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The Regional Municipality of Durham

MINUTES

REGIONAL COUNCIL

Wednesday, May 29, 2024

The Council of The Regional Municipality of Durham met in the Council Chambers, Regional Headquarters Building, 605 Rossland Road East, Whitby, Ontario at 9:30 AM. Electronic participation was offered for this meeting.

Regional Chair Henry assumed the Chair.

1. Traditional Territory Acknowledgment

Regional Chair Henry read the following land acknowledgement:

The Region of Durham exists on lands that the Michi Saagiig Anishinaabeg inhabited for thousands of years prior to European colonization. These lands are the traditional and treaty territories of the Nations covered under the Williams Treaties, including the Mississaugas of Scugog Island First Nation, Alderville First Nation, Hiawatha First Nation, Curve Lake First Nation, and the Chippewa Nations of Georgina Island, Beausoleil and Rama.

We honour, recognize, and respect Indigenous Peoples as rights holders and stewards of the lands and waters on which we have the privilege to live. In our efforts towards reconciliation, we continue to build and strengthen relationships with First Nations, as well as the large Métis communities and growing Inuit communities here in Durham. We commit to learning from Indigenous values and knowledge, building opportunities for collaboration, and recognizing that we are all connected.

Regional Chair Henry advised that Irvine (Irv) Harrell has recently passed and noted that Irv became involved in local politics, winning a series of municipal elections over 15 years and served on the Oshawa City Council and the Council of the Regional Municipality of Durham. Irv acted as the Chairman for the Central Lake Ontario Conservation Authority for 15 years, given a love of nature and his devotion to environmental conservation. The pinnacle of Irv's career was serving as Chairman of the Board of Directors of the Oshawa Power & Utilities Corporation for 10 years.

Chair Henry extended sympathies to Irv's family.

Regional Chair Henry asked members to take a moment to address the recent series of losses the Region's Works Department has endured and added that the recent passing of Gioseph (Joseph) Anello marks the third time the Region has had to say goodbye to a valued member of the Works family within a short span of time.

Chair Henry stated that each person was unique in their contributions and presence, and their passings have had a profound effect on us all. Gioseph (Joseph) Anello, affectionately known as Gio, was an esteemed colleague and friend to many of us. He had recently retired as the Director of Waste Management Services.

Chair Henry extended sympathies to Gio's family and asked that members participate in a moment of silence.

Regional Chair Henry advised that at a ceremony taking place at 11:00 AM today, the Region of Durham will be awarded the 2023 Ontario Public Works Association's Diversity, Equity and Inclusion (DEI) Award. This award recognizes outstanding efforts and accomplishments in advancing DEI within public works. It is awarded to organizations "that see workplace equality as more than just policies and practices, and is something that runs throughout the very heart of what they do".

Chair Henry added that under the leadership of Allison Hector-Alexander, Director of Diversity, Equity, and Inclusion in the CAO's office, and Mike Hubble, Director of Environmental Services in the Works Department, this award recognizes the great strides Regional teams are making in fostering equity internally and within the delivery of public works services.

Chair Henry asked members to show their appreciation to Allison and Mike and their teams for their passion, dedication and engagement.

Chair Henry further advised that recently, the Municipal Service Delivery Officials' (MSDO) recognized the Service Durham team with the award for Excellence in Service Delivery for their innovative work on the myDurham311 platform.

Chair Henry added that CAO, Elaine Baxter-Trahair was also recognized by MSDO with an award for Leadership and Advocating for Equity in Service Delivery, directly reflecting Elaine's incredible leadership and its significant impact.

Chair Henry stated that these awards are yet another example and recognition of the exceptional service excellence the Region continues to provide to the residents every day.

Chair Henry invited everyone to celebrate the Region's 50th birthday by attending the Region's Open House event on June 15th and added that individuals may visit durham.ca/doorsopen for further information.

2. Roll Call

Councillor Anderson
Councillor Ashe
Councillor Barton
Councillor Brenner
Councillor Carter
Councillor Chapman
Councillor Collier
Councillor Cook*
Councillor Crawford
Councillor Dies
Councillor Foster
Councillor Garrod*
Councillor Jubb
Councillor Kerr
Councillor Leahy*
Councillor Sterling Lee*
Councillor Steve Lee
Councillor Marimpietri
Councillor McDougall, left the meeting at 11:28 AM
Councillor Mulcahy
Councillor Neal
Councillor Nicholson
Councillor Pickles*
Councillor Roy* left the meeting at 11:47 AM
Councillor Schummer*
Councillor Woo
Councillor Wotten
Councillor Yamada, attended the meeting at 9:49 AM
Regional Chair Henry

*** indicates members who participated electronically, all other members participated in person**

All members of Council were in attendance with the exception of Councillors Shahid and Yamada.

Councillor Steve Lee attended as the alternate for the Town of Whitby.

3. Declarations of Pecuniary Interest

There were no declarations of pecuniary interest made.

4. Adoption of Minutes

Moved by Councillor Barton, Seconded by Councillor Marimpietri,
(84) That the minutes of the Regular Regional Council meeting held on April
24, 2024 be adopted.

CARRIED

5. Presentations

5.1 Kris Hornburg, Deputy General Manager – Transit Business Services and Anthony Pezzetti, Deputy General Manager – Transit Operations re: 2023 Safe Driver Awards

Kris Hornburg, Deputy General Manger, Transit Business Services and Anthony
Pezzetti, Deputy General Manager, Transit Operations, presented the 2023 Safe
Driver Awards. Highlights of the presentation included:

- 2023 Safe Driver Awards
- 5 Years
 - Mark Stone
 - Ian Carney
 - Matthew Mandzy
 - Susan Hawkins
 - Darcy Benedet
 - Nicolas Jones
 - Asif Anwar-Ali
 - Virginia Stothers
- 10 Years
 - Kim Anderson
 - Ishwar Dass
 - Richedean Delapenha
 - Ohannes Telian
 - Christopher Harper
 - Jason Wagg
 - George Veljanovski
 - Kevin Adams
 - Brian Martins
 - Walter Waugh
 - Krikor Telian
 - Ryan Fenton
 - Dragan Damcevski
 - Edward Foley
- 15 Years
 - Steve Welham
 - Haydn Streeter
 - William Estruch

- Angela Watt
- Donna Shemmans
- Ian Boyce
- Sherry Kimmerly
- Esther Sluys
- 20 Years
 - Jerry Fudge
- 25 Years
 - Tom Carrier
- 30 Years
 - Wes Matula

5.2 Michael Cvitkovic, CEO, Abilities Centre and Allison Hector-Alexander, Director – Diversity, Equity and Inclusion re: Accessible Employer of the Year Award – Durham Region (Project Search)

Michael Cvitkovic, CEO, Abilities Centre and Allison Hector-Alexander, Director – Diversity, Equity and Inclusion appeared with respect to the Accessible Employer of the Year Award – Durham Region.

M. Cvitkovic advised that it is National Accessibility Week and stated that a number of accessibility related initiatives are underway in the Region including:

- The Region and the Abilities Center recently hosted an accessibility workshop attended by nearly 300 advocates and organizations;
- Nearly all of the local area municipalities have completed or are participating in the LEED Canada process which helps organizations to successfully embed accessibility and inclusion practices;
- The Abilities Center is looking to increase its sport and event hosting capacity to bring more visitors to the Region, to showcase leadership in accessibility initiatives and generate revenue;
- The Abilities Center is developing more accessible and inclusive programming including THRIVE, an adult day program, and Therapeutic Recreation in Schools (TRIS)

M. Cvitkovic congratulated the Region on meeting several of the accessibility goals identified in the current Strategic Plan and noted that because of this leadership, the Region was recognised as the 2024 Accessible Employer of the Year. M. Cvitkovic stated that the highlight is Project Search which is a 10-month internship for high school students with developmental or intellectual disabilities who are in their final year of high school. Success has been achieved through a collaboration with Durham Region, the Abilities Center and the Durham Catholic School Board. M. Cvitkovic noted that Project Search has become a best practice for other employers.

M. Cvitkovic extended congratulations to the Region and Allison Hector-Alexander on winning the 2024 Accessible Employer of the Year award.

5.3 Steve Gregoris, Chief Nuclear Officer (CNO), Ontario Power Generation re: Ontario Power Generation (OPG) Station and Project Update

Steve Gregoris, Chief Nuclear Officer (CNO), and Lindsay Hamilton, Senior Manger of Stakeholder Relations, Ontario Power Generation appeared with respect to an Ontario Power Generation (OPG) Station and Project Update.

S. Gregoris thanked the Region for their ongoing partnership and support of OPG's operations and projects, and Mayor Foster for continued dedication to the Canadian Association of Nuclear Host Communities, and Regional staff for their work on the Nuclear Sector Working Group.

S. Gregoris advised that OPG is the largest employer in the Region and the majority of their staff live in and contribute to the well being of the Region's communities.

Highlights of the presentation included:

- Decarbonizing Ontario's electricity system
- Darlington Nuclear
- Darlington Refurbishment Economic Impact
- Darlington New Nuclear Project
- Darlington New Nuclear Roadmap
- Pickering Operations
- Pickering Refurbishment
- Working with our Community

S. Gregoris responded to questions from members of Council.

6. **Delegations**

6.1 Bobby McBride, Chair, Board of Directors, Durham Community Foundation (In-Person Attendance) and Vivian Curl, Executive Director, Durham Community Foundation

Bobby McBride, Chair, Board of Directors, Durham Community Foundation appeared with respect to Durham's Vital Signs Report.

B. McBride advised that the Durham Community Foundation has been operating for 30 years, and their primary goal is to fundraise and help charities through advocacy and financial support.

B. McBride advised that 30 people helped prepare the Vital Signs Report, which is data driven but also includes shared experiences of community members and the Report provides stakeholders with information needed based on actual data to ensure the community thrives and guides strategic actions targeting resources for maximum community impact.

B. McBride stated that Durham Region's rate of growth of 7.9% between 2016 and 2021 outpaced Canada and the G7, Clarington lead the way with population growth, and the demographics of the population has changed significantly. The population is growing faster than the ability to serve them.

B. McBride also stated that the report speaks to what is working and not working, specifically the burden being placed on the registered charities in Durham Region that are experiencing an uptick in demand for their services, and an increase in operational costs and staffing challenges as more than half of the registered charities are reporting a lack of volunteers and a significant reduction in revenue and donations.

B. McBride stated that the foundation is looking to build the Vital Durham Endowment Fund to ensure grant funding is available for charities in need and that funds are being used in the most efficient ways.

Highlights of the presentation included:

- We are your Community Foundation
- Vital Signs – Community Vitality
- Our Growing Community
- You Make Your Community. Your Community Makes You.
- Our Non-Profit Sector

B. McBride asked that Council use the data in the Vital Signs report to ensure that data driven funding decisions are made.

B. McBride responded to questions from members of Council.

7. Communications

CC 12 Correspondence from The Association of Municipalities of Ontario (AMO) re: Call for Nominations: 2024-2026 AMO Board of Directors

Moved by Councillor Roy, Seconded by Councillor Collier,

(85) Be it resolved that the Council for the Regional Municipality of Durham nominates Councillor Mulcahy for the position of Regional and Single Tier Caucus on the AMO Board of Directors for the 2024 - 2026 term.

CARRIED

- CC 13 Memorandum dated May 29, 2024 from Adnan Naeem, Solicitor re: By-law to repeal and replace By-law 211-79
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Moved by Councillor Chapman, Seconded by Councillor Brenner,
(86) That Council Correspondence CC 13 from Adnan Naeem, Solicitor, regarding By-law to repeal and replace By-law 211-79 be received for information.

CARRIED

- CC 14 Correspondence from Brock Board of Trade re: Bridge Closure on Durham Region Road 15 (Simcoe Street), Beaverton, Township of Brock
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Moved by Councillor Schummer, Seconded by Councillor Anderson,
(87) That Council Correspondence CC 14 from Brock Board of Trade re: Bridge Closure on Durham Region Road 15 (Simcoe Street), Beaverton, Township of Brock, be referred to the consideration of Report #2024-COW-19.

CARRIED

- CC 15 Confidential Correspondence from Mayor Dan Carter, City of Oshawa re: A proposed or pending acquisition or disposition of land with respect to the new Oshawa/Whitby Depot Project
-

Moved by Councillor Carter, Seconded by Councillor Wotten,
(88) That Confidential Correspondence CC 15 from Mayor Dan Carter, City of Oshawa regarding a proposed or pending acquisition or disposition of land with respect to the new Oshawa/Whitby Depot Project be referred to the consideration of Confidential Report #2024-F-11.

CARRIED

- CC 16 Confidential Correspondence from Jason King, Chief Executive Officer, Greater Oshawa Chamber of Commerce re: A proposed or pending acquisition or disposition of land with respect to the new Oshawa/Whitby Depot Project
-

Moved by Councillor Marimpietri, Seconded by Councillor Carter,
(89) That Confidential Correspondence CC 16 from Jason King, Chief Executive Officer, Greater Oshawa Chamber of Commerce regarding a proposed or pending acquisition or disposition of land with respect to the new Oshawa/Whitby Depot Project be referred to the consideration of Confidential Report #2024-F-11.

CARRIED

8. Reports related to Delegations/Presentations

There are no reports related to Delegations/Presentations.

9. Committee Reports and any related Notice of Motions

9.1 Report of the Finance and Administration Committee

1. Upgrades of Existing Bell Internet and Wide Area Network Speed and Internet Edge Firewalls (2024-A-8)
[CARRIED]
 - A) That staff be authorized to negotiate and execute an amendment to the existing agreement with Bell Canada for the upgrade of the Region's Internet and wide area network services at Regional Headquarters from 1 gigabit per second (Gbps) to 10 Gbps, including the distributed denial of service protection, at an estimated one-time capital cost of \$42,000 and estimated annual operating costs of \$459,000, to accommodate the increasing Internet usage from various digital initiatives and demand for high-quality content (audio, 4K video, collaboration, etc.);
 - B) That the 2024 unbudgeted costs for the upgrade of the Region's Internet and wide area network services at Regional Headquarters estimated at \$501,000 (including \$459,000 in annual operating costs) be approved with funding to be provided at the discretion of the Commissioner of Finance, with future annual costs to be included in the Region's annual Business Plans and Budgets; and
 - C) That the 2024 unbudgeted costs for the replacement of the two Internet Edge Cisco firewalls estimated at \$404,000 (including \$148,000 in annual operating costs) be approved with funding to be provided at the discretion of the Commissioner of Finance, with future annual costs to be included in the Region's annual Business Plans and Budgets.
2. Correspondence from The Township of Brudenell, Lyndoch and Raglan, re: Resolution passed at their Council meeting held on May 1, 2024, in support of the resolution by the Town of Bracebridge regarding the request to the Province of Ontario for New Provincial-Municipal Fiscal Framework
[CARRIED]

That the resolution from the Town of Bracebridge regarding the Province of Ontario committing to undertaking with the Association of Municipalities of Ontario a comprehensive social and economic prosperity review to promote the stability and sustainability of municipal finances across Ontario, be endorsed.
3. Final Recommendations Regarding Seaton Water Supply and Sanitary Sewerage Area Specific Development Charges (2024-F-9)
[CARRIED]

- A) That pursuant to Section 10(1) of the Development Charges Act, 1997, the Seaton Water Supply and Sanitary Sewerage Area Specific Development Charges Background Study dated March 12, 2024 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;
- B) That the Seaton Residential and Non-residential Development Charges for Water Supply and Sanitary Sewerage be imposed, effective July 1, 2024, as set out in one of the following two sets of schedules depending on the timing of the Royal Assent for Bill 185 (Cutting Red Tape to Build More Homes Act, 2024):
 - i. If Bill 185 (Cutting Red Tape to Build More Homes Act, 2024) does not receive Royal Assent prior to June 30th 2024:

Table 1

Region of Durham Recommended Seaton Residential Development Charges \$ Per Dwelling Unit				
Service Category	Phase In	Single Detached & Semi-Detached	Medium Density Multiples	Apartments
Sanitary Sewerage		\$	\$	\$
(i) Seaton Landowners Constructed Works	80%	6,165	4,870	2,836
(ii) Regional Constructed Works	80%	1,832	1,447	842
(iii) Regional Attribution	80%	2,120	1,675	975
Subtotal – Sanitary Sewerage		10,117	7,992	4,653
Water Supply				
(i) Seaton Landowners Constructed Works	80%	2,129	1,682	979
(ii) Regional Constructed Works	80%	5,529	4,368	2,543
(iii) Regional Attribution	80%	4,302	3,398	1,978
Subtotal – Water Supply		11,960	9,448	5,500
Total Development Charges (July 1, 2024 to June 30, 2025)	80%	<u>\$22,077</u>	<u>\$17,440</u>	<u>\$10,153</u>

July 1, 2025 to June 30, 2026 (85%)	85%	23,456	18,532	10,788
July 1, 2026 to June 30, 2027 (90%)	90%	24,835	19,621	11,425
July 1, 2027 to June 30, 2028 (95%)	95%	26,216	20,712	12,058

Table 2

Region of Durham Recommended Seaton Institutional Development Charges \$ Per Square Foot Of Gross Floor Area		
Service Category	Phase In	\$
Sanitary Sewerage		
(i) Seaton Landowners Constructed Works	80%	0.68
(ii) Regional Constructed Works	80%	0.22
(iii) Regional Attribution	80%	0.58
Subtotal – Sanitary Sewerage		1.48
Water Supply		
(i) Seaton Landowners Constructed Works	80%	0.09
(ii) Regional Constructed Works	80%	0.22
(iii) Regional Attribution	80%	0.54
Subtotal – Water Supply		0.85
Total Development Charges (July 1, 2024 to June 30, 2025)	<u>80%</u>	<u>\$2.33</u>
July 1, 2025 to June 30, 2026	<u>85%</u>	2.47
July 1, 2026 to June 30, 2027	<u>90%</u>	2.62
July 1, 2027 to June 30, 2028	<u>95%</u>	2.77

Table 3

Region of Durham Recommended Seaton Non-Institutional Development Charges \$ Per Square Foot Of Gross Floor Area		
Service Category	Phase In	\$
Sanitary Sewerage		
(i) Seaton Landowners Constructed Works	80%	2.05
(ii) Regional Constructed Works	80%	0.66
(iii) Regional Attribution	80%	1.76

Subtotal – Sanitary Sewerage		4.47
Water Supply		
(i) Seaton Landowners Constructed Works	80%	0.26
(ii) Regional Constructed Works	80%	0.64
(iii) Regional Attribution	80%	1.64
Subtotal – Water Supply		2.54
Total Development Charges (July 1, 2024 to June 30, 2025)	<u>80%</u>	<u>\$7.01</u>
July 1, 2025 to June 30, 2026 (85%)	<u>85%</u>	7.45
July 1, 2026 to June 30, 2027 (90%)	<u>90%</u>	7.89
July 1, 2027 to June 30, 2028 (95%)	<u>95%</u>	8.32

Table 4

Region of Durham Recommended Seaton Prestige Employment Land Area Development Charges \$ Per Net Hectare		
Service Category	Phase In	\$
Sanitary Sewerage		
(i) Seaton Landowners Constructed Works	80%	107,931
(ii) Regional Constructed Works	80%	34,155
(iii) Regional Attribution	80%	89,211
Subtotal – Sanitary Sewerage		231,297
Water Supply		
(i) Seaton Landowners Constructed Works	80%	13,229
(ii) Regional Constructed Works	80%	32,766
(iii) Regional Attribution	80%	86,657
Subtotal – Water Supply		132,652
Total Development Charges		<u>\$363,949</u>
July 1, 2025 to June 30, 2026	(85%)	386,696
July 1, 2026 to June 30, 2027	(90%)	409,443
July 1, 2027 to June 30, 2028	(95%)	432,188

- ii. If Bill 185 (Cutting Red Tape to Build More Homes Act, 2024) receives Royal Assent prior to June 30th, 2024 and eliminates the phase in of development charge rates

Table 5
Region of Durham
Recommended Seaton Residential Development Charges
\$ Per Dwelling Unit

Service Category	Single Detached & Semi-Detached	Medium Density Multiples	Apartments
Sanitary Sewerage	\$	\$	\$
(i) Seaton Landowners Constructed Works	7,706	6,088	3,545
(ii) Regional Constructed Works	2,290	1,809	1,053
(iii) Regional Attribution	2,650	2,094	1,219
Subtotal – Sanitary Sewerage	12,646	9,991	5,817
Water Supply			
(i) Seaton Landowners Constructed Works	2,661	2,102	1,224
(ii) Regional Constructed Works	6,911	5,460	3,179
(iii) Regional Attribution	5,377	4,248	2,473
Subtotal – Water Supply	14,949	11,810	6,876
Total Development Charges	<u>27,595</u>	<u>21,801</u>	<u>12,693</u>

Table 6
Region of Durham
Recommended Seaton Institutional Development Charges
\$ Per Square Foot Of Gross Floor Area

Service Category	\$
Sanitary Sewerage	
(i) Seaton Landowners Constructed Works	0.85
(ii) Regional Constructed Works	0.27
(iii) Regional Attribution	0.73
Subtotal – Sanitary Sewerage	1.85
Water Supply	
(i) Seaton Landowners Constructed Works	0.11
(ii) Regional Constructed Works	0.27
(iii) Regional Attribution	0.68
Subtotal – Water Supply	1.06
Total Development Charges	<u>2.91</u>

Table 7

Region of Durham Recommended Seaton Non-Institutional Development Charges \$ Per Square Foot Of Gross Floor Area	
Service Category	\$
Sanitary Sewerage	
(i) Seaton Landowners Constructed Works	2.56
(ii) Regional Constructed Works	0.82
(iii) Regional Attribution	2.20
Subtotal – Sanitary Sewerage	5.58
Water Supply	
(i) Seaton Landowners Constructed Works	0.33
(ii) Regional Constructed Works	0.80
(iii) Regional Attribution	2.05
Subtotal – Water Supply	3.18
Total Development Charges	<u>8.76</u>

Table 8

Region of Durham Recommended Seaton Prestige Employment Land Area Development Charges \$ Per Net Hectare	
Service Category	\$
Sanitary Sewerage	
(i) Seaton Landowners Constructed Works	134,914
(ii) Regional Constructed Works	42,694
(iii) Regional Attribution	111,514
Subtotal – Sanitary Sewerage	289,122
Water Supply	
(i) Seaton Landowners Constructed Works	16,536
(ii) Regional Constructed Works	40,957
(iii) Regional Attribution	108,321
Subtotal – Water Supply	165,814
Total Development Charges	<u>454,936</u>

- C) That the Development Charge policies for the Seaton Water Supply and Sanitary Sewerage Area Specific Development Charges as contained in the proposed By-law as Appendix #3 to Report #2024-F-9 of the Commissioner of Finance, including those related to collection policy and indexing be approved;

- D) That the Seaton Well Interference Policy as provided in Appendix #1 to Report #2024-F-9 be adopted as of July 1, 2024;
- E) 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, 2024 be given the option of being processed under the policies and rates of the current Seaton Area Specific Development Charges By-Law #19-2019 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:
- Ministry of the Environment, Conservation and Parks approval is received;
 - Detailed cost estimate received;
 - Three (3) copies of the proposed Final Plan (M-Plan) received;
 - Regional Planning approval of the Final Plan received;
 - Three (3) copies of all proposed Reference Plans (R-Plans) received;
 - Three (3) copies of approved General Plan of Services received (signed by the Local Municipality and the Region); and
 - Regional Subdivision Agreement Information Checklist;
- F) Subdivision agreements which have been processed according to By-Law #19-2019 must be executed within three months following the termination of By-Law #19-2019, 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 Services in a form satisfactory to the Region:
- Signed Subdivision Agreement received, including all schedules;
 - Payments of fees identified in the agreement received;
 - Securities identified in the agreement received;
 - Prepayment of Development Charges for Sanitary Sewerage, Water Supply and Regional Roads received; and
 - Insurance Certificate received;
- G) That the existing complaint procedure as provided in Regional By-law #52-2014 continue for the purpose of conducting hearings, regarding complaints made under Section 20 of the Development Charges Act, 1997;

- H) That Section 12(3) of the Development Charges Act, 1997 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 changes were made to the Seaton proposed development charge by-law following the public meeting on March 27, 2024, 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 Seaton Area Specific Development Charge By-law;
 - I) That the Regional Solicitor be instructed to finalize the proposed Seaton Area Specific Development Charge By-law for presentation to Regional Council for passage and be authorized to modify the by-law if minor changes are required to accommodate the implications of Bill 185;
 - J) That the Regional Solicitor be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that such revised by-law(s) be presented to Council for passage;
 - K) That the Regional Clerk be instructed to follow the notification provisions pursuant to the Development Charges Act, 1997; and
 - L) That the Treasurer be instructed to prepare the requisite development charge pamphlet pursuant to the Development Charges Act, 1997 and related materials.
4. Recommended Amendments to Regional Development Charges By-law #42-2023 to Remove Phase-in Rates (2024-F-10)
[CARRIED]
- A) That the Regional Development Charges (DC) By-law #42-2023 be amended to remove the phase-in provisions as set out in the amending by-law (as contained in Attachment #1 to Report #2024-F-10 of the Commissioner of Finance) and the Regional Transit DCs under By-law #39-2022 return to the full rates both at a future date as set out in Part B);
 - B) That the Commissioner of Finance and the Regional Solicitor be instructed to prepare the requisite amendment to the DC By-law for presentation to Regional Council for passage upon Schedule 6 of Bill 185, Cutting Red Tape to Build More Homes Act, 2024 coming into force to give effect to Part A), with the full rates coming into effect five business days after Council approves the amending By-law;

- C) That the Regional Solicitor be instructed to revise future development agreements and any by-law(s) relating thereto to reflect any changes required to implement the foregoing recommendations and that any such revised by-law(s) be presented to Council for passage;
- D) That any complete submission for the preparation of a subdivision agreement received by the Development Approvals Division of the Regional Works Department on or prior to the effective date of Schedule 6 of Bill 185 be given the option of being processed under the policies and rates of the current Development Charges By-Law #42-2023 (i.e. without the changes recommended in the amending by-law) 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:
- Ministry of the Environment, Conservation and Parks approval is received;
 - Detailed cost estimate received;
 - Three (3) copies of the proposed Final Plan (M-Plan) received;
 - Regional Planning approval of the Final Plan received;
 - Three (3) copies of all proposed Reference Plans (R-Plans) received;
 - Three (3) copies of approved General Plan of Services received (signed by the Local Municipality and the Region); and
 - Regional Subdivision Agreement Information Checklist;
- E) Subdivision agreements which have been processed according to By-Law #42-2023 (i.e. without the changes recommended in the amending by-law) must be executed within three months following the date when the Region re-instates the full rates, 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 Services in a form satisfactory to the Region:
- signed Subdivision Agreement received, including all schedules;
 - payments of fees identified in the agreement received;
 - securities identified in the agreement received;
 - prepayment of Development Charges for Sanitary Sewerage, Water Supply and Regional Roads received; and
 - Insurance Certificate received;
- F) That the Regional Treasurer be instructed to prepare the requisite DC pamphlet pursuant to the Development Charges Act, 1997 (DCA) and related materials;

- G) That the Regional Clerk be instructed to follow the notification provisions pursuant to the DCA, should it be required; and
 - H) That a copy of Report #2024-F-10 of the Commissioner of Finance be forwarded to the area municipalities.
5. Confidential Report of the Commissioner of Finance – Regarding a Proposed or Pending Acquisition of Land with respect to Additional Debenture Financing to Support Land Acquisition for the New Oshawa/Whitby Depot Project (2024-F-11)
-
- [MOTION DEFEATED, AS AMENDED, ON A RECORDED VOTE] [SEE MOTIONS (92) (93) AND (97)]

That the recommendations contained in Confidential Report #2024-F-11 of the Commissioner of Finance be adopted.

6. Impacts of Bill 23
[CARRIED]

That the Regional Chair be authorized, on behalf of Regional Council, to write a letter to the Province with respect to reimbursement (being made whole) as a result of the loss of Development Charge revenue the Region experienced due to the phase-in of Development Charges resulting from Bill 23.

- Moved by Councillor Ashe, Seconded by Councillor Leahy,
(90) That the recommendations contained in Items 2, 3, 4 and 6 of Report #4 of the Finance and Administration Committee be adopted.
CARRIED

- Moved by Councillor Ashe, Seconded by Councillor Leahy,
(91) That the recommendations contained in Item 1 of Report #4 of the Finance and Administration Committee be adopted.
CARRIED

- Moved by Councillor Ashe, Seconded by Councillor Leahy,
(92) That the recommendations contained in Item 5 of Report #4 of the Finance and Administration Committee be adopted.
MOTION DEFEATED AS AMENDED
LATER IN THE MEETING
ON A RECORDED VOTE
(See Following Motions)

Moved by Councillor Chapman, Seconded by Councillor Nicholson,
(93) That the main motion (92) of Councillors Ashe and Leahy to adopt the recommendations contained in Item 5 of Report #4 of the Finance and Administration Committee be amended by adding the following as a new Part B):

B) That the master planning for the new Oshawa/Whitby Depot on the subject property (approximately 70 acres) explore opportunities in consultation with Planning and Economic Development for the potential co-location of additional employment uses, and should the master planning exercise identify surplus lands, that these surplus lands be put on the open market and sold for employment purposes.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	Councillor Cook
Councillor Ashe	Councillor Sterling Lee
Councillor Barton	Councillor Marimpietri
Councillor Brenner	Councillor Schummer
Councillor Carter	
Councillor Chapman	
Councillor Collier	
Councillor Crawford	
Councillor Dies	
Councillor Foster	
Councillor Garrod	
Councillor Jubb	
Councillor Kerr	
Councillor Leahy	
Councillor Steve Lee	
Councillor McDougall	
Councillor Mulcahy	
Councillor Nicholson	
Councillor Pickles	
Councillor Roy	
Councillor Woo	
Councillor Wotten	
Councillor Yamada	
Regional Chair Henry	

Members Absent: Councillor Neal

Declarations of Interest: None

Moved by Councillor Marimpietri, Seconded by Councillor Nicholson,
(94) That the meeting be closed to the public in order to consider Confidential Report #2024-F-11 regarding a Proposed or Pending Acquisition of Land with respect to Additional Debenture Financing to Support Land Acquisition for the New Oshawa/ Whitby Depot Project.

CARRIED

Moved by Councillor Kerr, Seconded by Councillor McDougall,
(95) That Council recess for ten minutes.

CARRIED

Council recessed at 10:56 AM and reconvened at 11:10 AM.

[Refer to the Closed Meeting minutes of May 29, 2024]

Council rose from the Closed Meeting and resumed open session at 12:38 PM.

Chair Henry advised that during the closed session there were no motions made or direction given.

Moved by Councillor Nicholson, Seconded by Councillor Foster,
(97) That the main motion (92) of Councillors Ashe and Leahy to adopt the confidential recommendations contained in Item 5 of the 4th Report of the Finance and Administration Committee be amended by deleting the reference to the new Oshawa/Whitby Depot project referenced in Parts A) and B) of the recommendations contained within Confidential Report #2024-F-11 and replacing them with the words "potential future Regional use."

MOTION DEFEATED ON THE
FOLLOWING RECORDED VOTE:

Yes

Councillor Barton
Councillor Brenner
Councillor Collier
Councillor Foster
Councillor Garrod
Councillor Leahy
Councillor Nicholson
Councillor Pickles
Councillor Woo
Councillor Yamada
Regional Chair Henry

No

Councillor Ashe
Councillor Carter
Councillor Chapman
Councillor Cook
Councillor Crawford
Councillor Dies
Councillor Kerr
Councillor Sterling Lee
Councillor Steve Lee
Councillor Marimpietri
Councillor Mulcahy
Councillor Schummer
Councillor Wotten

Members Absent: Councillor Anderson
Councillor Jubb
Councillor McDougall
Councillor Neal
Councillor Roy

Declarations of Interest: None

The main motion (92) of Councillors Ashe and Leahy to adopt the recommendations contained in Item 5 of the 4th Report of the Finance and Administration Committee, as amended, was then put to a vote and DEFEATED ON THE FOLLOWING RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Ashe	Councillor Brenner
Councillor Barton	Councillor Carter
Councillor Dies	Councillor Chapman
Councillor Foster	Councillor Collier
Councillor Garrod	Councillor Cook
Councillor Leahy	Councillor Crawford
Councillor Pickles	Councillor Jubb
Councillor Woo	Councillor Kerr
Councillor Yamada	Councillor Sterling Lee
Regional Chair Henry	Councillor Steve Lee
	Councillor Marimpietri
	Councillor Mulcahy
	Councillor Nicholson
	Councillor Schummer
	Councillor Wotten

Members Absent: Councillor Anderson
Councillor McDougall
Councillor Neal
Councillor Roy

Declarations of Interest: None

Moved by Councillor Wotten, Seconded by Councillor Yamada,
(98) That Council recess for 15 minutes.
CARRIED

Council recessed at 12:54 PM and reconvened at 1:15 PM.

The Clerk conducted a roll call following the recess. All members of Council were present with the exception of Councillors Anderson, Collier, McDougall, Neal and Roy.

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

1. Unbudgeted Provincial Funding from the Ministry of Education for the Canada-wide Early Learning and Child Care System (2024-SS-4)
[CARRIED]

That unbudgeted Provincial funding from the Ministry of Education in the amount of \$4,351,437, be expended in accordance with the 2024 Canada-Wide Early Learning and Child Care Guidelines.

2. Unbudgeted One-Time Provincial Funding from the Ministry of Long-Term Care for the Four (4) Regional Municipality of Durham Long Term Care Homes (2024-SS-5)
[CARRIED]

A) That the one-time unbudgeted Provincial funding from the Ministry of Long-Term Care in the amount of \$2,153,921, be expended in accordance with the program guidelines; and

B) That the following unbudgeted capital projects related to the Region's Long-Term Care Homes in the estimated amount of \$2,153,921 be approved and financed from Provincial Subsidy:

Long-Term Care Homes	(\$)
Flooring Replacement – Hillsdale Estates	762,900
Parking Lot Replacement – Hillsdale Terraces	508,600
7 Tub Replacements – Fairview Lodge	220,000
Kitchen Renovations – Fairview Lodge	200,000
Combination Oven Replacement – Fairview Lodge	45,000
21 Laundry Cart Replacements – Fairview Lodge	28,414
Bariatric Stretcher – Fairview Lodge	10,100
Parking Lot Replacement – Lakeview Manor	296,907
Carpet Tile Replacement – Lakeview Manor	50,000
Main Hall Flooring – Lakeview Manor	20,000
Accessible Walkway – Lakeview Manor	12,000
TOTAL	<u>2,153,921</u>

Moved by Councillor Dies, Seconded by Councillor Foster,
(99) That the recommendations contained in Items 1 and 2 inclusive of Report #4 of the Health and Social Services Committee be adopted.

CARRIED

9.3 Report of the Planning and Economic Development Committee

1. 2024 Durham Transit-Oriented Development (TOD) Strategy (2024-P-10)
[CARRIED]
 - A) That the 2024 Durham Transit-Oriented Development (TOD) Strategy be endorsed as a toolbox of common reference points in the process of planning and designing TOD Places in Durham Region; and
 - B) That the guidelines within the 2024 Durham TOD Strategy that have implications on designing and constructing Regional infrastructure be considered as part of future annual business plans and budget processes for those capital projects.

Moved by Councillor Chapman, Seconded by Councillor Pickles,
(100) That the recommendations contained in Item 1 of Report #5 of the
Planning and Economic Development Committee be adopted.
CARRIED

9.4 Report of the Works Committee

1. Durham York Energy Centre – Analysis of Ambient Air and Emissions Monitoring to Identify Local Airshed Impacts (2024-WR-5)
[CARRIED]

That Report #2024-WR-5 of the Commissioner of Works be received for information.
2. Sole Source Agreement with Circular Materials for Collection, Haulage, Processing and Marketing of Blue Box Recyclables Collected at the Regional Municipality of Durham Waste Management Facilities (2024-WR-6)
[CARRIED]
 - A) That staff award a sole source agreement to Circular Materials for the collection and management of blue box recyclables at Regional Municipality of Durham Waste Management Facilities from July 1, 2024, to December 31, 2025, with three optional one-year extension periods. The estimated revenue to the Regional Municipality of Durham for 2024 is \$212,820 (or \$425,280 annually), totalling \$1.9 million over the contract term, including optional extensions; and
 - B) That the Commissioner of Finance be authorized to execute the necessary documents related to this sole source agreement.

3. Tender Award and Additional Financing for Regional Municipality of Durham Contract #D2023-55 for the Blackstock Well #7 Upgrades in the Township of Scugog (Blackstock) (2024-W-15)
-

[CARRIED]

- A) That the lowest compliant bid of W.A. Stephenson Mechanical Contractors Limited, in the amount of \$1,591,150, be awarded for Regional Municipality of Durham Contract #D2023-55 for the Blackstock Well #7 Upgrades in the Township of Scugog (Blackstock) for a total project cost of \$3,350,000;
- B) That the previously approved project budget of \$2,750,000 for Regional Municipality of Durham Contract #D2023-55 be increased by \$600,000 to a revised total project budget of \$3,350,000; and
- C) That the additional financing of \$600,000 be provided from the following sources:

Previously Approved Financing

Water Supply Capital Budget

Blackstock Well #7 Upgrades, Project ID# D1838

Water Asset Management Reserve Fund	\$100,000
User Revenue	2,650,000

Total Previously Approved Financing	2,750,000
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Additional Financing

Item #123: Watermain on Bickle Drive and Roselawn Avenue, Oshawa (Sun Valley) (Project ID# O2305)

User Revenue	<u>600,000</u>
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Total Additional Financing	<u>600,000</u>
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Total Revised Project Financing	<u>\$3,350,000</u>
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4. Update on the New Provincial Housing-Enabling Water Systems Fund, Approval to Negotiate Sole Source Agreements, and Approval of Unbudgeted Capital Work and Related Financing for the Structural Rehabilitation, Equipment Replacement, and System Redundancy Improvements that Supports Regional System Expansion at the Oshawa Water Supply Plant, City of Oshawa (2024-W-16)
-

[CARRIED]

- A) That Regional Council receive for information the details regarding the new Provincial Housing-Enabling Water Systems Fund;
- B) That staff be authorized to negotiate and award the following sole source agreements:
 - i) With Jacobs Consultancy Canada Inc. for the engineering services related to the rehabilitation of filters 1 to 4, replacement of Low Lift Pumping Station pump # 1 and all shut off and check valves in the station, replacement of the valve chamber, replacement of the Motor Control Centre (MCC), and installation of a standby blower at the Oshawa Water Supply Plant, at a cost not to exceed \$2,650,000*; and
 - ii) With B.J. Tworzynski Ltd. for the engineering services related to Generator Control System upgrades at the Oshawa Water Supply Plant, at a cost not to exceed \$200,000*;
- C) That financing of \$2,850,000 for the engineering services at the Oshawa Water Supply Plant for the rehabilitation of filters 1 to 4, replacement of Low Lift Pumping Station pump # 1 and all shut-off and check valves in the station, replacement of the valve chamber, replacement of the Motor Control Centre (MCC), installation of a standby blower, and the upgrades to the Generator Control System at the Oshawa Water Supply Plant, in the City of Oshawa, be provided as follows:

Previously Approved Financing

Water Supply Capital Budget – Oshawa Water Supply Plant Valve Chamber Upgrades Project ID#: D1923

User Revenue	\$400,000
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Water Supply Capital Budget – Oshawa Water Supply Plant Filter 1 to 4 and associated works Project ID# D2424

Asset Management Reserve Fund	1,000,000
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Water Supply Capital Budget – installation of second blower Project ID# D2425

User Revenue	200,000
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Total Approved Financing	\$1,600,000
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Additional Financing

2024 Water Supply Capital Budget:

Item # 123 Watermain on Bickle Drive and Roselawn Avenue,
Oshawa, Project ID #: O2305

User Revenue \$1,100,000

2024 Water Supply Capital Budget:

Item # 87: Replacement of Watermain on Mary Street from
Rossland Road to Robert Street, Oshawa
Project ID#: O2202

User Revenue \$150,000

Total Additional Financing \$1,250,000

Total Revised Project Financing \$2,850,000

- D) That the Commissioner of Finance be authorized to execute any necessary related agreements.
(* before applicable taxes

Moved by Councillor Barton, Seconded by Councillor Marimpietri,
(101) That the recommendations contained in Items 1, 3 and 4 of Report #5 of the Works Committee be adopted.

CARRIED

Moved by Councillor Barton, Seconded by Councillor Marimpietri,
(102) That the recommendations contained in Item 2 of Report #5 of the Works Committee be adopted.

CARRIED

10. Departmental Reports & Other Resolutions

- 10.1 The Region of Durham's comments on Bill 185, the new Provincial Planning Statement, and the Affordable Residential Units Bulletin (2024-COW-18)

Moved by Councillor Chapman, Seconded by Councillor Pickles,
(103) That the comments contained in the recent letters from the Chief Administrative Officer to the province in Attachment #1, Attachment #2, Attachment #3, and Attachment #4 of Report #2024-COW-18 of the Commissioners of Finance, Planning and Economic Development and Works, be endorsed as the Region of Durham's response to the Affordable Residential Units Bulletin and ERO postings related to Bill 185, Cutting Red Tape to Build More Homes Act, and the new Provincial Planning Statement.

CARRIED ON THE FOLLOWING
RECORDED VOTE:

<u>Yes</u>	<u>No</u>
Councillor Anderson	None
Councillor Ashe	
Councillor Barton	
Councillor Brenner	
Councillor Carter	
Councillor Chapman	
Councillor Cook	
Councillor Crawford	
Councillor Dies	
Councillor Foster	
Councillor Garrod	
Councillor Jubb	
Councillor Kerr	
Councillor Leahy	
Councillor Sterling Lee	
Councillor Steve Lee	
Councillor Marimpietri	
Councillor Mulcahy	
Councillor Nicholson	
Councillor Pickles	
Councillor Schummer	
Councillor Woo	
Councillor Wotten	
Councillor Yamada	
Regional Chair Henry	

Members Absent: Councillor Collier
Councillor McDougall
Councillor Neal
Councillor Roy

Declarations of Interest: None

- 10.2 Beaver River Bridge Replacement on Behalf of the Ministry of Transportation,
Regional Road 15, Township of Brock (2024-COW-19)
-

Moved by Councillor Schummer, Seconded by Councillor Jubb,

- (104) A) The Regional Council advise the Ministry of Transportation that the Regional Municipality of Durham strongly disagrees with their decision to transfer ownership of the closed Beaver River Bridge, located on Regional Road 15 over Beaver River immediately west of Highway 12, in the Township of Brock, to the Regional Municipality of Durham, prior to the design and construction of the replacement bridge by the Ministry;
- B) Authorize Regional staff to design, tender and construct a temporary and permanent bridge replacement on behalf of the Ministry of Transportation, with all project costs including design, tendering, construction, temporary bridge rental, staff time, consultant costs and associated expenditures reimbursed by the Ministry;
- C) Authorize Regional staff to negotiate and award a sole source agreement with Algonquin Bridge, a member of the Atlantic Industries Limited group of companies, for the supply and rental of a temporary bridge until a new permanent bridge can be opened to traffic, expected to be for a period of approximately 2.5 years, at an estimated cost of \$950,000*;
- D) Declare the bridge closure an emergency and authorize the award of the existing bridge demolition, temporary bridge assembly/installation and approach roadwork project through the RFP 347 2024 Contracting Services Registry on a Time and Materials basis to Elirpa Construction and Materials Limited with sub-contracting services from Nick Carchidi Excavating Limited;
- E) Authorize the Commissioner of Works to execute all documents with the Ministry of Transportation, including management of liabilities, associated with the transfer of the bridge and road right-of-way for the works described above;
- F) Authorize the Commissioner of Finance to execute the necessary documents related to the sole source agreement with Algonquin Bridge; and
- G) Provide a copy of this report to Laurie Scott, MPP-Haliburton-Kawartha Lakes-Brock, and Prabmeet Sarkaria, Minister of Transportation, the Ministry of Transportation, and the Township of Brock.

CARRIED

11. Notice of Motions

There were no notice of motions.

12. Unfinished Business

There was no unfinished business to be considered.

13. Announcements

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

14. By-laws

2024-028 Being a by-law to designate all roads or parts thereof that constitute the Regional Road System as controlled-access roads and to regulate the construction or use of any private road, entranceway, structure or facility as a means of access to all Regional roads and to remove or restrict the common law right of passage by the public over a highway and the common law right of access to a highway pursuant to Section 35 of the Municipal Act, 2001.

This by-law implements the recommendations contained in Council Correspondence CC 13, Item #7.2 presented to Regional Council on May 29, 2024.

2024-029 Being a by-law to establish Area-Specific Development Charges for the Seaton Community – Water Supply and Sanitary Sewerage Services.

This by-law implements the recommendations contained in Item #3 of the 4th Report of the Finance & Administration Committee presented to Regional Council on May 29, 2024.

Moved by Councillor Ashe, Seconded by Councillor Barton,
(105) That By-law Numbers 2024-028 to 2024-029 inclusive be passed.

CARRIED

15. Confirming By-law

2024-030 Being a by-law to confirm the proceedings of the Council of The Regional Municipality of Durham at its meeting on the 29th day of May, 2024.

Moved by Councillor Ashe, Seconded by Councillor Barton,
(106) That By-law Number 2024-030 being a by-law to confirm the proceedings of the Council of the Regional Municipality of Durham at their meeting held on May 29, 2024 be passed.

CARRIED

16. Adjournment

Moved by Councillor Yamada, Seconded by Councillor Woo,
(107) That the meeting be adjourned.

CARRIED

The meeting adjourned at 1:55 PM

Respectfully submitted,

John Henry, Regional Chair & CEO

Alexander Harras, Regional Clerk