

The Regional Municipality of Durham

MINUTES

COMMITTEE OF THE WHOLE

TUESDAY, JUNE 16, 2009

A meeting of the Committee of the Whole was held on June 16, 2009 in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:34 a.m.

Present: Regional Chair Anderson
Councillor Abernethy
Councillor Crawford
Councillor Cullen
Councillor Drumm
Councillor Emm
Councillor Grant
Councillor Gray
Councillor Henry
Councillor Herrema
Councillor Johnson
Councillor Littley, attended for part of the meeting
Councillor Lutczyk, attended the meeting at 12:30 p.m.
Councillor McMillen
Councillor Neal
Councillor Nicholson
Councillor Novak, attended the meeting at 9:58 a.m.
Councillor O'Connor
Councillor Pearce
Councillor Perkins
Councillor Pidwerbecki
Councillor Ryan, attended the meeting at 10:49 a.m.
Councillor Shepherd
Councillor Trim

Absent: Councillor Jordan, absent on municipal business
Councillor Kolodzie, absent on municipal business
Councillor McLean, absent on municipal business
Councillor Mitchell, absent on municipal business
Councillor Parish, absent on municipal business

Staff

Present: G. H. Cubitt, Chief Administrative Officer
R. J. Clapp, Commissioner of Finance
C. Curtis, Commissioner of Works
R. J. Kyle, Commissioner & Medical Officer of Health

M. Gaskell, Senior Solicitor
G. Anello, Manager of Waste Planning and Technical Services, Works Department
C. Bartlett, Manager of Waste Management, Works Department
G. Borchuk, Project Manager, Works Department
K. Gorman, Director, Environmental Health, Health Department
M. Januszkiewicz, Director of Waste Management Services, Works Department
G. Kippen, Director of Support Services, Works Department
T. Laverty, Corporate Communications Officer, Corporate Communications
S. Munns-Audet, Director of Corporate Communications
P. Madill, Regional Clerk
D. Bowen, Deputy Clerk
M. Flammia, Administrative Assistant, Clerk's Department
M. Alphonso, Administrative Assistant, Clerk's Department
C. Bandel, Committee Clerk, Clerk's Department
L. Fleury, Committee Clerk, Clerk's Department

1. DECLARATIONS OF INTEREST

There were no declarations of interest.

2. CORRESPONDENCE

a) CORRESPONDENCE FOR INFORMATION

MOVED by Councillor Gray, SECONDED by Councillor Johnson,

- (1) "THAT Correspondence Items 2. a) 1. to 2. a) 103. which have been included in the Record of Consultation that forms part of the Draft Final Environmental Assessment document be received for information."

CARRIED

b) CORRESPONDENCE FOR REFERRAL

MOVED by Councillor Trim, SECONDED by Councillor Pearce,

- (2) "THAT Correspondence Items 2. b) 1. to 2. b) 115. be referred to consideration of Item #4 c), Report #2009-COW-03 of the Commissioners of Works and Finance."

CARRIED

c) CORRESPONDENCE – RESOLUTIONS RECEIVED FROM AD HOC COMMITTEES

MOVED by Councillor Trim, SECONDED by Councillor Pearce,
(3) "THAT Correspondence Items 2. c) 1. and 2. be referred to Consideration of Item #4 c), Report #2009-COW-03 of the Commissioners of Works and Finance."
CARRIED

MOVED by Councillor Gray, SECONDED by Councillor Johnson,
(4) "THAT Delegations 1 through 81 be heard, except for those noted as unable to attend."
CARRIED

MOVED by Councillor Trim, SECONDED by Councillor Pearce,
(5) "THAT the Rules of Procedure be suspended in order to permit Covanta Energy Corporation to be heard at the end of delegations."

CARRIED ON THE FOLLOWING RECORDED VOTE:

COUNCILLORS

Members Absent

- Jordan
- Kolodzie
- Littley
- Lutczyk
- McLean
- Mitchell
- Novak
- Parish
- Perkins
- Ryan

YES

- Abernethy
- Crawford
- Emm
- Grant
- Herrema
- Johnson
- McMillen
- O'Connor
- Pearce
- Pidwerbecki
- Shepherd
- Trim

NO

- Cullen
- Drumm
- Gray
- Henry
- Neal
- Nicholson

Covanta Energy Corporation appeared later in the meeting. See Page 28 of these minutes.

3. DELEGATIONS

MOVED by Councillor Nicholson, SECONDED by Councillor Neal,
(6) "THAT the Rules of Procedure be suspended in order to permit Dr. Aubrey Kassirer to be heard first under delegations."
CARRIED

1. AUBREY KASSIRER

Dr. Aubrey Kassirer was called but was not in attendance.

2. JAMES MCKEEVER, 19 THE BRIDLE PATH, BOWMANVILLE

Mr. James McKeever appeared before the Committee in support of the proposed Energy-from-Waste (EFW) facility. Mr. McKeever provided a copy of his presentation. Mr. McKeever stated that he has been involved since the beginning of the process and feels that this is a good solution to Durham Region's waste issue.

Mr. McKeever responded to questions from the Committee.

3. CATHERINE MCKEEVER, 19 THE BRIDLE PATH, BOWMANVILLE

Ms. Catherine McKeever appeared before the Committee in support of the proposed Energy-from-Waste (EFW) facility. Ms. McKeever provided a copy of her presentation. Ms. McKeever stated that the reports have two things in common: 1) the Works Department is trying to divert all the waste; and 2) the residents do not participate in diverting all of their waste.

Ms. McKeever responded to questions from the Committee.

4. RICHARD WARD, ORONO RESIDENT

Mr. Richard Ward appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Mr. Ward advised that residents are not aware that 50% of the waste may be coming from Toronto; 30% from York Region and the rest from Durham Region. Mr. Ward further advised that he feels that residents of Durham have not been given the proper information.

5. LARRY CORRIGAN, 1450 KING STREET, PORT PERRY

Mr. Larry Corrigan appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Mr. Corrigan provided a copy of his presentation. He stated that the EFW facility is the most challenging decision facing this Council in their present mandate and that it is of such significance it will impact not only this generation of collective species, but generations to come.

Mr. Corrigan cited various reasons that he is against the EFW facility including: science in support of the project being limited; continued dependence on trucking waste to the United States; dependence on long-term Federal funding; medical doctors warning of the negative impact on human health; the fact that European countries have stopped the spread of waste incinerators; and that the citizens have not had enough time to review the consultant's reports and debate the alternatives.

Mr. Corrigan proposed that a vote on this matter be postponed until after the 2010 municipal election and the 2011 provincial election.

6. PAM CALLUS, 3452 COURTICE ROAD, COURTICE

Ms. Pam Callus appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Ms. Callus provided a copy of her presentation. She asked the Committee members to reflect on various questions including those related to releasing toxins into the local air shed; questions regarding potential drops in property value should the EFW be built; what other options are available for waste management; the expense involved with the EFW project; and willingness to support a project that Durham doctors have formalized their opposition to.

Ms. P. Callus asked the Committee members to think carefully about how they would answer these questions and requested that they do not vote to have the citizens of Clarington encumbered with any situation that neither they nor their constituents would be prepared to tolerate in their own jurisdiction.

Ms. P. Callus responded to questions from the Committee.

MOVED by Councillor Nicholson, SECONDED by Councillor Neal,
(7) "THAT the Rules of Procedure be suspended in order to permit
Dr. Aubrey Kassirer be heard next under delegations."
CARRIED

7. DR. AUBREY KASSIRER, 39 ELGIN STREET, BOWMANVILLE

Dr. Aubrey Kassirer appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Dr. Kassirer provided a copy of his presentation. Dr. Kassirer stated that if the Region wants to find a long term waste disposal solution, then all citizens must be a part of the process and the solution. Dr. Kassirer expressed his concern that many politicians are not listening to the concerned citizens who are writing letters and asking questions, the 75 doctors in this Region, and the thousands of doctors around the world who have denounced incineration as medically unsafe.

Dr. Kassirer stated that the ultra-fine particles released as toxic waste from the EFW facility will travel to other areas; will be breathed in by plants, animals and children. He questioned how the Region can support adding any extra toxins to the air after having signed the Intergovernmental Declaration on Clean Air. He expressed his concern that even a small increase in air pollution elevates the risk of health impacts. He stated that the site specific report is a mathematical model that can not truly prove the long term safety of an incinerator and that he does not believe that the incinerator is safe.

Dr. Kassirer also expressed concern regarding the cost of the facility and suggested a plan towards zero waste and "pay as you go", which would be less and less over time.

Dr. Kassirer concluded by saying as a local doctor he believes the principle that he must follow is "at first do no harm". He added that he has nothing to gain from being here and that he hopes that the health and welfare of the community will be what drives the Committee's final decision in this matter.

Dr. Kassirer responded to questions from the Committee.

Regional Chair Anderson vacated the Chair at 10:40 a.m. and assumed the Chair at 10:45 a.m. Councillor Pearce chaired the meeting in his absence.

8. PAT IRWIN LYCETT, P.O. BOX 459, ORONO

Ms. Pat Irwin Lycett appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Ms. Lycett provided a handout detailing her concerns. Ms. Lycett expressed her opinion that the reduction of chemicals and toxins in the environment would lessen the possibility of related health effects and that human bodies have reached their limit and can not cope with the present toxins found in food, water and air.

Ms. Lycett detailed the work that she has done over the years towards waste reduction and encouraged the reduction of wasteful habits and a move towards a climate of individual responsibility and zero waste. She added that Durham Region should show leadership in the area of environmental management.

Ms. Lycett stated that it is not possible to know for certain how many toxins would escape the proposed incinerator. She asked that Durham Region look at ways to reduce toxins instead of creating new ones and that waste diversion efforts be expanded.

Ms. Lycett responded to questions from the Committee.

9. ANDREW HYLAND, 12 PINESTONE COURT, WHITBY

Mr. Andrew Hyland appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Mr. Hyland provided a copy of his presentation. He advised he has conducted independent research into the history of Covanta Energy Corporation, the proponent for the proposed EFW facility. Mr. Hyland cited various health and safety violations and fines for excessive emissions from Covanta operated facilities.

Mr. Hyland also cited legal concerns, financial concerns and violations of workers rights related to the proponent. He asked that the Committee members stop the incinerator.

10. PAUL WOODCROFT, PRINCE ALBERT, PORT PERRY

Mr. Woodcroft appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Mr. Woodcroft provided a copy of his presentation. He stated the proposed incinerator will hasten the destruction of the plant due to the emissions of toxins, furans and Green House Gas (GHG) emissions. He stated the chemical industry has developed more than 90,000 man-made chemicals in the last 60 years of which 85% have never undergone testing for the impact on the human body. He stated that exposure to environmental toxins have been shown to alter the sex ratio of live births in both humans and animal models. Mr. Woodcroft further stated that the consultant's acknowledge that they cannot account for the many chemicals which will be burned in the incinerator including many chemicals yet to be manufactured. He urged the Committee to vote no to the construction of the proposed EFW facility.

11. KERRY MEYDAM, 3828 TRULLS ROAD, COURTICE, MUNICIPALITY OF CLARINGTON

Ms. Meydam appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Ms. Meydam provided a copy of her presentation. She stated the last few reports have been rushed to completion and neither the public nor Councillors have had sufficient time to read the reports and the appendices. Ms. Meydam expressed concerns with the emissions from the EWF that will add to the already over-burdened air shed in Clarington. She stated there are other safer and economically friendly alternatives to the EFW such as zero waste. She stated that adopting a philosophy of zero waste, increasing the reduction, recycling and re-use of materials, and spending additional money on the education of residents, new compost programs and compost facilities would eliminate the need for an EFW facility.

Ms. Meydam noted that all waste disposal options include landfill. She stated that incineration is not a made in Durham solution as ash will be trucked to New York. She questioned what Plan B is if New York closes its border to Durham's ash. Ms. Meydam stated that support needs to be given to local farmers and to continue to buy local produce as there is the concern that residents will not buy locally grown food because of the incinerator. Ms. Meydam further stated that we need to stop creating methane gas and better source separate compost and recyclable materials that go into a landfill. She stated that stricter legislation is required. She urged the Committee not to approve the EA and revisit alternatives including zero waste.

Ms. Meydam responded to questions from the Committee.

12. PAUL-ANDRE LAROSE, OSHAWA, ONTARIO

Dr. Larose appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Dr. Larose provided a PowerPoint presentation on the EFW project to date. He stated he feels there are technical and logical flaws with the system. He questioned the democratic message and asked if the politicians are leading or trailing the people. He outlined some of the fallacies related to the peer review of the Site Specific and Human Health Risk Assessment (SSHRA) and stated the peer review seems to be more of a technical review. Dr. Larose stated that the risk analysis seems to focus on the risk of mortality rather than the other risks associated with EFW facilities, such as the impact on the body burden. He stated 100% of the risk is being under-estimated. With respect to surveillance, Dr. Larose stated there is no real-time monitoring and measurements are not representative of over-all exposure which will be much more wide spread. He also expressed concerns that the Ministry of the Environment (MOE) will approve this project; that there have been no redundancies built into the system; and that model validation is impossible.

Dr. Larose responded to questions from the Committee.

13. BRUCE BEVERIDGE, 192 SECOND AVENUE, UXBRIDGE

Mr. Beveridge appeared before the Committee in opposition to the Energy-From-Waste (EFW) facility. Mr. Beveridge provided a copy of his presentation. He stated he is concerned with emissions from an EFW facility, particularly carbon dioxide and other toxic chemicals. He encouraged the Committee to think of the health and tax burden this will place on the residents. He asked the Committee to vote no to incineration on June 24th.

14. ANTONI SHELTON, CUPE ONTARIO

Mr. Antoni Shelton appeared before the Committee on behalf of CUPE members from Local 1785 and Local 1764 from Durham Region, in opposition to the Energy from Waste (EFW) facility and the P3 approach recommended for the operation of the facility. Mr. Shelton provided a copy of his presentation. He stated the three main concerns are: 1) the health concerns related to incineration; 2) the environmental concerns related to incineration; and, 3) that a Public-Private Partnership (P3s) approach is not recommended from a public policy perspective. Mr. Shelton stated that incineration is not a safe option for waste disposal and there are documented associations between exposure to air emissions from incinerators and adverse health impacts. He also stated that incinerators do not create incentives for reusing, reducing and recycling. The

incinerator will require a steady supply of garbage which goes against the principles of sustainable waste disposal. Mr. Shelton also stated that Durham's waste management solution should never be undertaken as a P3 model. He stated the length of the contract is too long and is not financially feasible. He referenced Covanta's labour relations history and stated that Covanta has been cited with safety violations two times in the last two months. Mr. Shelton concluded by stating CUPE is opposed to the EFW facility and supports the case for a referendum.

Mr. Shelton responded to questions from the Committee.

15. BARRY BRACKEN, PORT PERRY

Mr. Barry Bracken appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Bracken stated that the costs from last year to this year have risen and he feels that there should be concern regarding any further increases in costs to build the EFW facility. Mr. Bracken further stated that the business case does not address concerns regarding costs and feels that the information provided is very misleading due to poorly constructed charts and information. Mr. Bracken urged the Committee to adopt a zero waste alternative.

Mr. Bracken responded to questions of Committee.

16. TIA WOODCROFT, 14335 OLD SIMCOE ROAD, PRINCE ALBERT

Ms. Tia Woodcroft appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Ms. Woodcroft provided a copy of her presentation. Ms. Woodcroft stated the following known facts: Durham Regional Council hired consultants to do studies on the impact of an incinerator in Durham and to bring the results back; you can get the results you want if you are determined in advance of what you want; lobbyists, chemical companies, tobacco companies, consultants have routinely hidden the danger of products or projects to consumers, residents and workers; policy makers can be overwhelmed with massive amounts of reading material and often just go with the recommendations of staff. Ms. Woodcroft advised that the incinerator industry often promotes incinerators as being "safe for community health". Ms. Woodcroft advised that incinerators are not based on what is scientifically safe for public health and only regulate a handful of the thousand of known toxins, and that it is not accurate to say that incinerator air emissions are accurately measured.

Ms. Woodcroft responded to questions from the Committee.

17. KEVIN LEGRAND, OSHAWA

Mr. Kevin LeGrand appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Mr. LeGrand provided a copy of his presentation. Mr. LeGrand stated that Covanta is an American company that has lawsuits against them for labour and environment violations. Mr. LeGrand further stated that incineration is dirty and very expensive. He feels that incineration only reduces the weight of garbage by 2/3rds and the toxic fly ash left over would still have to go to landfill. Mr. LeGrand urged the Committee to revisit other alternatives for waste.

Council recessed for lunch at 12:35 p.m. and reconvened at approximately 1:22 p.m.

18. TED DIONNE, OSHAWA

Mr. Ted Dionne appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Mr. Dionne stated that his main concern is adding more pollutants to the air in our region. Mr. Dionne complimented the Region's Works Department for recycling program they have in place. Mr. Dionne feels that municipal government is closest level of government to people and urges members of the Committee to not vote for an incinerator.

19. KRISTIN ROBINSON, 2225 HOLT ROAD, BOWMANVILLE

Ms. Kristin Robinson provided a copy of her presentation in her absence.

20. WENDY BRACKEN, NEWCASTLE

Ms. Wendy Bracken appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Bracken provided a copy of her presentation. Ms. Bracken stated that it is physically impossible to review all of the information released and to ask for comments and votes on such an important issue four days after the information is released. She stated that she is concerned that the Site Specific Human Health and Ecological Risk Assessment (SSHHERA) only takes into account a 140,000 tonne capacity EFW facility and not the upper limit of a 400,000 tonne facility.

Ms. Bracken questioned the Region signing the Intergovernmental Declaration on Clean Air, which states that even a small increase in air emissions can be linked to various health impacts, while considering an incinerator. Ms. Bracken also stated that the air quality report already shows problems with the local air shed and that incineration has the greatest impact on the air shed and will emit huge amounts of toxic chemicals, metals and Green House Gases (GHG) each year.

Ms. Bracken questioned why there has been no peer review of the exposure concentrations predicted in the air modelling. She also stated

that risk assessments do not assess synergistic effects of the chemicals that can be released from an EFW facility. Ms. Bracken further stated that the Environmental Assessment (EA) has many problems including missing information. She cited Covanta's disturbing track record. Ms. Bracken urged the Committee not to approve the facility and to address the problems that have been identified.

21. ROBERT SUCEE, 6134 REGIONAL ROAD #57, BOWMANVILLE

Mr. Robert Sucee appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Sucee provided a copy of his presentation. Mr. Sucee expressed his concerns with the chemicals that could be emitted from the EFW facility and the lack of information for citizens to make an informed decision on what they could be exposed to. Mr. Sucee expressed his concern that the chemicals have been evaluated individually in the air quality assessment and have not been looked at in combination. He questioned whether the EFW operator will be ISO 14001 compliant within two years of start up. He also commented that it appears that the plan is to build the facility as soon as possible and to worry about the details later. He stated that questions and concerns should be answered before the facility is constructed.

Mr. Sucee responded to questions from the Committee.

22. GLORIA SUCEE, 6134 REGIONAL ROAD #57, BOWMANVILLE

Ms. Gloria Sucee appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Sucee provided a copy of her presentation. Ms. Sucee expressed her concerns regarding the potential health effects that the chemicals emitted from the EFW facility will have on the development and health of children. Ms. Sucee also expressed concern regarding the resulting bottom ash and fly ash which are deemed to be hazardous toxic waste. Ms. Sucee suggested alternative waste management efforts such as garbage sorting, composting and extended producer responsibility. She stated that she believes that the public has not been well informed on this issue and asked that the Committee vote no for the incinerator.

23. DANIEL YOURKEVICH, 7 FOURTH AVENUE, COURTICE

Mr. Daniel Yourkevich appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Yourkevich provided a copy of his presentation. Mr. Yourkevich stated that if the Committee is unsure if the EFW will bring harm then why take the risk. He asked the Region to follow the precautionary principle with respect to the EFW facility. Mr. Yourkevich suggested taking a different course which demands that governments create legislation that requires manufacturers to sell products which only

use recyclable packaging; that implements zero waste; and that makes recycling the permanent solution.

Mr. Yourkevich asked the Committee to say "no" to the easy answer of waste disposal by incineration and say "yes" to saving our health, saving our community, maintaining a safe place for even those who are not yet born, and that we may all "live with respect in creation".

Regional Chair Anderson vacated the Chair at 2:15 p.m. and assumed the Chair at 2:28 p.m. Councillor O'Connor chaired the meeting in his absence.

24. SALLY THURLOW, 3681 LAKESHORE ROAD, NEWCASTLE

Ms. Sally Thurlow appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Thurlow provided a copy of her presentation. Ms. Thurlow stated that in recent history there has been an increase in man made chemicals and not all of them have been sufficiently tested to determine the health effects. She added that there is a rise in birth defects, links to various types of cancer, decreased sperm counts, fertility problems and a drop in the birth rate of males that have been attributed to environmental health effects. Ms. Thurlow urged the Committee not to follow incineration and to take the precautionary principle. She asked that better options be looked at including using the four R's – refusing packaging, reducing, reusing and recycling.

Ms. Thurlow responded to questions from the Committee.

25. GREGORY WARD, 3681 LAKESHORE ROAD, NEWCASTLE

Mr. Gregory Ward appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Ward provided a copy of his presentation. He stated the Councillors are to act on the behalf of their constituents and that the public is not in favour of an incinerator. He added that Councillors and the public have not been sufficiently informed on this matter. He also stated that the Durham "D" logo will come to represent the dirty toxic emissions from an incinerator rather than democracy. He stated that Councillors have time to adjust their position on this matter and vote no to the incinerator.

26. JIM RICHARDS

Mr. Jim Richards did not appear as a delegation. Mr. Richards provided a copy of his presentation.

27. DOUG ANDERSON, 111 EUCLID STREET, WHITBY

Mr. Doug Anderson appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Anderson provided a copy of his

presentation. He stated that the many changes over the last year such as the global economic meltdown, the bankruptcy of General Motors, and the election of a new president in the United States should be factored into the consideration of the EFW. Mr. Anderson stated he has many concerns with the energy-from-waste study. He stated that all reports were released at the last minute and the whole process has been badly planned and executed. He stated the purpose of the EA is to ensure it is environmentally safe but the more he learns the less assured he is. He also stated that for every one tonne of garbage incinerated, one tonne of carbon dioxide is released into the air. He stated that new legislation will be brought forward regarding carbon credits and carbon capture and questioned what the costs would be. He also expressed concern regarding air emissions and nanoparticles. He stated that the impact on health will not be known as there is no safe level of emissions. Mr. Anderson is also concerned with the financial impact of the EFW facility. He stated that if plastics and polystyrene were recycled, then diversion rates would be increased and the EFW facility would become redundant. He stated the money saved on the incinerator could be given to the University of Ontario Institute of Technology (UOIT) to develop a recycling research centre. He further stated that this is not a made in Durham solution as ash will be shipped from the EFW facility to New York State and that the EFW only creates 33 jobs. He noted that if the public in opposition to this project had more funds this option would not ever have been considered and if the process was done right from the beginning, we wouldn't be here today.

28. COLEEN FODOR

Ms. Fodor did not appear as a delegation.

29. ROBERT ZHANG, 58 HARKNER DRIVE, COURTYCE

Mr. Robert Zhang appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Zhang provided a copy of his presentation. He stated that he moved to Canada from China because of the clean natural environment and he hopes Council treasurers the clean environment as much as he does. Mr. Zhang also stated that his children will grow up and live in this area for the next 15 – 20 years. He is concerned that they will be forced to breathe toxic air from an incinerator, 24 hours a day for the next 20 years. He stated that air pollutants from the incinerator will travel everywhere in Durham and beyond so it will not just affect those living in Clarington. He asked Councillors to vote no to the incineration plan.

30. KAREN BUCK, 58 LEUTY DRIVE, TORONTO

Ms. Karen Buck appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Buck advised that at the last

Regional Council meeting she spoke regarding the Ontario Medical Association (OMA) and the Canadian Medical Association (CMA) position that the air criteria pollutants in Ontario are a huge concern. Ms. Buck stated that it is important to know that the ambient air quality in all of southern Ontario is poor and contributes to respiratory and cardiovascular ill health and reduced lung function in children. A great number of the chemicals that are of potential concern from the proposed incinerator are known carcinogens. Ms. Buck stated that cancer in our society is on the increase with more childhood cancers, young adult cancers, and adult cancers. Ms. Buck urged the Committee to not build the incinerator as it will release too many carcinogens that will contribute to human health issues as well as environmental issues.

Ms. Buck responded to questions from the Committee.

31. RON CHRISTIE, 90 CANADIAN OAKS DRIVE, WHITBY

Mr. Ron Christie appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Christie provided a copy of his presentation. Mr. Christie stated that he finds it troubling that the studies show that the incinerator is safe now and also for the future. He advised that he was a firefighter for 33 years and has seen firefighters die from cancer that has now been linked to the exposure of chemicals on the job. He further advised that there are over 10 different types of cancers related to their jobs. Mr. Christie stated that it does not make sense to build the incinerator if there is the potential to bring harm to human health. He further stated that Durham may end up taking Toronto's waste which will mean more trucks on the road and further pollution in the air. Mr. Christie urged the Committee to not build the incinerator.

Mr. Christie responded to questions from the Committee.

32. REBECCA CHRISTIE

Ms. Rebecca Christie was unable to attend due to illness.

33. GARY O'CONNELL, 139 ELGIN STREET, BOWMANVILLE

Mr. Gary O'Connell appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. O'Connell provided a copy of his presentation. Mr. O'Connell stated that a few years ago when he first heard that Council was considering building an incinerator in Durham Region he thought that it would never get passed. Mr. O'Connell further stated that he has looked at the Risk Assessment and found that it has flaws, as pointed out by the Peer Review, but feels that the flaws cannot be corrected. He advised that the plastics recycling industry is still in its infancy, with new ideas and technologies being developed every year. Mr. O'Connell stated that regardless of what is decided today, we will need

landfill in the interim and in that time, we can improve the recycling program. Mr. O'Connell urged the Committee to not build the incinerator.

MOVED by Councillor Nicholson, SECONDED by Councillor Littley,
(8) "THAT the Rules of Procedure be suspended in order to permit
Mr. Dave Renaud to speak as the next delegation."

CARRIED

34. DAVE RENAUD, COURTICE

Mr. Dave Renaud, President, CAW Durham Regional Environmental Council, Prevent Cancer Now Executive Board Member appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Renaud provided a copy of his PowerPoint presentation. Mr. Renaud stated the focus is on producers as in most cases they have the greatest ability to reduce a product's environmental impacts. Producers are in the best position to design products to minimize upstream environmental impacts and to provide for the environmentally sound management of their products at the end of the products life. Mr. Renaud advised that producers can be required to ensure that they source their raw materials from responsible companies and hold their suppliers to a high standard of environmental performance and worker safety. Mr. Renaud stated that extended producer responsibility (EPR) will make an environmentally sustainable future possible for our children; will conserve raw material and energy; will reduce or eliminate toxic shredder fluff from shredded automobiles in our landfills; the future job creation potential is enormous; and legislation can create jobs in Canada that are lost for economic reasons or technical change and could be replaced by jobs disassembling materials. In conclusion Mr. Renaud stated that EPR is a necessary measure to reduce the environmental impacts of products; will create new cooperative relationships; help redefine product design and production; and will create new environmental policies.

Mr. Renaud responded to questions from the Committee.

Council recessed at 3:39 p.m. and reconvened at approximately 3:50 p.m.

35. REBECCA HARRISON, WHITBY

Ms. Rebecca Harrison appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Harrison provided a Powerpoint presentation. Ms. Harrison expressed her concern regarding the use of the Federal Gas Tax funding for the EFW facility and not for other sustainable municipal infrastructure projects such as transit. Ms. Harrison cited various quotes outlining the importance of public transit and shared her personal experiences with the local transit system and areas where she believes improvement are required. Ms. Harrison stated that transit providers need assistance to improve their systems and suggested that

part of the Region's share of the Gas Tax funding would be better spent on improvements to the local transit system. She added that the EFW is not financially viable or sustainable.

MOVED by Councillor Pidwerbecki, SECONDED by Councillor O'Connor, (9) "THAT the Rules of Procedure be suspended in order to permit Mr. Larry Ladd to speak as the next delegation."

CARRIED

36. LARRY LADD, 493 MILLER AVENUE, OSHAWA

Mr. Larry Ladd appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Ladd provided a copy of his presentation. Mr. Ladd stated his main areas of concern are the health and safety, environmental, security, and financial issues surrounding the proposed EFW. Mr. Ladd questioned why the 75 Durham Region doctors who petitioned the Region citing health concerns of incineration are not being taken into consideration. He also stated that the level of monitoring being suggested for the facility is insufficient. Mr. Ladd raised concerns regarding the environmental record of Covanta and stated that the decision not to pre-sort garbage can be dangerous as there is no way of knowing what is going into the facility. Mr. Ladd asked that the Committee reject the incinerator proposal.

37. CHRIS WHITE, WHITBY

Mr. Chris White appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. White provided a PowerPoint presentation. Mr. White stated that the EFW proposal is terrible for the environment. He stated that Covanta is not reliable and shared excerpts from the environmental protection website citing various incineration violations and malfunctions at Covanta owned/operated facilities. He asked why they were being considered as a proponent with their track record. Mr. White recommended that the project be abandoned at the June 24, 2009 Council meeting.

38. JOHN MACDONALD, 100 RIDEAU STREET, OSHAWA

Mr. John MacDonald appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. MacDonald provided a copy of his presentation. Mr. MacDonald expressed his concern that incineration is a short term fix to a more complex and deeply rooted cultural problem. He stated that we are destroying the environment because of how we live as a throw-away society. He stressed the importance of building a sustainable future. Mr. MacDonald advised that he will urge others not to vote for any Councillors who vote in favour of the EFW facility. He added that the government is responsible to assess and reduce risks and he cited the increased risks to children's health and development. He stated

that the cumulative effects of the toxins released by incineration could affect human reproductive systems. Mr. MacDonald asked Committee members to consider the toxic chemicals found in the waste that may be incinerated. Mr. MacDonald asked the Committee to move towards dialogue with residents regarding sustainability.

39. LINDA GASSER, ORONO RESIDENT

Ms. Gasser appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Gasser provided a copy of her presentation. She stated that Council should move away from incineration since it has not been proven to be safe. She stated there are other alternatives to incineration which need to be considered. Ms. Gasser stated the previous Council that approved the undertaking of this project was not sufficiently informed as sufficient information regarding health impacts, financial impacts and government legislation was not provided. Ms. Gasser also stated that Dr. Kyle did not provide assurances that incineration was safe and that since 2007 no known scientific evidence has been provided that incineration is safe. She added that Dr. Ollson has also stated that Risk Assessment is an estimate of risk that attempts to quantify risks based on assumptions and there are inherent risks in the process.

Ms. Gasser further stated this is the largest capital project to date but no new business case or financial information regarding operating costs or agreements with Covanta has been provided. She stated that neither Councillors nor the public has been given sufficient time to review the reports. She stated that Council needs to do their due diligence and take the time needed to review the information. Ms. Gasser also pointed out that none of the new reports have been peer reviewed. She stated that Councillors have been denied a real examination of the alternatives. She asked the Committee to take more time to review the reports and defer making a decision on the recommendations contained in Report Nos. 2009-COW-01, 2009-COW-02, 2009-COW-03 until all information has been sufficiently reviewed.

40. LOUIS BERTRAND, BOWMANVILLE RESIDENT

Mr. Bertrand appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Bertrand provided a copy of his presentation. He expressed concerns with the power being generated, the business case, the Green House Gas calculations, and the financial risks. He stated that the power generated from an EFW facility is the dirtiest form of energy because of the carbon dioxide that is produced. He also stated that the energy produced by the EFW facility is minimal as it will only produce 20 mega watt hours of energy when in comparison the Darlington Nuclear station produces 3,500 mega watt hours. He stated that a comparison of new landfills vs. modern incinerators needs to be

examined and he pointed out that if the organics are removed from the waste stream methane is immediately removed from landfill. He also expressed concern that the EFW facility may threaten the green bin program. Mr. Bertrand also stated that the MOE is revising the A-7 Guidelines and questioned how this will affect the proposal. He also expressed concerns regarding the impact on human health from the incinerator.

Mr. Bertrand responded to questions from the Committee.

41. IVAN BATEMAN, 244 ROGERS STREET, PETERBOROUGH

Mr. Bateman appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. He discussed the district heat component from the EFW and stated that this component is irrelevant to this situation. He stated there were only four references to district heating in the executive summary and that district heating was not covered at all in the EA document. He also pointed out that the proposed incinerator on its own is not a district heating system as it needs to be connected to a grid, therefore district heating from the EFW facility is not a reasonable suggestion. He further stated that the performance claim from Covanta regarding power output is also quite insignificant.

Mr. Bateman stated that if fibre and plastics were recycled that would reduce the heat value of the incinerator and it would have to be supplemented with gas to maintain the required temperatures. He also questioned what the penalties would be if the required amount of garbage was not supplied. He stated that waste recovery and disposal trends need to be reconsidered and questioned how outages would be handled. He stated that the EA lacks foresight and provides a narrow vision of the future. He stated that Council needs to look carefully at other options.

42. VERONIKA SCOTT

Ms. Veronika Scott did not appear as a delegation.

43. JIM FREEMAN, 1300 OXFORD STREET, OSHAWA

Mr. Freeman appeared before the Committee on behalf of the Durham Region Labour Council (DRLC) in opposition to the Energy-from-Waste (EFW) facility. Mr. Freeman provided a copy of his presentation. He stated the DRLC does not support the construction of a P3 EFW facility and has concerns with Covanta as the proposed vendor. Mr. Freeman stated that there are better alternatives to incineration such as Extended Producer Responsibility (EPR). He also stated that Covanta has been cited with numerous health and safety violations. He stated that consideration should only be given to top quality companies that demonstrate their respect to the host communities and their employees. He urged Council to

take a serious second thought to the proposed EFW facility. He asked that a decision be put on hold and a referendum be included on the next municipal election.

44. KELLY LAROCCA

Ms. Kelly LaRocca did not appear as a delegation.

45. JIM GOMEZ, 200 PRINGLE DRIVE, WHITBY

Mr. Jim Gomez appeared before the Committee in opposition to the proposed Energy-from-Waste (EFW) facility. Mr. Gomez provided a copy of his presentation. Mr. Gomez stated that he feels that having an incinerator would allow the accumulation of waste. He stated that his concern is regarding waste reduction and feels landfill encourages waste reduction. Mr. Gomez stated that a lot of residents are not even aware that an incinerator is being proposed to be built. Mr. Gomez urged the Committee to not support the incinerator.

Mr. Gomez responded to questions from the Committee.

46. EGLANTINE MONTENEGRO-GOMEZ, 200 PRINGLE DRIVE, WHITBY

Ms. Eglantine Montenegro-Gomez appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Montenegro-Gomez provided a copy of her presentation. She stated that she has lived in Whitby for 5 years and has lived in Canada for over 10 years. She further stated that she is the daughter of a medical doctor who graduated from Johns Hopkins University in Baltimore, Maryland and who later became a Public Health Official in the Philippines. Ms. Montenegro-Gomez advised that she inherited her father's passion and concern for health and safety of individual's, especially young children. Ms. Montenegro-Gomez stated that there is no such thing as tolerable or acceptable levels when human life is at stake and urged the Committee to not support the building of the incinerator.

47. ANNE MAXWELL, WHITBY

Ms. Anne Maxwell appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Maxwell provided a copy of her presentation. Ms. Maxwell stated that there are risks associated with the incinerator that are not acceptable to the public. Ms. Maxwell further stated that Durham residents are ready to do what ever they have to do even if it means a referendum. Ms. Maxwell urged the Committee to not support the building of the incinerator.

48. MARGARET DURKIN, OSHAWA

Ms. Margaret Durkin appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Durkin provided a copy of her presentation. Ms. Durkin advised she is a retired teacher and has concerns regarding the impact an incinerator will have on the health of children, as well as all of Durham. Ms. Durkin feels that the environment will be effected, in turn effecting our children and unborn children's health. Ms. Durkin advised the program "The Disappearing Male" takes a look at what is responsible for the problems of human development. Ms. Durkin advised that numerous medical doctors in Durham Region have signed a petition against the incinerator. She further advised that the public needs to be educated, however there are no public information sessions held in all of the municipalities. Ms. Durkin urged the Committee to not support the building of the incinerator.

49. TRACEY ALI, RR 6, BOWMANVILLE

Ms. Tracey Ali appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Ali provided a copy of her presentation. She stated that she is a member of the Energy from Waste Liaison Committee but that she is speaking as a resident of Bowmanville. She stated that she has concerns regarding the Environmental Assessment (EA) schedule and feels there is insufficient time to review all of the reports and documentation and respond to the reports. She also stated that she felt the Energy from Waste Site Liaison Committee was created too late in the process. Ms. Ali urged the Committee to not support the building of the incinerator.

Ms. Ali responded to questions from the Committee.

50. RONALD STEAD, 4 GLEN ELLIS COURT, BOWMANVILLE

Mr. Ronald Stead appeared before the Committee in favour of the Energy from Waste (EFW) facility. Mr. Stead stated that he does not believe that a monitoring body would allow us to do anything dangerous to our health. He also stated that the Region should stop wasting tax dollars discussing the issue. He referenced that he came from Europe and incinerators are used as there is limited space.

Mr. Stead responded to questions from the Committee.

Regional Chair Anderson vacated the Chair at 5:40 p.m. and assumed the Chair at 5:53 p.m. Councillor Gray chaired the meeting in his absence.

51. TRISHA HYLAND, 12 PINESTONE COURT, WHITBY

Trisha Hyland appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Hyland provided a copy of her presentation. Ms. Hyland stated that she is one of thousands of citizens who oppose the EFW facility. She stated that she believes that the prime objective of the EFW facility is not to create energy, to create jobs, or to take care of the garbage problem, but to increase finances. Ms. Hyland questioned what would happen if the Federal Gas Tax funds are repealed or decreased. She stated that the proposed vendor for the EFW facility has a terrible track record with regards to environmental safety and employee relations. She also stated that the Councillors have a responsibility to the constituents to work in the public's best interest and to be transparent, responsible and accountable for the constituents' hard earned money. Ms. Hyland noted that the incinerator is not a made in Durham solution to waste as Covanta is a foreign company and the toxic fly ash and bottom ash will be shipped to another country. Ms. Hyland stated that the Region has not seriously explored other waste disposal solutions. She also stated that choosing Covanta will allow Durham's economic and environmental stability to be in the hands of a foreign company. Ms. Hyland further stated that the economic and health issues are not her only concerns with the EFW project, but that it is also a moral issue. She stated that she is deeply disappointed in those who are in support of the incinerator.

Ms. Hyland responded to questions from the Committee.

52. JESSE FORBES, BOWMANVILLE

Mr. Jesse Forbes appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Forbes provided a copy of his presentation. He stated that it would no longer be an option for him and his partner to raise a family in Bowmanville if the EFW facility is built. He added that he is disgusted that Clarington Council rescinded their resolution regarding their unwilling host status and that he is disgusted by the treatment of some constituents who have attended meetings in opposition to the EFW. Mr. Forbes stated that at election time he will work to ensure those who vote for the incinerator are not re-elected.

Mr. Forbes responded to questions from the Committee.

53. ASHLEY BRIDGEMAN, 39 LINCOLN STREET, AJAX

Ms. Ashley Bridgeman appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Bridgeman provided a copy of her presentation. She advised that she is speaking on behalf of several family members who were unable to attend the meeting. Ms. Bridgeman stated that she has a two year old daughter who already knows about

waste diversion and that her generation will be the most environmentally aware generation in history, and because of this an incinerator will not be necessary.

Ms. Bridgeman cited a City of San Francisco initiative to make recycling and composting mandatory and to fine those who do not comply. She suggested that the Region consider making people more responsible for their waste. She also suggested the possibility of a small stabilized landfill in each area municipality to take responsibility for the garbage produced in each area.

Ms. Bridgeman stated that Extended Producer Responsibility (EPR) can work and cited the example of BPA being banned in baby bottles and the manufacturers' rapid response and creation of new BPA free products. Ms. Bridgeman stated that constituents will choose their government depending on how they react to environmental issues. She asked that the Committee not recommend acceptance of the EFW project. Ms. Bridgeman added that it is not the citizens' job to make people aware of the EFW project and that the Region should ensure that local citizens are better informed.

Ms. Bridgeman responded to questions from the Committee.

54. MICHAEL CUCIUREAN

Mr. Michael Cuciurean did not appear as a delegation.

55. WAYNE ELLIS

Mr. Ellis did not appear as a delegation. Mr. Ellis provided a copy of his presentation.

56. NADIA MCLEAN-GAGNON, 23 FIELDCREST AVENUE, COURTICE

Ms. McLean-Gagnon appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. She stated that she is concerned that Councillors do not understand the importance of this decision; that there is no air monitoring being done past three (3) years of operation; and, with the impact this will have on an already over burdened air shed. Ms. McLean-Gagnon is also concerned with the financial and health risks associated with an EFW facility. She questioned the safety of the EFW. She stated that the Committee should not mistake the absence of residents as acceptance of the proposed EFW facility; that many members of the community oppose this project. She stated she is also concerned that many aren't aware of this project.

Ms. McLean-Gagnon stated that Councillors need to do their due diligence and take the time to look at the information and resume this process in the

Fall. She asked that the Committee think about what they have heard, be cautious and not vote for the incinerator.

57. SHARON HOWARTH

Ms. Sharon Howarth did not appear as a delegation.

Council recessed at 6:20 p.m. and reconvened at approximately 7:37 p.m.

58. TERRY DORGAN, INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (IBEW), OSHAWA

Mr. Terry Dorgan appeared before the Committee on behalf of the International Brotherhood of Electrical Workers (IBEW) in support of the proposed Energy-from-Waste (EFW) facility. He stated the IBEW has well skilled and well trained members who are encouraged about the jobs this project will bring. He stated they are proud to be on the cutting edge of Green construction projects and with their expertise they can build the EFW safely, on-time, and on-budget and will ensure it operates in a safe manner. Mr. Dorgan stated that they feel the project does not pose any negative ecological or health effects.

Mr. Dorgan responded to questions from the Committee.

59. SANDY RIDER, 494 WHITEVALE ROAD, PICKERING, L0H 1M0

Ms. Sandy Rider appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. She asked the Committee to rethink incineration. She stated the reports from Europe state that the chemicals emitted from the EFW's pose a threat to public health and added that the EFW's in Europe don't process the plastics and aluminium that Durham Region's facility will. She stated that other measures need to be taken in order to reduce the pollutants emitted in the air. She stated that the EFW will contribute to this pollution and asked the Committee to find another way.

60. WENDY CARTWRIGHT

Ms. Wendy Cartwright did not appear as a delegation.

61. STEVE CONWAY, 57 SHORT CRESCENT, COURTYCE

Mr. Steve Conway appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Conway provided a copy of his presentation. Mr. Conway stated that he feels the problem is that we have too much garbage and that burning the garbage is not the solution. He further stated that packaging should be the responsibility of the company and that they should try to find different packaging that would be

recyclable. He added that the public needs to be educated to work harder at recycling for the future. Mr. Conway urged the Committee to not support the building of the incinerator.

62. KATHI BRACKEN

Ms. Kathi Bracken did not appear as a delegation. Ms. Bracken provided a copy of her presentation.

63. BRENDA CROSS, 117 CLEMENTS ROAD, AJAX

Ms. Brenda Cross appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Cross provided a copy of her presentation. She stated that we should be taking more time to review the reports as well as allowing the citizens the opportunity to follow along with the process in order to make the right decision for their community. She further stated that residents should be compensated for the time and effort they put into educating themselves on this matter. Ms. Cross feels that landfill; better education of residents; and businesses being responsible for their packaging should be further investigated. She expressed concern for children's health and feels that there are too many questions that still need to be answered to make a decision. Ms. Cross urged the Committee to not support the building of the incinerator.

Ms. Cross responded to questions from the Committee.

64. ANGIE HAMILTON, 18 POMEROY, BOWMANVILLE

Ms. Angie Hamilton appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Hamilton stated that the incinerator should not be built as it will affect the health of the residents and that the land that grows our crops will be contaminated and we will end up eating contaminated food. She stated that we should be educating our children and creating sustainable jobs for our children. Ms. Hamilton further stated that Covanta is a company from the United States and that they will try to sell us their business as they need to feed their families over there. She stated our future and our children's future is at stake and urged the Committee to not support the building of the incinerator.

65. PHYLLIS SLUMAN

Ms. Phyllis Sluman did not appear as a delegation.

66. BRUCE WOOD

Mr. Bruce Wood did not appear as a delegation.

67. CHAI KALEVAR

Mr. Chai Kalevar did not appear as a delegation.

68. BARRY OTT, 42 HOOPER SQUARE, BOWMANVILLE

Mr. Barry Ott appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Ott provided a copy of his presentation. He expressed his concern that inspections of the facility are only conducted once per year and that two weeks notice is provided prior to inspections. He also expressed concern that the chemicals being emitted from the facility are dangerous to humans and animals in the area; to the noise pollution and exhaust from the trucks hauling the waste to and from the facility; the construction of an access road close to recreational facilities; the potential for increased property taxes; and, decreased property values. Mr. Ott stated that any politician who supports this project will lose his vote as well as the vote of friends, neighbours, relatives and co-workers that he speaks to.

Mr. Ott responded to questions from the Committee.

69. TERRY THOMPSON

Mr. Terry Thompson did not appear as a delegation.

70. RHONDA WALLACE

Ms. Rhonda Wallace did not appear as a delegation. Ms. Wallace provided a copy of her presentation.

71. ERIC WIGGANS

Mr. Eric Wiggans withdrew his request to appear as a delegation.

72. SHIRLEY CRAGO

Ms. Shirley Crago did not appear as a delegation. Ms. Crago provided a copy of her delegation.

Regional Chair Anderson vacated the Chair at 8:35 p.m. and assumed the Chair at 8:40 p.m. Councillor O'Connor chaired the meeting in his absence.

73. ELISABETH HART, OSHAWA

Ms. Elisabeth Hart appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. She stated that a number of studies show higher rates of cancers in adults and childhood birth defects to those living near EFW facilities. She stated these studies can be referenced at

the following web-site: www.ecomed.org.uk/puv_waste.php. She stated she is concerned with the dioxins, furans, PCP's, mercury and other heavy metals that will be emitted from the facility. Ms. Hart also stated she will never vote for anyone who votes for the incinerator.

74. FREYA HART, OSHAWA

Ms. Freya Hart appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. She stated that incinerators do not create incentives to reduce, reuse or recycle and that Durham will be forced to create or solicit garbage from other municipalities to feed the EFW facility. She requested the Committee to say no to incineration and say yes to the financial stability of Durham Region.

75. JOAN KERR

Ms. Joan Kerr did not appear as a delegation.

76. GRAHAM HAUSER, 24 FIELDCREST AVENUE, COURTYCE

Mr. Graham Hauser appeared before Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Hauser provided a copy of his presentation. He stated that he has concerns regarding the incinerator being built in Clarington and pointed out that the Chief Medical Officer of Health for Halton rejected the incinerator that was to be built in Halton. Mr. Hauser stated he is also concerned that the value of his home will decrease, and that his taxes will go up. He also stated he is also concerned because there are approximately 20 schools located within a 10 km radius of where the incinerator is to be built. Mr. Hauser urged the Committee to not support the building of the incinerator.

Mr. Hauser responded to questions from the Committee.

77. WILLIE WOO

Mr. Willie Woo advised he was unable to attend the meeting.

78. IRENE MOULT, 838 SHEPPARD AVENUE, PICKERING

Ms. Irene Moulton appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Ms. Moulton provided a copy of her presentation. She stated that she has been reasonable, open-minded and non-confrontational when reviewing the literature and reports presented by the consultants and the planners. However, when she tries to digest the formulas put forth, her instinct says no.

Ms. Moulton expressed concern with respect to the issues of debt, and supply and demand as they relate to the EFW facility. She stated that

fiscally, she believes that the EFW facility is folly and she believes that the incinerator premise will lead Durham Region to be in a position where it will be dependent on needing garbage. She stated that incineration is the easy solution and a way to take the problem of waste management off the agenda for a long time. She questioned the number of jobs that an incinerator would create and added that zero waste would produce more jobs and new business opportunities in Durham Region.

MOVED by Councillor O'Connor, SECONDED by Councillor Henry,
(10) "THAT the Rules of Procedure be suspended in order to permit
John Muto, Chris Fortin, Cecil Mackesey, David Leonardi, and
Craig Cameron to appear as delegations."

CARRIED on a 2/3rd Vote

79. JOHN MUTO, 1036 ATTERSLEY DRIVE, OSHAWA

Mr. John Muto appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Muto advised that he has family in Courtice and he is concerned for their health. He questioned why Council has an overarching focus on incineration and stated that there are other alternatives for waste management. He added that alternatives could have less of a financial burden and less impact on the environment and human health. Mr. Muto asked Council to vote no for the incinerator.

80. CHRIS FORTIN, 205-1400 THE ESPLANADE, PICKERING

Mr. Chris Fortin appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Fortin provided a copy of his presentation. Mr. Fortin stated that the EFW facility proposal is unacceptable and ill advised. He stated his major concerns with the EFW facility include harm to the residents in the community; damage to the ecosystem; that it will not solve the Region's waste management problems; and that it will not adequately meet the needs of the Region. Mr. Fortin added that an EFW facility will not contribute to attracting new, dynamic businesses to the Region and will add to the image of the Region as a chemical epicentre. Mr. Fortin stated that the Michigan border closure provides the Region with an unprecedented opportunity to take on the challenge of dealing with garbage without burning. He requested that the Region put the brakes on the EFW proposal and vote no.

Mr. Fortin responded to questions.

81. CECIL MACKESEY, 58 STANFORD CRESCENT, NEWCASTLE

Mr. Cecil Mackesey appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Mackesey advised that ten years ago he ran for Mayor of Clarington and at that time he promised that if he was elected, he would bring jobs that made sense and were good for the

community to Clarington. He does not believe that the EFW facility is good for the community. He stated that it will bring increased health care costs which will result in increased cost to the tax payers. Mr. Mackesey stated that the health effects from the EFW facility will have a long latency period and it will take years to know the full effects. He stated that those who are paying attention to the science will not support the facility.

Mr. Mackesey stated that he will work to ensure that anyone who votes for the facility will not get re-elected.

82. DAVID LEONARDI

Mr. David Leonardi did not appear as a delegation.

83. CRAIG CAMERON, 908 CROCUS CRESCENT, WHITBY

Mr. Craig Cameron appeared before the Committee in opposition to the Energy-from-Waste (EFW) facility. Mr. Cameron provided a copy of his presentation. He thanked the Councillors who responded to inquiries and concerns from constituents. He asked the Committee to vote against the EFW facility on the basis of health effects and cost. He stated that he is not convinced that the facility will be safe. Mr. Cameron added that the Region's money would be better spent on finding just and innovative waste solutions. He further stated that asking concerned citizens if they would prefer landfill to EFW is an adversarial question and that new ways of thinking about waste management should be encouraged. He stated that the Region needs bold leadership from elected officials and implored the Committee not to leave our children with an EFW facility. He added that if the facility is constructed it will affect his decision to live in Durham Region.

Regional Chair Anderson vacated the Chair at 9:43 p.m. and assumed the Chair at 9:51 p.m. Councillor O'Connor chaired the meeting in his absence.

84. COVANTA ENERGY CORPORATION

Mr. John Phillips and other representatives from Covanta Energy Corporation provided a PowerPoint presentation outlining: the EFW project overview including the technology to be utilized; the team assembled to complete the project including the facility constructor, designer, project architect, waste transportation provider and environmental consultant; the company's leadership in renewable power generation including the number of facilities owned and the number of facilities operated by the company; the company's commitment to excellence including various awards they have received; the environmental benefits of EFW facilities including reducing greenhouse gas emissions; the company's outstanding environmental performance including the company's average compliance percentage for emissions;

the company's commitment to health and safety; the energy benefits of EFW; the economic benefits of EFW; and Covanta's commitments for performance, technology and local community involvement with respect to the proposed EFW facility. Covanta representatives advised that they operate in one of the most monitored and environmentally regulated industries in the world.

Covanta representatives responded to questions from the Committee.

4. REPORTS

a) ENERGY FROM WASTE (EFW) RISK ASSESSMENT AND ENVIRONMENTAL SURVEILLANCE (2009-COW-01)

Report #2009-COW-01 of the Commissioner & Medical Officer of Health was received.

Dr. Lesbia F. Smith, MD, and Mr. Ross Wilson, MSc, DABT, provided a PowerPoint presentation regarding the Site Specific Human Health Risk Assessment Review and Surveillance – Energy from Waste Facility in the Region of Durham. Dr. Smith stated that their mandate was to review the Site Specific Human Health Risk Assessment (SSHRA) and to reassess the environmental surveillance program.

Mr. Wilson gave an overview of the SSHRA mandate which is to answer questions regarding the human health risks; to determine if the SSHRA methodology is sound and consistent with accepted standards; to determine what environmental surveillance program should be recommended; to provide any other human health related advice to Regional Council and the Ministry of the Environment (MOE); and, to determine if there is any human health reason that the EA should not be forwarded to the MOE.

Mr. Wilson provided an overview of the human health risks. He stated that the EFW as proposed will not pose an unacceptable public health risks, with the following caveats to the recommendation:

Confirmation on certain issues that include:

- Adequate rationale for exclusion of dioxin-like PCBs
- Confirmation of the assumed exposure point concentrations
- Changes to fish-wild game consumption rates
- Changes to soil ingestion rates
- Addressing other substances

Mr. Ross stated that their recommendation to accept the findings of the HHRA is contingent on the final version of the report adequately addressing certain issues that have been forwarded to the risk assessors. He noted that they have only evaluated risks estimated for the 140,000

tonnes per year scenario for the EFW facility. He also noted that they did not review the methods used to estimate environmental concentrations (air, soil, water, etc.) and have assumed this information was correct. He stated that if other reviewers identify concerns, the conclusions of the HHRA could be affected and should be re-visited.

Mr. Ross provided an overview of the SSHHRA Methodology and stated that the SSHRA follows an accepted risk assessment approach consistent with Health Canada risk assessment guidance provided in various documents. He stated that the use of the *Precautionary Principle* is also inherently found within the methods of the SSHHRA.

Mr. Ross provided an overview of the environmental surveillance programs that should be recommended to Regional Council and the MOE including: facility operations monitoring; stack measurements and emissions; environmental media (air and soil) measurements; and, if necessary, flora (grass etc) and fauna if evidence that performance is not as assumed in the SSHHRA and to address public concern.

He outlined some of the other human health related advice that should be provided to Regional Council and the MOE which includes: surveillance results be publicly reported in an accessible, accurate, open, timely and transparent and understanding manner; environmental oversight through a Durham Waste Diversion and Management Committee or similar advisory group; that the MOH provide ongoing relevant health information as required by the Ontario Public Health Standards* of the Ontario Health Protection and Promotion Act.

Mr. Wilson stated that from this team's perspective, there is no reason respecting protection of human health and estimation of human health risks for this project not to go forward with the EA Process.

Dr. Smith and R. Wilson responded to questions with respect to who determines what risk level is acceptable for the emissions from an EFW facility; Dr. Smith's findings from her 2007 review of the health related chapters of the Halton EFW Business Case; if the proposed EFW facility will be safe; whether independent review was conducted for the exposure point concentrations used in the risk models; whether there is a national standard for dioxins; and why some of the equipment used to retrieve samples for the baseline data were located outside of Durham Region.

Regional Chair Anderson vacated the Chair at 11:19 p.m. and assumed the Chair at 11:24 p.m. Councillor O'Connor chaired the meeting in his absence.

MOVED by Councillor Trim, SECONDED by Councillor Johnson,
(11) "THAT we recommend to Council:

- a) THAT the final Site Specific Human Health Risk Assessment (SSHHRA) for the proposed 140,000 tonnes EFW facility be accepted and submitted to the Ontario Ministry of the Environment for its review, if and when the EFW environmental assessment is approved, subject to it being in concordance with the caveats expressed in Appendix D of Report #2009-COW-01;
- b) THAT if the EFW environmental assessment is approved and the proposed EFW facility is constructed, once operational, an environmental surveillance program is implemented in accordance with all applicable legislation, policies, guidelines, and instruments and the following guiding principles:
 - i) THAT continuous and periodic stack testing of chemical emissions, including dioxins and furans, that meet or exceed the more stringent of the Ontario Guidelines A-7 and EU Directive chemical emissions standards forms the basis of environmental surveillance in accordance with the International Best Practices Review,
 - ii) THAT stack testing be supplemented by independent ambient air and soil testing for a minimum of three years at which time its effectiveness will be evaluated,
 - iii) THAT independent testing of flora and fauna be considered if in-stack, ambient air and soil test results regularly exceed levels predicted by the SSHHRA,
 - iv) THAT stack testing not be supplemented by human biomonitoring,
 - v) THAT the environmental surveillance results are communicated to the public in as an accessible, accurate, open, timely, transparent, and understandable a manner as possible,
 - vi) THAT a Durham waste diversion and management advisory committee, or similar advisory group, which is appointed by and is accountable to the Regional Council, is in place to act as a forum for, and comprises Clarington and Durham residents and representatives from Clarington, the EFW facility, Ontario Ministry of the Environment (MOE), and the Region of Durham to assess, monitor, review, and advise the Region on the effectiveness of the environmental surveillance program, independent environmental testing,

the quality of public reporting of environmental performance of the facility, and other related strategic waste diversion and management issues,

- vii) THAT the Health Department be consulted by the MOE before it finalizes its requirements for the Region's environmental surveillance program;
- c) THAT the Region continue to pursue the goal of 70% waste diversion and to advocate for amendments to the *Waste Diversion Act, 2002* to be enacted and implemented;
- d) THAT the Region adequately supports the environmental surveillance program, independent environmental testing, the public reporting of environmental surveillance data, and the work of the proposed Durham waste diversion and management advisory committee;
- e) THAT the Minister of Environment, Durham's MPPs and municipalities, Joint Waste Management Group, Site Liaison Committee, and the Regional Municipality of York be so advised."

CARRIED LATER IN THE MEETING
SEE FOLLOWING MOTIONS

MOVED by Councillor Nicholson, SECONDED by Councillor Cullen,
(12) "THAT the foregoing motion (11) of Councillors Trim and Johnson be amended by adding the following to the end of part b) i.):

' , and that such stack testing be conducted by an independent agent chosen by the Region of Durham, and be conducted at random intervals chosen by the agent without prior notice to the operator'."

MOTION DEFEATED ON THE
FOLLOWING RECORDED VOTE:

COUNCILLORS	<u>YES</u>	<u>NO</u>
	Crawford	Abernethy
	Cullen	Drumm
	Gray	Emm
	Henry	Grant
	Lutczyk	Herrema
	Neal	Johnson
	Nicholson	McMillen
	O'Connor	Nicholson
		Pearce
		Perkins

Members Absent

Jordan
Kolodzie
Littley
McLean
Mitchell
Parish

Pidwerbecki
 Ryan
 Shepherd
 Trim

In response to Councillor Nicholson's proposed amendment, staff explained that the guidelines for monitoring of the facility will be imposed by the Ministry of the Environment (MOE) and that the Region will recommend that the Certificate of Approval for the project contains a clause stating that the testing will be conducted by an independent third-party deemed acceptable to the owner of the facility. Staff added that to conduct testing without providing prior notification to the facility would be difficult, although periodic, unannounced spot checks will be conducted by the Region.

MOVED by Councillor Nicholson, SECONDED by Councillor Cullen,
 (13) "THAT the foregoing motion (11) of Councillors Trim and Johnson be amended in part b) iii) by inserting after the word 'exceed' the words 'or approach within 25%', and further that the word 'regularly' be deleted."

MOTION DEFEATED ON THE FOLLOWING RECORDED VOTE:

COUNCILLORS

YES

Cullen
 Gray
 Henry
 Lutczyk
 Neal
 Nicholson

NO

Abernethy
 Crawford
 Drumm
 Emm
 Grant
 Herrema
 Johnson
 McMillen
 Novak
 O'Connor
 Pearce
 Perkins
 Pidwerbecki
 Ryan
 Shepherd
 Trim

Members Absent

Jordan
 Kolodzie
 Littley
 McLean
 Mitchell
 Parish

MOVED by Councillor Nicholson, SECONDED by Councillor Cullen,
 (14) "THAT the foregoing motion (11) of Councillors Trim and Johnson be divided by separating out part b) iv) so as to vote on separately."

CARRIED ON THE FOLLOWING RECORDED VOTE:

	COUNCILLORS	<u>YES</u>	<u>NO</u>
		Abernethy	Cullen
		Crawford	Drumm
<u>Members Absent</u>		Emm	Gray
Jordan		Grant	Henry
Kolodzie		Herrema	Lutczyk
Littley		Johnson	Neal
McLean		McMillen	Nicholson
Mitchell		Novak	Perkins
Parish		O'Connor	
		Pearce	
		Pidwerbecki	
		Ryan	
		Shepherd	
		Trim	

MOVED by Councillor Trim, SECONDED by Councillor Johnson,
(15) "THAT part b) iv.) of the foregoing motion (11) of Councillors
Trim and Johnson be adopted."

CARRIED ON THE
FOLLOWING RECORDED VOTE:

	COUNCILLORS	<u>YES</u>	<u>NO</u>
		Abernethy	Cullen
		Crawford	Drumm
<u>Members Absent</u>		Emm	Gray
Jordan		Grant	Henry
Kolodzie		Herrema	Lutczyk
Littley		Johnson	Neal
McLean		McMillen	Nicholson
Mitchell		Novak	Perkins
Parish		O'Connor	
		Pearce	
		Pidwerbecki	
		Ryan	
		Shepherd	
		Trim	

The Committee members expressed their opinions with respect to the proposed Energy-From-Waste facility.

The remainder of the main motion (11) of Councillors Trim and Johnson was then put to a vote and CARRIED.

b) HOST COMMUNITY AGREEMENT – THE REGIONAL MUNICIPALITY OF DURHAM AND THE CORPORATION OF THE MUNICIPALITY OF CLARINGTON (2009-COW-02)

Report #2009-COW-02 of the Chief Administrative Officer was received. Staff responded to questions with respect to the costs incurred as a result of the Host Community agreement and which of these costs would be jointly paid for by Durham and York Regions.

MOVED by Councillor Abernethy, SECONDED by Councillor Emm, (16) "THAT we recommend to Council:

- a) THAT the Host Community Agreement between the Regional Municipality of Durham and the Corporation of the Municipality of Clarington be approved; and
- b) THAT the Regional Chair and Clerk be authorized to execute all required documents."

CARRIED ON THE FOLLOWING RECORDED VOTE:

<u>Members Absent</u>	<u>YES</u>	<u>NO</u>
	COUNCILLORS	
Cullen	Abernethy	Gray
Jordan	Crawford	Henry
Kolodzie	Drumm	Lutczyk
Littley	Emm	Neal
McLean	Grant	Nicholson
Mitchell	Herrema	
Parish	Johnson	
	McMillen	
	Novak	
	O'Connor	
	Pearce	
	Perkins	
	Pidwerbecki	
	Ryan	
	Shepherd	
	Trim	

c) APPROVALS FOR THE DESIGN, CONSTRUCTION, OPERATION AND MAINTENANCE OF A NEW DURHAM – YORK ENERGY FROM WASTE (EFW) FACILITY (RFP 604-2008): PROJECT AND RELATED FINANCING (2009-COW-03)

Report #2009-COW-03 of the Commissioners of Works and Finance was received. It was noted that on page 2 of Report #2009-COW-03, Section 7, Project Approval, Cost and Financing Approval, the words "as per recommendation **b**" should have read "as per recommendation **6**". This

change has been reflected in the recommendations contained in these minutes.

MOVED by Councillor Trim, SECONDED by Councillor Johnson,
(17) "THAT we recommend to Council:

Environmental Assessment

1. THAT Council endorse the Durham - York Residual Waste Study Environmental Assessment (EA) as provided in Attachment #7 to Report #2009-COW-03 and the accompanying compact disk (CD), and authorize staff to submit the EA to the Ministry of the Environment by July 31, 2009, subject to such minor adjustments as deemed necessary by the Commissioner of Works, based upon the on-going process, including preliminary review of documentation by the Ministry of the Environment.
2. THAT in accordance with Subsection 6.2(2) of the Environmental Assessment Act, the Commissioner of Works be authorized to amend or withdraw this EA at any time prior to the deadline for completion of the Ministry review in the event that issues have arisen with the EA during the inspection period which are too numerous or complex to resolve within the regulated timelines.

EFW Project Agreements

The Regional Municipality of York

3. THAT authorization be given for the Region of Durham to enter into the Memorandum of Understanding (MOU) with the Region of York, included as Attachment #1 to Report #2009-COW-03, to govern the process and cost sharing arrangement between the Regions during the design, construction, operation and maintenance of the EFW facility;
4. THAT the Regional Chair and Clerk be authorized to sign the documents necessary to give effect to recommendation 3.
5. THAT staff be directed to commence negotiations of a formal co-owners agreement with the Regional Municipality of York based upon the commitments and understandings contained within the Memorandum of Understanding (MOU) with the Region of York, included as Attachment #1 to Report #2009-COW-03.

Ontario Power Authority (OPA)

6. THAT subject to and conditional upon, (i) the acceptance of the Durham - York Residual Waste Study EA by the Minister of the Environment; (ii) the execution by York Region of the proposed MOU included as Attachment #1 to Report #2009-COW-03; and (iii) Approval of the execution of the Project Agreement by the Regional Council of the Regional Municipality of York:
 - a. THAT authorization be granted for the Region to enter into a Power Purchase Agreement (PPA) with the Ontario Power Authority (OPA), substantially on the terms described herein, including an agreed upon price for the net electricity distributed to the grid of eight (8) cents per kilowatt hour (kWh), subject to annual escalation to be applied to 35% of the per kWh price based upon changes in the Consumer Price Index (CPI) as calculated from the first anniversary of facility operations, and for each year of the 20-year term;
 - b. THAT the Commissioner of Finance be authorized to provide completion and performance security described in the PPA, up to a maximum of \$660,000, when required upon execution of said agreement, to the OPA; and,
 - c. THAT the Regional Chair and Clerk be authorized to sign any and all documents necessary to give effect to this recommendation.

Project Approval, Cost and Financing Approval

7. THAT subject to and conditional upon, (i) the acceptance of the Durham - York Residual Waste Study EA by the Minister of the Environment; (ii) the execution by York Region of the proposed MOU, included as Attachment #1 to Report #2009-COW-03; (iii) a satisfactory conclusion to the negotiation of the Project Agreement with Covanta Energy Corporation on terms consistent with the requirements of RFP-604-2008, as determined by the Commissioners of Works and Finance; (iv) approval of the Power Purchase Agreement as per recommendation 6; and, (v) Approval of the execution of the Project Agreement by the Regional Council of the Regional Municipality of York:
 - a. THAT the Proposal submitted by Covanta Energy Corporation, in response to RFP-604-2008 to design, build, operate and maintain an Energy From Waste Facility, be accepted at a facility construction price (excludes architectural enhancements) of \$235.8 million (Durham's share \$185.3 million) and a total annual operating fee of

\$14.7 million (Durham's share \$11.5 million), excluding GST and escalation;

- b. THAT Durham's share or \$214.7 million of the total project cost of \$272.5 million for the Durham – York Energy from Waste facility be financed as follows:
 - i. Up-front financing of approximately \$100.0 million from the Region's Federal Gas Tax Reserve Fund;
 - ii. Other Revenue of approximately \$1.6 million (sale of surplus land);
 - iii. Debentures issued for the remaining financing requirements totaling approximately \$113.1 million with a term of approximately eight (8) years; and,
 - iv. The Region apply future Federal Gas Tax revenue estimated at \$17.3 million per year to retire the debt related to its share of the project cost as noted above.
- c. THAT the Region of Durham or its agents be authorized to issue debentures in the total amount not to exceed \$113.1 million to finance a portion of Durham's share of the EFW facility;
- d. THAT the Commissioner of Finance be authorized to purchase all or a portion of the required debenture issue in the amount of \$113.1 million from the Region's Reserve Funds; and
- e. THAT the Regional Chair and Clerk be authorized to execute a Project Agreement consistent with the requirements of the RFP 604-2008 and subject to agreement on outstanding contractual issues, as determined by the Commissioners of Works and Finance.

Other

8. THAT Regional Council approval be given to initiate expropriation proceedings with respect to the acquisition of the lands adjacent to the EFW facility in the Municipality of Clarington (see Attachment #2 Site Plan to Report #2009-COW-03) that are not acquired through negotiations, and which will be required to be serviced in accordance with the Host Community Agreement (HCA), as detailed in Report 2009-COW-02.
9. THAT in accordance with the Purchasing By-law 68-2000 as amended, Finance staff be authorized to negotiate a Sole Source Agreement with HDR Corporation for the Regions under a new three-year contract (2010 to 2013), with two optional one-year

extension provisions, in order to provide necessary on-going technical expertise and Project Management services and ensure project specifications as developed by HDR, standards and timelines are achieved through design-build and operations start-up protocol and Acceptance Test procedures, at an upset cost not to exceed \$5.6 million (excluding applicable taxes) to be cost-shared with York Region, and with Durham's share (\$4.4 million) to be funded through the annual Solid Waste Management Business Plans and Budgets over a three to five year period and the Regional Chair and Clerk be authorized to sign any and all documents necessary to give effect to this recommendation.

10. THAT in response to requests by members of Regional Council, and/or as a supplement to the April 2009 Report 2009-J-18, Regional Council receive for information:
 - a. Addendum #34 to RFP-604-2008, included as Attachment #3 to Report #2009-COW-03, as issued in January 2009 to pre-qualified vendors to provide a further breakdown of the technical, project delivery and cost and commercial elements of the evaluation criteria which was utilized by the Evaluation Team to determine the preferred vendor, as recommended to, and approved by, Regional Council in April 2009; and,
 - b. A final draft report from KPMG, the Regions' Fairness Monitor, retained by York and Durham to oversee the two-stage EFW Procurement Process and included as Attachment #4 to Report #2009-COW-03."

CARRIED ON THE FOLLOWING RECORDED VOTE:

Members Absent

Cullen
 Jordan
 Kolodzie
 Littley
 McLean
 Mitchell
 Parish
 Shepherd

COUNCILLORS

YES

Abernethy
 Crawford
 Emm
 Grant
 Herrema
 Johnson
 McMillen
 Novak
 O'Connor
 Pearce
 Perkins
 Pidwerbecki
 Ryan
 Trim

NO

Drumm
 Gray
 Henry
 Lutczyk
 Neal
 Nicholson

5. ADJOURNMENT

MOVED by Councillor Gray, SECONDED by Councillor McMillen,
(18) "THAT the meeting be adjourned."
CARRIED

The meeting adjourned at 1:34 a.m.

P.M. Madill, Regional Clerk

Roger Anderson, Regional Chair