



Official Notice

Meeting of Regional Council

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

Wednesday, September 29, 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 – June 23, 2021 Pages 4 - 48
- 4.2 Committee of the Whole meeting – September 15, 2021 Pages 49 - 56
- 4.3 Closed Committee of the Whole meeting – September 15, 2021
Under Separate Cover
- 4.4 Closed Committee of the Whole meeting – September 15, 2021
Under Separate Cover

5. Presentations

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

6. Delegations

- 6.1 Dr. Mark Katz re: The Clinical and Support Needs of Clients of the Beaverton Supportive Housing Proposal

7. Reports related to Delegations/Presentations

There are no reports related to Delegations/Presentations

8. Communications

- CC 19 Correspondence from Association of Municipalities Ontario re: Municipal Support for Truth and Reconciliation Page 57
- CC 20 Correspondence from the Township of Scugog re: Council Appointment to Kawartha Conservation Authority Page 57

9. Committee Reports and any Related Notice of Motions

- 9.1 Finance and Administration Committee Pages 61 - 66
- 9.2 Health and Social Services Committee Page 67
- 9.3 Planning and Economic Development Committee Page 68
- 9.4 Works Committee Pages 69 - 72
- 9.5 Committee of the Whole Pages 73 - 74

10. Notice of Motions

- 10.1 Workplace COVID-19 Vaccination Policy Page 75

11. Unfinished Business

There is no unfinished business

12. Other Business

- 12.1 Repeal and Replacement of Durham Region Transit By-law No. 70-2019, As Amended (2021-DRT-23) Page 76

13. Announcements

14. By-laws

- 26-2021 Being a by-law to authorize Regional staff to apply for and obtain funding from the Federal Government's Clean Fuels Program.
- This by-law implements the recommendations contained in Item #2 of the 6th Report of the Committee of the Whole presented to Regional Council on September 29, 2021
- 27-2021 Being a by-law to repeal By-law No. 70-2019, as amended, and replace it with a new Durham Region Transit Commission By-law for the purpose of operating the regional transit system known as Durham Region Transit ("DRT").
- This by-law implements the recommendations contained in Item #12.1 of Other Business presented to Regional Council on September 29, 2021

15. Confirming By-law

- 28-2021 Being a by-law to confirm the proceedings of Regional Council at their meeting held on September 29, 2021

16. Adjournment

Notice regarding collection, use and disclosure of personal information:

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

The Regional Municipality of Durham

MINUTES

REGIONAL COUNCIL

Wednesday, June 23, 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.

Chair Henry announced that on Monday, Indigenous Peoples Day was acknowledged in Durham Region. He added that in recognition of the Indigenous Community and the lands on which we reside, the Region has unveiled the permanent home of the Mississaugas of Scugog Island First Nations flag at Regional Headquarters.

Chair Henry presented a proclamation to Durham Region's Children's Services Division and the Durham Region Aboriginal Advisory Circle, proclaiming June 2021 as National Indigenous History Month in Durham Region.

Councillor Chapman recognized Dennis Holmes on his retirement. Councillor Chapman advised that for over two decades Dennis Holmes provided financial oversight of the Region's Social Services Department as Director of Business Affairs and Financial Management. He added that Mr. Holmes' foresight and conscientious financial planning has helped ensure high quality services within the Social Services Department to be highly responsive to everyone in Durham Region, including some of the most vulnerable citizens. He added that many will miss his great sense of humour, wisdom and ability to always share a piece of history in some way. Councillor Chapman added that Council recognizes Mr. Holmes' outstanding contribution to the Region of Durham and wishes him a happy retirement.

Councillor John Neal also recognized Dennis Holmes for his exemplary work and congratulated him and wished him well in his retirement.

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, left the meeting at 4:35 PM
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Roy, attended the meeting at 9:45 AM
Councillor Ryan
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

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

All members of Council were present with the exception of Councillor Roy.

3. Declarations of Interest

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

- i) Item 9.5, Committee of the Whole Report to Council, Item 4 re: Organics Management Solution Update;
- ii) Item 8, CC-18 Memorandum re: Anaerobic Digester Procurement Update;
- iii) Item 10.2 Notice of Motion re: Anaerobic Digestion; and

- iv) Items 4.3 and 4.4 of the June 9, 2021 Committee of the Whole meeting minutes, re: Item 7 D) re: Organics Management Solution Update. He indicated that he has family members who own property and reside in the area potentially affected.

4. Adoption of Minutes

Moved by Councillor Chapman, Seconded by Councillor Marimpietri, (150) That the minutes of the following meetings be adopted:

- Regular Regional Council meeting held on May 26, 2021
- Closed Regional Council meeting held on May 26, 2021
- Regular Committee of the Whole meeting held on June 9, 2021
- Closed Committee of the Whole meeting held on June 9, 2021.

CARRIED

5. Presentations

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

Councillor Drew, Chair of the Durham Regional Police Services Board (DRPSB) provided introductory remarks and outlined priorities for the board from a governance perspective.

Chief Todd Rollauer, Durham Regional Police Services (DRPS) appeared before Council to provide an operational update on the DRPS. Highlights of the presentation included:

- Governance
- Operational Excellence
- Youth Advisory Committee
- Calls for Service
- Reported Crime
- Pandemic's Effect on Crime
- Gun Crime
- Firearm Discharges/Shootings
- Crime Guns Seized
- Mental Health Calls
- Cyber Crime
- Hate Propaganda
- Large Gatherings
- 2022 Budget
- Local Council Meeting
- Thank You to Our Community Partners

Chief Rollauer and Councillor Drew responded to questions from the members of Council.

Moved by Councillor Chapman, Seconded by Councillor Anderson,
(151) That the order of the Agenda be altered in order to hear the delegation from Amy Archer next.

CARRIED

6.4 Amy Archer, Executive Director, Sloane's House re: Sloane's House Project

Amy Archer appeared before Council with respect to Sloane's House Project. Highlights of the presentation included:

- Sloane's House Board of Directors
- It Begins with Love
- A Medically Fragile Child
- Respite and Hospice Care is a Lifeline
- Respite and Hospice Care
- Lack of Pediatric Respite Yet High Need In the Durham Region
- Sloane's House Vision
- Partnerships

Moved by Councillor Chapman, Seconded by Councillor Kerr,
(152) That Amy Archer be granted a one-time two minute extension to finish her delegation.

CARRIED

- How Can the Region of Durham Help Sloane Achieve Her Legacy?
- For More Information
- Realizing the Vision

Moved by Councillor Chapman, Seconded by Councillor Kerr,
(153) That the agenda be altered in order to consider Item 1 of Report #5 of the Health and Social Services Committee next.

CARRIED

9.2 Report of the Health and Social Services Committee

1. Sloane's House Project

[CARRIED UNANIMOUSLY ON A RECORDED VOTE]

Whereas there are greater than 400 families of children with multiple medical complexities living in Durham Region, and Durham Region is the home to the highest proportion of these families in the GTA; and

Whereas the Sloane's House project will provide much needed pediatric respite and hospice care for these children and their families; and

Whereas the holistic and community based care provided by Sloane's House is preferable for these families while at the same time reducing reliance on and cost to the acute care health care system;

Now therefore be it resolved:

- A) That the Region of Durham supports in principle the Sloane's House project for the construction and operation of a pediatric respite and hospice care facility located in Durham to serve the families of children living with multiple medical complexity; and
- B) That the Regional Chair express this support to the provincial government and specifically send a communication to the Premier, the Minister of Health and all MPPs in Durham Region.

Moved by Councillor Chapman, Seconded by Councillor Roy,
(154) That the recommendations contained in Item 1 of Report #5 of the Health and Social Services Committee be adopted.

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 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
Regional Chair Henry

Members Absent: Councillor Leahy
Councillor Yamada

Declarations of Interest: None

Moved by Councillor Marimpietri, Seconded by Councillor Drew,
(155) That Council recess for 15 minutes.
CARRIED

Council recessed at 11:14 AM and reconvened at 11:30 AM

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

6. Delegations

6.1 Councillor Deborah Kiezebrink, re: Bus Stops on Dead End Roads

Councillor Drew summarized the intent of the delegation with respect to providing safer transportation options for children who live on dead-end and private roads and advised that Councillor Kiezebrink is not able to attend today due to illness, but will be appearing before Council with respect to this delegation in September.

6.2 Wendy Bracken, Durham Resident, re: Report #2021-WR-10: Durham York Energy Centre Operations – Long-Term Sampling System Reporting

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

W. Bracken provided a PowerPoint presentation and stated in her presentation, in part, the following:

- Report 2021-WR-10 is contrary to Durham Region Strategic Plan Goal 1.3 to “Protect, preserve and restore the natural environment, including greenspaces, waterways, parks, trails and farmlands”
- Report 2021-WR-10 is contrary to Durham Region Strategic Plan Goal 5.3 to “Demonstrate commitment to continuous quality improvement and communicating results”.

- Critical information is missing regarding AMESA data and there is a need for an AMESA monitoring plan

Moved by Councillor Anderson, Seconded by Councillor John Neal,
(156) That Wendy Bracken be granted a one-time two minute extension to finish her delegation.

CARRIED

- Essential information has not been provided to Council as the decision makers and the public
- Table 4 from November 2018 Workplan titled: "Summary of Monthly AMESA data collected post 2017 Validation Testing", acquired as part of her Freedom of Information (FOI) request
- Reference to the Ambient Air exceedence in May 2018 and AMESA dioxin concentrations increasing by 834%

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(157) That the rules of procedure be suspended in order to grant Wendy Bracken an additional two minute extension to finish her delegation.

CARRIED ON THE FOLLOWING
RECORDED VOTE (A 2/3rds VOTE WAS
ATTAINED):

Yes

Councillor Anderson
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Foster
Councillor Grant
Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor Mulcahy
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Roy
Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

No

Councillor Ashe
Councillor Carter
Councillor Chapman
Councillor Drew
Councillor Kerr
Councillor McLean
Councillor Mitchell
Councillor Pickles
Councillor Ryan

Members Absent: Councillor Barton

Declarations of Interest: None

- Table referencing 2020 Boiler 1 and Boiler 2 Monthly AMESA results
- Expert comments obtained through her FOI request raise further red flags
- Requesting Council not to approve the recommendations in Report #2021-WR-10; to direct staff to provide responses to issues raised in her delegation and in her June 11, 2021 letter to the Ministry of the Environment, Conservation and Parks (MECP) in a report to the Works Committee in the Fall; and for staff to provide the information identified as missing, and to provide Council with the documents she received as part of her FOI request.

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

6.3 Linda Gasser, Durham Resident, re: Report #2021-WR-10: Durham York Energy Centre Operations – Long-Term Sampling System Reporting

Linda Gasser appeared before Council with respect to Report #2021-WR-10: Durham York Energy Centre Operations – Long-Term Sampling System Reporting.

L. Gasser provided a PowerPoint presentation and stated in her presentation, in part, the following:

- Council should regain control and custody of AMESA
- Report 2021-WR-10 should be referred back to staff to report by September 2021
- Direct staff and Covanta not to destroy any AMESA lab analysis and supporting documentation

Moved by Councillor John Neal, Seconded by Councillor Anderson, (158) That L. Gasser be granted a one-time two minute extension to finish her delegation.

CARRIED

- Durham staff won't release 2015 – 2019 AMESA data and don't commit to releasing verifiable numbers
- Council must act now and refer Report #2021-WR-10 back to staff

L. Gasser responded to questions from the members of Council.

6.4 Amy Archer, Executive Director, Sloane's House re: Sloane's House Project

Amy Archer appeared before Council earlier in the meeting. [See Item 6.4 on page 4]

Moved by Councillor Smith, Seconded by Councillor John Neal,
(159) That the rules of procedure be suspended in order to permit the
delegations from Katie Bigauskas, Pat Driver, Rob Roughley, Ian
Leonard, Wendy Bracken and Linda Gasser.

CARRIED ON A 2/3rds VOTE

- 6.5 Katie Bigauskas, Durham Resident, re: Report #2021-W-26: Shared Service Connection Replacement Policy including Disconnection of Existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby
-

Katie Bigauskas appeared later in the meeting. [See Item 6.5 on page 10]

- 6.6 Pat Driver, Durham Resident, re: Report #2021-W-26: Shared Service Connection Replacement Policy including Disconnection of Existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby
-

Pat Driver did not appear as a delegation.

- 6.7 Rob Roughley, Whitby Resident, re: Report #2021-W-26: Shared Service Connection Replacement Policy including Disconnection of Existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby
-

Rob Roughley appeared before Council with respect to Report #2021-W-26: Shared Service Connection Replacement Policy including Disconnection of Existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby.

R. Roughley advised that he lives at 307 James Street in Whitby. He added that his house is one of the 5 homes which share common sanitary and water connections. He stated that the infrastructure is on the brink of failure and the drinking water coming into the house exceeds the maximum safe levels for lead.

R. Roughley advised that he is pleased with how this situation will be handled with the proposed motion to be brought forward today. He added that given that this is a unique and complex situation, he believes it is in Council's best interest to support the residents. He stated that incentivising the work as is being proposed is crucial in handling this situation and he believes it strikes a fair compromise.

R. Roughley responded to questions from the members of Council.

- 6.8 Ian Leonard, Whitby Resident, re: Report #2021-W-26: Shared Service Connection Replacement Policy including Disconnection of Existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby
-

Ian Leonard appeared before Council with respect to Report #2021-W-26: Shared Service Connection Replacement Policy including Disconnection of Existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby.

I. Leonard advised that he lives at 301 James Street and had no previous knowledge of the existing easement or lead piping when he moved in. He added that when these concerns were brought to the Region, they stepped in to provide clean drinking water filters and he was grateful. He stated that each household invested in high end water filtration systems.

I. Leonard stated that the water lines are from 1947 and no maintenance has been performed since the original install. He stated that replacement of the lines was not coordinated when the streets were re-done and residents were given a price for the work to be done, that they had to come up with in 6 months for replacements. He stated that COVID has amplified financial hardships and they reached out to a local councillor to ask for help.

I. Leonard stated that he is pleased with the proposed motion to be brought forward today.

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

6.5 Katie Bigauskas, Durham Resident, re: Report #2021-W-26: Shared Service Connection Replacement Policy including Disconnection of Existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby

Katie Bigauskas appeared before Council with respect to Report #2021-W-26: Shared Service Connection Replacement Policy including Disconnection of Existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby.

K. Bigauskas advised that she lives at 303 James Street. She stated that the water services have deteriorated over time and the drinking water exceeds safe lead limits. She added that her home was excluded when new services were installed and expressed concerns that her family was drinking water that was not safe, and that their services were not replaced when the road work was completed.

K. Bigauskas stated that she is happy that Councillors and the Mayor listened to their frustrations and concerns. She is also happy with the proposed motion to be presented today to include a \$10,000 incentive and 6 months to connect, and with the connection fees waived.

6.9 Wendy Bracken, Durham Resident, re: Report #2021-COW-14: Organics Management Solution Update – Request for Prequalification and Initiation of

Request for Proposal Process and CC18: Memorandum from Susan Siopis, Commissioner of Works, Nancy Taylor, Commissioner of Finance, and Jason Hunt, Regional Solicitor and Director of Legal Services, re: Anaerobic Digester Procurement Update

Wendy Bracken appeared before Council with respect to Report #2021-COW-14: Organics Management Solution Update – Request for Prequalification and Initiation of Request for Proposal Process and CC18: Memorandum from Susan Siopis, Commissioner of Works, Nancy Taylor, Commissioner of Finance, and Jason Hunt, Regional Solicitor and Director of Legal Services, re: Anaerobic Digester Procurement Update.

W. Bracken provided a PowerPoint presentation and stated in her presentation, in part, the following:

- Request to Council not to vote in favour of Report #2021-COW-14, refer it back to staff and revisit options
- Maximize better, cheaper options first
- Table from 2019 MBN Waste Management Report entitled: “Figure 34.6 Total Cost for Solid Waste (All Streams) Disposal per Tonne – All Property Classes”, with a reference to the solid waste disposal costs for Durham Region
- Reiterated request to Council not to vote in favour of Report #2021-COW-14

6.10 Linda Gasser, Durham Resident, re: Report #2021-COW-14: Organics Management Solution Update – Request for Prequalification and Initiation of Request for Proposal Process and CC18: Memorandum from Susan Siopis, Commissioner of Works, Nancy Taylor, Commissioner of Finance, and Jason Hunt, Regional Solicitor and Director of Legal Services, re: Anaerobic Digester Procurement Update

Linda Gasser appeared before Council with respect to Report #2021-COW-14: Organics Management Solution Update – Request for Prequalification and Initiation of Request for Proposal Process and CC18: Memorandum from Susan Siopis, Commissioner of Works, Nancy Taylor, Commissioner of Finance, and Jason Hunt, Regional Solicitor and Director of Legal Services, re: Anaerobic Digester Procurement Update.

L. Gasser provided a PowerPoint presentation and stated in her presentation, in part, the following:

- Refer Report #2021-COW-14 back to staff to report by September 2021
- Report promises of improved diversion and improved organics capture but she questioned how mixed waste pre-sort will result in increased diversion
- Table from Attachment #2 to Report #2020-COW-20 entitled: “Table 2: Updated 2022-2023 Capital Cost Estimate (Nominal Costs)”

- Table from Report #2018-COW-146 entitled: “Table 6: Status Quo Compared to Expanded Organics Processing – Annual Preliminary Cost for 2022 First Year of Operations (Nominal Dollars)”
- Operating Costs should not include “reduction” for status quo (\$8.2 million), and reference to a table entitled: “Table 3: Operating and Maintenance Cost-Nominal Incremental Costs for Life of Project”
- Reiterated request to refer Report #2021-COW-14 back to staff for a report in September with updated tonnage assumptions and costs

Moved by Councillor Kerr, Seconded by Councillor Crawford,
(160) That Council recess for 1 hour for lunch.

CARRIED

Council recessed at 12:40 PM and reconvened at 1:40 PM

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

Moved by Councillor John Neal, Seconded by Councillor Barton,
(161) That the order of the agenda be altered to consider Correspondence Items CC16 and CC17 at this time, and that they be referred to consideration of Item 7.1 under Reports related to Delegations/Presentations.

CARRIED

7. Reports Related to Delegations/Presentations

7.1 Durham York Energy Centre Operations – Long-Term Sampling System Reporting (2021-WR-10)

[CARRIED ON A RECORDED VOTE]

- A) That staff report quarterly on the Long-Term Sampling System at the Durham York Energy Centre; and
- B) That responses to all inquiries related to operations at the Durham York Energy Centre be included in the quarterly reports.

Moved by Councillor Leahy, Seconded by Councillor Ryan,
(162) That the recommendations contained in Item 3 of Report #6 of the Works Committee be adopted.

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

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(163) That Report #2021-WR-10 be referred back to staff to:

- (a) Provide the information requested in Clarington's letter dated April 14, 2021; and
- (b) Report on the retention for the AMESA sampling records.

MOTION DEFEATED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Anderson
Councillor Foster
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Wotten

No

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

Members Absent: Councillor Pickles

Declarations of Interest: None

The main motion (162) of Councillors Leahy and Ryan to adopt the recommendations contained in Item 3 of Report #6 of the Works Committee was then put to a vote and CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Ashe
Councillor Barton
Councillor Carter
Councillor Chapman
Councillor Collier

No

Councillor Anderson
Councillor Foster
Councillor John Neal
Councillor Joe Neal

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

Members Absent: None

Declarations of Interest: None

7.2 Shared Service Connection Replacement Policy including Disconnection of existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby (2021-W-26)

[CARRIED AS AMENDED] [SEE MOTIONS (164) AND (165) ON PAGE 15]

- A) That the Shared Service Connection Replacement Policy included with Report #2021-W-26 of the Commissioner of Works be adopted;
- B) That staff be authorized to negotiate with the property owners of 301, 303, 305 and 307 James Street and 1010 Centre Street South, in the Town of Whitby to facilitate the disconnection of existing common water and sanitary sewer connections and reconnection of those properties in a coordinated manner;
- C) That the Regional Municipality of Durham's Water Supply System By-Law #89-2003 and Sanitary Sewerage System By-Law #90-2003 be modified to offer reimbursement to property owners in the amount of the current connection charge rate for work completed on private property as well as increasing the period of time to reconnect from thirty days to six months; and
- D) That a copy of Report #2021-W-26 of the Commissioner of Works be forwarded to the Town of Whitby and the property owners of 301, 303, 305

and 307 James Street and 1010 Centre Street South, in the Town of Whitby, for information.

Moved by Councillor Leahy, Seconded by Councillor Lee,
(164) That the recommendations contained in Item 9 of Report #6 of the Works Committee be adopted.

CARRIED AS AMENDED
(See Following Motion)

Moved by Councillor Mitchell, Seconded by Councillor Leahy,
(165) That the main motion (164) of Councillors Leahy and Lee to adopt the recommendations contained in Item 9 of Report #6 of the Works Committee be amended as follows:

Part C) of the recommendations be deleted and replaced with the following:

“C) That the Regional Municipality of Durham’s Water Supply System By-Law #89-2003 and Sanitary Sewerage System By-Law #90-2003 be modified to:

- i) offer a residential connection incentive to property owners with existing common shared services in an amount to be determined based on the complexity and costs associated with each situation;
- ii) waive the new service connection cost associated with work in the right of way; and
- iii) increase the period of time to reconnect from thirty days to six months;”

That the following be added as a new Part D), and the existing Part D) be re-lettered to Part E):

“D) That the chart below be approved as the estimated cost allocations for the specified properties with costs to be covered through applicable water and sanitary sewer user rates:

(REVISED – Section 5.2 of Report #2021-W-26)

Address	Private Property Estimated Construction Cost	Residential Incentive after Abandonment of Shared Service	Total Estimated Cost to Property Owner (incentive applied)
301 James Street	\$15,600	\$10,000	\$5,600
303 James Street	\$19,300	\$10,000	\$9,300

Address	Private Property Estimated Construction Cost	Residential Incentive after Abandonment of Shared Service	Total Estimated Cost to Property Owner (incentive applied)
305 James Street	\$19,500	\$10,000	\$9,500
307 James Street	\$20,000	\$10,000	\$10,000
1010 Centre Street South	\$14,800	\$10,000	\$4,800
Total Rounded	\$89,200	\$50,000	\$39,200

CARRIED

The main motion (164) of Councillors Leahy and Lee to adopt the recommendations contained in Item 9 of Report #6 of the Works Committee was then put to a vote and CARRIED AS AMENDED.

8. Communications

CC 14 Correspondence from Lynda Sanz, Pickering resident, re: Carruthers Creek Watershed

Moved by Councillor Pickles, Seconded by Councillor Collier,
(166) That Council Correspondence CC 14 Correspondence from Lynda Sanz, Pickering resident, re: Carruthers Creek Watershed be referred to consideration of Item #1 of Report #5 of the Planning and Economic Development Committee.

CARRIED

CC 15 Correspondence from Greg Milosh, Oshawa resident, re: Report #2021-WR-10: Durham York Energy Centre Operations – Long-Term Sampling System Reporting

Moved by Councillor Ryan, Seconded by Councillor Barton,
(167) That Council Correspondence CC 15 Correspondence from Greg Milosh, Oshawa resident, re: Report #2021-WR-10: Durham York Energy Centre Operations – Long-Term Sampling System Reporting be referred to consideration of Item 3 of Report #6 of the Works Committee.

CARRIED

CC 16 Correspondence from Linda Gasser, Whitby resident, Wendy Bracken, Newcastle resident, and Kerry Meydam, Courtice resident, re: Durham-York Incinerator AMESA Long Term Sampling of Dioxins/Furans – Reporting Deficiencies Require MECP's Immediate Attention

This matter was considered earlier in the meeting and referred to Item 7.1 under Reports related to Delegations/Presentations. [See Motion (161) on page 12]

- CC 17 Correspondence from Kerry Meydam, Courtice Resident, re: Report #2021-WR-10: Durham York Incinerator – Long-Term Sampling System Reporting for Dioxins and Furans
-

This matter was considered earlier in the meeting and referred to Item 7.1 under Reports related to Delegations/Presentations. [See Motion (161) on page 12]

- CC 18 Memorandum from Susan Siopis, Commissioner of Works, Nancy Taylor, Commissioner of Finance, and Jason Hunt, Regional Solicitor and Director of Legal Services, re: Anaerobic Digester Procurement Update
-

Moved by Councillor Ryan, Seconded by Councillor Carter,
(168) That Council Correspondence CC 18 Memorandum from Susan Siopis, Commissioner of Works, Nancy Taylor, Commissioner of Finance, and Jason Hunt, Regional Solicitor and Director of Legal Services, re: Anaerobic Digester Procurement Update 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. The Regional Municipality of Durham's 2020 Accessibility Report (2021-A-13)
[CARRIED]

That the Regional Municipality of Durham's 2020 Accessibility report be received for information.

2. 2021/2022 Annual Risk Management and Insurance Report (2021-F-12)
[CARRIED]

- A) That the Commissioner of Finance be authorized to enter into a contract of insurance with Frank Cowan Company for the insurance coverages specific to Durham Region, including Duffin Creek Water Pollution Control Plant, aviation for the Region's drone and Durham Regional Police Service's helicopter for the period of July 1, 2021 to June 30, 2022 at an estimated cost of \$565,571 plus applicable taxes;
- B) That the Commissioner of Finance be authorized to enter into a contract of insurance with Frank Cowan Company for insurance coverages related to

Durham Region Transit for the period July 1, 2021 to June 30, 2022 at an estimated cost of \$2,313,052 plus applicable taxes;

- C) That the Commissioner of Finance be authorized to secure and finalize the cyber insurance placement for the period of July 1, 2021 to June 30, 2022;
- D) That the Commissioner of Finance be authorized to retain consulting services for the continued implementation of a fulsome Enterprise Risk Management Framework at the Region of Durham at a cost not to exceed \$75,000 to be funded from the Region's Insurance Reserve Fund; and
- E) That the fundamentals of the Region's Risk Management Program continue to be supported in principle to ensure that the Region's assets are adequately protected and to ensure the financial stability of the Region.

3. Provincially Mandated Business Protection Program (Capping Program) Update (2021-F-13)
[CARRIED]

That Report #2021-F-13 of the Commissioner of Finance be received for information.

4. Water Meters and Related Equipment, Software and Services (2021-F-14)
[CARRIED]

- A) That the current Standing Agreement (C002817) with Neptune Technology Group (Canada) Limited for the provision of Water Meters and Related Equipment and Services be extended for the period of October 31, 2021 to October 31, 2023;
- B) That the Regional Municipality of Durham continue with the standardization of Neptune Water Meters, Related Equipment, Software and Services;
- C) That the Competitive Procurement Process be utilized for Water Meter Replacement Services for a new services agreement beyond October 31, 2023; and
- D) That the Commissioner of Finance be authorized to execute all documents related to the contract.

5. Final Recommendations Regarding Amendments to Regional Residential and Non-residential Development Charge By-law No. 28-2018 (2021-F-15)
[CARRIED]

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Regional Residential and Non-residential Development Charges Background Study dated April 23, 2021 be adopted;

- B) That effective July 1, 2021, Regional Residential and Non-residential Development Charge By-law No. 28-2018 be amended, as set out in the amending by-law (Attachment No. 1) to address the changes to Development Charges Act, 1997, 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 to modify the development charge calculation for Long-term Care;
- C) That the Regional Residential Development Charges for each service and unit type as indicated in Table 1 below be effective July 1, 2021:

Table 1
Region of Durham
Recommended Residential Development Charges
Effective July 1, 2021 ⁽²⁾
\$ per dwelling Unit

SERVICE CATEGORY	Single / Semi Detached \$	Medium Density Multiples \$	Two Bedroom Apartment and Larger \$	One Bedroom Apartment and Smaller \$
Regional Roads	10,332	8,302	6,001	3,912
Regional Police Services	798	642	465	302
Long Term Care	266	214	154	100
Paramedic Services	210	168	122	79
Health and Social Services	137	110	80	52
Housing Services	479	387	279	181
Water Supply	10,522	8,454	6,113	3,983
Sanitary Sewerage	10,241	8,228	5,950	3,878
Total - By-law No. 28-2018	32,985	26,505	19,164	12,487
GO Transit ⁽¹⁾	790	699	496	295
Regional Transit ⁽¹⁾	1,275	1,026	741	480
Total (All Services)	\$ 35,050	\$ 28,230	\$ 20,401	\$ 13,262

Notes:

1. The development charges for GO Transit and Regional Transit are under By-laws No. 86-2001 and No. 81-2017 respectively. The amendments to By-law No. 86-2001 and 81-2017 have no impact on the GO Transit and Regional Transit development charge rates.
2. Includes the impacts of the recommended amendments to Regional DC by-law No. 28-2018 and the impact of the 3.1 per cent indexing which takes effect on July 1, 2021.

- D) That any complete submission for the preparation of a subdivision agreement received by the Development Approvals Division of the Regional Works Department on or by June 30, 2021 be given the option of being

processed under the policies and rates of the current Development Charges By-Law No. 28-2018 excluding the recommended amendments, where a complete submission requires all of the following to have been submitted to, and received by, the Development Approvals Division in a form satisfactory to the Region:

- i) Ministry of the Environment and Climate Change approval;
- ii) Detailed cost estimate;
- iii) Three (3) copies of the proposed Final Plan (M-Plan);
- iv) Regional Planning approval of the Final Plan;
- v) Three (3) copies of all proposed Reference Plans (R-Plans);
- vi) Three (3) copies of approved General Plan of Services (signed by the Local Municipality and the Region); and
- vii) Regional Subdivision Agreement Information Checklist.

Subdivision agreements which have been processed according to By-Law No. 28-2018 excluding the impact from the recommended amendments must be executed within three months following the effective date of the amendments, which are recommended to take effect on July 1, 2021, otherwise they shall be deemed cancelled and will be replaced with a subdivision agreement processed according to By-law No. 28-2018 as amended, where execution requires all of the following to have been submitted to, and received by, the Regional Legal Department in a form satisfactory to the Region:

- i) signed Subdivision Agreement, including all schedules;
 - ii) payments of fees identified in the agreement;
 - iii) securities identified in the agreement;
 - iv) prepayment of Development Charges for Sanitary Sewerage, Water Supply and Regional Roads, and
 - v) Insurance Certificate;
- E) That the Regional Solicitor be instructed to prepare the requisite Development Charge By-law for presentation to Regional Council and passage;
- F) That the Regional Solicitor be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that any such revised by-law(s) be presented to Council for passage;
- G) That the Treasurer be instructed to prepare the requisite development charge pamphlet and related materials pursuant to the Development Charges Act, 1997; and
- H) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.

6. Final Recommendations Regarding Amendments to Regional Transit
Development Charge By-law No. 81-2017 (2021-F-16)
[CARRIED]

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Regional Transit Development Charges Background Study dated April 23, 2021 be adopted;
- B) That effective July 1, 2021, Regional Transit Development Charges By-law No. 81-2017 be amended, as set out in the amending by-law (Attachment No. 1 to Report #2021-F-16 of the Commissioner of Finance) to address the changes to Development Charges Act, 1997, 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;
- C) That the Regional Solicitor be instructed to prepare the requisite Development Charge By-law for presentation to Regional Council and passage;
- D) That the Regional Solicitor be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that any such revised by-law(s) be presented to Council for passage;
- E) That the Treasurer be instructed to prepare the requisite development charge pamphlet and related materials pursuant to the Development Charges Act, 1997; and
- F) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.

7. Final Recommendations Regarding Amendments to GO Transit Development
Charge By-law No. 86-2001 (2021-F-17)
[CARRIED]

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the GO Transit Development Charges Background Study dated April 23, 2021 be adopted;
- B) That effective July 1, 2021, GO Transit Development Charge By-law No. 86-2001 be amended, as set out in the amending by-law (Attachment No. 1 to Report #2021-F-17 of the Commissioner of Finance) to address the changes to Development Charges Act, 1997, 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;

- C) That the Regional Solicitor be instructed to prepare the requisite Development Charge By-law for presentation to Regional Council and passage;
- D) That the Regional Solicitor be instructed to revise future development charge agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that any such revised by-law(s) be presented to Council for passage;
- E) That the Treasurer be instructed to prepare the requisite development charge pamphlet and related materials pursuant to the Development Charges Act, 1997; and
- F) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.

8. Appointment of Municipal Auditor (2021-F-18)

[CARRIED]

- A) That the firm Deloitte LLP be appointed as Municipal Auditor for the 2021 and 2022 fiscal years for the Regional Municipality of Durham and the Durham Regional Local Housing Corporation; and

- B) That the Legal Department be directed to submit the appropriate by-law.

Moved by Councillor Foster, Seconded by Councillor Collier,

- (169) That the recommendations contained in Items 1 to 7 of Report #6 of the Finance and Administration Committee be adopted.

CARRIED

Moved by Councillor Foster, Seconded by Councillor Collier,

- (170) That the recommendations contained in Item 8 of Report #6 of the Finance and Administration Committee be adopted.

CARRIED

9.2 Report of the Health and Social Services Committee

1. Sloane's House Project

[CARRIED EARLIER IN THE MEETING ON A RECORDED VOTE] [SEE MOTION (154) ON PAGES 4 TO 6)

Whereas there are greater than 400 families of children with multiple medical complexities living in Durham Region, and Durham Region is the home to the highest proportion of these families in the GTA; and

Whereas the Sloane's House project will provide much needed pediatric respite and hospice care for these children and their families; and

Whereas the holistic and community based care provided by Sloane's House is preferable for these families while at the same time reducing reliance on and cost to the acute care health care system;

Now therefore be it resolved:

- A) That the Region of Durham supports in principle the Sloane's House project for the construction and operation of a pediatric respite and hospice care facility located in Durham to serve the families of children living with multiple medical complexity; and
 - B) That the Regional Chair express this support to the provincial government and specifically send a communication to the Premier, the Minister of Health and all MPPs in Durham Region.
2. Approval to Award a Sole Source Contract for Supply and Delivery of Nestle Dysphagia Dietary Products for use by the Region of Durham's four (4) Long-Term Care Homes (2021-SS-7)

[CARRIED]

- A) That the Regional Municipality of Durham enter into a sole source contract with Nestle Health Sciences at a total estimated cost not to exceed \$240,000 (before applicable taxes) for a three (3) year period for the supply of dysphagia products for the Region of Durham's four (4) Long-Term Care Homes to be financed from the 2021 approved and future years' Social Services Business Plans and Budgets; and
- B) That the Commissioner of Finance be authorized to execute any necessary documents related to this sole source agreement.

Moved by Councillor Chapman, Seconded by Councillor Pickles,

(171) That the recommendations contained in Item 2 of Report #5 of the Health and Social Services Committee be adopted.

CARRIED

Item 1 of Report #5 of the Health and Social Services Committee was considered earlier in the meeting and CARRIED ON A RECORDED VOTE. [See Motion (154) on pages 4 to 6.]

9.3 Report of the Planning and Economic Development Committee

1. Carruthers Creek Watershed Plan Update (2021-P-16)

[CARRIED]

- A) That the Carruthers Creek Watershed Plan contained in Attachment #2 to Report #2021-P-16 of the Commissioner of Planning and Economic Development be endorsed; and

- B) That a copy of Report #2021-P-16 be forwarded to the City of Pickering, the Town of Ajax, the Ministry of Municipal Affairs and Housing, and the Toronto and Region Conservation Authority for further distribution to the Carruthers Creek Watershed Plan Update interested parties list.

2. Planning Application Processing Fees and Charges (2021-P-17)
[CARRIED]

- A) That the Region's Planning Fees and Charges By-law be updated in accordance with the proposed fee schedule within Attachment 1 to Report #2021-P-17 of the Commissioner of Planning and Economic Development;
- B) That the Regional Solicitor be authorized to prepare the necessary by-law to incorporate amendments to the Planning Application Fee By-law;
- C) That the new Planning Application Fee By-law come into effect on July 1, 2021; and
- D) That a copy of Report #2021-P-17 be forwarded to the Area Municipalities, the Conservation Authorities, the Building Industry and Land Development Association (BILD), and The Durham Region Homebuilders' Association, for their information.

Moved by Councillor Ryan, Seconded by Councillor Joe Neal,

- (172) That the recommendations contained in Items 1 and 2 of Report #5 of the Planning and Economic Development Committee be adopted.

CARRIED

9.4 Report of the Works Committee

1. Update on the Blue Box Lid Implementation (2021-WR-8)
[CARRIED ON A RECORDED VOTE]

- A) That Council be requested to rescind its previous direction on the implementation of a blue box lid program, as adopted by Council on June 26, 2019 in Recommendation (A) of Report # 2019-WR-8 of the Commissioner of Works in order make blue box lids available to Regional Municipality of Durham residents on a full cost recovery basis;
- B) That staff be directed to make blue box lids available to Regional Municipality of Durham residents on a full cost recovery basis;
- C) That staff include the negotiated final price with Pliteq for the lids in the Regional Fees and Charges Schedule for Waste Management operations and update all applicable by-laws; and

- D) That the Commissioner of Finance be authorized to execute all documents related to the voluntary provision of blue box lids.
2. Update on Municipal Hazardous or Special Waste (MHSW) transition to Extended Producer Responsibility (EPR) and request to extend Standing Agreements C002769 and C002745 with Photech Environmental Solutions Inc. (2021-WR-9)
[CARRIED]
- A) That details of the Regional Municipality of Durham's Municipal Hazardous or Special Waste (MHSW) program transition to Extended Producer Responsibility (EPR), effective October 1, 2021, be received for information;
- B) That Standing Agreements C002769 and C002745 with Photech Environmental Solutions Inc. for MHSW collection and haulage be extended to accommodate EPR transition, effective July 1, 2021 to September 30, 2022 at an estimated total cost of \$451,216.25 *, to be funded from the approved annual Solid Waste Management Operating Business Plans and Budget; and
- C) That the Commissioner of Finance be authorized to execute all documents related to these contract amendments.
(*) excluding all applicable taxes
3. Durham York Energy Centre Operations – Long-Term Sampling System Reporting (2021-WR-10)
[CARRIED ON A RECORDED VOTE] [SEE MOTION (162) ON PAGES 12 TO 14]
- A) That staff report quarterly on the Long-Term Sampling System at the Durham York Energy Centre; and
- B) That responses to all inquiries related to operations at the Durham York Energy Centre be included in the quarterly reports.
4. Declaration of Lands as Surplus and Approval to Convey the Surplus Lands to the Adjacent Landowner as part of a Land Exchange for Regional Requirements (2021-W-21)
[CARRIED]
- A) That property municipally known as 1897 Harmony Road in the City of Oshawa, legally described as Part of Lot 4, Concession 4, (Geographic Township of East Whitby) now in the City of Oshawa, further described as Part 2 and Part 4 on Registered Plan 40R-31350 be declared surplus to Regional requirements;
- B) That Regional staff be authorized to enter into a Land Exchange Agreement with the adjacent property owner as follows:

- i) The Regional Municipality of Durham will provide lands legally described as Part of Lot 4, Concession 4, (Geographic Township of East Whitby) now in the City of Oshawa further described as Parts 2 and 4 on Registered Plan 40R-31350 for nominal consideration to 873201 Ontario Inc. (operating as Metrontario);
 - ii) 1229403 Ontario Limited (operating as Metrontario) will provide lands located at 1723 Harmony Road North, Oshawa identified as Part of Lot 4, Concession 4, (Geographic Township of East Whitby) now in the City of Oshawa, further described as Parts 1, 2 and 3 on Registered Plan 40R-31352 for nominal consideration; and
 - iii) That the Commissioner of Works be authorized to execute all documents associated with this land exchange.
- 5. Amendment and Extension of Lease Agreement for Premises Occupied by Durham Region Transit Located at 419 King Street West, in the City of Oshawa (2021-W-22)
[CARRIED]
- A) That the Amendment and Extension of the Lease Agreement between Ivanhoe Cambridge II Inc. and 7503067 Canada Inc. and the Regional Municipality of Durham for the premises, being Suite #995 on the first floor of the building located at 419 King Street West, in the City of Oshawa, be approved on the following terms and conditions:
 - i) The term to be for a period of five years commencing May 1, 2021 and ending April 30, 2026;
 - ii) The Regional Municipality of Durham shall have the option to terminate the lease at any time after the third year of the term, upon providing six months written notice;
 - iii) The annual semi-gross rental rate for the first three years of the term of the lease will be \$5,875*, payable in monthly instalments of \$489.58* based on the rate of \$134.56* per square metre (\$12.50* per square foot) per annum for the leased space;
 - iv) The annual semi-gross rental rate for the final two years of the term of the lease will be \$6,110* payable in monthly instalments of \$509.16* based on the rate of \$139.95* per square metre (\$13.00* per square foot) per annum for the leased space;
 - v) A monthly rate of \$580* for the provision of janitorial services for one hour each day to a maximum of six days weekly for the duration of the term, inclusive of all necessary materials and supplies for a total annual cost of \$6,960*;

- vi) The Regional Municipality of Durham shall remain responsible for its proportionate share of property taxes;
 - vii) The Landlord shall remain responsible for all other operating costs for the building, common areas and the demised premises;
 - B) That the estimated annual janitorial and gross rental cost for the leased premises of \$12,875* for years one through three of the five-year term, and \$13,070* for years four and five of the five-year term as well as the Regional Municipality of Durham's share of property taxes estimated at \$2,086 annually be financed through the Durham Region Transit's 2021 and future years' Business Plans and Budgets; and
 - C) That the Regional Chair and Clerk be authorized to execute all documents associated with this Lease Agreement.
(*) before applicable taxes
6. Participation in the Toronto and Region Conservation Authority's Western Durham Nearshore Water Quality Monitoring Program (2021-W-23)
[CARRIED]
- A) That the Regional Municipality of Durham continue participation as a municipal partner with Toronto and Region Conservation Authority's Western Durham Nearshore Water Quality Monitoring Program;
 - B) That a sole source service agreement be approved with Toronto and Region Conservation Authority for the continuation of the Western Durham Nearshore Water Quality Monitoring Program through 2022 at a cost of \$176,000* in 2021 and \$155,000* in 2022 for a total estimated value of \$331,000*;
 - C) That financing for this agreement be provided from the approved 2021 and future Business Plans and Budget for the York Durham Sanitary Sewerage System as follows; and

	Durham Region Estimated Share (18.67%)	York Region Estimated Share (81.33%)	Total Agreement Value
2021 Amount*	\$32,859	\$143,141	\$176,000
2022 Amount*	<u>\$28,939</u>	<u>\$126,061</u>	<u>\$155,000</u>
Total*	<u>\$61,798</u>	<u>\$269,202</u>	<u>\$331,000</u>

- D) That the Commissioner of Finance be authorized to execute the sole source service agreement.
(*) before applicable taxes

7. Reallocation of Funding for Sanitary Sewer Replacement on Admiral Road from Roosevelt Avenue to North of Parry Road, in the Town of Ajax (2021-W-24)
[CARRIED]

- A) That the total project budget for Admiral Road Sanitary Sewer Replacement (Project A1804) be increased by \$599,100, for a revised project budget of \$2,572,797 as follows:

Financing	Approved Project Budget \$	Proposed Reallocation from M2103 \$	Proposed Reallocation from M2199 \$	Revised Project Budget \$
User Revenue (Sanitary Sewer)	1,026,000	200,000	\$399,100	1,625,100
User Revenue (Water Supply)	947,697	0	0	947,697
Total Financing	1,973,697	200,000	\$399,100	2,572,797

8. Approval of Additional Unbudgeted Capital Works and Financing to be Incorporated into a Servicing Agreement with the Kedron East Landowners Group Inc. (Kedron East), Including Cost Sharing in Accordance with the Region Share Policy, for the Extension and Oversizing of a Trunk Sanitary Sewer, Watermains and Regional Storm Sewers on Harmony Road (Regional Road 33), in the City of Oshawa (2021-W-25)
[CARRIED]

- A) That additional unbudgeted capital works and financing estimated at \$6.78 million for the trunk sanitary sewer, watermains and Regional storm sewers in the Kedron Secondary Plan, in the City of Oshawa, be approved;
- B) That financing for the total additional unbudgeted capital works, estimated at \$6.78 million, be provided from the following sources:

Developer's Additional Share – Sanitary Sewer

Kedron East Landowners Group Inc. (Kedron East) 1,164,100

Total Additional Developer's Share: 1,164,100

Regional Additional Costs – Sanitary Sewer

Reallocation of 2021 Sanitary Sewerage System Capital Budget Item 24,
Project D2103, Thickson Rd. Sub-trunk sanitary sewer from Glengowan St.
to Conlin Rd., Whitby (Region's share only)

Residential Development Charge Reserve Fund	\$2,453,850
Commercial Development Charge Reserve Fund	152,950
User Rate	<u>718,200</u>
	<u>\$3,325,000</u>

Reallocation of 2021 Sanitary Sewerage System Capital Budget Item 98,
Project M2110, Allowance for Regional share for works in conjunction with
residential development

Residential Development Charge Reserve Fund	\$201,300
Commercial Development Charge Reserve Fund	12,500
User Rate	<u>58,900</u>
	<u>\$272,700</u>

Total Additional Regional Share – Sanitary Sewer **\$3,597,700**

Developer's Additional Share - Watermains

Kedron East Landowners Group Inc. (Kedron East)	<u>\$613,300</u>
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Total Additional Developer's Share: \$613,300

Regional Additional Costs – Watermains

Reallocation of 2021 Water Supply System Capital Budget Item 122, Project
M2110, Allowance for Regional share for works in conjunction with
residential subdivision development

Residential Development Charge Reserve Fund	\$755,407
Commercial Development Charge Reserve Fund	21,293
User Rate	<u>98,727</u>
	<u>\$875,427</u>

2021 Water Supply System Capital Budget Item 124, Project M2114, Well
Interference Works

Residential Development Charge Reserve Fund	<u>\$92,473</u>
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Total Additional Regional Share – Watermains **\$967,900**

Developer's Additional Share – Storm Sewer

Kedron East Landowners Group Inc. (Kedron East)	<u>\$392,400</u>
<u>Total Additional Developer's Share:</u>	<u>\$392,400</u>

Regional Costs – Regional Storm Sewer

Reallocation of 2021 Regional Roads Capital Budget Item 129, Project
M2130 Contingencies-Development Related:

Residential Development Charge Reserve Fund	31,150
Commercial Development Charge Reserve Fund	3,560
Industrial Development Charge Reserve Fund	8,900
Roads Capital Reserve – Special Growth Levy	<u>890</u>

Total Additional Regional Share – Regional Storm Sewer **44,500**

Total Additional Regional Share **4,610,100**

Total Additional Developer's Share **2,169,800**

Total Project Additional Financing **6,779,900**

9. Shared Service Connection Replacement Policy including Disconnection of Existing Common Water and Sanitary Sewer Service Connections on James Street and Centre Street South in the Town of Whitby (2021-W-26)
[CARRIED AS AMENDED] [SEE MOTIONS (164) AND (165) ON PAGES 15 AND 16]
- A) That the Shared Service Connection Replacement Policy included with Report #2021-W-26 of the Commissioner of Works be adopted;
 - B) That staff be authorized to negotiate with the property owners of 301, 303, 305 and 307 James Street and 1010 Centre Street South, in the Town of Whitby to facilitate the disconnection of existing common water and sanitary sewer connections and reconnection of those properties in a coordinated manner;
 - C) **That the Regional Municipality of Durham's Water Supply System By-Law #89-2003 and Sanitary Sewerage System By-Law #90-2003 be modified to:**
 - i) **offer a residential connection incentive to property owners with existing common shared services in an amount to be determined based on the complexity and costs associated with each situation;**

ii) waive the new service connection cost associated with work in the right of way; and

iii) increase the period of time to reconnect from thirty days to six months;

D) That the chart below be approved as the estimated cost allocations for the specified properties with costs to be covered through applicable water and sanitary sewer user rates:

(REVISED – Section 5.2 of Report #2021-W-26)

Address	Private Property Estimated Construction Cost	Residential Incentive after Abandonment of Shared Service	Total Estimated Cost to Property Owner (incentive applied)
301 James Street	\$15,600	\$10,000	\$5,600
303 James Street	\$19,300	\$10,000	\$9,300
305 James Street	\$19,500	\$10,000	\$9,500
307 James Street	\$20,000	\$10,000	\$10,000
1010 Centre Street South	\$14,800	\$10,000	\$4,800
Total Rounded	\$89,200	\$50,000	\$39,200

E) That a copy of Report #2021-W-26 of the Commissioner of Works be forwarded to the Town of Whitby and the property owners of 301, 303, 305 and 307 James Street and 1010 Centre Street South, in the Town of Whitby, for information.

10. Request from Hamilton Oshawa Port Authority for the Assumption of Ownership of Farewell Street (Regional Road 56) south of Harbour Road, City of Oshawa (2021-W-27)

[CARRIED]

A) That Regional staff be authorized to examine the request from Hamilton Oshawa Port Authority for the assumption of ownership of Farewell Street (Regional Road 56) south of Harbour Road in the City of Oshawa, and report back with a recommendation and/or next steps;

- B) That the examination of this request be based on due diligence consideration of the land use, legal and financial impacts associated with the transaction;
- C) That a copy of Report #2021-W-27 of the Commissioner of Works be circulated to the City of Oshawa with a request for comments by September 30, 2021; and
- D) That a copy of Report #2021-W-27 of the Commissioner of Works be provided to the Hamilton Oshawa Port Authority for information.

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(173) That the recommendations contained in Items 2 and 4 to 7 of Report #6 of the Works Committee be adopted.

CARRIED

The recommendations contained in Item 3 of Report #6 of the Works Committee were considered earlier in the meeting and CARRIED ON A RECORDED VOTE. [See Item 7.1 under Reports related to Delegations/Presentations on pages 12 to 14.]

The recommendations contained in Item 9 of Report #6 of the Works Committee were considered earlier in the meeting and CARRIED AS AMENDED. [See Item 7.2 under Reports related to Delegations/Presentations on pages 14 to 16.]

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(174) That the recommendations contained in Item 1 of Report #6 of the Works Committee be adopted.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Ashe
Councillor Barton
Councillor Carter
Councillor Chapman
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Grant
Councillor Highet
Councillor Kerr
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell

No

Councillor Anderson
Councillor Crawford
Councillor Nicholson

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

Members Absent: Councillor Collier

Declarations of Interest: None

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(175) That the recommendations contained in Item 8 of Report #6 of the Works Committee be adopted.

CARRIED

Moved by Councillor Mitchell, Seconded by Councillor Marimpietri,
(176) That the recommendations contained in Item 10 of Report #6 of the Works Committee be adopted.

CARRIED

Moved by Councillor Marimpietri, Seconded by Councillor Drew,
(177) That Council recess for 15 minutes.

Council recessed at 3:54 PM and reconvened at 4:11 PM

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

9.5 Report of the Committee of the Whole

1. Durham Region Community Safety and Well-Being Plan (CSWP) - Interim Submission (2021-COW-11)

[CARRIED]

- A) That Report #2021-COW-11 of the Commissioners of Social Services and Planning and Economic Development be submitted to the Solicitor General of Ontario as the Region's interim submission on the Community Safety and Well-Being Plan in fulfilment of the July 1, 2021 deadline; and
- B) That a copy of Report #2021-COW-11 be sent to Durham MPPs, Area Municipalities, Durham Regional Police Service, and the CSWP Steering Committee.

2. Durham Scarborough Bus Rapid Transit Study (2021-COW-12)
[CARRIED ON A RECORDED VOTE]

- A) That the design as illustrated in Attachment #1 to Report #2021-COW-12 of the Commissioner of Works and General Manager of Durham Region Transit be endorsed as the Preferred Technical Option for Metrolinx to advance the Transit Project Assessment Process (TPAP) for the Durham Scarborough Bus Rapid Transit Study, and that Metrolinx continue to work with:
- i) the City of Oshawa, to explore further opportunities to mitigate the loss of on-street parking through the downtown;
 - ii) the Region and Town of Whitby, to explore possible further refinements through the downtown to reduce potential traffic infiltration and improve transit priority including the evaluation of alternative transit stop locations;
 - iii) the Region, City of Pickering, Town of Ajax, Town of Whitby and the City of Oshawa, to refine the various design features through the Transit Project Assessment Process and Detailed Design stages to address outstanding area specific concerns;
- B) That a copy of Report #2021-COW-12 be circulated to the City of Pickering, Town of Ajax, Town of Whitby, City of Oshawa and Metrolinx; and
- C) That the Region and the Town of Ajax explore the possibility of further refinements through Pickering Village to reduce potential traffic infiltration and to improve transit priority by including the evaluation of a 6-lane solution through Rotherglen Road to Church Street.

3. National Disaster Mitigation Program (NDMP) Intake 6 – Developing Flood Risk Assessment Outputs and Improving Capacity Across Durham Region (2021-COW-13)
[CARRIED]

- A) That the proposed 2021-2022 Phase 1 workplan for the Durham Region Flood Risk Management Strategy be endorsed; and
- B) That the Regional Chair and Regional Clerk be authorized to sign any required documentation, including the transfer payment agreement, for the National Disaster Mitigation Program (NDMP) Intake 6, in a form satisfactory to Legal Services and Financial Services.

4. Organics Management Solution Update – Request for Prequalification and Initiation of Request for Proposal Process (2021-COW-14)
[CARRIED ON A RECORDED VOTE]

- A) That Regional Council approve the top three qualified respondents that have passed the evaluation criteria for RFPQ-1062-2020 for Mixed Waste Pre-sort and Wet Anaerobic Digestion Processing Facility;
 - B) That Works, Corporate Services and Finance staff be authorized to proceed with the issuance of the Negotiated Request for Proposal for the Mixed Waste Pre-sort and Anaerobic Digestion Facility to the top three qualified respondents; and
 - C) That an Honorarium of \$200,000 each be paid to the pre-qualified final compliant unsuccessful respondents for a total of \$400,000 and be funded from the waste management reserve fund.
5. Standardization and Sole Source Acquisition of Building Systems and Equipment for the Durham Regional Police Service Complex, Phase 2, in the Municipality of Clarington and Authorization Issue Debenture Financing to Facilitate the Award of Tender T-1149-2021 During the Summer Recess of Regional Council
(2021-COW-15)
-
- [CARRIED ON A RECORDED VOTE]
- A) That the supply and delivery of building system components and equipment required for the Clarington Police Complex, Phase 2, be included in the tender specification as sole source to match systems installed as part of the Clarington Police Complex, Phase 1 as follows:
 - i) Cesmic Group Limited for the supply and installation of American Power Conversion brand uninterruptable power supplies, data racks and associated equipment at an estimated cost of \$330,000*;
 - ii) Johnson Controls Canada LP for the supply and installation of the Genetec Security Centre CCTV at an estimated cost of \$588,000* and the supply and installation of the Software House C-Cure 9000 Access Control System at an estimated cost of \$1,295,000*;
 - iii) HTS Engineering for the supply and installation of the Alerton Compass Building Automation System at an estimated cost of \$712,400*;
 - iv) Interface Nora resilient flooring at an estimated cost of \$275,000*;
 - v) Interface Floor carpet tile at an estimated cost of \$140,000*;
 - B) That staff be authorized to negotiate sole source agreements for the supply and delivery of building system components and equipment required for the Clarington Police Complex, Phase 2, to match systems installed as part of the Clarington Police Complex, Phase 1, as follows:

- i) Combat Networks for the provision of Avaya Aura Private Branch Exchange telephone equipment at an estimated cost of \$310,000*;
 - ii) Dell Canada Inc. for the supply of servers and storage area networks at an estimated cost of \$180,000*;
 - iii) Spectrodata for the provision of audio-visual equipment estimated at \$100,000*;
 - iv) Tennant floor scrubbing equipment at an estimated cost of \$175,000*;
 - v) Network switches and routers manufactured by CISCO Systems Incorporated at an estimated cost of \$250,000*;
 - C) That the Commissioner of Finance be authorized to execute any agreements related to the sole sourcing of building systems and equipment; and
 - D) That the Regional Chair and Commissioner of Finance/Treasurer be authorized to issue debentures to a maximum of \$63,867,300 over a term not to exceed twenty (20) years for the financing of this project including land purchases, architectural/project management services, and construction.
(*) including all fees and before applicable taxes
6. At Home in Durham, the Durham Housing Plan 2014-2024 Annual Report (2021-COW-16)
[CARRIED]
- A) That Report #2021-COW-16 of the Commissioners of Finance, Social Services and Planning and Economic Development be received for information as the legislatively required annual report on the progress of At Home in Durham, the Durham Housing Plan 2014-2024; and
 - B) That a copy of Report #2021-COW-16 be forwarded to the Ministry of Municipal Affairs and Housing (MMAH).
7. Next Steps for the Development of a Long-Term Care Home in Seaton, in the City of Pickering (2021-COW-17)
[CARRIED]
- A) That Staff advance the preliminary work outlined in Report #2021-COW-17 of the Commissioners of Finance, Works and Social Services to inform the full business case related to the Seaton Long-Term Care Home in the City of Pickering at an estimated cost of \$280,000* with financing to be provided at the discretion of the Commissioner of Finance; and

- B) That the Commissioner of Finance be authorized to execute any necessary agreements.
8. Update on Regional Broadband Program; Authority to Accept Improving Connectivity for Ontario (ICON) or Universal Broadband Fund (UBF) Grant Awards; and Authority to Make Project Commitments During Summer Recess (2021-COW-18)
[CARRIED]
- A) That Regional Council approves an initial financial commitment necessary to accept the grant to an upset limit of \$3 million, not to be exceeded without further authorization of Council;
- B) That the initial Regional contribution of up to \$3 million be funded at the discretion of the Commissioner of Finance;
- C) That the Regional Chair and Clerk be authorized to take the necessary steps to accept the ICON 1 grant with the Commissioners of Finance authorized to execute any other related agreements;
- D) That staff be directed to enter into a Memorandum of Understanding with Oshawa Public Utilities Commission if and as required as part of the ICON grant approval on such terms and conditions as are satisfactory to the CAO and the Regional Solicitor, and the CAO is directed to execute such documents as may be required; and
- E) That staff report back in September with a project status update.
9. Provincial Review of the Municipal Code of Conduct (2021-COW-19)
[CARRIED]
- A) That Council endorse the recommendations put forward by the Association of Municipalities of Ontario (AMO) with respect to Options for Enforcing Compliance by Council Members with Municipal Codes of Conduct;
- B) That a letter be submitted to the Ministry of Municipal Affairs and Housing to request that the results of the consultation on strengthening municipal codes of conduct be released publicly; and
- C) That a copy of Report #2021-COW-19 of the Chief Administrative Officer be sent to the Minister of Municipal Affairs and Housing, Associate Minister of Children and Women's Issues, and Durham MPPs.
10. Oral Health Clinic Relocation and Expansion to Meet the Needs of the Ontario Seniors Dental Care Program – Updated Project Approval (2021-COW-20)
[CARRIED]

- A) That the tender T-1032-2021 Relocation of the Oral Health Clinic to 200 John St. W., Oshawa be awarded to Gay Company Limited, the lowest compliant bidder, at an amount not to exceed \$1,955,675 plus HST;
- B) That the project budget for the Oral Health Clinic Relocation and Expansion for the Ontario Seniors Dental Care Program be increased by \$0.5 million from \$2.4 million to \$2.9 million to address updated project costs, with the increase in financing to be provided at the discretion of the Commissioner of Finance; and
- C) That the Commissioner of Finance be authorized to execute any documents related to the recommendations contained within Report 2021-COW-20.

Moved by Councillor Lee, Seconded by Councillor Leahy,

- (178) That the recommendations contained in Items 1, 3 and 6 to 10 of Report #5 of the Committee of the Whole be adopted.

CARRIED

Moved by Councillor Lee, Seconded by Councillor Leahy,

- (179) That the recommendations contained in Item 2 of Report #5 of the Committee of the Whole be adopted.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

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 John Neal
Councillor Pickles
Councillor Ryan

No

Councillor Mulcahy
Councillor Joe Neal
Councillor Nicholson
Councillor Roy

Councillor Smith
Councillor Wotten
Councillor Yamada
Regional Chair Henry

Members Absent: None

Declarations of Interest: None

Moved by Councillor Lee, Seconded by Councillor Leahy,
(180) That the recommendations contained in Item 4 of Report #5 of the
Committee of the Whole be adopted.

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

Moved by Councillor Joe Neal, Seconded by Councillor Foster,
(181) That the order of the Agenda be altered to consider Item 10.2 under
Notice of Motions next.

CARRIED

10. Notice of Motions

10.2 Anaerobic Digestion – Reconsideration and Solicitation of Bids
[PART A) DEFEATED ON A RECORDED VOTE, PART B) NOT
CONSIDERED DUE TO DEFEAT OF PART A)]

Moved by Councillor Joe Neal, Seconded by Councillor Anderson,
(182) A) That Recommendation C) of Report #2019-COW-17 be
reconsidered; and

B) That staff solicit bids at the same time as the RFP process is
underway for third party merchant capacity to satisfy the
Region's anaerobic digestion requirements, and to report
back to Council prior to or at the same time as the
consideration of the final Design, Build, Operate and
Maintain (DBOM) business case or contract award.

PART A) DEFEATED ON A RECORDED
VOTE

PART B) NOT CONSIDERED

Part A) of the main motion (182) of Councillors Joe Neal and Anderson
was put to a vote and DEFEATED ON THE FOLLOWING RECORDED
VOTE:

Yes
Councillor Anderson

No
Councillor Ashe

Councillor Collier
Councillor Foster
Councillor Joe Neal
Councillor Nicholson

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

Members Absent: None

Declarations of Interest: Councillor Marimpietri

Part B) of the main motion (182) of Councillors Joe Neal and Anderson was ruled out of order and not considered due to Part A) of the motion to reconsider the matter being DEFEATED.

The main motion (180) of Councillors Lee and Leahy to adopt the recommendations contained in Item 4 of Report #5 of the Committee of the Whole was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Ashe
Councillor Barton
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Grant

No

Councillor Anderson
Councillor Foster
Councillor John Neal
Councillor Joe Neal
Councillor Nicholson
Councillor Wotten

Councillor Highet
Councillor Leahy
Councillor Lee
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Yamada
Regional Chair Henry

Members Absent: Councillor Kerr

Declarations of Interest: Councillor Marimpietri

Moved by Councillor Lee, Seconded by Councillor Leahy,
(183) That the recommendations contained in Item 5 of Report #5 of the
Committee of the Whole be adopted.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Ashe
Councillor Barton
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Crawford
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Grant
Councillor Highet
Councillor Leahy
Councillor Lee
Councillor Marimpietri
Councillor McLean
Councillor Mitchell
Councillor Mulcahy
Councillor Nicholson
Councillor Pickles
Councillor Roy
Councillor Ryan
Councillor Smith

No

Councillor Anderson
Councillor John Neal
Councillor Joe Neal

Councillor Wotten
Regional Chair Henry

Members Absent: Councillor Kerr
Councillor Yamada

Declarations of Interest: None

10. Notice of Motions

10.1 Amending the Signage of Landmark Facilities

[REFERRED TO STAFF] [SEE MOTION (186) ON PAGE 43]

Moved by Councillor Nicholson, Seconded by Councillor Marimpietri,
(184) Whereas at each Council meeting, the Region of Durham recognizes that our Region is located on the traditional lands of the Mississaugas of Scugog Island First Nation;

And whereas it is important to provide other opportunities to recognize this heritage of our community;

And whereas the Region of Durham has many landmark facilities, such as Regional Headquarters, depots, etc.;

And whereas given the recent events regarding the deaths of children in the residential school system requires more than a simple statement at a Council meeting or press commentary;

Now therefore be it resolved that in recognition of Durham's shared heritage with the Mississaugas of Scugog Island First Nation, that staff investigate the feasibility of the Region, wherein possible, amending the signage of landmark facilities by including in addition to the name of the facility and locations in English, a parallel name in "Anishinaabemowin" the heritage language of a local First Nation.

REFERRED TO STAFF
LATER IN THE MEETING
(See Following Motions)

Moved by Councillor Grant, Seconded by Councillor Smith,
(185) That the main motion (184) of Councillors Nicholson and Marimpietri be amended by adding the words "and Chippewas of Georgina Island First Nations" after the words "Scugog Island".

REFERRED TO STAFF
(See Following Motion)

Moved by Councillor Joe Neal, Seconded by Councillor Smith,

- (186) That the main motion (184) of Councillors Nicholson and Marimpietri, and the amending motion (185) of Councillors Grant and Smith, be referred to staff for direct consultation with the First Nations.

CARRIED

10.2 Anaerobic Digestion – Reconsideration and Solicitation of Bids
[PART A) DEFEATED EARLIER IN THE MEETING] [PART B) NOT
CONSIDERED] [SEE ITEM 10.2 ON PAGES 39 TO 42]

- A) That Recommendation C) of Report #2019-COW-17 be reconsidered; and
- B) That staff solicit bids at the same time as the RFP process is underway for third party merchant capacity to satisfy the Region's anaerobic digestion requirements, and to report back to Council prior to or at the same time as the consideration of the final Design, Build, Operate and Maintain (DBOM) business case or contract award.

11. Unfinished Business

There was no unfinished business to be considered.

12. Other Business

12.1 2021 Durham Regional Local Housing Corporation Annual Shareholder Meeting
[CARRIED]

Moved by Councillor Chapman, Seconded by Councillor Pickles,

- (187) It is recommended that, pursuant to the Ontario Business Corporations Act, RSO 1990 (the "OBCA"), the Council of the Regional Municipality of Durham, in its capacity as the sole shareholder of the Durham Regional Local Housing Corporation (the "Corporation"), resolve that:
- A) The financial statements of the Corporation which comprise the Statement of Financial Position as at December 31, 2020, and the Statements of Operations and Accumulated Surplus, Change in Net Financial Assets and Cash Flows for the year ended December 31, 2020, and the independent auditor's report thereon, all as submitted to the shareholder by the board of directors, be received;
- B) The shareholder hereby waives its right to receive general or special notice of an annual meeting of the shareholder of the Corporation;
- C) The shareholder hereby waives its right to receive an advance copy of the corporation's 2020 financial statements and independent auditor's report;

- D) All by-laws, resolutions, contracts, acts and proceedings of the board of directors of the Corporation enacted, passed, made, done or taken since the last annual meeting of shareholder of the Corporation as set forth or referred to in the minutes of the meetings and resolutions of the board of directors in the minute and record book of the Corporation or in the financial statements of the Corporation are hereby approved, ratified and confirmed; and
- E) The Regional Chair and Clerk be authorized to sign the shareholder's resolution evidencing the approval of the aforementioned matters.

13. Announcements

There were no announcements made.

14. By-laws

20-2021 Being a by-law to establish a tariff of fees for the processing of applications made in respect of planning matters.

This by-law implements the recommendations contained in Item #2 of the 5th Report of the Planning & Economic Development Committee presented to Regional Council on June 23, 2021

21-2021 Being a by-law to amend Residential and Non-residential Development Charges By-law No. 28-2018.

This by-law implements the recommendations contained in Item #5 of the 6th Report of the Finance & Administration Committee presented to Regional Council on June 23, 2021

22-2021 Being a by-law to Regional Transit Development Charges By-law No. 81-2017.

This by-law implements the recommendations contained in Item #6 of the 6th Report of the Finance & Administration Committee presented to Regional Council on June 23, 2021

23-2021 Being a by-law to amend GO Transit Development Charges By-law No. 86-2001.

This by-law implements the recommendations contained in Item #7 of the 6th Report of the Finance & Administration Committee presented to Regional Council on June 23, 2021

Moved by Councillor Ashe, Seconded by Councillor Lee,
(188) That By-law Numbers 20-2021 to 23-2021 inclusive be passed.
CARRIED

15. Confirming By-law

24-2021 Being a by-law to confirm the proceedings of Regional Council at
their meeting held on June 23, 2021.

Moved by Councillor Ashe, Seconded by Councillor Lee,
(189) That By-law Number 24-2021 being a by-law to confirm the proceedings
of the Council of the Regional Municipality of Durham at their meeting
held on June 23, 2021 be passed.
CARRIED

16. Adjournment

Moved by Councillor Ashe, Seconded by Councillor John Neal,
(190) That the meeting be adjourned.
CARRIED

The meeting adjourned at 5:32 PM

Respectfully submitted,

John Henry, Regional Chair & CEO

Ralph Walton, Regional Clerk

The Regional Municipality of Durham

MINUTES

COMMITTEE OF THE WHOLE

Wednesday, September 15, 2021

A regular meeting of the Committee of the Whole was held on Wednesday, September 15, 2021 in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:30 AM

Regional Chair Henry assumed the Chair.

1. Roll Call

Present: 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 Marimpietri
Councillor McLean
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

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

All members of Committee were present with the exception of Councillors Lee and Mitchell.

Councillor Lee attended the meeting at 10:13 AM

Staff

Present: E. Baxter-Trahair, D. Beaton*, B. Bridgeman*, S. Danos-Papaconstantinou*, J. Demanuele*, S. Glover, J. Hunt*, R. Inacio, A. Robins*, S. Siopis*, N. Taylor*, N. Prasad, and R. Walton
*denotes staff participating electronically

2. Declarations of Interest

Councillor Marimpietri made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item 7. B) Report #2021-COW-22: Application for Mixed Waste Pre-sort and Anaerobic Digestion Facility Project Capital Funding through the Federal Government's Clean Fuels Fund 2021 Call for Proposals. He indicated that he has family members who own property and reside within an area potentially affected by the applications.

Councillor Joe Neal made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item 6. A) Correspondence from the Downtown Oshawa Business Alliance dated August 18, 2021, re: Property Value Protection and Loss of Rental Income Program. He indicated that he owns property in the City of Oshawa.

Councillor John Neal made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item 6. A) Correspondence from the Downtown Oshawa Business Alliance dated August 18, 2021, re: Property Value Protection and Loss of Rental Income Program. He indicated that a relative owns property in the City of Oshawa.

3. Statutory Public Meetings

There were no statutory public meetings

4. Delegations

There were no delegations to be heard

5. Presentations

There were no presentations

6. Correspondence

- A) Correspondence from the Downtown Oshawa Business Alliance dated August 18, 2021, re: Property Value Protection and Loss of Rental Income Program

Moved by Councillor Carter, Seconded by Councillor McLean,
(40) That the correspondence from the Downtown Oshawa Business Alliance dated August 18, 2021 regarding a Property Value Protection and Loss on Rental Income Program be referred to staff for a report.

CARRIED

7. Reports

- A) Request for Funding from Kawartha Conservation for the Acquisition of Land within the Durham East Cross Forest in the Township of Scugog (2021-COW-21)

Report #2021-COW-21 from N. Taylor, Commissioner of Finance and B. Bridgeman, Commissioner of Planning and Economic Development, was received.

Moved by Councillor Smith, Seconded by Councillor Anderson,
(41) That we recommend to Council:

- A) That the request for funding from Kawartha Conservation in the amount of \$10,840, representing 40 per cent of the eligible acquisition costs of approximately two hectares (five acres) of land within Durham East Cross Forest in the Township of Scugog, be approved and financed from the Region's Land Conservation and Protection Reserve Fund; and
- B) That the Commissioner of Finance be authorized to adjust the total payment amount to Kawartha Conservation pending a review of the eligibility of final costs incurred pursuant to the Region's Land Acquisition Funding Policy.

CARRIED

- B) Application for Mixed Waste Pre-sort and Anaerobic Digestion Facility Project Capital Funding through the Federal Government's Clean Fuels Fund 2021 Call for Proposals (2021-COW-22)

Report #2021-COW-22 from S. Siopis, Commissioner of Works, D. Beaton, Commissioner of Corporate Services and N. Taylor, Commissioner of Finance, was received.

Staff was requested to connect with staff at the City of Clarington to address concerns.

Moved by Councillor Ryan, Seconded by Councillor Barton,
(42) That we recommend to Council:

- A) That Regional staff be authorized to proceed with work necessary to meet the requirements of the Federal Government's Clean Fuels Fund (CFF) 2021 Call for Proposals and submit an application for the Mixed Waste Pre-sort and Anaerobic Digestion Facility (AD Project) under the funding program, including minor scope of work amendments to existing consulting agreements where necessary to be funded from approved capital project funds;
- B) That the Commissioners of Works, Corporate Services and Finance be authorized to negotiate a Contribution Agreement should the federal application authorized under Recommendation A) of Report #2021-COW-22 be successful;
- C) That the Commissioner of Finance and Treasurer be authorized to execute the Contribution Agreement and any other necessary agreements or documents, in a form satisfactory to the Regional Solicitor, to receive CFF funding to be applied to total capital costs for the AD Project, as part of and subject to, financing approvals received from Regional Council once a preferred Respondent is selected under the pending Negotiated Request for Proposals (NRFP #1080-2021); and
- D) That the by-law, in the form included as Attachment #1 to Report #2021-COW-22, be passed.

CARRIED

8. Confidential Matters

- A) Confidential Report of the Commissioners of Planning & Economic Development, Works and Finance – closed matter subject to Sections 239(2)(h), (i) and (k) of the Municipal Act as it relates to open meeting provisions, regarding a Regional Broadband Program; Grant Application Status Update (2021-COW-23)

Confidential Report #2021-COW-23 from B. Bridgeman, Commissioner of Planning and Economic Development, S. Siopis, Commissioner of Works, N. Taylor, Commissioner of Finance, and J. Hunt, Regional Solicitor, was received.

Moved by Councillor Ryan, Seconded by Councillor McLean,

- (43) That Confidential Report #2021-COW-23 of the Commissioners of Planning and Economic Development, Works, Finance and the Regional Solicitor, be received for information.

CARRIED

- B) Confidential Report of the Commissioners of Works and Finance – Proposed or Pending Acquisition or Disposition of Land for Regional Corporation Purposes as it relates to the Acquisition of Property, in the City of Oshawa (2021-COW-24)

Confidential Report #2021-COW-24 from S. Siopis, Commissioner of Works, and N. Taylor, Commissioner of Finance, was received.

Moved by Councillor Chapman, Seconded by Councillor Pickles,
(44) That we recommend to Council:

That the recommendations contained in Confidential Report #2021-COW-24 of the Commissioners of Works and Finance be adopted.

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

Moved by Councillor Nicholson, Seconded by Councillor Joe Neal,
(45) That the meeting be closed to the public in order to consider closed matters subject to proposed or pending acquisition or disposition of land for regional corporation purposes as it relates to the acquisition of property, in the City of Oshawa.

CARRIED

The Committee recessed at 9:43 AM and reconvened at 9:48 AM

The Regional Clerk conducted a roll call following the recess and all members of Committee were present with the exception of Councillors Lee and Mitchell.

[Refer to the Closed Committee of the Whole Minutes of September 15, 2021]

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

Councillor Joe Neal requested that the Committee return to a closed session to discuss direction to staff as it relates to Confidential Report 2021-COW-24.

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(46) That the meeting be closed to the public in order to consider closed matters subject to proposed or pending acquisition or disposition of land for regional corporation purposes as it relates to the acquisition of property, in the City of Oshawa.

CARRIED ON THE FOLLOWING RECORDED
VOTE:

Yes
Councillor Anderson
Councillor Crawford

No
Councillor Ashe
Councillor Barton

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

Members Absent: Councillor Mitchell

Declarations of Interest: None

The Committee recessed at 10:06 AM and reconvened at 10:16 AM

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

[Refer to the Closed Committee of the Whole Minutes of September 15, 2021]

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

The main motion (44) of Councillors Chapman and Pickles was then put to a vote and CARRIED ON THE FOLLOWING RECORDED VOTE:

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

Councillor Marimpietri
Councillor McLean
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 Mitchell

Declarations of Interest: None

- C) Confidential Report of the Commissioners of Works, Finance, Social Services and Planning & Economic Development – Proposed or Pending Acquisition or Disposition of Land for Regional Corporation Purposes from Habitat for Humanity to Durham Region Non-Profit Housing Corporation as part of the Rapid Housing Initiative in the City of Oshawa (2021-COW-25)
-

Confidential Report #2021-COW-25 from S. Siopis, Commissioner of Works, N. Taylor, Commissioner of Finance, S. Danos-Papaconstantinou, Commissioner of Social Services and B. Bridgeman, Commissioner of Planning and Economic Development, was received.

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

That the recommendations contained in Confidential Report #2021-COW-25 of the Commissioners of Works, Finance, Social Services, and Planning and Economic Development be adopted.

CARRIED

9. Other Business

There was no other business to be considered.

10. Adjournment

Moved by Councillor John Neal, Seconded by Councillor Foster,
(48) That the meeting be adjourned.

CARRIED

The meeting adjourned at 10:50 AM

Respectfully submitted,

John Henry, Regional Chair

Committee Clerk

Communications

September 29, 2021

- CC 19 Correspondence from Monika Turner, Director of Policy, Association of Municipalities Ontario writing to AMO Board of Directors regarding Municipal Support for Truth and Reconciliation (Our File: A01)
-

Recommendation: Motion to endorse

(See attached correspondence on pages 58-59)

- CC 20 Correspondence from Becky Jamieson, Director of Corporate Services/Municipal Clerk, Township of Scugog writing to the Regional Clerk/Director of Legislative Services regarding Council Appointment to Kawartha Conservation Authority (Our File: C12)
-

Recommendation: Motion to appoint

(See attached correspondence on page 60)

To: AMO Board of Directors
From: Monika Turner, Director of Policy
Date: August 14, 2021
Subject: **Municipal Support for Truth and Reconciliation**

ISSUE:

AMO members have been asking how municipal governments leaders and staff can be more supportive and be part of the healing, learning, and restoration needed to support reconciliation with our Indigenous friends, neighbours, and communities. Municipal leaders are being looked to in order to set the tone and be part of the constructive societal change that is needed and expected.

RECOMMENDATION:

That the AMO Board receive and approve the two draft resource papers attached, which were received and reviewed by the Indigenous Relations Task Force on July 15th, 2021

- 1) The first resource paper provides an overview of the Truth and Reconciliation Commission's (TRC's) Calls to Action that municipalities can address.

The second resource paper provides ideas and options for what municipal leaders/councils can do to better support and engage their Indigenous residents and neighbours at this time.

After AMO Board approval and after the conference, an AMO policy update and resources could be sent out to members and posted on the AMO website.

- 2) That the AMO Board encourage its members to recognize September 30th as National Orange Shirt Day with the adoption of the following resolution:

WHEREAS the Truth and Reconciliation Commission released its final report on June 2, 2015, which included 94 Calls to Action to redress the legacy of residential schools and advance the process of Canadian reconciliation;

AND WHEREAS the recent discoveries of remains and unmarked graves across Canada have led to increased calls for all levels of government to address the recommendations in the TRC's Calls to Action;

AND WHEREAS all Canadians and all orders of government have a role to play in reconciliation;

AND WHEREAS Recommendation #80 of the Truth and Reconciliation Commission called upon the federal government, in collaboration with Aboriginal peoples, to establish, as a statutory holiday, a National Day for Truth and Reconciliation to ensure that public commemoration of the history and legacy of residential schools remains a vital component of the reconciliation process;

AND WHEREAS the Federal Government has announced September 30th, 2021 as the first National Orange Shirt Day and a statutory holiday;

THEREFORE, BE IT RESOLVED THAT the Council of the [municipality] of [placename] does hereby commit to recognizing September 30th, 2021, as the National Day for Truth and Reconciliation (National Orange Shirt Day) by sharing the stories of residential school survivors, their families, and communities.

BACKGROUND:

Recent discoveries of remains and unmarked graves across Western Canada has led to increased calls for all levels of government to immediately address the recommendations in the Truth and Reconciliation Commission's (TRC) Calls to Action.

All Canadians and all orders of government have a role to play in reconciliation. The TRC's 94 Calls to Action are addressed primarily to the federal, provincial, and territorial governments but also to municipal governments, the corporate sector, and the broader Canadian society. They cover a wide range of government responsibilities, including child welfare, education, language and culture, health, justice, commemoration, museums and archives, training for public servants, and a few specific initiatives related to reconciliation.

These AMO resource papers are meant to be organic and to be revised/updated when appropriate and more municipal resource materials are available.

Prepared by: Lianne Sauter, Policy Advisor
Approved by: Monika Turner, Director of Policy



September 17, 2021

Mr. Ralph Walton
Regional Clerk/Director of Legislative Services
Region of Durham
Sent via email: clerks@durham.ca

Re: Council Appointment to Kawartha Conservation Authority

Dear Mr. Walton:

The purpose of this letter is to advise that at the last special meeting of the Council of the Township of Scugog held on September 13, 2021, Council adopted a resolution that Councillor Robert Rock be appointed as the Township's representative to the Kawartha Conservation Authority, replacing Councillor Angus Ross, for the remainder of the 2018-2022 term of Council.

Should you require anything further in this regard, please do not hesitate to advise.

Yours truly,

A handwritten signature in black ink that reads 'Becky Jamieson'.

Becky Jamieson
Director of Corporate Services/Municipal Clerk

cc: Mark Majchrowski, CAO, Kawartha Conservation Authority
Councillor Rock

Report #7 of the Finance & Administration Committee

For consideration by Regional Council

September 29, 2021

The Finance & Administration Committee recommends approval of the following:

1. Charles H. Best Diabetes Centre Community Investment Grant Request
(2021-F-21)

 - A) That a Community Investment Grant of \$340,125, representing 7.5 per cent of the \$4.535 million eligible capital budget, be approved, in principle, to Charles H. Best Diabetes Centre (Best Centre) for the capital expansion of their current facility in order to provide the necessary community support needed for the project to obtain grant funding from senior levels of government;
 - B) That the final approval, along with any disbursements of funds, be subject to the submission of final capital construction cost estimates and be conditional on both the proposed project remaining as detailed in their submission to the Region and the project receiving sufficient funding from other sources that will allow for project completion;
 - C) That, subject to the satisfaction of approval conditions, a funding agreement be established between the Region of Durham and the Best Centre outlining the following terms and condition of payment:
 - Milestones to be achieved over the term of the agreement
 - Amount and timing of payment after milestone completion
 - Annual project reporting
 - Recognition of funding from the Region of Durham; and
 - D) That the Regional Chair and Regional Clerk be authorized to execute the funding agreement.
2. 2022 Reginal Business Plans and Property Tax Supported Budget Guideline
(2021-F-20)

 - A) That the following detailed direction and guidelines for the 2022 Business Plans and Budgets for the Durham Regional Police Services Board, Conservation Authorities, Regional Operations and other Outside Agencies be approved:
 - i. The 2022 Property Tax Guideline not exceed an overall tax impact of 2.0 per cent compared to the 2021 approved budget with an additional 0.25 per cent dedicated to the Durham Regional Police Services Board to fund the incremental costs for year two of the body worn camera implementation and other strategic priorities of the Durham Regional

Police Services Board and a further 0.25 per cent dedicated to fund future healthcare investments under the Region's Community Investment Grant Policy;

- ii. The 2022 Business Plans and Budget for the Durham Regional Police Services Board not exceed \$230.67 million, an increase of 3.35 per cent compared to the 2021 approved budget plus an additional \$1.81 million to fund the incremental costs for year two of the body worn camera implementation (\$531,860) and other strategic priorities of the Durham Regional Police Services Board (\$1.28 million); and
 - iii. The 2022 Operating Budget for each Conservation Authority not exceed an increase of 2.5 per cent, plus or minus any current value assessment adjustments, and the 2022 Special Benefitting Programs Budget for each Conservation Authority not exceed an increase of 1.5 per cent, plus or minus any current value assessment adjustments, compared to the 2021 approved budget;
- B) That the preliminary timetable for the 2022 Regional Business Plans and Budgets be approved, as outlined in Attachment #2 to Report #2021-F-20 of the Commissioner of Finance, which includes the following key dates:
- i. December 22, 2021 – final Regional Council approval of the 2022 Water Supply and Sanitary Sewerage Business Plans and Budgets;
 - ii. February 23, 2022 – final Regional Council approval of all 2022 Property Tax Supported Business Plans and Budgets; and
- C) That copies of Report #2021-F-20 be forwarded to the Durham Regional Police Services Board, Durham Region Transit Commissioner, Conservation Authorities, Durham Regional Local Housing Corporation, and other Outside Agencies to guide the development of detailed 2022 Business Plans and Budgets.
3. Appointment of the Regional Fire Coordinator and Deputy Fire Coordinator (2021-A-15)
-
- A) That Scugog Fire Chief Mark Berney be appointed Regional Fire Coordinator effective August 1, 2021;
 - B) That Pickering Deputy Fire Chief Stephen Boyd be re-appointed Deputy Regional Fire Coordinator, effective August 1, 2021; and
 - C) That honoraria for these positions be provided as per the annual Regional budget.

4. Authorization to Extend the Agreement with CompuCom Canada for Provision of Desktop Computers and Monitors, Laptops, Tablets and Related Services (2021-A-16)

- A) That a single source extension to the agreement with CompuCom Canada Ltd. for the provision of Desktop Computers and Monitors, Laptops, Tablets and related services, for twelve (12) months from November 7, 2021 to November 7, 2022, at a total estimated cost of \$2,000,000 to be funded from the Region's approved annual Business Plans and Budget, be approved on the same terms and conditions; and
- B) That the Commissioner of Finance be authorized to execute any related, required agreements and amendment agreements.

5. Extension of McAfee Security/Encryption Standardization (2021-A-17)

That the McAfee suite of security products be approved as the corporate standard for the security and protection of the Region's information technology assets for a 3-year term in order to ensure uniformity within and across the Region's information technology assets.

6. Appointment of a Youth Member to the Durham Region Roundtable on Climate Change (DRRCC) (2021-A-18)

That Peter Cohen, member of Climate Justice Durham, be appointed to the Durham Region Roundtable on Climate Change (DRRCC) as a citizen at-large youth member.

7. The Issuance of Debentures on Behalf of the City of Pickering, the City of Oshawa, the Township of Uxbridge, and The Regional Municipality of Durham ("Region") (2021-F-19)

- A) That the Commissioner of Finance be authorized to issue external debentures, in a total principal amount not to exceed \$80,935,000 on behalf of the City of Pickering, the Township of Uxbridge, and the Region over various terms, as set out below, with such terms not to exceed 20 years and at an average net yield not to exceed 5.00 per cent relating to the financing requirements as indicated below:

	<u>Amount</u> (Not to Exceed)	<u>Term</u> (Not to Exceed)
<u>City of Pickering</u>		
Construction of a New Fire Station and Headquarters on Zent Drive	\$8,978,000	20 Years
Chestnut Hill Developments Recreational Complex - Lobby & Core Area Renovations – Construction	\$5,600,000	20 Years
Fire Pumper Rescue Replacement Project	<u>\$990,000</u>	15 Years
Subtotal City of Pickering	<u>\$15,568,000</u>	
<u>Township of Uxbridge</u>		
Aerial Apparatus	<u>\$1,500,000</u>	10 Years
<u>The Regional Municipality of Durham</u>		
Durham Regional Police Services – Clarington Phase 2 Complex	\$63,867,000	10 Years
TOTAL EXTERNAL DEBENTURE REQUIREMENTS	<u>\$80,935,000</u>	

- B) That authorization be given to issue an internal debenture for and on behalf of the City of Oshawa in an amount of \$2,442,000 on the basis that the City of Oshawa will purchase the Oshawa Debenture using reserve funds of the City of Oshawa as requested by the City;
 - C) That the Commissioner of Finance be authorized to amend the proposed terms and conditions of the external debenture issue as deemed necessary by the Fiscal Agents in order to successfully market the issue to prospective investors on the basis that the Region may purchase all or part of the debentures; and
 - D) That the Region be authorized to issue the external debentures through CDS Clearing and Depository Services Inc.'s "Book Entry Only" system.
8. Public Process for the Proposed Amendments to Seaton Water Supply and Sanitary Sewerage Area Specific Development Charge By-law No. 38-2019 (2021-F-22)
-
- A) That the Statutory Public Meeting of Regional Council, as required by the Development Charges Act, 1997 be held on October 27, 2021 in the Regional Council Chambers, or virtually if required by public health

guidelines, at the beginning of the regular Regional Council meeting to consider the proposed amendments to the Seaton Water Supply and Sanitary Sewerage Area Specific Development Charge By-law No. 38-2019 in order to align this by-law with the changes to the Development Charges Act, 1997 and to update the capital cost estimates;

- B) That the proposed Seaton Water Supply and Sanitary Sewerage Area Specific Development Charge By-law Amendments and Background Study, as required by the Development Charges Act, 1997, be released to the public at no charge upon request to the Regional Clerk's Department, commencing October 12, 2021;
 - C) That staff be authorized to place appropriate notification in newspapers of sufficient general circulation in Durham Region and the Regional website setting forth the date, time, location and purpose of the Statutory Public Meeting and the date and contact for the release of the proposed Development Charge By-law amendment and Background Study;
 - D) That the consulting firm of Watson & Associates Economists Ltd. and legal firm of WeirFoulds LLP be retained to assist staff with the preparation of the Development Charge Background Study and amending By-law at a cost of up to \$20,000, to be financed from the Seaton Area Specific Development Charges Reserve Fund (50% from the Water Supply ASDC and 50% from the Sanitary Sewer ASDC); and
 - E) That the Commissioner of Finance be authorized to execute the necessary agreements.
9. Authorization to Undertake a Comprehensive Review and Update of the Region's Transit Development Charge By-law (2021-F-23)
-
- A) That a comprehensive review and update of the Region's Regional Transit Development Charge By-law and related policies and the subsequent preparation of the new Development Charges By-law for consideration in the spring of 2022 as required by legislation, be undertaken;
 - B) That the following outside consulting and legal services be retained, at an estimated cost not to exceed \$180,000, to provide the technical expertise with the preparation of the Regional Transit Development Charge By-law and Background Study as follows:
 - i. The consulting firm of Watson & Associates Economists Ltd. be retained to assist with the development of the Regional Transit Development Charge Background Study, including the residential and non-residential planning forecasts and policy framework;
 - ii. The legal firm of WeirFoulds LLP be retained to prepare the new Regional Transit Development Charge By-law, ensuring the new by-

law complies with the requirements of the Development Charges Act;
and

- iii. The consulting firm of HDR Inc. be retained to provide the technical expertise with the preparation of the ridership forecasts and capacity for all modes of transit, the planned level of service for the ten-year forecast period, and detailed service analysis necessary to support the Regional Transit Development Charge Study;

- C) That the cost of these external consulting and legal services expenditures, in the estimated amount of up to \$180,000, be financed as follows:

Development Charge Studies Reserve Fund	\$123,480	68.6%
Property Taxes	<u>56,520</u>	31.4%
Total	<u>\$180,000</u>	

With the property tax portion to be funded at the discretion of the Commissioner of Finance; and

- D) That the Commissioner of Finance be authorized to execute the necessary agreements.

10. Financing Update for 2021 Approved Investing in Canada Infrastructure Program (ICIP) – Public Transit Stream Projects (2021-F-24)

That the following updated gross costs and financing for 2021 Highway 2 Bus Rapid Transit be approved:

		Financing				
		ICIP Grant	Roads Residential	Roads Commercial	Regional Roads	Transit Capital
	Gross Cost	Funding	Development Charges	Development Charges	Reserve	Reserve
Pickering Median BRT						
Property	11,700,000	-	7,616,700	870,480	2,393,820	819,000
Design/Utility/Construction	8,250,000	6,049,725	1,432,379	163,700	450,176	154,020
Subtotal	19,950,000	6,049,725	9,049,079	1,034,180	2,843,996	973,020
Ajax/Whitby/Oshawa BRT						
Property	9,000,000	-	3,769,150	430,760	1,184,590	3,615,500
Design/Utility/Construction	4,000,000	2,933,200	432,001	49,372	135,772	449,655
Subtotal	13,000,000	2,933,200	4,201,151	480,132	1,320,362	4,065,155
Total	32,950,000	8,982,925	13,250,230	1,514,312	4,164,358	5,038,175

Respectfully submitted,

A. Foster, Chair, Finance & Administration Committee

Report #6 of the Health & Social Services Committee

For consideration by Regional Council

September 29, 2021

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

1. Correspondence from the City of Pickering re: Resolution passed at their Council Meeting held on June 28, 2021, endorsing 988, a National three-digit suicide and crisis hotline

 - A) That the correspondence from the City of Pickering re: Resolution passed at their Council Meeting held on June 28, 2021, endorsing 988, a National three-digit suicide and crisis hotline be endorsed; and
 - B) That Durham MPs, MPPs, the Canadian Radio-television and Telecommunications Commission, Ministers of Health (provincial and federal), Minister of Mental Health and Addictions, all Durham Region Post-Secondary Education partners, Durham Regional Police Services, Emergency Management Services, Lakeridge Health and Pinewood Centre of Lakeridge Health, be so advised.
2. Updated Durham Advisory Committee on Homelessness Terms of Reference (2021-SS-9)

That the updated Terms of Reference for the Durham Advisory Committee on Homelessness be adopted.

Respectfully submitted,

B. Chapman, Chair, Health & Social Services Committee

Report #6 of the Planning & Economic Development Committee

For consideration by Regional Council

September 29, 2021

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

1. Durham Environmental Advisory Committee (DEAC) Post-Secondary Student Membership Appointment (2021-P-22)

That Anish Panday be appointed as a Post-Secondary Student member to the Durham Environmental Advisory Committee.

2. Appointment of DEAC Representative on the Friends of Second Marsh Board of Directors

That Susan Clearwater be appointed as the Durham Environmental Advisory Committee representative on the Friends of Second Marsh Board of Directors.

Respectfully submitted,

D. Ryan, Chair, Planning & Economic Development Committee

Report #7 of the Works Committee

For consideration by Regional Council

September 29, 2021

The Works Committee recommends approval of the following:

1. Correspondence received from the Town of Ajax, dated June 24, 2021, re:
Provincial Road Safety

That the correspondence received from the Town of Ajax dated June 24, 2021 re: Provincial Road Safety be endorsed.

2. Expropriation of Lands Required for the Proposed Regional Road 3 Rehabilitation Project from 75 metres East of Townline Road to 150 metres East of Enfield Road (Regional Road 34) in the Municipality of Clarington (2021-W-28)

A) That authority be granted to Regional Municipality of Durham staff to initiate expropriation proceedings where necessary for the property requirements related to the proposed Regional Road 3 Rehabilitation project (Project) along Regional Road 3 as depicted in Attachment #1, Attachment #2, and Attachment #3 of Report #2021-W-28 of the Commissioner of Works and as such other property requirements as may be determined and identified by Regional Municipality of Durham staff required for the Project;

B) That authority be granted to the Regional Clerk and Regional Chair to execute any notices and forms as may be statutorily mandated by the Expropriations Act R.S.O. 1990, c. E.26 to give effect to Recommendation C) in Report #2021-W-28, including the Notices of Application of Approval to Expropriate;

C) That authority be granted to Regional Municipality of Durham staff to serve and publish Notices of Application for Approval to Expropriate the property requirement as described in Recommendation A) in Report #2021-W-28, and to forward to the Chief Inquiry Officer any requests for hearing that is received, to attend the hearings to present the Regional Municipality of Durham's position, and to report the Inquiry Officer's recommendations to Regional Council for its consideration; and

D) That all agreements and reports required for amicable property acquisitions and all agreements and reports required for settlements pursuant to the Expropriations Act RSO 1990, c. E.26 related to the Regional Road 3 Rehabilitation Project approved in accordance with the Delegation of Authority By-Law 29-2020 or by Regional Council, remain confidential in accordance to Section 239 (2)(c) of the Municipal Act as it relates to a proposed or pending acquisition or disposition of land for Regional Corporate purposes and only be released publicly by the Commissioner of

Works once all compensation claims have been resolved on a full and final basis for the Regional Road 3 Rehabilitation Project.

3. Standardization of Septage Receiving and Bulk Water Filling Station Hardware and Software to be used for Regional Facilities (2021-W-30)

 - A) That the Finance Department following successful negotiations be authorized to award contracts to Flowpoint Systems for the provision of septage receiving station hardware to be used at Regional facilities and related maintenance and support agreements for a five-year term;
 - B) That subject to successful completion of the negotiations, the pre-packaged bulk water filling station units supplied by Flowpoint Systems, and the septage receiving and bulk water filling station hardware supplied by Flowpoint Systems be adopted as the Regional standard for a period not exceeding five years for Regional facilities;
 - C) That financing for the purchase of new septage receiving and bulk water filling station hardware and the provision of servicing and maintenance requirements be provided from future Sanitary Sewerage Capital, Water Supply Capital and Operating budgets; and
 - D) That the Commissioner of Finance be authorized to execute the required agreements.
4. Amendment to Regional Water Pollution Control System and Storm Sewer System By-Law #90-2003 and Residential Water and Sanitary Service Connection Protection Plans (2021-W-31)

 - A) That the Regional Water Pollution Control System and Storm Sewer System By-Law #90-2003 be amended by extending a property owner's limit of responsibility for residential sanitary service connections from 1 metre (m) outside the foundation of the home currently to the new limit at the property boundary, to be consistent with the responsibility for water service connection maintenance effective July 1, 2022;
 - B) That the Regional Municipality of Durham enter into an agreement that endorses residential water and sanitary service line warranty protection plans with Service Line Warranties of Canada Inc. for an initial two-year period, with a maximum of two, five-year term renewal options for extension, with such extensions subject to Regional Council approval based upon a review of the overall success of the program;
 - C) That Regional staff report back to Regional Council prior to the end of the initial two-year period of the agreement to advise if the program is meeting the customer service needs and performance metrics as outlined in the agreement; and

- D) That the Commissioner of Works be authorized to execute the agreement with Service Line Warranties of Canada Inc. for residential water and sanitary service warranty protection plans, together with such further ancillary documents that may be required, all in a form satisfactory to the Commissioner of Works, Commissioner of Finance, and the Regional Solicitor.
5. Sole source approval to Award Maintenance Service and/or Parts Supply Agreements Negotiated for Equipment Installed at the Duffin Creek Water Pollution Control Plant, in the City of Pickering (2021-W-32)

- A) That the sole source maintenance service and/or parts supply agreements for existing equipment installed as components of the Stage 3 expansion and the Stages 1 and 2 upgrades at the Duffin Creek Water Pollution Control Plant (WPCP), be negotiated and awarded as noted in the following table, with terms not to exceed five years:

Authorized Supplier	Manufacturer	Estimated Annual Costs (excluding HST)
Alfa Laval	Alfa Laval	\$125,000
Xylem	Xylem	\$375,000
C & M Environmental	Brentwood Industries	\$300,000
Envirocan Ltd	JWC	\$125,000
Directrik	Vogelsang, Hydrostal, Weir, Wemco, Trillium Pumps	\$275,000
Toshont	Toshiba	\$100,000
Thermogenics	Thermogenics	\$150,000
Waterloo Manufacturing	Cleaver Brooks	\$150,000
	TOTAL	\$1,600,000

- B) That financing for the sole source maintenance service and/or parts supply agreements be provided from the approved annual Sanitary Sewerage Operations Budget for the Duffin Creek Water Pollution Control Plant, at an estimated cost not to exceed \$1,600,000, to be cost shared with the Regional Municipality of York, with Durham's share to be determined annually based on the Region's Operating agreement; and
- C) That the Commissioner of Finance be authorized to execute the necessary maintenance service and/or parts supply agreements.

6. Confidential Report of the Commissioner of Works – Proposed or Pending Acquisition or Disposition of Land for Regional Corporation Purposes in the Township of Brock (2021-W-29)

That the recommendations contained in Confidential Report #2021-W-29 of the Commissioner of Works be adopted.

Respectfully submitted,

D. Mitchell, Chair, Works Committee

Report #6 of the Committee of the Whole

For consideration by Regional Council

September 29, 2021

The Committee of the Whole recommends approval of the following:

1. Request for Funding from Kawartha Conservation for the Acquisition of Land within the Durham East Cross Forest in the Township of Scugog (2021-COW-21)
 - A) That the request for funding from Kawartha Conservation in the amount of \$10,840, representing 40 per cent of the eligible acquisition costs of approximately two hectares (five acres) of land within Durham East Cross Forest in the Township of Scugog, be approved and financed from the Region's Land Conservation and Protection Reserve Fund; and
 - B) That the Commissioner of Finance be authorized to adjust the total payment amount to Kawartha Conservation pending a review of the eligibility of final costs incurred pursuant to the Region's Land Acquisition Funding Policy.
2. Application for Mixed Waste Pre-sort and Anaerobic Digestion Facility Project Capital Funding through the Federal Government's Clean Fuels Fund 2021 Call for Proposals (2021-COW-22)
 - A) That Regional staff be authorized to proceed with work necessary to meet the requirements of the Federal Government's Clean Fuels Fund (CFF) 2021 Call for Proposals and submit an application for the Mixed Waste Pre-sort and Anaerobic Digestion Facility (AD Project) under the funding program, including minor scope of work amendments to existing consulting agreements where necessary to be funded from approved capital project funds;
 - B) That the Commissioners of Works, Corporate Services and Finance be authorized to negotiate a Contribution Agreement should the federal application authorized under Recommendation A) of Report #2021-COW-22 be successful;
 - C) That the Commissioner of Finance and Treasurer be authorized to execute the Contribution Agreement and any other necessary agreements or documents, in a form satisfactory to the Regional Solicitor, to receive CFF funding to be applied to total capital costs for the AD Project, as part of and subject to, financing approvals received from Regional Council once a preferred Respondent is selected under the pending Negotiated Request for Proposals (NRFP #1080-2021); and
 - D) That the by-law, in the form included as Attachment #1 to Report #2021-COW-22, be passed.

3. Confidential Report of the Commissioners of Works and Finance – Proposed or Pending Acquisition or Disposition of Land for Regional Corporation Purposes as it relates to the Acquisition of Property, in the City of Oshawa (2021-COW-24)

That the recommendations contained in Confidential Report #2021-COW-24 of the Commissioners of Works and Finance be adopted.

4. Confidential Report of the Commissioners of Works, Finance, Social Services and Planning & Economic Development – Proposed or Pending Acquisition or Disposition of Land for Regional Corporation Purposes from Habitat for Humanity to Durham Region Non-Profit Housing Corporation as part of the Rapid Housing Initiative in the City of Oshawa (2021-COW-25)

That the recommendations contained in Confidential Report #2021-COW-25 of the Commissioners of Works, Finance, Social Services, and Planning and Economic Development be adopted.

Respectfully submitted,

J. Henry, Regional Chair and CEO

Notice of Motions

September 29, 2021

10.1 Workplace COVID-19 Vaccination Policy

Councillors Collier and Lee gave Notice that the following motion will be presented at the September 29, 2021 meeting, or subsequent meeting of Regional Council:

That the Durham Region Human Resource Department and Durham Region Health Department, led by Dr. Kyle, be directed to institute a workplace Covid-19 vaccination policy requiring all Regional employees to be fully vaccinated;

That the policy exempt certain medical conditions and other protected grounds to ensure compliance with the Ontario Human Rights Code;

That other Region of Durham agencies such as Durham Regional Police Services, Durham Region Transit, Region of Durham Paramedic Services and Durham's four Long-Term Care Homes be encouraged to establish similar workplace Covid-19 vaccination policies; and

That all members of Regional Council be required to be fully vaccinated and provide proof of vaccination to Human Resources by September 30, 2021.

Other Business

September 29, 2021

- 12.1 Repeal and Replacement of Durham Region Transit By-law No. 70-2019, As Amended (2021-DRT-23)
-

Recommendations to Council:

- A) That the current Durham Region Transit Commission By-law No. 70-2019, be repealed; and**
- B) That a new Durham Region Transit Commission By-law for the purpose of operating the Regional transit system known as Durham Region Transit (DRT), generally in the form as set out in Report #2021-DRT-23 of the General Manager of Durham Region Transit, be approved.**