

SECTION 1

MINUTES

THE REGIONAL COUNCIL OF DURHAM

Wednesday, June 13, 2018

The Council of The Regional Municipality of Durham met in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:32 AM

Roll Call: Morning Session 9:32 AM to 11:40 AM

All members of Council were present with the exception of Councillors Collier, McQuaid-England, and Sanders

Councillor Dies was present as the alternate for Councillor Collier

Councillor McQuaid-England attended the meeting at 9:37 AM

Councillor Parish left the meeting at 11:31 AM on municipal business

Afternoon Session 12:20 PM to 3:27 PM

All members of Council were present with the exception of Councillors Carter, Collier, Grant, Henry, Jordan, McLean, McQuaid-England, Parish, and Sanders

Councillor Carter attended the meeting at 12:25 PM

Councillor Dies was present as the alternate for Councillor Collier

Councillor Grant attended the meeting at 12:27 PM

Councillor Henry attended the meeting at 12:30 PM

Councillor Jordan attended the meeting at 12:25 PM

Councillor McLean attended the meeting at 12:26 PM

Councillor McQuaid-England attended the meeting at 12:36 PM

Councillor Mitchell left the meeting at 2:40 PM

Councillor Roy left the meeting at 2:49 PM

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

Declarations of Interest

1. Councillor Rowett made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 29 of the Seventh Report of the Committee of the Whole, Report #2018-COW-108: Final Recommendations Regarding Regional Residential, Commercial, Institutional and Industrial Development Charges, Appendix 7, Pages 6 and 7, Part 4, subparagraph a) regarding Simcoe Street from King Street to Greenway Boulevard. He indicated that he lives adjacent to this Regional Road.
2. Councillor Molloy made a declaration of interest under the *Municipal Conflict of Interest Act* with respect to Item 19 of the Seventh Report of the Committee of the Whole, Report #2018-COW-113: Standardization of Office Workstation Furniture System for Regional Municipality of Durham Facilities. He indicated that he does business with this company.

3. Councillor Drumm made declarations of interest under the Municipal Conflict of Interest Act with respect to the following three items:
 - i) Item 16 of the Seventh Report of the Committee of the Whole, Report #2018-COW-101: Expropriation of Lands Required for the Proposed Bus Rapid Transit Project along Hwy 2 (Kingston Road), in the City of Pickering and Town of Ajax;
 - ii) Item 31 of the Seventh Report of the Committee of the Whole, Report #2018-COW-110: Final Recommendations Regarding Amendments to Regional Transit Development Charges By-law #81-2017; and
 - iii) Item 32 of the Seventh Report of the Committee of the Whole, Report #2018-COW-111: Final Recommendations Regarding Amendments to GO Transit Development Charges By-law #86-2017.He indicated that a member of his family is employed by Durham Region Transit.
4. Councillor Woo made a declaration of interest under the Municipal Conflict of Interest Act with respect to Item 52 of the Seventh Report of the Committee of the Whole, Report #2018-COW-137: Additional Provincial Funding from the 2018 Final Child Care Allocation. He indicated that a family member is employed by the Social Services Department.
5. Councillor McQuaid-England made a declaration of interest under the Municipal Conflict of Interest Act with respect to Motion Item #1: Regional Bonus to the Ontario Film and Television Tax Credit. She indicated that she has a media business.
6. Councillor Foster made a declaration of interest under the Municipal Conflict of Interest Act with respect to Motion Item #1: Regional Bonus to the Ontario Firm and Television Tax Credit. He indicated that his son receives income from video and filmography.

Announcements

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

Presentations

There were no presentations.

Adoption of Minutes

Moved by Councillor McLean, Seconded by Councillor Henry,

(131) That the minutes of the following meetings be adopted:

- Regular Regional Council meeting held on May 9, 2018;
- Special Regional Council meeting held on May 23, 2018; and
- Regular Committee of the Whole meeting held on June 6, 2018.

CARRIED

Correspondence Requiring Motion for Direction

CC 12 Ms. Anita Longo, Executive Assistant, Durham Regional Police Services Board, advising that two amended agreements between the Minister of Community Safety and Correctional Services, the Regional Municipality of Durham and the Durham Regional Police Services board for provincial grant funding for the Community Policing Partnership (CPP) Program and Safer Community 1,000 Officers Partnership Program-Grants have been received. Ms. Longo writes that "These are renewed one year contractual agreements effective April 1, 2018 to March 31, 2019 and replace existing ones which expired on March 31, 2018. Pursuant to the terms of the new agreements, a resolution from Regional Council authorizing the municipality to enter into the agreement is required." (Our File: F16)

Moved by Councillor Henry, Seconded by Councillor Foster,
(132) That further to Council Correspondence CC 12, the Regional Municipality of Durham be authorized to enter into the CPP Program Funding Agreement and Safer Community-1,000 Officers Partnership Program Funding Agreement with the Province, subject to approval of the Director of Legal Services.

CARRIED

Additional Correspondence

CC 13 Memorandum from Don Beaton, Commissioner of Corporate Services, re: Identification on Election Signs

Moved by Councillor Henry, Seconded by Councillor Foster,
(133) That Council Correspondence CC 13 be referred to consideration of Item #27 of the Seventh Report of the Committee of the Whole.

CARRIED

CC 14 Memorandum from Mary Simpson, Acting Commissioner of Finance, re: Development Charges Deferral Agreement Policy for Lands not yet serviced.

Moved by Councillor Henry, Seconded by Councillor Foster,
(134) That Council Correspondence CC 14 be referred to the Committee of the Whole meeting scheduled for September 5, 2018.

CARRIED

CC 15 Ms. Anita Longo, Executive Assistant, Durham Regional Police Services Board, advising that the Durham Regional Police Services Board considered the licence agreement between the Regional Municipality of Durham, the Durham Regional Police Services Board and the York Regional Police Services Board regarding the use of Regional property, as requested by the Committee of the Whole on June 6, 2018, and that the Board supports the recommendations in Confidential Report #2018-COW-140.

Moved by Councillor Henry, Seconded by Councillor Smith,
(135) That Council Correspondence CC 15 be referred to consideration of Item #3 of
Other Business.

CARRIED

Delegations

1. Mr. Greg Milosh, Oshawa Resident, regarding the job description and salary range for the Regional Chair and Chief Administrative Officer positions. (Report #2018-COW-136)

Mr. Milosh appeared before Regional Council to express the importance that the job description of both the Regional Chair and Chief Administrative Officer (CAO) be clearly defined, and that the salary range for each position be comparable to the salaries being paid to comparable positions in other regional municipalities. He added that it is important that both the Regional Chair and the CAO know their specific duties and the limits of their authority and responsibilities. Mr. Milosh advised that in his comparison with other regional municipalities in the specific area of salary, the Region of Durham's Chairperson and CAO are the highest paid when compared to their regional counterparts. He stated that the current CAO is being paid approximately \$55,000 more than the top of his salary range of \$228,000 to \$285,000. He added that he is unsure of the salary range for the Regional Chair and was advised by staff that the starting rate for the new Regional Chair position would be \$192,000. Mr. Milosh requested that the other Regional municipalities of York, Halton, Peel, Niagara and Waterloo be contacted to obtain and compare job descriptions and salary ranges for both the Chairperson and CAO positions.

A copy of his presentation was submitted to the Legislative Services Division prior to the meeting and will be retained by the Legislative Services Division.

2. Mr. Mike Walters, Chief Administrative Officer, Lake Simcoe Region Conservation Authority, regarding LSRCA's Annual Operating Plan

Mr. Walters provided a PowerPoint presentation with regards to Implementing the Lake Simcoe Region Conservation Authority (LSRCA) Strategic Plan, 2018 Annual Operating Plan.

Highlights from his presentation included:

- Implementing our Strategic Plan
- Annual Operating Plan – Top 12 Priorities
 - Harmonization
 - Enhance Collaboration with First Nations
 - Staff Engagement
 - Education Training Facility
 - Talent Management
 - Compensation Review

- Land Acquisition and Disposal Strategy
- Scanlon Creek Operations Centre Renovation
- Asset Management Policy
- LSPOP Offsetting Program
- Climate Change Adaptation Plan and Mitigation Strategy
- Salt Reduction Strategy

Mr. Walters advised the LSRCA's Strategic Plan was completed and approved in July 2016. He stated the plan contains 4 major goals, 9 outcomes and 42 individual activities. He provided a detailed overview of the top 12 priorities of the Plan.

Mr. Walters responded to questions of Regional Council.

A copy of his presentation was submitted to the Legislative Services Division prior to the meeting and will be retained by the Legislative Services Division.

3. Ms. Linda Gasser, Whitby Resident, regarding Report #2018-COW-146: Request for Information #RFI-1158-2017 for Mixed Waste Transfer and Pre-sorting, Organics Processing, and Beneficial Use of By-Products/End Products

Ms. Gasser appeared before Regional Council regarding Report #2018-COW-146 of the Commissioner of Works. She urged Council to defeat recommendations A) through E) and H) in Report #2018-COW-146; to amend recommendation F) to fund technical studies but exclude business advisory services as that is premature without further project details; and, approve recommendation G) as an interim organics processing contract is needed.

Ms. Gasser stated that the estimate of available organics in black bags seems to have decreased from the 2011 and 2013 waste study estimates. She also stated that the results of the mixed waste pre-sort pilot needs to be reviewed before any decision about a processing technology can be made. She further stated that until the pilot results are analyzed, staff won't know if the mixed waste pre-sort could extract sufficient organics to justify an AD, or know if those contaminated organics could be processed and result in marketable end products of beneficial use.

Ms. Gasser stated that with the waste by-law and long term waste plan review overdue, the next Council would be well positioned to look at organics processing in the context of the entire waste system as well as recent legislation and pending changes.

Ms. Gasser responded to questions of Regional Council.

A copy of her presentation was submitted to the Legislative Services Division prior to the meeting and will be retained by the Legislative Services Division.

4. Ms. Linda Gasser, Whitby Resident, regarding Report #2018-COW-136: Recruiting and Selection Process to Appoint a Successor to the Chief Administrative Officer

Ms. Gasser appeared before Regional Council regarding Report #2018-COW-136 of the Commissioner of Corporate Services. She referenced the issues surrounding the replacement and recruitment of the Niagara Region Chief Administrative Officer (CAO) and expressed concerns with respect to the recruiting of Durham's CAO. She stated that the CAO job position on the Region's website states that interested candidates should submit their resumes to a search firm by June 22, however did not include a job description. She stated that the job description should be posted on the website.

Ms. Gasser asked Council to consider the following:

- That an interim or acting CAO be appointed if required to allow Council the time needed to hire the best possible candidate;
- That as most of the 9 Ad Hoc Selection Committee members may not be on the next Council, all members of the next Council be the ones to decide on the new CAO;
- That Council decide on a salary range for the new CAO; and
- That Report #2018-COW-136 be deferred to a future meeting.

A copy of her presentation was submitted to the Legislative Services Division prior to the meeting and will be retained by the Legislative Services Division.

5. Ms. Dorie McDonald, Owner, Sunnybrae Golf Club, regarding hotel development charges (Report #2018-COW-108)

Ms. Dorie McDonald and Mr. James McDonald provided a PowerPoint presentation with respect to hotel development charges and to express concerns that the current DC charges for a hotel in the commercial category, and the projected increase in DC commercial charges will negatively impact their proposal for a 64 room hotel in Port Perry.

Highlights from the presentation included:

- Their proposal
 - 64 Room, 36,500 square foot hotel
 - Approximate total cost \$7,700,000
 - Regional Development Charges: \$680,000 as per the 2018 rate
- The Investment "Start Up Cost"
 - Cost of the land
 - Cost of studies, permits and drawings
 - Development Charges

- The Implications
 - 25% greater “Start Up Cost” per door
 - Greater “Sunk Cost”
 - Riskier Investment Profile
 - Decreased Investor Appetite
- A possible solution
 - A new class of reduced development charges specifically for hotels.

Ms. McDonald provided an overview of their investment start up costs which include the cost of the land; studies, permits and drawings; and development charges. Mr. McDonald explained the implications of the greater start up costs due to the high development charges.

Ms. McDonald and Mr. McDonald responded to questions of Regional Council.

A copy of their presentation was submitted to the Legislative Services Division prior to the meeting and will be retained by the Legislative Services Division.

Motions

1. Regional Bonus to the Ontario Film and Television Tax Credit
[CARRIED]

Moved by Councillor Henry, Seconded by Councillor Ryan,

(136) Whereas, the film, television and digital media sector is a multi-billion dollar industry in North America; and

Whereas, the Greater Toronto Area (GTA) is a centre of Canadian film and television production; and

Whereas, Durham Region plays an important role in all aspects of Ontario’s film, television and digital media industry (television, feature films, music videos, commercials, etc.); and

Whereas, there is a growing shortage of studio production studio space in the City of Toronto to accommodate this thriving industry; and

Whereas, Durham is well positioned to accommodate new studio production space to allow for more film, television and digital media productions in Ontario; and

Whereas, Durham’s workforce and sites provide services, suppliers, talent, crew, facilities and locations to this growing creative industry given its proximity to the City of Toronto; and

Whereas, from 2012 to 2017, film production activity in Durham Region increased by 84 percent, with an estimated \$135 million generated from 328 projects during this period; and

Whereas, total film, television, music video and commercial production activity in Durham in 2017 was over \$36 million from 82 projects, an increase of 122% in the number of projects from 2012. Major productions included: The Strain; Schitts Creek; 12 Monkeys; American Gods; Anne; The Kennedy's; The Expanse; Falling Water; Taken; Indian Detective; Mary Kills People; and Condor, as well as The Handmaid's Tale, an Emmy and Golden Globe winner for Best Drama Series; and

Whereas, due to the growing need for diverse settings as well as a decreasing availability of film locations in the City of Toronto, Durham Region has unique assets to provide location managers with ideal sites for filming; and

Whereas, the Ontario Film and Television Tax Credit (OFTTC), jointly administered by the Ontario Media Development Corporation (OMDC), an agency of the Ministry of Tourism, Culture and Sport, and the Canada Revenue Agency, provides a 35 to 40 percent tax credit of the eligible Ontario labour expenditures incurred by a qualifying production company with respect to an eligible Ontario production; and

Whereas, a 10 percent Regional Bonus to the OFTTC is available for all Ontario labour expenditures, but only for productions shot outside the GTA; and

Whereas, the term "outside the GTA" refers to outside the geographical boundaries of Durham, York, Peel and Halton Regions; and

Whereas, productions in the City of Hamilton, less than 70 km from film studios in the City of Toronto, qualify for the Regional Bonus to the OFTTC as it is outside the GTA; and

Whereas, much of Durham Region is a similar distance from Toronto film studios as Hamilton; and

Whereas, Durham is not on an equal playing field in terms of its eligibility for the Regional Bonus to the OFTTC;

Therefore, be it resolved that Durham Regional Council request the Province to make the OFTTC Regional Bonus available to all foreign and domestic film production activity in Durham Region; and

That this resolution be distributed to the Ontario Media Development Corporation; Ministry of Tourism, Culture and Sport; Durham MPs and MPPs; Durham's Area Municipalities.

CARRIED LATER IN THE MEETING
(See Following Motion)

Moved by Councillor Parish, Seconded by Councillor McLean,
(137) That the question be now put.

CARRIED on a 2/3rds Vote

The main motion (136) of Councillors Henry and Ryan was then put to a vote and
CARRIED.

2. Upholding Maximum Sentences for Firearm Offences under the Criminal Code
[CARRIED AS AMENDED]

Moved by Councillor Henry, Seconded by Councillor Ryan,

(138) Whereas, there are ongoing concerns related to the prevalence and proliferation
of firearm-related offences throughout the Province of Ontario; and

Whereas, our residents do not accept this as the new normal; and

Whereas, the recent shootings and the rise in shooting deaths across the GTA
which as a result, the Toronto Star has now termed this year as the new “Year of
the Gun” demonstrate that these shootings must stop;

Now therefore be it resolved:

That the Regional Municipality of Durham work together in collective partnership
with the Association of Municipalities of Ontario, the Federation of Canadian
Municipalities and The Canadian Association of Chiefs of Police; and

That the Regional Municipality of Durham write to the Attorney General of
Canada and the Attorney General of Ontario to request they re-examine and re-
assess all firearm legislation, **and ask the Attorney General to provide
assurance that the issue is being addressed and information as to how the
issue is being addressed; and**

That the programs necessary to stop the importation and removal of street level
guns be adequately resourced and funded; and

That the Attorney Generals within both levels of government create a public
information program that explains the consequences of using a gun in the
process of a crime; and furthermore

That a copy of this resolution be sent to:

- Prime Minister
- All Durham Municipalities
- All Durham Region MPs and MPPs
- Attorney Generals of Canada and Ontario
- Minister of Public Safety and Emergency Preparedness
- Minister of Municipal Affairs

- Premier of Ontario
- Federation of Canadian Municipalities
- Large Urban Mayor's Caucus of Ontario
- Association of Municipalities of Ontario
- The Canadian Association of Chiefs of Police
- Regions of York, Peel, Halton
- City of Toronto.

Moved by Councillor Parish, Seconded by Councillor Joe Neal,

(139) That the foregoing motion (138) of Councillors Henry and Ryan be amended by deleting the following sentence in the sixth paragraph, "and ask the judicial system to provide reassurances that the maximum sentences with respect to firearm offences under the Criminal Code of Canada are being upheld".

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Aker
Councillor Ashe
Councillor Carter
Councillor Dies
Councillor Drew
Councillor Drumm
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor McQuaid-England
Councillor Mitchell
Councillor Molloy
Councillor Joe Neal
Councillor John Neal
Councillor Parish
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett
Councillor Roy
Councillor Ryan
Councillor Smith
Regional Chair O'Connor

No

Councillor Ballinger
Councillor Woo

Members Absent: Councillor Sanders

Declarations of Interest: None

Moved by Councillor Jordan, Seconded by Councillor McQuaid-England,
(140) That the foregoing motion (138) of Councillors Henry and Ryan be further amended by adding to the end of the sixth paragraph the words: "to determine the effectiveness of the legislation to stop the shootings, stopping firearm offences, importation of firearms and the removal of guns off the street".

MOTION DEFEATED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Ballinger	Councillor Aker
Councillor Jordan	Councillor Ashe
Councillor McQuaid-England	Councillor Carter
Councillor Mitchell	Councillor Dies
Councillor John Neal	Councillor Drew
Councillor Pickles	Councillor Foster
Councillor Smith	Councillor Gleed
Councillor Woo	Councillor Grant
	Councillor Henry
	Councillor McLean
	Councillor Molloy
	Councillor Joe Neal
	Councillor Pidwerbecki
	Councillor Rowett
	Councillor Roy
	Councillor Ryan
	Regional Chair O'Connor

Members Absent: Councillor Drumm
Councillor Parish
Councillor Sanders

Declarations of Interest: None

Moved by Councillor Foster, Seconded by Councillor Henry,
(141) That the foregoing motion (138) of Councillors Henry and Ryan be further amended by adding the following words to the end of the sixth paragraph, "and ask the Attorney General to provide assurance that the issue is being addressed and information as to the how the issue is being addressed."

CARRIED

The main motion (138) of Councillors Henry and Ryan was then put to a vote and
CARRIED UNANIMOUSLY AS AMENDED ON THE FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Aker	None
Councillor Ashe	
Councillor Ballinger	

Councillor Carter
Councillor Dies
Councillor Drew
Councillor Drumm
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor McQuaid-England
Councillor Mitchell
Councillor Molloy
Councillor Joe Neal
Councillor John Neal
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Woo
Regional Chair O'Connor

Members Absent: Councillor Parish
Councillor Sanders

Declarations of Interest: None

Seventh Report of the Committee of the Whole

Committee Reports

Moved by Councillor McLean, Seconded by Councillor Henry,
(142) That the recommendations contained in the Seventh Report of the Committee of the Whole, save and except Items 2, 12, 13, 19, 27, 29, 36, 42, 45, 46, and 54 of the Report of the Committee of the Whole, be adopted.

CARRIED

Moved by Councillor John Neal, Seconded by Councillor Ryan,
(143) That Council recess for 40 minutes.

CARRIED

Council recessed at 11:40 AM and reconvened at 12:20 PM.

Planning & Economic Development

1. Town of Ajax re: Resolution passed at their Council meeting held on April 23, 2018, regarding Lake Ontario Flooding and request to the provincial and federal governments to strike a committee to review mitigation and safety plans for the communities fronting the Great Lakes and St. Lawrence Seaway
[CARRIED]

That the following resolution from the Town of Ajax be endorsed:

Whereas Lake Ontario is a valuable regional, national and international resource; and

Whereas federal governments of the United States and Canada, and the International Joint Commission have, in partnership with the States and Provinces, a joint interest in the management of Lake Ontario including lake levels; and

Whereas the Town of Ajax has made significant investments in acquiring and developing a publically owned waterfront for recreational purposes, to benefit residents and create tourism opportunities; and

Whereas the Town's waterfront is a highly valued community asset, significantly impacted by recent flooding conditions, resulting in the loss of large segments of the Town's waterfront and impacting the use of associated trail network; and

Whereas many local roads were closed, for extended periods, in response to the flooding conditions experienced by Ajax; and

Whereas the flooding experienced by the residents of the Town has resulted in impacts to their private property as well as presented safety concerns and caused significant property damage; and

Whereas the Town of Ajax has expended significant staff and financial resources in aiding area residents, ensuring their safety; and made capital investments to replace and restore existing assets (ie. large sections of the waterfront trail); and

Whereas it is conceivable and reasonable to anticipate future flooding as was experienced in the spring of 2017; and

Now therefore be it resolved that the provincial and federal governments be requested to strike a committee to review mitigation and safety plans for the communities fronting the Great Lakes and St. Lawrence Seaway; and

That the Town of Ajax be invited to participate on the committee to allow for input in the review of this plan; and

That this resolution be distributed to the TRCA, CLOCA, Conservation Ontario, Durham Region, GLSCI, all GTA municipalities that sit on Lake Ontario shoreline, Durham MPPs, MPs, MOE, Prime Minister, Leaders of Opposition, Premier, Opposition Ajax candidates, AMO & FCM.

2. Proposed Regional Official Plan Amendment – Implementation of Key Transportation Network Changes Recommended in the Transportation Master Plan, File: OPA 2018-002 (2018-COW-120)

[CARRIED]

- A) That Amendment #171 to the Durham Regional Official Plan; to implement key transportation network changes recommended in the Transportation Master Plan, be adopted as contained in Attachment #1 to Report #2018-COW-120 of the Commissioner of Planning and Economic Development; and
- B) That “Notice of Adoption” be sent to the area municipalities, the Ministry of Municipal Affairs, Ministry of Transportation, Metrolinx, Parks Canada, conservation authorities, neighbouring municipalities, and to all persons or public bodies who made a submission or requested notification of the decision.

3. Planning Application Processing Fees (2018-COW-122)

[CARRIED]

- A) That the Region’s Planning Application Fee By-law be updated in accordance with the proposed fee schedule within Attachment 1 to Report #2018-COW-122;
- 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, 2018; and
- D) That a copy of Report #2018-COW-122 of the Commissioner of Planning and Economic Development be forwarded to the Area Municipalities, the Conservation Authorities, and the Building Industry and Land Development Association (BILD), for their information.

4. Durham Trail Coordinating Committee (DTCC) Membership Appointment (2018-COW-123)

[CARRIED]

- A) That the appointment of Mr. Ron Lalonde, as Area Municipal Citizen Volunteer from the Town of Whitby, be confirmed;
- B) That Mr. Lalonde be advised of his appointment; and

- C) That a copy of Report #2018-COW-123 of the Commissioner of Planning and Economic Development be forwarded to the Town of Whitby and Durham Trail Coordinating Committee.

5. Durham Trail Coordinating Committee 2018 Regional Trail Network (RTN) Map Update (2018-COW-125)
[CARRIED]

- A) That the 2018 Regional Trail Network Map be approved as shown in Attachment #1 to Report #2018-COW-125 of the Commissioner of Planning and Economic Development; and
- B) That a copy of Report #2018-COW-125 be forwarded to the Area Municipalities, Conservation Authorities and other primary trail providers.

6. Durham Region's Response to the Province's Draft Agricultural Impact Assessment Guidance Document (2018-COW-126)
[CARRIED]

- A) That Report #2018-COW-126 of the Commissioner of Planning and Economic Development be endorsed and submitted to the Ministry of Agriculture, Food and Rural Affairs as Durham Region's response to Environmental Bill of Rights Registry #013-2454 regarding Agricultural Impact Assessment (AIA) Guidance, including the following key comments and recommendations:

That the Province:

- i) Include a section in the guidance document clarifying the role of the Province, municipalities, other planning authorities, and key stakeholders involved in Agricultural Impact Assessments, similar to other provincial guidance documents;
- ii) Provide further information and examples of instances where an Agricultural Impact Assessment is not required but should be considered, such as for excess soil applications, and further details and examples of AIA requirements specific to non-agricultural uses in prime agricultural areas;
- iii) Better align and provide cross-references, as appropriate, to other relevant guidance documents as well as amend other guidance documents, where feasible, to reference the AIA Guidance Document and ensure consistent messaging across provincial planning guidance documents;

- iv) Provide further direction on appropriate scale and scope of AIAs and consultation requirements, in particular, distinguishing between requirements for large scale projects verses smaller, site specific projects;
- v) Provide further explanation on how AIAs can be streamlined with other processes and studies and provide greater detail and examples of instances where this would be logical and/or desirable;
- vi) Better articulate the level of consultation and engagement with the agricultural community that is appropriate to the scope of the proposal and does not duplicate mandatory consultation requirements;
- vii) Encourage the establishment of Agricultural Advisory Committees by municipalities with prime agricultural lands where they don't exist as appropriate representative bodies to provide input on AIAs;
- viii) Provide further details regarding how the recommendations of an AIA are to be implemented and better distinguish the recommended measures in AIAs by project type, scope and identify the implementing agency for each measure; and

B) That Report #2018-COW-126 of the Commissioner of Planning and Economic Development be forwarded to the Ontario Ministry of Agriculture, Food and Rural Affairs, Durham area municipalities and the Durham Agricultural Advisory Committee for information.

7. Durham Trail Coordinating Committee resolution regarding a new Trail on Lake Ridge Road
[CARRIED]

That the request of the Durham Mountain Biking Association regarding a letter of support for a new Trail on Lake Ridge Road along with parking on the side of the road allowance of an unopened municipal boundary road, at zero cost to Durham Region, be endorsed, as this reflects the goals of the Region of Durham for active transportation.

8. Durham Region's Supply of "Market Ready" Employment Land ([2018-COW-141](#))
[CARRIED]

That Report #2018-COW-141 of the Commissioner of Planning and Economic Development be received for information.

The recommendations contained in Items 1, 3 to 8 of the Planning & Economic Development Section of the Seventh Report of the Committee of the Whole were adopted through motion (142).

Moved by Councillor McLean, Seconded by Councillor Henry,
(144) That the recommendations contained in Item 2 of the Planning & Economic Development Section of the Seventh Report of the Committee of the Whole be adopted.

CARRIED

Works

9. Information Report #[2018-INFO-75](#): Update on the Status of the Transition to Full Extended Producer Responsibility for the Blue Box Program and Impacts of [China's National Sword Campaign on the Blue Box Program](#)
[CARRIED]

That, despite the ongoing end market challenges with commodities collected through the Region's waste diversion programs, and the reduced revenues from these commodities, in recognition that similar market downturns have occurred in the past, and to preserve the integrity and success of the Region's diversion programs, Regional staff be directed to continue to make every effort to ensure all commodities collected for diversion continue to be sent to end markets for reuse and that no materials collected for diversion be sent to landfill unless there are no other end market options for the material.

10. [Blue Box Litter Issues \(2018-COW-143\)](#)
[CARRIED]

That staff be authorized to initiate a pilot project to investigate the impact of combining an education program on reducing Blue Box related litter with the provision of additional Blue Boxes and to report back to Regional Council on the results; and that staff find funding in the 2018 budget to initiate the pilot project earlier.

11. Service Delivery Options for New Developments Accessed by Private Roads that do not Meet Design Standards for Municipal Waste Management Services ([2018-COW-144](#))
[CARRIED]

A) That staff be authorized to consult with area municipalities, developers and service providers to evaluate options available for new developments to meet the standards in By-Law #46-2011, a By-Law to regulate the Provision of Waste Management Services under the jurisdiction of the Regional Municipality of Durham, for the provision of municipal solid waste collection services for new residential developments on private roads; and

- B) That staff be directed to investigate options, including alternative collection service arrangements and associated financial implications following consultation with affected stakeholders, to address residential developments on private roads that do not meet the current guidelines for municipal collection, and report back to Council.

12. Request for Information #RFI-1158-2017 for Mixed Waste Transfer and Pre-sorting, Organics Processing, and Beneficial Use of By-Products/End Products [\(2018-COW-146\)](#)

[CARRIED AS AMENDED]

- A) That anaerobic digestion with a mixed waste transfer and pre-sort facility be approved as the preferred technologies for the Regional Municipality of Durham's long-term organics management strategy;
- B) That the development of a Phased Project Implementation Plan be authorized in order to consider the merits of a first phase with a transfer station capable of accommodating pre-sort capabilities;
- C) That future business analysis of a mixed waste pre-sort, and organics processing service delivery approach for a potential long-term organics management solution, be limited to either i) a private sector service contract or ii) a design-build-operate and maintain public-private partnership (P3) contract;
- D) That staff be directed to explore options, including confidential non-binding and procedurally fair discussions with interested partners including Request for Information Respondents, regarding partnerships, joint ventures, public-private partnership, co-ownership, or other forms of participation in order to bring available market and other financial information forward for consideration by Regional Council regarding a potential relationship as part of the long term Organics Management Strategy, and more specifically an anaerobic digestion facility;
- E) That an investigation of the benefits from Regional use of the potential energy and other by-products and environmental attributes be undertaken and compared to those benefits that may be realized through potential business partnerships;
- F) That the following additional technical and financial consulting, assistance and advisory services be retained to assist with continuing due diligence efforts, organics management project scope and characterization, and Regional Council reporting/recommendations with funding from the previously approved Organics Management Project funding:

- i) The award of the next phase of the GHD contract, at a cost not to exceed \$100,000;
 - ii) Financial and business advisory services at a cost not to exceed \$75,000;
 - iii) External legal advice at a cost not to exceed \$65,000;
 - G) That staff proceed with the procurement of an interim five-year solution to ensure continuous organics processing services for the Regional Municipality of Durham, with contract extensions and/or processing service expansion options which will ensure adequate flexibility for the transition to a new long-term Organics Management Strategy;
 - H) That staff be authorized to apply for the maximum available additional funding under the Green Municipal Fund Program (\$175,000 was received to date to offset study costs) in order to offset costs of recommended additional consulting study noted in Recommendation E), and, to continue to explore other grant funding opportunities; and
 - I)
 - i) That Regional staff initiate a process in 2018 to review the opportunity to improve source separation at Regional Facilities and where practical consolidate all waste management services to ensure that the Region provides consistent recycling and other waste diversion services to these locations which are comparable to the residential waste management program; and**
 - ii) That Durham Regional staff engage with local municipal staff to investigate potential savings for transitioning waste services at local municipal facilities to the full suite of the Regional waste management program services on a full cost recovery basis and that staff report back in the 2019 Servicing and Financing Study Report on this initiative.**
13. Information Report #2018-INFO-79: Status Report on Water Quality in Private Wells in the Range Road/Ontoro Boulevard Area, in the Town of Ajax
[CARRIED]
- A) That Information Report #2018-INFO-79 of the Commissioner of Works be received for information; and further
 - B) That Regional Council declare that the water quality on Ontoro Boulevard and Range Road constitutes a health issue;

- C) That staff be directed to start the petition process for water supply on Range Road and Ontoro Boulevard;
 - D) That concurrence be obtained from the Town of Ajax related to the extension of the watermain located on the Town's right-of-way;
 - E) That staff be directed to organize an information session with residents to explain the process for the watermain extension and petition;
 - F) That staff be directed to explore any potential grants and financing options for the project; and
 - G) That a copy of Information Report #2018-INFO-79 and this resolution be forwarded to the Town of Ajax.
14. Declaration of Lands as Surplus Located in the Right of Way at Dundas Street West (Highway 2) and future Desmond Newman Boulevard (formerly Coronation Road) in the Town of Whitby and Approval to Transfer the Surplus Land to the Town of Whitby (2018-COW-99)
[CARRIED]
- A) That property, identified as Part 4 on Plan 40R-29934 in the Regional Municipality of Durham, Town of Whitby, be declared surplus to Regional needs;
 - B) That Regional staff be granted authority to transfer the lands described in Recommendation A) to the Town of Whitby for a nominal sum subject to any easements required; and
 - C) That authority be granted to the Regional Clerk and Regional Chair to execute any documents necessary to complete the conveyance to the Town of Whitby.
15. Clean Water Act, 2006 Section 34 Proposed Revisions to Policies in the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Plan and updates to the Toronto and Region Assessment Report (2018-COW-100)
[CARRIED]
- A) That the proposed mapping and text revisions to the Toronto and Region Assessment Report and policy revisions in the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Plan, prepared by the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Committee be endorsed;

- B) That the Clean Water Act, 2006, Section 34 Amendment which includes proposed revisions to the Transition Provision, as well as Policies T-8, GEN-1, SWG-3, SNO-1, SAL-10, SAL-12, SAL-13, and REC-1 in the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Plan and the associated explanatory text prepared by the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Committee be endorsed; and
- C) That a letter be submitted to the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Committee indicating that the Regional Municipality of Durham endorses the proposed revisions in Toronto and Region Assessment Report and the Credit Valley, Toronto and Region, Central Lake Ontario Source Protection Plan.

16. Expropriation of Lands Required for the Proposed Bus Rapid Transit Project along Hwy 2 (Kingston Road), in the City of Pickering and Town of Ajax
[\(2018-COW-101\)](#)

[CARRIED]

- A) That authority be granted to Regional Municipality of Durham staff to initiate expropriation proceedings, if necessary, where negotiations are unsuccessful with respect to the property requirements for the proposed Bus Rapid Transit Project (Project) along Highway 2 (Kingston Road), in the City of Pickering and the Town of Ajax from Regional Road 38 (Whites Road) to Regional Road 23 (Lake Ridge Road) as are generally depicted in Attachment #1 to Report #2018-COW-101 of the Commissioner of Works, Part 1, 2 and 3 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) of Report #2018-COW-101, 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) of Report #2018-COW-101, and to forward to the Chief Inquiry Officer any requests for hearing that are 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 R.S.O. 1990, c. E.26 related to the Bus Rapid Transit project for Council approval, remain confidential in accordance with Section 239 (2)(c) of the Municipal Act as it relates to a proposed or pending acquisition or disposition of land for Regional Corporation purposes, and only be released publically by the Commissioner of Works once all claims for compensation have been resolved on a complete and full and final basis for the Bus Rapid Transit Project where appropriate from this date forward.

17. Amendment to Regional Policy to Permit In-House Appraisals for Land Acquisitions Exceeding \$100,000 at the Discretion of the Commissioner of Works ([2018-COW-102](#))
[CARRIED]

- A) That the requirement to obtain a third-party appraisal for the purchase of property for Regional projects where the value exceeds \$100,000 as established in Works Committee Report #95-W-73 be amended to permit the preparation of such appraisal reports by internal or external sources at the discretion of the Commissioner of Works and the Chief Administrative Officer or their designates; and
- B) That the preparation of all appraisals be completed by Appraisers who hold the Accredited Appraiser Canadian Institute (AACI) or Certified Residential Appraiser (CRA) designations in good standing with the Appraisal Institute of Canada.

18. Declaration of Lands as Surplus and Approval to Transfer to the City of Oshawa as Part of a Land Exchange for Lands Required for the Oshawa Landfill Buffer Project ([2018-COW-107](#))
[CARRIED]

- A) That the property, legally described as Parts 9, 10, and 11 on Plan 40R-28294 in the Regional Municipality of Durham, City of Oshawa be declared surplus;
- B) That the lands described above be conveyed to the City of Oshawa for a nominal sum in exchange for land required by the Regional Municipality of Durham for the Oshawa Landfill Buffer project; and
- C) That authority be granted to the Regional Clerk and Regional Chair to execute all documents that may be necessary with this conveyance.

19. Standardization of Office Workstation Furniture System for Regional Municipality of Durham Facilities ([2018-COW-113](#))
[CARRIED]

- A) That Teknion Leverage Workstation System furniture be adopted as the standard for modular workstation furniture installations within the Regional Municipality of Durham's facilities where Teknion modular furniture has already been installed, and for all new construction projects requiring modular workstation furniture for a five year term beginning July 1, 2018 and ending June 30, 2023;
 - B) That all future furniture requirements specifying Teknion Leverage Workstation System furniture be obtained through a competitive process, specifying distributors authorized to supply Teknion Leverage Workstation System furniture; and
 - C) That all other forms of modular furniture which require performance based specifications be obtained via a competitive bidding process in accordance with Purchasing By-Law #68-2000 (Amended).
20. Servicing Agreement with Suncor Energy Inc. to Reconstruct the Existing Gas Bar at 925 Simcoe Street North (Regional Road No. 2), in the City of Oshawa ([2018-COW-114](#))
-
- [CARRIED]
- A) That the Regional Municipality of Durham be authorized to enter into a Servicing Agreement with Suncor Energy Inc. to reconstruct the existing gas bar at 925 Simcoe Street North (Regional Road No. 2) in the City of Oshawa; and
 - B) That the Regional Chair and Clerk be authorized to execute the Servicing Agreement.
21. Award of Request for Proposal #1005-2018 for Engineering Services to Undertake a Class Environmental Assessment to Plan for Zone 4 Water Storage and Pumping Facilities to Service North Whitby and North Oshawa ([2018-COW-115](#))
-
- [CARRIED]
- A) That Request for Proposal #1005-2018 be awarded to CIMA Canada Inc. to provide engineering services to undertake a Class Environmental Assessment to plan for Zone 4 Water Storage and Pumping Facilities to service North Whitby and North Oshawa, at an upset limit not to exceed \$376,810* to be funded from the approved project budget of \$2,100,000; and
 - B) That the Commissioner of Finance be authorized to execute the engineering services agreement.
*(including disbursements and before applicable taxes)

22. Approval for Sole Source Procurement for the Supply of Equipment and Materials to be Specified within Proposed Regional Municipality of Durham Contract D2018-029, for the Sludge Blending Tank Restoration and Reconnection to the Digester Gas System at the Duffin Creek Water Pollution Control Plant, in the City of Pickering (2018-COW-116)
[CARRIED]
- A) That approval be granted to specify Varec Biogas as the sole manufacturer of digester gas safety valves, equipment and materials within Regional Municipality of Durham Contract D2018-029 for the sludge blending tank restoration and reconnection to digester gas collection system at an estimated cost of \$290,000*(The Regional Municipality of Durham's share is 25 per cent and the Regional Municipality of York's share is 75 per cent with financing for the Regional Municipality of Durham's share provided from the approved 2018 Sanitary Sewerage Budget); and
- B) That approval be granted to specify Vaughan Chopper Pumps as the sole manufacturer of sludge blending tank hydraulic mixing equipment and materials within Regional Municipality of Durham Contract D2018-029 for the sludge blending tank restoration and reconnection to the digester gas collection system at an estimated cost of \$500,000* (The Regional Municipality of Durham's share is 25 per cent and the Regional Municipality of York's share is 75 per cent with financing for the Regional Municipality of Durham's share provided from the approved 2018 Sanitary Sewerage Budget).
*(includes disbursements and before applicable taxes)
23. Proposed Road Occupancy By-law (2018-COW-117)
[CARRIED]
- A) That a by-law governing road occupancy and weight restrictions on Regional Roads, generally in the form included as Attachment #1 to Report #2018-COW-117 of the Commissioner of Works, be approved; and
- B) That By-law #38-99 (Attachment #2 to Report #2018-COW-117), being a by-law to restrict the weight upon the axles of commercial vehicles or trailers on the Regional road system, be repealed and replaced with the proposed by-law as per Attachment #1to Report #2018-COW-117.
24. Proposed Consolidation of The Regional Municipality of Durham's Roads By-law (2018-COW-118)
[CARRIED]

- A) That the Regional Municipality of Durham's Roads By-law #181-83 be repealed and a new by-law generally in the form included as Attachment #1 to Report #2018-COW-118 of the Commissioner of Works be passed; and
 - B) That a copy of Report #2018-COW-118 be forwarded to the Area Municipalities for information.
25. Approval to Execute Two Licence Agreements for the Waterfront Trails Located at the Courtice Water Pollution Control Plant and Newcastle Water Supply Plant, in the Municipality of Clarington (2018-COW-129)
[CARRIED]
- A) That the Regional Municipality of Durham be authorized to enter into a Licence Agreement with the Municipality of Clarington for the portion of the current Waterfront Trail segments located on the property of the Courtice Water Pollution Control Plant and the Newcastle Water Supply Plant, with costs and liability for trail use and maintenance to be the sole responsibility of the Municipality of Clarington; and
 - B) That the Regional Chair and Clerk be authorized to execute the Licence Agreement.
26. Report on Tenders and Additional Financing for Regional Municipality of Durham Contract T-1001-2018 for the Replacement of the Parking Garage Waterproofing System at Regional Headquarters located in the Town of Whitby (2018-COW-130)
[CARRIED]
- A) That Regional Municipality of Durham Tender T-1001-2018 be awarded to Complete Concrete Restoration Ltd. in the amount of \$3,298,831*; the lowest compliant bidder, for the replacement of the parking garage waterproofing system at Regional Headquarters located in the Town of Whitby;
 - B) That the previously approved project budget of \$3,000,000 be increased by \$637,000 to a revised total project budget of \$3,637,000; and
 - C) That the additional financing in the amount of \$637,000, be provided at the discretion of the Acting Commissioner of Finance.
*(before applicable taxes)
27. Amendment to Temporary Sign By-law #76-2017 (2018-COW-142)
[CARRIED AS AMENDED]

- A) That the Director of Legal Services be directed to prepare an amending by-law to amend Temporary Sign By-law #76-2017, generally in the form included as Attachment #1 Report #2018-COW-142 of the Commissioner of Works, **and as amended by striking out the reference to “0.8” metres in Part 4 of Schedule A and replacing it with “1.2” metres**; and
 - B) That a copy of Report #2018-COW-142 be forwarded to the Area Municipalities for information.
28. Regional Water Supply System – Backflow Prevention Program and Backflow Prevention By-law (2018-COW-145)
[CARRIED]
- A) That the proposed Backflow Prevention By-law be approved (Attachment #1 to Report #2018-COW-145 of the Commissioner of Works);
 - B) That a copy of the Backflow Prevention By-law be provided to the area municipalities in the Regional Municipality of Durham for their information;
 - C) That Regional staff be authorized to investigate web-based solutions for implementation of the Backflow Prevention Program and report back for approval at a future date; and
 - D) That Regional staff be authorized to take all steps required and necessary to give effect to the proposed By-law.

The recommendations contained in Items 9 to 11, 14 to 18, and 20 to 26, and 28 of the Works Section of the Seventh Report of the Committee of the Whole were adopted through motion (142).

Moved by Councillor McLean, Seconded by Councillor Henry,

- (145) That the recommendations contained in Item 12 of the Works Section of the Seventh Report of the Committee of the Whole be adopted.

CARRIED AS AMENDED
LATER IN THE MEETING
(See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,

- (146) That the main motion (145) of Councillors McLean and Henry to adopt the recommendations contained in Item 12 of the Works Section of the Seventh Report of the Committee of the Whole be amended by adding the following as a new Part I):

- I) That staff be authorized to issue an RFP and bring results back in January 2019 and that the RFP be structured in a manner such that there are off-ramps to protect the Region in case the Province doesn't carry through on the proposed value of gas by-product.

MOTION DEFEATED
ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Joe Neal
Councillor John Neal

No

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Dies
Councillor Drew
Councillor Drumm
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor McQuaid-England
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett
Councillor Roy
Councillor Ryan
Councillor Smith
Councillor Woo
Regional Chair O'Connor

Members Absent: Councillor Parish
Councillor Sanders

Declarations of Interest: None

Moved by Councillor Jordan, Seconded by Councillor John Neal,

(147) That the main motion (145) of Councillors McLean and Henry to adopt the recommendations contained in Item 12 of the Works Section of the Seventh Report of the Committee of the Whole be amended by adding the following as a new Part I), i) and ii):

- i) That Regional staff initiate a process in 2018 to review the opportunity to improve source separation at Regional Facilities and where practical consolidate all waste management services to ensure that the Region provides consistent recycling and other waste diversion services to these locations which are comparable to the residential waste management program; and

- ii) That Durham Regional staff engage with local municipal staff to investigate potential savings for transitioning waste services at local municipal facilities to the full suite of the Regional waste management program services on a full cost recovery basis and that staff report back in the 2019 Servicing and Financing Study Report on this initiative.

CARRIED UNANIMOUSLY
ON THE FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Aker	None
Councillor Ashe	
Councillor Ballinger	
Councillor Carter	
Councillor Dies	
Councillor Drew	
Councillor Drumm	
Councillor Foster	
Councillor Gleed	
Councillor Grant	
Councillor Henry	
Councillor Jordan	
Councillor McQuaid-England	
Councillor Mitchell	
Councillor Molloy	
Councillor Joe Neal	
Councillor John Neal	
Councillor Pickles	
Councillor Pidwerbecki	
Councillor Rowett	
Councillor Roy	
Councillor Smith	
Councillor Woo	
Regional Chair O'Connor	

Members Absent: Councillor McLean
Councillor Parish
Councillor Ryan
Councillor Sanders

Declarations of Interest: None

The main motion (145) of Councillors McLean and Henry to adopt the recommendations contained in Item 12 of the Works Section of the Seventh Report of the Committee of the Whole was then put to a vote and CARRIED UNANIMOUSLY, AS AMENDED, ON THE FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Aker	None
Councillor Ashe	
Councillor Ballinger	
Councillor Carter	
Councillor Dies	
Councillor Drew	
Councillor Drumm	
Councillor Foster	
Councillor Gleed	
Councillor Grant	
Councillor Henry	
Councillor Jordan	
Councillor McQuaid-England	
Councillor Mitchell	
Councillor Molloy	
Councillor Joe Neal	
Councillor John Neal	
Councillor Pickles	
Councillor Pidwerbecki	
Councillor Roy	
Councillor Smith	
Councillor Woo	
Regional Chair O'Connor	

Members Absent: Councillor McLean
Councillor Parish
Councillor Rowett
Councillor Ryan
Councillor Sanders

Declarations of Interest: None

Moved by Councillor McLean, Seconded by Councillor Henry,
(148) That the recommendations contained in Item 13 of the Works Section of the Seventh Report of the Committee of the Whole be adopted.

CARRIED LATER IN THE MEETING
(See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(149) That the main motion (148) of Councillors McLean and Henry to adopt the recommendations contained in Item 13 of the Works Section of the Seventh Report of the Committee of the Whole be amended in Part F) by adding the following words to the end of the sentence, "and that the Region not be responsible for the capital costs of the extension".

MOTION DEFEATED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Ballinger
Councillor Drew
Councillor Foster
Councillor McLean
Councillor Molloy
Councillor Joe Neal
Councillor John Neal
Councillor Smith
Councillor Woo

No

Councillor Aker
Councillor Ashe
Councillor Carter
Councillor Dies
Councillor Drumm
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McQuaid-England
Councillor Mitchell
Councillor Pickles
Councillor Pidwerbecki
Councillor Roy
Regional Chair O'Connor

Members Absent:

Councillor Glead
Councillor Parish
Councillor Rowett
Councillor Ryan
Councillor Sanders

Declarations of Interest: None

The main motion (148) of Councillors McLean and Henry to adopt the recommendations contained in Item 13 of the Works Section of the Seventh Report of the Committee of the Whole was then put to a vote and CARRIED.

Moved by Councillor McLean, Seconded by Councillor Henry,

(150) That the recommendations contained in Item 19 of the Works Section of the Seventh Report of the Committee of the Whole be adopted.

CARRIED

Moved by Councillor McLean, Seconded by Councillor Henry,

(151) That the recommendations contained in Item 27 of the Works Section of the Seventh Report of the Committee of the Whole be adopted.

CARRIED AS AMENDED
LATER IN THE MEETING
(See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,

(152) That the main motion (151) of Councillors McLean and Henry to adopt the recommendations contained in Item 27 of the Works Section of the Seventh Report of the Committee of the Whole be amended in Part 4 of Schedule A to Report #2018-COW-142 of the Commissioner of Works by striking out the reference to "0.8" metres and replacing it with "1.2" metres.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Aker
Councillor Ashe
Councillor Ballinger
Councillor Carter
Councillor Dies
Councillor Drew
Councillor Drumm
Councillor Foster
Councillor McLean
Councillor Joe Neal
Councillor John Neal
Councillor Pidwerbecki
Councillor Rowett
Councillor Roy
Councillor Smith
Councillor Woo

No

Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McQuaid-England
Councillor Mitchell
Councillor Molloy
Councillor Pickles
Regional Chair O'Connor

Members Absent: Councillor Parish
Councillor Ryan
Councillor Sanders

Declarations of Interest: None

The main motion (151) of Councillors McLean and Henry to adopt the recommendations contained in Item 27 of the Works Section of the Seventh Report of the Committee of the Whole was then put to a vote and CARRIED AS AMENDED.

Finance & Administration

29. Final Recommendations Regarding Regional Residential, Commercial, Institutional and Industrial Development Charges (2018-COW-108)
[CARRIED]

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Regional Development Charges Background Study dated March 27, 2018 be adopted (including the forecasts of anticipated development, the underlying capital forecasts, the development charges calculations and policies contained in the Background Study) and further, that the approval of the capital forecasts in the Background Study indicate Regional Council's intention to ensure that such an increase in need for services will be met as required under paragraph 3 of Section 5(1) of the Development Charges Act, 1997 and Section 3 of Ontario Regulation 82/98;

Residential, Commercial, Industrial & Institutional Development Charge Rates

- B) That the Regional Residential Development Charges for each service and unit type as indicated in Table 1 below be imposed on a uniform Region-wide basis effective July 1, 2018 (which includes a new category for Housing Services):

Table 1

Region of Durham Recommended Residential Development Charges Effective July 1, 2018 \$ per Dwelling Unit				
	Single and Semi Detached \$	Medium Density Multiples \$	2 Bedroom Apartments and Larger \$	1 Bedroom Apartments and Smaller \$
Water Supply ⁽¹⁾⁽²⁾	9,420	7,569	5,472	3,566
Sanitary Sewerage ⁽¹⁾⁽²⁾	9,170	7,368	5,327	3,472
Regional Roads	9,250	7,432	5,373	3,502
Regional Police Services	715	575	416	271
Long Term Care	19	15	11	7
Paramedic Services	170	137	99	64
Health and Social Services	123	99	72	47
Housing Services	387	311	225	147
Development Related Studies	<u>19</u>	<u>15</u>	<u>11</u>	<u>7</u>
Total – Recommended By-Law⁽³⁾	<u>29,273</u>	<u>23,521</u>	<u>17,006</u>	<u>11,083</u>
Note:				
(1)	These charges are payable only in areas where the services are, or will be, available in an area designated for the particular service in the Region's Official Plan.			
(2)	Not applicable to the Seaton Area as defined in Appendix A of the Background Study and Schedule F of the proposed By-law.			
(3)	Additional Regional development charges exist for GO Transit and Regional Transit under By-law 86-2001 and 81-2017 respectively.			

- C) That the Regional Commercial Development Charges for each service as indicated in Table 2 below be imposed on a uniform Region-wide basis effective July 1, 2018:

Table 2

Region of Durham Recommended Commercial Development Charges Effective July 1, 2018 \$ per Square Foot of Gross Floor Area	
Service Component	\$/sq.ft. GFA
Water Supply ^{(1) (2)}	3.51
Sanitary Sewerage ^{(1) (2)}	5.88
Regional Roads	8.54
Recommended Total⁽³⁾	<u>17.93</u>
Notes:	
(1) These charges are payable only in areas where the services are, or will be, available in an area designated for the particular service in the Region's Official Plan.	
(2) Not applicable in the Seaton area as defined in Appendix A of the Background Study and Schedule F of the proposed by-law.	
(3) Additional Regional Development Charges exist for Regional Transit under By-law No. 81-2017.	

- D) That the Regional Institutional Development Charges for each service as indicated in Table 3 below be imposed on a uniform Region-wide basis effective July 1, 2018:

Table 3

Region of Durham Recommended Institutional Development Charges Effective July 1, 2018 \$ per Square Foot of Gross Floor Area	
Service Component	\$/sq.ft. GFA
Water Supply ^{(1) (2)}	0.86
Sanitary Sewerage ^{(1) (2)}	1.05
Regional Roads	7.18
Recommended Total⁽³⁾	<u>9.09</u>
Notes:	
(1) These charges are payable only in areas where the services are, or will be, available in an area designated for the particular service in the Region's Official Plan.	
(2) Not applicable in the Seaton area as defined in Appendix A of the Background Study and Schedule F of the proposed by-law.	
(3) Additional Regional Development Charges exist for Regional Transit under By-law No. 81-2017.	

- E) That the Regional Industrial Development Charges for each service as indicated in Table 4 below be imposed on a uniform Region-wide basis effective July 1, 2018:

Table 4

Region of Durham Recommended Industrial Development Charges Effective July 1, 2018 \$ per Square Foot of Gross Floor Area	
Service Component	\$/sq.ft. GFA
Water Supply ^{(1) (2)}	2.80
Sanitary Sewerage ^{(1) (2)}	3.38
Regional Roads	3.24
Recommended Total⁽³⁾	<u>9.42</u>
Notes:	
<p>(1) These charges are payable only in areas where the services are, or will be, available in an area designated for the particular service in the Region's Official Plan.</p> <p>(2) Not applicable in the Seaton area as defined in Appendix A of the Background Study and Schedule F of the proposed by-law.</p> <p>(3) Additional Regional Development Charges exist for Regional Transit under By-law #81-2017.</p>	

Exemptions, Discounts and Redevelopment

- F) That the exemption provided in the Development Charges Act, 1997 of up to two additional residential units within an existing residential unit, be broadened to include units that are not attached to the primary residence, but are on the same site, so as to encourage innovative affordable housing options as suggested in the Affordable and Seniors' Housing Task Force recommendations;
- G) That the exemption provided in the Development Charges Act, 1997 for industrial expansions of up to 50% of the existing floor space be applied regardless of whether the expansion is attached or detached from the existing facility and that the existing floor space be defined as of July 1, 2018 in order to support the existing industrial sector in Durham;
- H) That exemptions for agriculture (i.e. bona fide farming), schools, municipal facilities, places of worship, public hospitals, gas canopies and roof-like structures and parking structures from Regional Development Charges (as defined in the by-law) be continued;
- I) That with regard to temporary dwelling units, such as mobile homes and garden suites, the Regional Development Charges continue to be fully refunded to the property owner, upon request, if the structure is removed or demolished within ten years of the date of issuance of a building permit and satisfactory proof of the same is provided;

- J) That a redevelopment credit equivalent to the prevailing development charge by unit type for residential development and square footage of gross floor area for non-residential development be provided for either or both residential or non-residential development, if such demolition has occurred within ten years prior to the date of issuance of a new building permit as evidenced by a demolition permit, and satisfactory proof of same is provided;
- K) That the redevelopment credit apply to the demolition and redevelopment of exempt facilities (i.e. public schools, places of worship, government buildings) at the institutional development charge rate;

Collection Policy

- L) (a) That Regional Water Supply, Sanitary Sewerage and Regional Roads Residential Development Charges for residential plans of subdivision be payable by cash or certified cheque at the rates in effect at the time of payment and due as follows:
- in full upon signing of a subdivision agreement;
or at the option of the developer
 - 50% upon the execution of the subdivision agreement with payment to be secured by a letter of credit upon execution of the subdivision agreement, in a form acceptable to the Region in the amount of 55% of the estimated total Regional Development Charges payable, except for apartment and condominium blocks; with
 - 50% upon the first anniversary date of the execution of the subdivision agreement, or at building permit, whichever is sooner;
- and
- (b) That Regional Residential Development Charges for Long Term Care, Regional Police Services, Paramedic Services, Health and Social Services, Housing Services and Development Related Studies to be payable upon issuance of building permit by cash or certified cheque at the rates in effect at the time of payment;
- M) That the Regional Development Charge for high density blocks (apartments and condominium development) in plans of residential subdivision be payable upon issuance of building permit at the rates in effect at the time of payment, by cash or certified cheque;

- N) That all Regional Residential Development Charges for all residential development other than plans of residential subdivision be payable, at the rates in effect at the time of payment, upon issuance of building permit, by cash or certified cheque;
- O) That all Regional Development Charges for all non-residential development be payable, at the rates in effect at the time of payment, upon issuance of building permit, by cash or certified cheque;
- P) That Regional Development Charges for Social Housing and Government-Assisted Affordable Housing units be payable up to 18 months (at the discretion of the Commissioner of Finance) after issuance of the first building permit, at the rate in effect at time of building permit issuance;
- Q) That provision be made to allow Regional Council by agreement, to consider the payment of a development charge before or after it would otherwise be payable as permitted under s.27(1) of the Development Charges Act, 1997;
- R) That provision be made to permit the consideration of credits towards a development charge in exchange for performance of work by a developer, subject to approval of the Committee of the Whole and Regional Council;
- S) That the Regional Residential and Non-residential Development Charges be indexed annually as of July 1st of each year for the most recently available annual period ending March 31 in accordance with the prescribed index, defined in O.Reg. 82/98 s.7 as "The Statistics Canada Quarterly, Construction Price Statistics, catalogue number 62-007", with the first indexing to occur on July 1, 2019;
- T) That the Regional GO Transit Development Charge By-law #86-2001 and the Seaton Water Supply and Sanitary Sewerage Area Specific Development Charge By-law #19-2013 be indexed on July 1, 2018 to reflect the annual increase in the 12 month period ending March 31, 2018 using the prescribed index, defined in O.Reg. 82/98 s.7 as "The Statistics Canada Quarterly, Construction Price Statistics, catalogue number 62-007";

Intensification Servicing Policy

- U) That the revised Intensification Servicing Policy to provide an allowance in the sanitary sewerage development charge capital program to support future intensification projects as provided in Appendix #2 to Report #2018-COW-108 be adopted effective July 1, 2018;

Region Share Policy for Residential and Non-residential Development

- V) That the Region Share Policy for Residential Development as provided in Appendix #3 to Report #2018-COW-108 with the exception of Sanitary Sewerage and Water Supply services in Seaton, be adopted effective July 1, 2018;

Well Interference Policy

- W) That the revised Well Interference Policy as provided in Appendix #4 to Report #2018-COW-108 be adopted effective July 1, 2018;

Transitional Policies

- X) 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, 2018 be given the option of being processed under the policies and rates of the current Development Charges By-Law #16-2013 or the proposed replacement by-law, where a complete submission requires all of the following to have been submitted to the Development Approvals Division in a form satisfactory to the Region:

- i) Ministry of the Environment and Climate Change approval is received;
- ii) Detailed cost estimate received;
- iii) Three (3) copies of the proposed Final Plan (M-Plan) received;
- iv) Regional Planning approval of the Final Plan received;
- v) Three (3) copies of all proposed Reference Plans (R-Plans) received;
- vi) Three (3) copies of approved General Plan of Services received (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 #16-2013 must be executed within three months following the termination of By-Law #16-2013, otherwise they shall be deemed cancelled and will be replaced with a subdivision agreement processed according to the replacement by-law, where execution requires all of the following to have been submitted to the Regional Legal Department in a form satisfactory to the Region:

- i) signed Subdivision Agreement received, including all schedules;
- ii) payments of fees identified in the agreement received;
- iii) securities identified in the agreement received;
- iv) prepayment of Development Charges for Sanitary Sewerage, Water Supply and Regional Roads received, and
- v) Insurance Certificate received.

Front Ending Agreements

- Y) That with regard to front-ending agreements, any credit or payment provided be applied only against the applicable service component(s) of the Regional development charges with any further details of a front ending agreement subject to Council approval;

General

- Z) That the existing complaint procedure as provided in Regional By-law #52-2014 continue for the purposes of conducting hearings regarding complaints made under Section 20 of the Development Charges Act, 1997;
- AA) That Section 12(3) of the Development Charges Act, 1997 which requires Regional Council to determine whether a further public meeting is necessary when changes are made to a proposed development charges by-law following a public meeting and whereas limited changes were made to the Region's proposed development charges by-law following the public meeting on April 11, 2018, it is recommended that Regional Council resolve that a further public meeting is not necessary and therefore Council indicate that a second public meeting is not required prior to the passage of the recommended Regional Development Charges By-law;
- BB) That the Director of Legal Services be instructed to finalize the proposed Development Charge By-law for presentation to Regional Council and passage;
- CC) That the Director of Legal Services 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 such revised by-law(s) be presented to Council for passage;
- DD) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997;

- EE) That the Acting Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials; and
- FF) That a copy of Report #2018-COW-108 of the Acting Commissioner of Finance be forwarded to the area municipalities.

30. Final Recommendations Regarding Carruthers Creek Sanitary Sewerage Service Area Specific Development Charge (2018-COW-109)

[CARRIED]

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Carruthers Creek Sanitary Sewerage Service Area Specific Development Charge Background Study dated March 27, 2018 be adopted including the forecast of anticipated development, the underlying capital forecast and the calculations contained in the Background Study and that the approval of the capital forecast in the Background Study indicate Regional Council's intention to ensure that such an increase in need for service will be met as required under paragraph 3 of Section 5(1) of the Development Charges Act, 1997 and Section 3 of Ontario Regulation 82/98;
- B) That a Carruthers Creek Sanitary Sewerage Service Area Specific Development Charge in the amount of \$15,903 per net hectare for both residential and non-residential uses be imposed effective July 1, 2018;
- C) That the Development Charge policies for the Carruthers Creek Sanitary Sewerage Service Area Specific Development Charge as contained in the proposed by-law included in the Background Study (Attachment #2 to Report #2018-COW-109) be approved;
- D) That the Director of Legal Services be instructed to prepare the requisite Development Charge By-law for presentation to Regional Council and passage;
- E) That the Director of Legal Services 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;
- F) That the Acting Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials; and
- G) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.

31. Final Recommendations Regarding Amendments to Regional Transit
Development Charges By-law #81-2017 (2018-COW-110)

[CARRIED]

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Regional Development Charges Background Study dated April 13, 2018 be adopted;
- B) That effective July 1, 2018, Regional Transit Development Charge By-law #81-2017 be amended, in order to ensure that various policy and implementation matters are consistent with the proposed Region-wide development charge by-law (which is being recommended concurrently in Report #2018-COW-108 of the Acting Commissioner of Finance), as set out in the amending by-law (Attachment #1 to Report #2018-COW-110);
- C) That the Director of Legal Services be instructed to prepare the requisite Development Charge By-law for presentation to Regional Council and passage;
- D) That the Director of Legal Services 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 Acting Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials; and
- F) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.

32. Final Recommendations Regarding Amendments to GO Transit Development
Charges By-law #86-2001 (2018-COW-111)

[CARRIED]

- A) That Pursuant to Section 10(1) of the Development Charges Act, 1997, the Regional Development Charges Background Study dated April 13, 2018 be adopted;
- B) That effective July 1, 2018, GO Transit Development Charge By-law #86-2001 be amended, in order to ensure that various policy and implementation matters are consistent with the proposed Region-wide development charge by-law (which is being recommended concurrently in Report #2018-COW-108 of the Acting Commissioner of Finance), as set out in the amending by-law (Attachment #1 to Report #2018-COW-111);

- C) That the Director of Legal Services be instructed to prepare the requisite Development Charge By-law for presentation to Regional Council and passage;
- D) That the Director of Legal Services 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 by-law(s) be presented to Council for passage;
- E) That the Acting Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials; and
- F) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997.

33. 2018 Provincially Mandated Business Protection Program (Capping Program) (2018-COW-112)

[CARRIED]

- A) That for the 2018 mandated Provincial Business Protection Program (Capping Program), the Region of Durham adopt the following municipal capping options in an effort to expedite the achievement of full Current Value Assessment (CVA) level taxation in the non-residential property classes:
 - i) Set the minimum annual increase at 10 per cent of total CVA level property taxation for properties that are provided protection;
 - ii) Set the maximum percentage increase in property taxation due to reassessment at 10 per cent of the previous year's taxes;
 - iii) Set the "billing" increase threshold at \$500, such that any capped property components whose taxation amount under the mandated Provincial Business Protection Program is within \$500 of its CVA level taxation be required to pay its full CVA property taxation amount;
 - iv) Permanently exclude any property components from the Capping Program if the property component was at CVA level taxation in 2017 or 2018 or moves from a "clawback" to a "capped" property in 2018;
 - v) Exclude the 2016 reassessment related increases from the capping calculations;

- vi) Phase-out the Capping Program over four years (2018-2021) for the broad commercial and industrial property tax classes such that all properties within these property tax classes will achieve full CVA level taxation by 2021;
 - B) That the cost of capping reassessment property tax increases in the multi-residential, commercial and industrial broad property classes, pursuant to the 2018 mandated Provincial Business Protection Program, be financed by withholding a portion of the reassessment related decreases owing to other properties within the corresponding broad property tax class; and
 - C) That approval be granted for the requisite by-laws for the 2018 Provincial Business Protection Program.
34. Contract Amendments Funded Within Approved Capital Project Budgets and Emergency Expenditures for Period Ending April 30, 2018 (2018-COW-119)
[CARRIED]
- That Report #2018-COW-119 of the Acting Commissioner of Finance be received for information.
35. Annual Development Charges Reserve Fund Statement (2018-COW-131)
[CARRIED]
- That Report #2018-COW-131 of the Acting Commissioner of Finance be received for information.
36. 2018/2019 Annual Risk Management and Insurance Report (2018-COW-132)
[CARRIED]
- A) That the Acting Commissioner of Finance be authorized, on behalf of the Region of Durham, to enter into a contract of insurance in conjunction with the other member municipalities of the Durham Municipal Insurance Pool with the Frank Cowan Company for the period July 1, 2018 to June 30, 2019;
 - B) That the Acting Commissioner of Finance be authorized, on behalf of the Region of Durham, to enter into the contract of insurance with the Frank Cowan Company for insurance coverage specific to Durham Region for the period July 1, 2018 to June 30, 2019 at an estimated cost of \$219,534 plus applicable taxes;

- C) That the Acting Commissioner of Finance be authorized on behalf of the Region of Durham to enter into a contract of insurance with the Frank Cowan Company for insurance coverages related to the Durham Region Transit for the period July 1, 2018 to June 30, 2019 at an estimated cost of \$1,305,733 plus applicable taxes;
- D) That the Acting 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;
- 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; and
- F) That staff be directed to review the insurance market to see if there are other providers that can provide the same service and whether a Request for Proposal process would be appropriate.

37. The Issuance of Debentures on Behalf of the City of Pickering, the Town of Ajax, the Town of Whitby and the Municipality of Clarington (2018-COW-133)
[CARRIED]

- A) That in the event that a determination is made under subsection 275(1) of the *Municipal Act, 2001*, S.O. 2001 c 25, as amended (the "Act") based on which the Council is prohibited from taking any action described in subsection 275(3) of the Act, at any time after July 27, 2018 being the first day during the election for a new Council and before the new Council takes office following the election (the "Period"), the outgoing Council is authorized to pass a by-law or by-laws to authorize long-term borrowing through one or more issues of debentures in respect of any one or more of the Capital Works, in a total principal amount not to exceed \$27,074,000 on behalf of the City of Pickering, the Town of Ajax, the Town of Whitby and the Municipality of Clarington over the 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>		
Don Beer Arena – Ice Rink 2 Renovations (Refinancing Debentures)	\$263,000	5 Years
Pickering Recreation Complex Doubles Squash Court and Aerobics Studio (Refinancing Debentures)	833,000	5 Years
Sheppard Avenue, Reinforced Soil System (Refinancing Debentures)	367,000	5 Years
Supply and Delivery of One New Latest Model Year Articulating Front Loader	200,000	5 Years
Supply and Delivery of One Fire Pumper Tanker	750,000	10 Years
Westney Road – Road Reconstruction		
Abbott Crescent Stormwater Management Pond - Reconstruction	300,000	10 Years
Conservation Barn Reconstruction at the Pickering Museum Village	342,000	15 Years
Altona Bridge Replacement	850,000	20 Years
	<u>488,000</u>	20 Years
Sub Total – City of Pickering	<u>\$4,393,000</u>	
<u>Town of Ajax</u>		
Fire Headquarters (Refinancing Debenture)	\$1,671,000	5 Years
Audley Recreation Centre – Phase 2	<u>12,000,000</u>	15 Years
Sub Total – Town of Ajax	<u>\$13,671,000</u>	
<u>Town of Whitby</u>		
Soccer Dome	<u>\$4,000,000</u>	20 Years
<u>Municipality of Clarington</u>		
Major Parking Lot Rehabilitation	\$2,000,000	15 Years
LED Streetlight Conversion Project	<u>3,010,000</u>	15 Years
Sub Total – Municipality of Clarington	<u>\$5,010,000</u>	
TOTAL DEBENTURE REQUIREMENTS	<u>\$27,074,000</u>	

- B) That in the event that a determination is made under subsection 275(1) of the Act based on which the Council is prohibited from taking any action described in subsection 275 (3) of the Act, at any time during the Period, any one or more of the Regional Chair and the Acting Treasurer are hereby authorized to cause the Debentures to be issued, the Clerk and the Acting Treasurer are hereby individually or jointly authorized to generally do all things and to execute all other documents and papers in the name of The Regional Municipality of Durham in order to carry out the issuance of the Debentures, and the Acting Treasurer is authorized to affix The Regional Municipality of Durham’s municipal seal to any such documents and papers;

- C) That authorization be given to issue any of the above debentures, as requested by a lower-tier municipality, as internal debentures on behalf of the lower-tier municipality on the basis that the lower-tier municipality will purchase the internal debenture using reserve funds of the lower-tier municipality;
- D) That the Acting Commissioner of Finance be authorized to amend the proposed terms and conditions of the 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;
- E) That the Region of Durham be authorized to issue the external debentures through CDS Clearing and Depository Services Inc.'s "Book Entry Only" system; and
- F) That approval be granted for the requisite by-law.

38. VON Durham Community Corporation and Durham Hospice Request for Funding (2018-COW-134)
[CARRIED]

- A) That the funding request from VON Durham Community Corporation for the construction of a ten bed hospice in the Town of Whitby be approved at a maximum of \$569,250 in accordance with the established funding guidelines, with the required financing to be provided from the Region's Hospital Reserve Fund, and further, that funds be released to the VON Durham Community Corporation at the discretion of the Acting Commissioner of Finance for the approved capital project subject to the accountability of final capital costs reported upon completion; and
- B) That the funding request from Durham Hospice for the construction of a five bed hospice in the Municipality of Clarington be approved at a maximum of \$265,650 in accordance with the established funding guidelines, with the required financing to be provided from the Region's Hospital Reserve Fund, and further, that funds be released to Durham Hospice at the discretion of the Acting Commissioner of Finance for the approved capital project subject to the accountability of final capital costs reported upon completion.

39. Electronic Voting in Council and Committee of the Whole (2018-COW-103)
[CARRIED]

- A) That Council approve the use of electronic voting only for the purposes of a recorded vote, at meetings held in the Regional Council Chambers;

- B) That Council adopt Option ii) from the following two options for the display of the votes:
 - i) Votes are displayed as they are cast; or
 - ii) Votes are displayed once voting has closed;
- C) That Council adopt Option i) from the following two options for the timing of the votes:
 - i) Votes must be cast during a pre-set time limit, which will be adjusted at the direction of the Regional Chair as experience is gained; or
 - ii) Votes may be cast until the Chair calls for the close of voting and the Clerk manually stops the vote;
- D) That the Regional Clerk, or designate, be authorized to take any administrative and operational steps necessary to implement the use of electronic voting;
- E) That the Procedural By-law be updated accordingly; and
- F) That staff continue to investigate the potential for a Request to Speak function and bring back a further report in this regard.

40. Community Member Appointment to the Durham Regional Police Services Board (2018-COW-104)
[CARRIED]

- A) That the following process for the appointment of a new community member to the Durham Regional Police Services Board be adopted, which includes
 - i) Corporate Services –Legislative Services placing advertisements for interested community members in the local newspaper(s);
 - ii) The review of all applicants by a Selection Committee comprised of the Regional Chair and the Chairs of the Standing Committees, or Vice-Chair in the absence of the Standing Committee Chair, as selected on December 5, 2018 at the first meeting of Council;
 - iii) Interviews of qualified applicants by the Selection Committee; and
 - iv) A recommendation by the Selection Committee for the consideration of Regional Council in early 2019;

- B) That the Corporate Services – Legislative Services division be authorized to take all administrative steps necessary to give effect to this process; and
 - C) That the term of appointment for the current community member on the Durham Regional Police Services Board be extended to no later than the date that a new community member is appointed by Regional Council.
41. Renewal of Microsoft Unified Support (formerly known as Microsoft Premier Support) Services Agreement with Microsoft Canada Inc. (2018-COW-105)
[CARRIED]
- A) That the Microsoft Unified Support Services Agreement with Microsoft Canada Inc. be renewed, leveraging the Master Business Agreement between the Province and Microsoft with a term commencing June 29, 2018 expiring June 28, 2019 at a cost of \$186,778 (with a potential discount of \$56,012) to be funded from the 2018 approved Corporate Services-Information Technology operating budget; and
 - B) That the Regional Chair and Regional Clerk be authorized to execute the renewal with Microsoft Canada Incorporated subject to review by the Director of Legal Services and the Acting Commissioner of Finance.
42. Recruiting and Selection Process to Appoint a Successor to the Chief Administrative Officer (2018-COW-136)
[CARRIED AS AMENDED]
- A) That an Ad-Hoc Committee lead by the Regional Chair be established to recruit, select and appoint by by-law the Chief Administrative Officer;
 - B) That the Ad-Hoc Committee be delegated all the necessary powers to negotiate the terms and make such offers of employment as are deemed necessary to carry out the appointment of the Chief Administrative Officer;
 - C) That the recruiting, selection and appointment of the Chief Administrative Officer begin June 11, 2018 and the Ad-Hoc Committee shall report back to Regional Council to advise of the appointment of the Chief Administrative Officer.
 - D) That the Ad-Hoc Committee be supported by the Manager, Talent Acquisition and Development and the Regional Clerk to facilitate compliance with the Municipal Act;

- E) That the Regional Clerk be authorized to prepare the necessary by-law to appoint the candidate selected as the Chief Administrative Officer and that the Ad-Hoc Committee be delegated the authority to enact said appointment by-law; and

It is further recommended that:

The Regional Chair, as the Chair of the selection Ad Hoc Committee, and the Mayors of the area municipalities (Town of Ajax, Township of Brock, Municipality of Clarington, City of Oshawa, City of Pickering, Township of Scugog, Township of Uxbridge, and the Town of Whitby) be appointed to the Ad Hoc Committee.

43. Routine Disclosure and Active Dissemination By-law and Policy (2018-COW-139)
[CARRIED]

That Report #2018-COW-139 of the Commissioner of Corporate Services be referred to consideration to the Special Council meeting to be held on Wednesday, July 4, 2018.

The recommendations contained in Items 30 to 35, 37 to 41, and 43 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole were adopted through motion (142).

Moved by Councillor McLean, Seconded by Councillor Henry,

- (153) That the recommendations contained in Item 29 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole be adopted.

CARRIED LATER IN THE MEETING
(See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor McQuaid-England,

- (154) That motion (134) of Councillors Henry and Foster to refer consideration of Council Correspondence Item CC 14 to the September 2018 Committee of the Whole meeting be reconsidered.

MOTION DEFEATED
(A 2/3rds Vote was not Attained)

Moved by Councillor Rowett, Seconded by Councillor Drew,

- (155) That the main motion (153) of Councillors McLean and Henry to adopt the recommendations contained in Item 29 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole be amended by adding the following to the end of the recommendations:

It is further recommended that:

Concerns respecting the Regional Development Charges for hospitality industry development projects in smaller municipalities be referred to staff for consideration under the Regional Revitalization Plan or future Development Charge policies.

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

Moved by Councillor Mitchell, Seconded by Councillor Jordan,
(156) That the foregoing amending motion (155) of Councillors Rowett and Drew be amended by adding the following to the end of the sentence:

, and that any further credits or benefits flowing out of this review should be retroactive to June 13, 2018.

MOTION DEFEATED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Aker
Councillor Drumm
Councillor Gleed
Councillor McQuaid-England
Councillor Mitchell
Councillor Roy

No

Councillor Ballinger
Councillor Carter
Councillor Dies
Councillor Drew
Councillor Foster
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor Molloy
Councillor Joe Neal
Councillor John Neal
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett
Councillor Woo
Regional Chair O'Connor

Members Absent: Councillor Ashe
Councillor Parish
Councillor Ryan
Councillor Sanders
Councillor Smith

Declarations of Interest: None

The amending motion (155) of Councillors Rowett and Drew was then put to a vote and DEFEATED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Aker
Councillor Carter
Councillor Drew
Councillor Drumm
Councillor Joe Neal
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett
Councillor Woo

No

Councillor Ballinger
Councillor Dies
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Jordan
Councillor McLean
Councillor McQuaid-England
Councillor Mitchell
Councillor Molloy
Councillor John Neal
Councillor Roy
Regional Chair O'Connor

Members Absent:

Councillor Ashe
Councillor Parish
Councillor Ryan
Councillor Sanders
Councillor Smith

Declarations of Interest: None

The main motion (153) of Councillors McLean and Henry to adopt the recommendations contained in Item 29 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole was then put to a vote and CARRIED.

Moved by Councillor McLean, Seconded by Councillor Henry,

(157) That the recommendations contained in Item 36 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole be adopted.

CARRIED LATER IN THE MEETING
(See Following Motions)

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,

(158) That the main motion (157) of Councillors McLean and Henry to adopt the recommendations contained in Item 36 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole be amended by adding the following as a new Part G):

G) That staff be directed to undertake an RFP process through the Durham Municipal Insurance Pool for the next renewal.

MOTION WITHDRAWN

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(159) That the main motion (157) of Councillors McLean and Henry to adopt the recommendations contained in Item 36 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole be amended in Part F) by adding the words, “and, that staff report back to Council in January 2019” to the end of the sentence.

MOTION DEFEATED LATER IN THE
MEETING
(See Following Motions)

Moved by Councillor McLean, Seconded by Councillor Henry,
(160) That the question be now put.

CARRIED on a 2/3rds Vote

The amending motion (159) of Councillors Joe Neal and John Neal was then put to a vote and DEFEATED.

The main motion (157) of Councillors McLean and Henry to adopt the recommendations contained in Item 36 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole was then put to a vote and CARRIED.

Moved by Councillor McLean, Seconded by Councillor Henry,
(161) That the recommendations contained in Item 42 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole be adopted.

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

Moved by Councillor Joe Neal, Seconded by Councillor John Neal,
(162) That the main motion (161) of Councillors McLean and Henry to adopt the recommendations contained in Item 42 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole be amended as follows:

- In Part A) by deleting the words, “select and appoint” and replacing them with the words, “and advise on the appointment of”;
- By deleting Part B) in its entirety; and
- In Part C) by deleting the words, “report back” and replacing them with the word, “recommend”; by deleting the words, “to advise of”; and by adding the following words to the end, “and that Regional Council be delegated the authority to appoint the CAO on September 12, 2018 or October 10, 2018.

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

Moved by Councillor McLean, Seconded by Councillor Jordan,
(163) That the question be now put.

CARRIED on a 2/3rds Vote

The foregoing amending motion (162) of Councillors Joe Neal and John Neal was then put to a vote and DEFEATED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Dies
Councillor Jordan
Councillor McQuaid-England
Councillor Joe Neal
Councillor John Neal

No

Councillor Aker
Councillor Ballinger
Councillor Carter
Councillor Drew
Councillor Drumm
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor McLean
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett
Councillor Woo
Regional Chair O'Connor

Members Absent:

Councillor Ashe
Councillor Mitchell
Councillor Parish
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith

Declarations of Interest: None

Moved by Councillor Henry, Seconded by Councillor Foster,

(164) That the main motion (161) of Councillors McLean and Henry to adopt the recommendations contained in Item 42 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole be amended by adding the following recommendation to the end:

It is further recommended that:

The Regional Chair, as the Chair of the selection Ad Hoc Committee, and the Mayors of the area municipalities (Town of Ajax, Township of Brock, Municipality of Clarington, City of Oshawa, City of Pickering, Township of Scugog, Township of Uxbridge, and the Town of Whitby) be appointed to the Ad Hoc Committee.

CARRIED

The main motion (161) of Councillors McLean and Henry to adopt the recommendations contained in Item 42 of the Finance & Administration Section of the Seventh Report of the Committee of the Whole was then put to a vote and CARRIED AS AMENDED ON THE FOLLOWING RECORDED VOTE:

Yes

Councillor Aker
Councillor Ballinger
Councillor Carter
Councillor Drew
Councillor Drumm
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor McLean
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett
Councillor Woo
Regional Chair O'Connor

No

Councillor Dies
Councillor Jordan
Councillor McQuaid-England
Councillor Joe Neal
Councillor John Neal

Members Absent:

Councillor Ashe
Councillor Mitchell
Councillor Parish
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith

Declarations of Interest: None

Health & Social Services

44. Award of the Request for Proposal (RFP-458-2018) for the Provision of Nursing Staff for Immunization Clinics (2018-COW-147)
[CARRIED]

- A) That the Request for Proposal (RFP-458-2018) be awarded to Saint Elizabeth Health Care to provide nursing staff for immunization clinics for a four (4) year term from July 1, 2018, with the option to extend the contract for up to one (1) additional year term, in accordance with the terms and conditions set forth in RFP-458-2018;
- B) That the RFP-458-2018 be awarded to Saint Elizabeth Health Care for a total cost of \$243,000 in the first year, with subsequent year term increases to apply based on Statistics Canada Consumer Price Index (CPI) rate increases, in accordance with the terms and conditions set forth in RFP-458-2018; and

- C) That the Acting Commissioner of Finance be authorized to execute any applicable agreement(s), including any extensions.

45. Additional funding for the 2018-19 funding year to support the provision of public health programs and services (2018-COW-148)

[CARRIED]

- A) That additional unbudgeted funding from the Ontario Ministry of Health and Long-Term Care (MOHLTC) in the amount of \$793,100 in additional base funding and \$284,900 in one-time funding be received as supplementary to the 2018 Health Department – Public Health Business Plan and Budget and be allocated as outlined in Section 4 of Report #2018-COW-148 of the Commissioner and Medical Officer of Health; and
- B) That approval be granted to increase the Health Department's staffing complement by 5.8 new permanent positions at an estimated annual cost of \$744,600 to be funded entirely from the additional Provincial funding allocation as follows:
 - i) One (1) full-time Assistant Manager, Health Equity at an annual estimated cost of \$151,300;
 - ii) Three (3) full-time Public Health Nurses at an annual estimated cost of \$347,900;
 - iii) One (1) part-time Public Health Nurse (0.3 FTE) at an annual estimated cost of \$32,200;
 - iv) One (1) full-time Manager, Health Analytics and Research at an estimated annual cost of \$151,300; and
 - v) The conversion of one (1) part-time Epidemiologist to one (1) full-time position at an estimated annual incremental cost of \$61,900.

46. A Primary Care Outreach Pilot (2018-COW-149)

[CARRIED]

- A) That the first eight (8) months of a Primary Care Outreach Pilot (PCOP), ending on February 28, 2019, be implemented at an upset cost not to exceed \$290,000;
- B) That the estimated 2018 cost of this pilot of \$161,250 be funded from within the approved 2018 Health Department Business Plans and Budget and the estimated 2018 cost of \$57,000 be funded within the Social Services Department Business Plans and Budget or any other surplus funds as determined by the Acting Commissioner of Finance;

- C) That the estimated 2019 cost of the pilot of \$52,750 be included for consideration in the 2019 Health Department Business Plans and Budget and the estimated 2019 cost of \$19,000 be included for consideration in the Social Services Department Business Plans and Budget;
- D) That authorization be granted to retain one Rapid Response Vehicle (RRV), slated to be decommissioned, to be used for PCOP services to transport supplies and park at various sites to serve priority populations for the course of the pilot;
- E) That Regional staff be authorized to negotiate a contract for the necessary part-time nurse practitioner services for PCOP;
- F) That the Region of Durham continue to work with the provincial government and the Central East Local Health Integration Network (CELHIN) to obtain provincial funding for the PCOP; and
- G) That continuation of the PCOP beyond February 28, 2019 be subject to 2019 Health Department and Social Services Department Budget deliberations and be informed by an evaluation of the first eight (8) months of the pilot.

47. Green Ontario Fund (GreenON) – Social Housing Program (2018-COW-106)
[CARRIED]

- A) That the Regional Chair and Regional Clerk be authorized to execute the Transfer Payment Agreement (TPA) with the Housing Services Corporation (HSC) to participate in the Green Ontario Fund (GreenON) Social Housing Program and secure total available Provincial program funding in the amount of \$630,578 to be applied towards retrofit activities that reduce greenhouse gas (GHG) emissions;
- B) That no Regionally-incurred administrative costs related to delivery of Program initiatives be recovered from the Region's allocation of GreenON Social Housing Program funding in order to maximize the funding available for GHG-reducing retrofit activities;
- C) That in order to secure all available provincial GreenON Social Housing Program funding it is recommended that, subject to the approval of the Acting Commissioner of Finance and the Commissioner of Social Services, that staff be authorized to allocate funding to ranked projects and redirect unspent GreenON Social Housing Program funds to ranked projects that require additional funding, where applicable; and

- D) That the Regional Chair and Regional Clerk be authorized to execute any necessary agreements with the housing provider for the use of the funds.

48. Portable Housing Benefit – Special Priority Policy (PHB-SPP) (2018-COW-124)
[CARRIED]

That the Regional Chair and Clerk be authorized to enter into a Transfer Payment Agreement with the Ministry of Housing to participate in the Portable Housing Benefit-Special Priority Policy (PHB-SPP) program.

49. Affordable and Seniors' Housing Task Force Progress Report (2018-COW-127)[CARRIED]

That Report #2018-COW-127 of the Commissioner of Social Services, the Acting Commissioner of Finance, the Commissioner of Planning and Economic Development, and the Commissioner of Works be received for information.

50. Social Housing Apartment Improvement Program (SHAIP) (2018-COW-128)
[CARRIED]

- A) That in order to secure all available provincial Social Housing Apartment Improvement Program (SHAIP) funding it is recommended that, subject to the approval of the Acting Commissioner of Finance and the Commissioner of Social Services, staff be authorized to allocate funding to ranked projects and redirect unspent SHAIP funds to ranked projects that require additional funding; and

- B) That the Regional Chair and Regional Clerk be authorized to execute any necessary agreements with the housing providers for the use of the SHAIP funds.

51. At Home in Durham, the Durham Housing Plan 2014-2024 Annual Report (2018-COW-135)
[CARRIED]

That Report #2018-COW-135 of the Commissioner of Social Services, the Acting Commissioner of Finance, and the Commissioner of Planning and Economic Development be received for information.

52. Additional Provincial Funding from the 2018 Final Child Care Allocation (2018-COW-137)
[CARRIED]

- A) That an additional 100 per cent unbudgeted Provincial funding for child care services from the Ministry of Education in the amount of \$5,139,692 for the Regional Municipality of Durham Children's Services Division be received as supplementary to the 2018 Business Plans and Budgets and allocated as follows:

Program	Expenditure	Amount \$
Special Purpose Projects	Provider Payments	405,601
Wage Enhancement	Provider Payments	1,976,485
Childcare Expansion Plan	Fee Subsidy	1,218,243
Childcare Expansion Plan	Provider Payments	1,115,013
Childcare Expansion Plan – Licensed Home Childcare	Provider Payments	424,350
Total		5,139,692

B) That the Regional Chair and Regional Clerk be authorized to execute the Amended Ontario Transfer Payment Agreement.

53. Supply and Service of Lift Equipment for the Region of Durham's four (4) Long-Term Care Homes (2018-COW-138)
[CARRIED]

A) That a sole source contract with Handicare Canada Ltd. be negotiated at a total estimated cost not to exceed \$1,607,100 for the procurement of ceiling lift equipment at a total estimated cost not to exceed \$818,600 and the ongoing maintenance, service, annual lift inspection and load testing of lift equipment at a total estimated cost not to exceed \$788,500 for a period of five (5) years commencing December 1, 2018 at the Region of Durham's four (4) Long-Term Care Homes subject to financing being approved in the annual Long Term Care Homes Annual Business Plans and Budgets; and

B) That the Acting Commissioner of Finance be authorized to execute the contract.

The recommendations contained in Items 44, and 47 to 53 of the Health & Social Services Section of the Seventh Report of the Committee of the Whole were adopted through motion (142).

Moved by Councillor McLean, Seconded by Councillor Henry,
(165) That the recommendations contained in Item 45 of the Health & Social Services Section of the Seventh Report of the Committee of the Whole be adopted.
CARRIED

Moved by Councillor McLean, Seconded by Councillor Henry,
(166) That the recommendations contained in Item 46 of the Health & Social Services Section of the Seventh Report of the Committee of the Whole be adopted.
CARRIED ON THE FOLLOWING
RECORDED VOTE:

Yes

Councillor Aker
Councillor Ballinger
Councillor Carter
Councillor Dies
Councillor Drew
Councillor Drumm
Councillor Gleed
Councillor Henry
Councillor Jordan
Councillor McQuaid-England
Councillor Molloy
Councillor John Neal
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett
Councillor Woo
Regional Chair O'Connor

No

Councillor Joe Neal

Members Absent:

Councillor Ashe
Councillor Foster
Councillor Grant
Councillor McLean
Councillor Mitchell
Councillor Parish
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith

Declarations of Interest: None

Confidential Matters

54. Confidential Memorandum from J. Hunt, Director of Legal Services, re: Oshawa Transit – Legal Fees

[CARRIED]

That Council waive privilege and direct staff to release the final amounts paid by the Region to external counsel Aird & Berlis on the Durham Region Transit unfunded liabilities matter.

Moved by Councillor McLean, Seconded by Councillor Henry,
(167) That the recommendations contained in Item 54 of the Confidential Section of the Seventh Report of the Committee of the Whole be adopted.

CARRIED LATER IN THE MEETING
(See Following Motions)

Moved by Councillor John Neal, Seconded by Councillor McQuaid-England,
(168) That the main motion (167) of Councillors McLean and Henry to adopt the recommendation contained in Item 54 of the Confidential Matters Section of the Seventh Report of the Committee of the Whole be amended by adding the following to the end of the sentence:

and, that Regional Council provide direction to staff to reimburse one-eighth of the legal fees to the City of Oshawa.

MOTION RULED OUT OF ORDER

The main motion (167) of Councillors McLean and Henry to adopt the recommendations contained in Item 54 of the Confidential Matters Section of the Seventh Report of the Committee of the Whole was then put to a vote and CARRIED.

Unfinished Business

1. Motion to Reconsider Report #2018-COW-120: Proposed Regional Official Plan Amendment – Implementation of Key Transportation Network Changes Recommended in the Transportation Master Plan, File: OPA 2012-002

Moved by Councillor Joe Neal, Seconded by Councillor McQuaid-England,
(169) That motion (144) of Councillors McLean and Henry to adopt the recommendations contained in Item 2 of the Planning & Economic Development Section of the Seventh Report of the Committee of the Whole be reconsidered.

MOTION DEFEATED ON THE FOLLOWING
RECORDED VOTE
(A 2/3rds Vote was not Attained)

<u>Yes</u>	<u>No</u>
Councillor Dies	Councillor Aker
Councillor Jordan	Councillor Ballinger
Councillor McLean	Councillor Carter
Councillor McQuaid-England	Councillor Drew
Councillor Molloy	Councillor Foster
Councillor Joe Neal	Councillor Gleed
Councillor John Neal	Councillor Grant
Councillor Rowett	Councillor Henry
Regional Chair O'Connor	Councillor Pickles
	Councillor Pidwerbecki
	Councillor Woo

Members Absent:

Councillor Ashe
Councillor Drumm
Councillor Mitchell
Councillor Parish
Councillor Roy

Councillor Ryan
Councillor Sanders
Councillor Smith

Declarations of Interest: None

**2. Introduction of New Motion Regarding Payment of Development Charges
within a CIP District**

Moved by Councillor Gleed, Seconded by Councillor Foster,
(170) That the Rules of Procedure be suspended in order to introduce a new
motion.

MOTION DEFEATED ON THE
FOLLOWING RECORDED VOTE:
(A 2/3rds Vote was not Attained)

Yes

Councillor Ballinger
Councillor Carter
Councillor Drew
Councillor Foster
Councillor Gleed
Councillor Grant
Councillor Henry
Councillor Molloy
Councillor Pickles
Councillor Pidwerbecki
Councillor Rowett
Councillor Woo
Regional Chair O'Connor

No

Councillor Aker
Councillor Dies
Councillor Jordan
Councillor McLean
Councillor McQuaid-England
Councillor Joe Neal
Councillor John Neal

Members Absent:

Councillor Ashe
Councillor Drumm
Councillor Mitchell
Councillor Parish
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith

Declarations of Interest: None

Other Business

1. 2018 Durham Regional Local Housing Corporation Annual Shareholder Meeting
[CARRIED]

At the Durham Regional Local Housing Corporation meeting held on May 9, 2018, the Board of Directors approved the audited financial statements of the Corporation for the fiscal year ended December 31, 2017, for submission to the Shareholder.

It is recommended that, pursuant to the *Business Corporations Act*, the Council of The Regional Municipality of Durham, in its capacity as the sole shareholder of the Durham Regional Local Housing Corporation, resolve that:

- A) The financial statements of the Corporation which comprise the Statement of Financial Position as at December 31, 2017, and the Statements of Operations and Accumulated Surplus, Change in Net Financial Assets and Cash Flows for the year ended December 31, 2017 and the Independent Auditors' 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 2017 financial statements and independent auditors' 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 shareholders 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.

2. Amendment to Durham Region Transit Commission By-law #27-2007
(2018-DRT-14)
[CARRIED]

- A) That By-law #27-2007 be amended to change the meeting schedule for the Durham Region Transit Executive Committee to a monthly meeting schedule effective January 1, 2019; and

B) That Corporate Services – Legal Services be directed to prepare an amending by-law to By-law #27-2007, generally in the form included as Attachment #1 to Report #2018-DRT-14, for presentation to Regional Council for passage.

3. Confidential Report of the Commissioner of Works – Security of Property of the Municipality as it Relates to a Licence Agreement between the Regional Municipality of Durham, the Durham Regional Police Services Board and the York Regional Police Services Board, for the use of Regionally owned land (2018-COW-140)

[CARRIED]

That the recommendations contained in Confidential Report #2018-COW-140 of the Commissioner of Works be adopted.

Moved by Councillor Henry, Seconded by Councillor Foster,
(171) That the recommendations contained in Item 1 of Other Business be adopted.
CARRIED

Moved by Councillor Henry, Seconded by Councillor Foster,
(172) That the recommendations contained in Item 2 of Other Business be adopted.
CARRIED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Aker	Councillor John Neal
Councillor Ballinger	
Councillor Carter	
Councillor Dies	
Councillor Drew	
Councillor Foster	
Councillor Gleed	
Councillor Grant	
Councillor Henry	
Councillor Jordan	
Councillor McLean	
Councillor McQuaid-England	
Councillor Molloy	
Councillor Joe Neal	
Councillor Pickles	
Councillor Pidwerbecki	
Councillor Rowett	
Councillor Woo	
Regional Chair O'Connor	

Members Absent: Councillor Ashe
Councillor Drumm

Councillor Mitchell
Councillor Parish
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith

Declarations of Interest: None

Moved by Councillor McLean, Seconded by Councillor Jordan,
(173) That the recommendations contained in Item 3 of Other Business be adopted.
CARRIED

By-laws

- 21-2018** Being a by-law to amend By-law #76-2017 being a by-law to regulate temporary signs and banners and devices on or adjacent to Regional roads.
- This by-law implements the recommendations contained in Item #27 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.
- 22-2018** Being a by-law to consolidate all by-laws with respect to Roads included in the Regional Road System.
- This by-law implements the recommendations contained in Item #24 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.
- 23-2018** Being a by-law to amend By-law #27-2007, being a by-law to establish the Durham Region Transit Commission for the purpose of operating the regional transit system known as Durham Region Transit ("DRT").
- This by-law implements the recommendations contained in Section 5 Item #2 of Other Business.
- 24-2018** Being a By-law to implement a backflow prevention program for premise isolation in the Regional Municipality of Durham.
- This by-law implements the recommendations contained in Item #28 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.
- 25-2018** 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 #3 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

26-2018 Being a by-law to delegate authority for the temporary closure or occupancy of highways under the jurisdiction of the Regional Municipality of Durham for construction or maintenance purposes, including establishing a licensing system, and for the movement of heavy or oversize vehicles and loads.

This by-law implements the recommendations contained in Item #23 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

27-2018 Being a by-law to adopt Amendment #171 to the Durham Regional Official Plan.

This by-law implements the recommendations contained in Item #2 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

28-2018 Being a by-law regarding the imposition of development charges.

This by-law implements the recommendations contained in Item #29 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

29-2018 Being a new area specific by-law regarding development charges for sanitary sewerage works for the Carruthers Creek Development Area.

This by-law implements the recommendations contained in Item #30 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

30-2018 Being a by-law to amend Regional Transit Development Charges By-law #81-2017.

This by-law implements the recommendations contained in Item #31 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

31-2018 Being a by-law to amend GO Transit Development Charges By-law #86-2001.

This by-law implements the recommendations contained in Item #32 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

- 32-2018** Being a by-law to implement the 2018 options for the Mandated Provincial Business Protection Program (“capping”).

This by-law implements the recommendations contained in Item #33 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

- 33-2018** Being a by-law to delegate authority to the outgoing Council to pass by-law(s) to authorize the issue of debentures for capital works of The Corporation of The City of Pickering, The Corporation of The Town of Ajax, The Corporation of The Town of Whitby and The Corporation of The Municipality of Clarington.

This by-law implements the recommendations contained in Item #37 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

- 34-2018** Being a by-law to authorize the Regional Chair and Regional Clerk to execute subdivision agreements within the approved boundaries of the community of Seaton.

This by-law implements the recommendations contained in Item #29 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

- 35-2018** Being a by-law to authorize the Regional Chair and the Clerk to execute subdivision agreements.

This by-law implements the recommendations contained in Item #29 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

- 36-2018** Being a by-law to authorize the Regional Chair and the Clerk to execute servicing agreements for non-subdivision related developments.

This by-law implements the recommendations contained in Item #29 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

- 37-2018** Being a by-law to authorize the Regional Chair and the Clerk to execute estate residential subdivision agreements.

This by-law implements the recommendations contained in Item #29 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

Moved by Councillor Aker, Seconded by Councillor Ballinger,
(174) That By-law Numbers 21-2018 and 22-2018, and 24-2018 to 37-2018 be passed.

CARRIED

Moved by Councillor Aker, Seconded by Councillor Ballinger,
(175) That By-law Number 23-2018 be passed.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Aker	Councillor John Neal
Councillor Ballinger	
Councillor Carter	
Councillor Dies	
Councillor Drew	
Councillor Foster	
Councillor Gleed	
Councillor Grant	
Councillor Henry	
Councillor Jordan	
Councillor McLean	
Councillor McQuaid-England	
Councillor Molloy	
Councillor Joe Neal	
Councillor Pickles	
Councillor Pidwerbecki	
Councillor Rowett	
Councillor Woo	
Regional Chair O'Connor	

Members Absent: Councillor Ashe
Councillor Drumm
Councillor Mitchell
Councillor Parish
Councillor Roy
Councillor Ryan
Councillor Sanders
Councillor Smith

Declarations of Interest: None

Moved by Councillor Aker, Seconded by Councillor Ballinger,
(176) That the Rules of Procedure be suspended in order to introduce a by-law to establish a percentage by which tax decreases are limited for 2018 in respect of properties in any property class subject to Park IX of the Municipal Act, 2001 for the Regional Municipality of Durham.

CARRIED on a 2/3rds Vote

38-2018 Being a by-law to establish a percentage by which tax decreases are limited for 2018 in respect of properties in any property class subject to Part IX of the Municipal Act, 2001.

This by-law implements the recommendations contained in Item #33 of the 7th Report of the Committee of the Whole presented to Regional Council on June 13, 2018.

Moved by Councillor Aker, Seconded by Councillor Ballinger,
(177) That By-law #38-2018 being a by-law to establish a percentage by which tax decreases are limited for 2018 in respect of properties in any property class subject to Part IX of the Municipal Act, 2001 be passed; and the confirming by-law be re-numbered accordingly.

CARRIED

Confirming By-law

39-2018 Being a by-law to confirm the proceedings of Regional Council at their meeting held on June 13, 2018.

Moved by Councillor Aker, Seconded by Councillor Ballinger,
(178) That By-law Number 39-2018 being a by-law to confirm the proceedings of the Council of the Regional Municipality of Durham at their meeting held on May 13, 2018 be passed.

CARRIED

Adjournment

Moved by Councillor Ballinger, Seconded by Councillor McLean,
(179) That the meeting be adjourned.

CARRIED

The meeting adjourned at 3:27 PM

Gerri Lynn O'Connor, Regional Chair & CEO

Ralph Walton, Regional Clerk