

Report #5 of the Finance & Administration Committee

For consideration by Regional Council

June 26, 2024

The Finance & Administration Committee recommends approval of the following:

1. **Business Plans and Budget Process and Procedural By-law Updates**
[\(2024-A-10\)](#)

 - A) That Procedural By-law #64-2022 be repealed and replaced with an updated Procedural By-law generally in the format included as Attachment #1 of Report #2024-A-10 of the Commissioner of Corporate Services and the Commissioner of Finance, as amended with the following:
 - by removing sections 13.2 and 17.6 (a) (iii) (dress code provisions);
 - B) That the amendments to the Transit By-law #27-2021 reflecting the budget deliberation process outlined in Sections 2.1 through 2.9 of Report #2024-A-10 be presented to Regional Council for approval;
 - C) That the 2022 to 2026 Regional Council and Committee Meeting Schedule be amended to include Special Committee of the Whole meetings for budget deliberations as outlined in Appendix E to the Procedural By-law included as Attachment #1 of Report #2024-A-10; and
 - D) That the Regional Clerk, in consultation with the Regional Solicitor, be granted the authority to amend any other By-law or Policy of the Region that may speak to the Budget Deliberation Process to give effect to these recommendations.
2. **Extension of Managed Services and Maintenance Contracts for Voice Equipment**
[\(2024-A-11\)](#)

 - A) That the Managed Services and Maintenance Contracts with Telus Communications Company (Telus) be extended for 24 months, commencing August 2024 to August 2026 at a total estimated cost of \$1,400,000 to ensure consistent support during the evaluation of the Region's current and future telecommunications infrastructure; and
 - B) That the Commissioner of Finance be authorized to execute the necessary contracts and any ancillary documents.

3. Tile Drainage Loans on behalf of the Township of Uxbridge for Margaret and Walker Kydd (14130 Uxbridge Brock Townline, Concession 8 Lot 30, Sunderland, ON) and (14130 Uxbridge Brock Townline, Concession 8 Lots 31-33, Sunderland, ON) ([2024-F-12](#))

- A) That funds in the amount of \$17,900 be advanced to the Township of Uxbridge with respect to a loan application pursuant to the Tile Drainage Act, R.S.O., 1990, c. T. 8 (the “Act”) for Margaret and Walker Kydd (14130 Uxbridge Brock Townline, Concession 8 Lot 30) in the Sunderland area of the Township of Uxbridge);
- B) That funds in the amount of \$8,300 be advanced to the Township of Uxbridge with respect to a loan application pursuant to the Tile Drainage Act, R.S.O., 1990, c. T. 8 (the “Act”) for Margaret and Walker Kydd (14130 Uxbridge Brock Townline, Concession 8 Lots 31-33, in the Sunderland area of the Township of Uxbridge); and
- C) That the requisite by-laws be approved by Regional Council.

4. Hannover Messe 2025 – Financial Commitment ([2024-F-13](#))

- A) That a sole source award be approved in advance of the exhibition for a leading/preferred Europe-based booth vendor offering design and construction services as recommended by the trade fair with experience and expertise in delivering booths for the Hannover Messe trade fair and at the discretion of the Commissioner of Planning and Economic Development; and
- B) That subject to the approval by the Planning and Economic Development Committee to participate in the Trade Fair, one-time funding of up to \$590,000 be provided from any available savings in the 2024 Planning and Economic Development Business Plans and Budget, with the balance from the Economic Development Reserve Fund.

5. E-Mission Zero – Approval to Execute an Agreement with PowerON Energy Solutions LP for Durham Region Transit’s Electrification Infrastructure ([2024-F-14](#))

- A) That the negotiated Principal Agreement with PowerON Energy Solutions LP (“PowerON”), a subsidiary of Ontario Power Generation Inc., for engineering, procurement and construction of electrification infrastructure (the “EPC Work”), associated operating and maintenance services (the “O&M” Work”); and the services related to the ongoing management of the electrification program and assets (the “Program Management Work”), aligned with the attached confidential Term Sheet (Attachment #1 to Report #2024-F-14 of the Commissioner of Finance and the General Manager, Durham Region Transit), to support the Durham Region Transit Fleet

Electrification Plan, be approved. The framework of the Agreement includes the following:

- i. A Principal Agreement that defines the relationship between the parties, electrification program requirements, fee structure, financial management, terms and conditions; and
 - ii. Supplementary Project Forms, initiated on an as-needed basis for approved electrification capital projects with prior approved financing, which, when completed, detail the scope of work, workplan, and cost for EPC Work, O&M Work and Program Management Work to be provided under the Principal Agreement;
 - B) That the Commissioner of Finance be authorized to execute the Principal Agreement for the provision of EPC Work, O&M Work and Program Management Work with PowerON and any ancillary documents, subject to the following requirements:
 - i. That the initial term be for five years, with the option to renew for an additional three, five-year terms, (for a total period of up to 20 years), subject to compliance with terms under the Principal Agreement and future funding approvals;
 - ii. That the Principal Agreement aligns with the confidential Term Sheet (Attachment #1 to Report #2024-F-14) and the partnership framework outlined in Recommendation A) of Report #2024-F-14; and
 - iii. Terms being satisfactory to the General Manager of Transit and the Regional Solicitor; and
 - C) That the Commissioner of Finance, in consultation with the General Manager of Transit, be authorized to execute any supplementary Project Forms to the Principal Agreement, as completed, subject to:
 - i. Prior Council approval of the capital project and associated financing; and
 - ii. Scope of work falling entirely within Schedule A of the Term Sheet (Attachment #1 to Report #2024-F-14) for the initial five-year term of the Principal Agreement.
6. Recommended Amendment to Regional Development Charges By-law #42-2023 to Remove Phase-in Rates Effective July 1, 2024 ([2024-F-16](#))
 - A) That subject to a 2/3rds majority vote, the recommendations contained in Report #2024-F-10 of the Commissioner of Finance, as approved by

Regional Council on May 29, 2024, be reconsidered and amended to read as follows:

- i. That the phase-in provisions of the Regional Development Charges (DC) By-law #42-2023 as set out in the amending by-law (Attachment #1 to Report #2024-F-16 of the Commissioner of Finance) and the Regional Transit DCs under By-law #39-2022, be effective as of July 1, 2024;
- ii. That the Regional Solicitor be instructed to prepare the requisite amendment to the DC By-law for presentation to Regional Council for passage;
- iii. 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;
- iv. 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 July 1, 2024 be given the option of being processed under the policies and rates of the current DC By-Law #42-2023 (i.e. without the changes recommended in the amending by-law) or the proposed amended DC 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
- v. 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 of July 1st, 2024 (September 30th, 2024), otherwise they shall be deemed cancelled and will be replaced with a subdivision agreement processed according to the amended DC 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 DCs for Sanitary Sewerage, Water Supply and Regional Roads received; and
- Insurance Certificate received

vi. That the Regional Treasurer be instructed to prepare the requisite DC pamphlet pursuant to the Development Charges Act, 1997 (DCA) and related materials;

vii. That the Regional Clerk be instructed to follow the notification provisions pursuant to subsection 19 (1.4) of the DCA; and

viii. That a copy of Report #2024-F-16 of the Commissioner of Finance be forwarded to the area municipalities.

7. Confidential Report of the Commissioner of Finance regarding a Proposed or Pending Acquisition or Disposition of Land with respect to Property in the Town of Whitby for Durham Regional Police Service Purposes (2024-F-15)

That the recommendations contained in Option 1 of Confidential Report #2024-F-15 of the Commissioner of Finance be adopted.

Respectfully submitted,

K. Ashe, Chair, Finance & Administration Committee