, Bill 138, *Plan to Build Ontario Together Act, 2019* and O. Reg. 454/19 resulted in a number of changes to the DCA, effective January 1, 2020.
- 2.2 Subsequently, the Province passed Bill 197, *COVID-19 Economic Recovery Act, 2020* on July 21, 2020 which impacted a number of pieces of legislation, including the DCA. Bill 197 received Royal Assent on July 21, 2020, however the provisions of the Bill were not in force and were awaiting proclamation. On September 18, 2020, the Province proclaimed the remaining amendments to the DCA through Bill 197, *COVID-19 Economic Recovery Act, 2020* and Bill 108, *More Homes, More Choice Act, 2019*.

2.3 The changes to the DCA have:

- a. Impacted the timing and process for the collection of DCs;
- b. Modified the determination of the DC rates (i.e. freezing of DC rates);
- c. Broadened the exemptions for additional (secondary) units;
- d. Modified the list of services that are eligible for DC funding; and
- e. Removed the ten per cent statutory reduction for soft services.

2.4 A number of amendments are required to bring Regional Transit DC By-law No. 81-2017, GO Transit DC By-law No. 86-2001 and Regional Residential and Non-residential DC By-law No. 28-2018 into conformity with the DCA.

2.5 An amendment is also required to Regional Residential and Non-residential DC By-law No. 28-2018 to modify the development charge calculation for long-term care to include the costs of a new long-term care home. The Region received a letter from the Minister of Long-Term Care, dated March 18, 2021, advising that the Ministry of Long-Term Care has approved the Region's application for 200 new long-term care beds. The estimated growth-related cost of the new long-term care home is incorporated into the amending by-law.

3. Previous Reports and Decisions

3.1 In November 2019, Regional Council approved Report #2019-F-41 which provided staff direction to proceed with amending the Region's DC By-laws to reflect changes to the DCA.

3.2 The following information reports provided updates to Regional Council on the status of the changes to the DCA from Bill 108, Bill 138 and Bill 197:

- a. Report #2019-INFO-51
- b. Report #2020-INFO-6
- c. Report #2020-INFO-38
- d. Report #2020-INFO-73
- e. Report #2020-INFO-111
- f. Report #2021-INFO-30

4. Proposed Amendments

4.1 The following provides a summary of the proposed amendments that apply to all three DC By-laws (By-law No. 81-2017, By-law No. 86-2001, and By-law No. 28-2018).

Collection and Timing of DC Collections and Freezing of DC Rates

- 4.2 DCs for rental housing development and institutional developments (as defined in O. Reg. 454/19) are to be paid in six equal installments over five years, commencing the earlier of the date of issuance of occupancy permit or the date of first occupancy. The subsequent annual installments are due on the annual anniversary date of the first installment.
- 4.3 DCs for non-profit housing developments (as defined in O. Reg. 454/19) are to be paid in twenty-one equal installments over twenty years, commencing the earlier of the date of issuance of occupancy permit or the date of first occupancy. The subsequent annual installments are due on the annual anniversary date of the first installment.
- 4.4 DC rates are locked in on the date of application for an approval of development in a site plan control area or, if this does not apply, the date an application for an amendment to a by-law passed under Section 34 of the Planning Act. The DC rates are frozen until two years from the date the site plan application or zoning application is approved and are only applicable for site plan and zoning by-law amendment applications received after December 31, 2019.
- 4.5 The legislation allows municipalities to impose interest charges to recover the costs associated with the development charge deferral and / or the freezing of DCs. The amending by-laws provide clauses to reflect the changes to the collection and freezing of DC rates and includes a clause to allow for the application of interest charges. Regional staff are developing a Regional Development Charge Interest Rate Policy for Committee and Council consideration.

Exemption of Additional (Secondary) Units

- 4.6 Prior to the recent changes to the DCA, the DCA provided exemptions for additional (secondary) units that were limited to additional units created within prescribed existing residential units.
- 4.7 Given the changes to the DCA, the exemptions for additional units have been broadened and now apply to the creation of additional units ancillary to prescribed existing residential units and within, or ancillary to, prescribed new residential units.
- 4.8 In the 2018 Regional DC By-laws approved by Regional Council, the Region broadened the exemptions for additional units within existing residential units to include units ancillary to the existing unit. The proposed amendments to the three by-laws expand the exemptions to include secondary units constructed within or ancillary to new residential units.

5. Additional Amendments to Regional Residential and Non-residential DC By-law No. 28-2018

- 5.1 The following provides proposed amendments that relate only to Regional Residential and Non-residential DC By-law No. 28-2018 and do not apply to Regional Transit DC By-law No. 81-2017 and GO Transit DC By-law No. 86-2001.

Changes to Eligible DC Services

- 5.2 The DCA now lists the services that are eligible for DC funding, whereas previously the DCA listed the services that were ineligible.
- 5.3 Durham's current Regional DC By-law No. 28-2018 includes a Health and Social Services category, which includes capital costs for social services (i.e. facilities for Ontario Works delivery and Family Services). Social services is no longer identified as an eligible service under the DCA. The Region can continue to collect development charges for the social services facilities under the current DC by-law until September 17, 2022. The amending by-law provides a new schedule that will be in effect on September 18, 2022 which removes the charges related to the social services facilities.
- 5.4 Development Related Studies is currently included in Regional DC By-law No. 28-2018. Under the changes of the DCA, Development Related Studies is not listed as an eligible DC service; however, the costs associated with this service are eligible for DC funding and can be allocated to the services that are DC eligible. The costs included in the Development Related Studies service from the 2018 DC Study are being allocated to the Roads, Water Supply and Sanitary Sewer services, based on their pro-rated share of capital costs in the 2018 DC Study (these services account for over 91% of the capital costs in the 2018 DC Study).

Removal of Ten Per Cent Statutory Reduction

- 5.5 The changes to the DCA remove the statutory ten per cent reduction for soft services. For Durham, the ten per cent reduction impacts Paramedic Services, Health Services, Housing Services and Development Related Studies. The ten per cent statutory reduction does not apply to Regional Transit or GO Transit services.
- 5.6 The Long-Term Care DC calculation did not include the ten per cent reduction in the 2018 DC By-law as the DC included the remaining DC-recoverable debt charges from debt issued in 2004 (i.e. the ten per cent reduction was applied in the 2003 DC Study).
- 5.7 Staff are not proposing to remove the ten per cent statutory reduction for the Social Services facilities, since these facilities are no longer an eligible service. However, as mentioned previously, the Region can continue to collect DCs for the social services facility until September 17, 2022.

Approval of a New Long-Term Care Home

- 5.8 The Region currently collects DCs for long-term care services under Regional Residential and Non-residential DC By-law No. 28-2018, related to the additional 65 long-term care beds constructed as part of the Hillsdale Estates from 2003. In 2019, the Region applied to build a new 200-bed Long-term Care Home to be located in North Pickering. The Region received a letter from the Minister of Long-Term Care dated March 18, 2021 advising the Ministry of Long-Term Care approved the application for 200 long-term care beds.
- 5.9 The estimated cost of the facility is \$67.6 million (\$2018). This excludes land acquisition costs as the facility is planned to be constructed on property that was provided to the Region from the Province at no cost, as per the Seaton Community Lands Agreement.
- 5.10 It is recognized that the additional beds will relieve the pressure on existing waiting lists and, over the long term, will provide accommodation for both existing and new residents. In order to recognize the benefit to existing development, a 50 per cent deduction has been made. Therefore, it is assumed that only 100 beds are growth related and the estimated cost of the facility in the DC calculation is therefore \$33.8 million (50 per cent of \$67.6 million).
- 5.11 It is anticipated that the Region will receive subsidies from the Province towards the new Long-Term Care Home. The estimated subsidy to be included in the DC calculation is \$18.2 million (based on 100 beds being growth-related) as follows:

	Subsidy	Amount
1.	Annual subsidy from the Ministry of Long-Term Care assumed to be \$23.78 per resident (bed) per day to be paid over 25 years. The present value of this subsidy has been calculated at \$128,452 per bed (assume 100 beds as being growth-related)	\$12,845,221
2.	Development grant per bed at \$51,376 (100 beds)	5,137,600
3.	One Time Planning Grant for Non-profit Homes	250,000
	TOTAL	\$18,232,821

6. Proposed New Development Charge Rates

Impact of Amendments

- 6.1 The following table provides the existing rates for a single detached / semi-detached unit and the proposed rates (effective July 1, 2021) incorporating the adjustments, including the removal of the ten per cent statutory reduction for paramedic services, development related studies and housing services, the additional costs for a new long-term care home and the reallocation of costs for development related studies to the roads, water supply and sanitary sewer services.

- 6.2 The proposed adjustments result in an increase of \$305 for a single / semi detached unit (an increase from the current rate of \$33,693 to the proposed rate of \$33,998). The increases in the paramedic and housing services is due to the removal of the ten per cent reduction. The increase in long-term care is the result of including the growth-related costs of a new long-term care home. The increase in the regional roads, water supply and sanitary sewer services DCs is the result of reallocating development related studies costs to these services.
- 6.3 The increase in the roads, water supply and sanitary sewer (\$23 for a single / semi detached unit) is slightly higher than the reduction in the Development Related Studies DC (\$21 for a single / semi detached unit). The reason for the slightly higher charge is that DCs for water supply and sanitary sewer services are collected on fewer units (units serviced by water and sewer or designated to be serviced in the Regional Official Plan), therefore a slightly higher charge is needed to recover the same level of revenue.

Table 1
Comparison of Current and Proposed DCs for July 1, 2021
Single Detached / Semi Detached Unit

SERVICE CATEGORY	Current Rate \$	Proposed Rate (amendments) \$	Change \$	Proposed Rate (inc. indexing) \$	Change from Indexing \$	Total Change \$
Regional Roads	10,013	10,021	8	10,332	311	319
GO Transit	767	767	0	790	23	23
Regional Transit	1,237	1,237	0	1,275	38	38
Regional Police Services	774	774	0	798	24	24
Long Term Care	21	258	237	266	8	245
Paramedic Services	184	204	20	210	6	26
Health and Social Services	133	133	0	137	4	4
Housing Services	419	465	46	479	14	60
Development Related Studies	21	-	-21	-	0	-21
Water Supply	10,197	10,206	9	10,522	316	325
Sanitary Sewerage	9,927	9,933	6	10,241	308	314
Total (All Services)	\$ 33,693	\$ 33,998	\$ 305	\$ 35,050	\$ 1,052	\$ 1,357

Impact from Annual Indexing

- 6.4 The Regional DC By-laws contain a provision that the prevailing Regional DCs be adjusted annually, without amendment to those by-laws, as of the 1st day of July in accordance with the Statistics Canada Quarterly, Construction Price Statistics, catalogue number 62-007, for the most recently available annual period ending March 31.
- 6.5 The Statistics Canada Non-residential Building Construction Price Index for the period of March, 2020 to March, 2021, as released on May 6, 2021 indicates an inflationary increase of 3.1 per cent in the Toronto CMA.

6.6 Based on a 3.1 per cent increase in Regional DCs (except for the GO Transit DC which is limited to a maximum 3 per cent increase), the DC rate for a single / semi detached unit will increase by \$1,052 as shown in Table 1. Therefore, the proposed increase for July 1, 2021 for a single / semi detached unit is \$1,357 (\$305 due to the DC by-law amendments and \$1,052 related to the annual indexing).

7. Staff Consultation

7.1 Staff have sent letters to the development industry (local and GTA chapters of the Building and Land Development Associations and the Durham Region Home Builders' Association) and local Chambers of Commerce / Business Associations advising of the amending by-laws and public process and offered to meet virtually to discuss. Copies of the amending by-laws and background studies were also sent to the development industry (local and GTA chapters of the Building and Land Development Associations and the Durham Region Home Builders' Association).

7.2 The area municipalities have also been advised of the amending by-laws and public process.

8. Next Steps

8.1 All comments received at the May 26, 2021 Public Meetings and any written submissions by the public received by the Regional Clerk by 5:00 PM on May 28, 2021 will be considered in preparing the final recommendations and amending by-laws.

8.2 On June 23, 2021, Regional Council will consider the approval of the final recommendations regarding the amendments to Development Charge By-law No. 28-2018, No. 86-2001 and No. 81-2017.

8.3 If the proposed amending by-laws are changed following the May 26, 2021 public meetings, Regional Council must also formally consider whether a second public meeting is required. Regional Council's decision in this regard should be reflected in an appropriately worded resolution. Further, Regional Council's decision in regards to a subsequent public meeting will be final and not subject to review by a court or the Local Planning Appeal Tribunal (LPAT).

8.4 The recommendations to be presented by staff to Regional Council on June 23, 2021 will have given due consideration to the public input received.

9. Relationship to Strategic Plan

9.1 This report aligns with/addresses the following strategic goals and priorities in the Durham Region Strategic Plan:

- a. Enhanced funding for paramedic services, long-term care services and affordable housing, supporting Goal 4 (Social Investment).

10. Conclusion

- 10.1 In accordance with the public consultation process, it is recommended that this report be received for information with final recommendations regarding the proposed DC amending by-laws to be presented to Regional Council on June 23, 2021.
- 10.2 Further, it is recommended that all submissions received by Regional Council and the written submissions received by the Regional Clerk by 5:00 PM on May 28, 2021, including those opinions expressed verbally or in writing at the May 26, 2021 public meetings, be received and referred to Regional staff for consideration in the preparation of the final development charge recommendations and amending by-laws.
- 10.3 The Planning and Economic Development, Works and Corporate Services - Legal departments have assisted with the Development Charge Background Studies and reviewed this report.

11. Attachments

- 11.1 Attachment #1: Development Charge Public Notice

Respectfully submitted,

Original Signed By

N. Taylor, BBA, CPA, CA
Commissioner of Finance

Recommended for Presentation to Committee

Original Signed By

Elaine C. Baxter-Trahair
Chief Administrative Officer

Attachment #1 Development Charge Public Notice



REGIONAL MUNICIPALITY OF DURHAM NOTICE OF PUBLIC MEETINGS REGARDING REGIONAL DEVELOPMENT CHARGES

On May 26, 2021 the Council of the Region of Durham will hold three Public Meetings, pursuant to Section 12 of the Development Charges Act, 1997. The first public meeting will be held to present the proposed amendments to Regional Development Charge By-law No. 28-2018. The second public meeting will be held to present the proposed amendments to Regional Transit Development Charge By-law No. 81-2017. The third public meeting will be held to present the proposed amendments to GO Transit Development Charge By-law No. 86-2001. These meetings will cover the related underlying background studies and obtain public input on these proposed by-laws and studies. The amendments are necessary to reflect changes to the Development Charges Act, 1997 and Regulations and to modify the capital program for the Long-Term Care service.

The public meetings are to be held on:

Wednesday, May 26, 2021
9:30 a.m.
The Regional Municipality of Durham Headquarters
Council Chambers
605 Rossland Road East
Whitby, Ontario

In order that sufficient information is made available to the public, copies of the proposed by-law amendments and the background studies will be made available as of April 23, 2021 upon request. The documents will also be posted on the Regional website at durham.ca on April 23, 2021.

Interested persons can submit written correspondence via email directly to the Regional Clerk at clerks@durham.ca, or mail your comments to the Regional Clerk, Regional Municipality of Durham, 605 Rossland Road East, Whitby, ON L1N 6A3 by 5:00 PM on Friday May 28, 2021.

Any interested persons wanting to address Council at the public meetings on Wednesday, May 26, 2021, please note that in light of the COVID-19 pandemic and the Provincial Emergency Order prohibiting any public gatherings, the Region of Durham will not be allowing the public into the Council Chambers. Members of the public can speak via teleconference during the meeting. If you wish to address Council during the meeting, please contact Legislative Services at clerks@durham.ca, or 905-668-7711, ext. 2054 by noon on Tuesday, May 25, 2021. Staff will provide you with the details on how to participate in the meeting. Information you provide or present during these public meetings, including your name, are subject to the requirements of the Municipal Freedom of Information and Protection of Privacy Act and will form part of the public record and may be made available to the public. You can also view the livestream of the meeting at www.calendar.durham.ca/meetings.

All submissions received in writing, and those opinions expressed at the Public Meetings, will be considered prior to Council's decision which is anticipated during the regular Regional Council meeting of June 23, 2021.

Further information may be obtained by contacting Mary Simpson, Director of Risk Management, Economic Studies and Procurement, Regional Finance Department at 905-668-4113 (ext. 2301) or mary.simpson@durham.ca.

Ralph Walton
Regional Clerk / Director of Legislative Services