REGIONAL MUNICIPALITY OF WATERLOO
CONSOLIDATED COUNCIL AGENDA

Wednesday, August 29, 2012
Closed Session 6:45 p.m.
WATERLOO COUNTY ROOM
Regular Meeting 7:00 p.m.
REGIONAL COUNCIL CHAMBER
150 Frederick Street, Kitchener, ON

*Denotes Item(s) Not Part of Original Agenda

1. MOMENT OF SILENCE

2. ROLL CALL

3. MOTION TO GO INTO CLOSED SESSION

THAT a closed meeting of Council be held on Wednesday, August 29, 2012 at 6:45 p.m. in the Waterloo County Room in accordance with Section 239 of the Municipal Act, 2001, for the purposes of considering the following subject matters:

a) labour relations

4. MOTION TO RECONVENE IN OPEN SESSION

5. DECLARATION OF PECUNIARY INTEREST UNDER THE MUNICIPAL CONFLICT OF INTEREST ACT

6. PRESENTATIONS

a) Peter J. Marshall Innovation Award - Transit Inventory Management Services

7. PETITIONS

8. DELEGATIONS

9. MINUTES OF PREVIOUS MEETINGS

b) Council – June 27, 2012
c) Community Services – August 14, 2012
d) Administration & Finance – August 14, 2012
e) Closed Committee – August 14, 2012
f) Planning & Works – August 14, 2012

10. COMMUNICATIONS

11. MOTION TO GO INTO COMMITTEE OF THE WHOLE TO CONSIDER REPORTS
12. **REPORTS**

**Finance Reports**

a) F-12-059, T2012-128 Public Health & Social Services Building Boiler Replacement – 99 Regina Street South, Waterloo

b) F-12-060, T2012-115 AHQ Generator Procurement

c) F-12-061, P2012-39 Interim Dewatered Biosolids (Cake) Management Contract

d) F-12-062, P2012-24 Supply of Replacement Filter Underdrains for the Mannheim Water Treatment Plant

e) F-12-063, Community Infrastructure Investment Fund

**Committee Reports**

a) Community Services - attached & marked SS-120814

Closed Community Services – attached & marked

b) Administration & Finance - attached & marked FS-120814

c) Planning & Works - attached & marked PS-120814

Closed Planning & Works – attached & marked

**Chief Administrative Officer**

Regional Chair

Regional Clerk

a) CR-CLK-12-016, Appointments to Waterloo Regional Heritage Foundation

13. **OTHER MATTERS UNDER COMMITTEE OF THE WHOLE**

a) CR-RS-12-060, Authorization to Expropriate (2nd Report) Lands Supplementary to Phase 1 of Stage 1 for Rapid Transit Project Representing a Further Partial Taking From the Property Municipally Known as 750-760 King Street West, Kitchener

b) Memo: Ontario Works Caseload: July 2012

c) CR-RS-12-055, Surplus Declaration and Transfer of Lands to the City of Cambridge for Relocation of Riverbank Court, North of the Fairway Road Extension (Regional Road 53), in the City of Cambridge

14. **MOTION FOR COMMITTEE OF THE WHOLE TO RISE AND COUNCIL RESUME**

15. **MOTION TO ADOPT PROCEEDINGS OF COMMITTEE OF THE WHOLE**

16. **MOTIONS**
17. NOTICE OF MOTION

a) TAKE NOTICE THAT I, Councillor Carl Zehr, intend to introduce the following motion at the Council Meeting on August 29, 2012:

WHEREAS, The Building Canada Plan and a number of important federal-provincial transfer agreements vital to Canada’s cities and communities, will expire in March 2014;

WHEREAS, Federal investments over the last few years have helped to slow the decline of our cities and communities, and the Government of Canada has committed to develop a new long-term plan for municipal infrastructure funding in consultation with municipal and provincial/territorial governments;

WHEREAS, a seamless transition from the Building Canada Plan to a new long term plan is necessary to ensure that municipalities can continue planning their capital spending effectively;

WHEREAS, The Federation of Canadian Municipalities (FCM) has launched a campaign to ensure the new plan reflects municipal priorities across the country and asks its member municipalities to pass a Council resolution supporting the campaign;

AND WHEREAS, our community has continuing infrastructure needs, including investments in replacement road, water & sewer infrastructure, new and replacement recreational infrastructure, as well as an expanded transit system, all of which can only be met through the kind of long-term planning and investment made possible by a national plan;

THEREFORE BE IT RESOLVED that Region of Waterloo Council endorses the FCM campaign and urges the Minister of Transport, Infrastructure and Communities to work with FCM to ensure the new long-term infrastructure plan meets the core infrastructure needs of cities and communities;

BE IT FURTHER RESOLVED that Council urges the Minister of Transport, Infrastructure and Communities to ensure that the new long-term plan is fully in place when existing programs expire in 2014; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Minister of Transport, Infrastructure and Communities – Hon. Denis Lebel, to Ontario Ministers Bob Chiarelli and Kathleen Wynne, to our local MP’s - Stephen Woodworth, Peter Braid, Harold Albrecht, and Minister Gary Goodyear, to our local MPP’s – Minister John Milloy, Michael Harris and Rob Leone, to the Federation of Canadian Municipalities and to the Association of Municipalities of Ontario.

18. UNFINISHED BUSINESS

19. OTHER BUSINESS

20. QUESTIONS
21. **ENACTMENT OF BY-LAWS – FIRST, SECOND & THIRD READINGS**

   a) A By-law to Amend By-law 12-001, as amended, being a By-law to Establish Fees and Charges for the Regional Municipality of Waterloo (Grand River Transit School Board Pass, Child Care Rates)

   b) A By-law to Amend By-law 06-072, as amended, being the Region's Traffic and Parking By-law (No Stopping, Two-Way Left Turns, and Reserved Lanes, Regional Road 6 (Frederick Street), City of Kitchener; Reserved Lanes, Regional Road 42 (George Street), City of Cambridge; Rates of Speed and No Heavy Trucks, Regional Road 70 (Trussler Road/Ira Needles Boulevard/Erbsville Road), Cities of Kitchener and Waterloo and Township of Wilmot)

   c) A By-law to Expropriate Certain Lands for the Purpose of Phase 1 of Stage 1 of the Rapid Transit Project for Property and Interests on King Street South from John Street in the City of Waterloo to King Street West at Victoria Street, in the City of Kitchener

   d) A By-law to Expropriate Certain Lands for the Purpose of Phase 1 of Stage 1 of the Rapid Transit Project Being a Further Partial Taking From the Property Municipally Known As 750-760 King Street West, in the City of Kitchener

   e) A By-law to Expropriate Certain Lands for the Purpose of the Reconstruction of Weber Street West (Regional Road 8) Between College Street and Guelph Street, in the City of Kitchener

   f) A By-law to Confirm the Actions of Council – August 29, 2012

22. **ADJOURN**
TO: Regional Chair Ken Seiling and Members of Regional Council

DATE: August 29, 2012     FILE CODE: F18-30

SUBJECT: T2012-128 PUBLIC HEALTH & SOCIAL SERVICES BUILDING BOILER REPLACEMENT – 99 REGINA STREET SOUTH, WATERLOO

RECOMMENDATION:

THAT the Regional Municipality of Waterloo accept the tender of Conestogo Mechanical Inc. for a Boiler replacement at the Public Health & Social Services Building – 99 Regina St. South, Waterloo in the amount of $619,240.00 including all applicable taxes.

SUMMARY: Nil

REPORT:

Tenders were called for Boiler Replacement at the Public Health & Social Services Building – 99 Regina St. South, Waterloo and were opened in the presence of D. Kester, L. Ballantyne, and J. McCarty.

The following tenders were received:

Conestogo Mechanical Inc. Kitchener, ON $619,240.00
Velocity Mechanical Inc. Kitchener, ON $645,013.04
Superior Boiler Works & Welding Stoney Creek, ON $669,983.78
Roberts Onsite Inc. Kitchener, ON $716,466.33
Dean Lane Contractors Inc. Kitchener, ON $873,905.42

Work to be completed under this contract includes the supply of all material, labour, plant and other equipment necessary to replace the building’s existing five (5) heating and domestic hot water boilers and replace the electric garage ramp heating system with two new boilers and a new underslab glycol loop. The boilers for heating and domestic hot water are reaching the end of their useful life cycle (20 years) and are being replaced with more efficient boilers. Replacing the current electric heating for the ramp with boilers and an underslab glycol loop will result in further energy savings.

Subject to approval, installation is expected to begin as soon as possible with completion expected by October 16, 2012.

CORPORATE STRATEGIC PLAN:

Award of this contract is in accordance with the Region’s public tendering practices and meets Focus Area 2 – Growth Management and Prosperity of the Corporate Strategic Plan and specifically strategic objective 2.2 to continue to prioritize and implement capital program projects required to meet community needs and ensure sustainability.
FINANCIAL IMPLICATIONS:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contract T2012-128</td>
<td>$619,240.00</td>
</tr>
<tr>
<td>Less: Municipal Rebate of 86.46% of HST (11.24%)</td>
<td>(61,594.10)</td>
</tr>
<tr>
<td>Total</td>
<td>$557,645.90</td>
</tr>
</tbody>
</table>

The approved 2012 Facilities Regional Accommodation Capital Budget provides $854,000 for capital building upgrades to 99 Regina St. (project # 90024) to be funded from debentures. To-date, $168,231 of the total project budget has been spent or committed, leaving a balance of $685,769. The cost of the boiler replacement will be accommodated within the remaining budget.

The final date of acceptance for this tender is September 10, 2012.

OTHER DEPARTMENT CONSULTATIONS/CONCURRENCE: Nil

ATTACHMENTS: Nil

PREPARED BY:  C. Whitlock, Director, Procurement & Supply Services

APPROVED BY:  C. Dyer, Chief Financial Officer
TO: Regional Chair Ken Seiling and Members of Regional Council

DATE: August 29, 2012                  FILE CODE: F18-30

SUBJECT: T2012-115 AHQ GENERATOR PROCUREMENT

RECOMMENDATION:

THAT the Regional Municipality of Waterloo grant pre-budget approval and accept the tender of Gas Drive Global LP for T2012-115 AHQ Generator Procurement at an adjusted total price of $830,446.04 including all applicable taxes.

SUMMARY: Nil

REPORT:

Tenders were called for the AHQ Generator Procurement and were opened in the presence of L. Simon, K. Feldmann, and A. Dooling.

The following tenders were received:

<table>
<thead>
<tr>
<th>Company</th>
<th>Location</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gas Drive Global LP</td>
<td>London, ON</td>
<td>$ 826,071.81</td>
</tr>
<tr>
<td>European Power Systems Ltd.</td>
<td>Mississauga, ON</td>
<td>$ 959,370.00</td>
</tr>
<tr>
<td>Toromont Power Generation Systems</td>
<td>Brampton, ON</td>
<td>$1,157,031.19</td>
</tr>
<tr>
<td>Cummins Eastern Canada LP</td>
<td>Mississauga, ON</td>
<td>$1,521,972.14</td>
</tr>
</tbody>
</table>

* One bid was disqualified.

Note 1 - The adjusted total price is $830,446.04. An upgrade to ancillary equipment was negotiated with the low bidder to correct a minor technical requirement in the specifications, resulting in an additional cost of $4,374.23 including all applicable taxes.

The work of this contract consists of supply of a gas-fired 1050 kWe (kilowatt electric) standby generator and required accessories. The generator will provide full standby power for the AHQ (Administration Headquarters) Building at 150 Frederick Street during power outages. A second matching generator, planned for 2017, will provide standby power for the balance of the AHQ campus, including the Courthouse and WRPS Central Division Site.

The generator and accessories are being procured separately from installation due to the lengthy lead time for this equipment. The supply contract will be novated to a general contractor for installation. The installation of the generator, which will be tendered separately, is to be coordinated with the construction of the generator room, which is being constructed as part of the Kitchener Public Library parking garage project.

CORPORATE STRATEGIC PLAN:

Providing AHQ with full back-up power supports Focus Area 2 – Growth Management and Prosperity of the Corporate Strategic Plan to continue to prioritize and implement capital program projects required to meet community needs and ensure sustainability.
The project also supports Focus Area 1 - Environmental Sustainability to protect and enhance the environment, as the proposed generator will meet emissions based on USEPA Tier 4 Standards and will be eligible for participation in Ontario Power Authority demand reduction programs.

FINANCIAL IMPLICATIONS:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>T2012-115 (adjusted price)</td>
<td>$830,446.04</td>
</tr>
<tr>
<td>Less: Municipal Rebate of 86.46% of HST (11.24%)</td>
<td>(82,602.19)</td>
</tr>
<tr>
<td>Total</td>
<td><strong>$747,843.85</strong></td>
</tr>
</tbody>
</table>

The approved 2012 Regional Accommodation Ten Year Capital Program includes $2,990,000 in 2013 for Courthouse Renovations/KPL Parking Garage (project 90114), to be funded by the issuance of debentures. An amount of $2,500,000 has been allocated for the procurement and installation of the standby generator and related equipment. The net cost of the standby generator, which will be delivered in 2013, is $747,843.85. The remaining $1,752,156.15 is sufficient for the installation of the generator and the related mechanical and electrical equipment and infrastructure (including connections to all locations on the AHQ campus as well as equipment to cool the generator and handle emissions) for both this generator and the second generator. Load specifications for the second generator will be determined following renovations and occupation of the Courthouse. It is anticipated that the second generator will be required in 2017 and a separate Request for Proposal (RFP) will be issued at that time.

The final date of acceptance for this tender is October 15, 2012.

OTHER DEPARTMENT CONSULTATIONS/CONCURRENCE:

Facilities staff has been consulted during the preparation of this report.

ATTACHMENTS: Nil

PREPARED BY: C. Whitlock, Director, Procurement & Supply Services

APPROVED BY: C. Dyer, Chief Financial Officer
TO: Regional Chair Ken Seiling and Members of Regional Council

DATE: August 29, 2012

FILE CODE: F18-40

SUBJECT: P2012-39 INTERIM DEWATERED BIOSOLIDS (CAKE) MANAGEMENT CONTRACT

RECOMMENDATION:

THAT the Regional Municipality of Waterloo accept the proposal of Terratec Environmental Limited for Interim Dewatered Biosolids (Cake) Management Contract for a five (5) year term at a unit rate of $92.38 per wet tonne (including all applicable taxes) of biosolids cake for years 2013 to 2015, with a Consumer Price Index increase for years 2016 and 2017.

SUMMARY: Nil

REPORT:

Proposals were called for P2012-39 Interim Dewatered Biosolids (Cake) Management Contract and were opened in the presence of L. Buitenhuis, K. Mehmood, and A. Dooling.

Eight (8) proposals were received and evaluated based on a pass/fail set of criteria which included management of biosolids in Ontario, management solution in line with Region’s sustainability plan and 2011 Biosolids Master Plan, availability of equipment and infrastructure, technical/historical experience with similar biosolids volumes, and company financials. Of the eight (8) submissions, six companies met all the pass/fail criteria and were invited to submit separate technical and price envelopes.

Of the six (6) companies invited to submit separate technical and price envelopes, four (4) proposals were received. These were then further evaluated based on project management and work plan, equipment and infrastructure availability, company financials, technical/historical experience with similar volumes of biosolids, contingency plan, team and local support staff, current and future feasibility, and price.

The following four proposals met all the required criteria:

<table>
<thead>
<tr>
<th>Company</th>
<th>Location</th>
<th>Per Wet Tonne</th>
</tr>
</thead>
<tbody>
<tr>
<td>Terratec Environmental Limited</td>
<td>Hamilton, ON</td>
<td>$92.38</td>
</tr>
<tr>
<td>Wessuc Inc.</td>
<td>Jerseyville, ON</td>
<td>$109.61</td>
</tr>
<tr>
<td>N-Viro Systems</td>
<td>Toronto, ON</td>
<td>$127.36</td>
</tr>
<tr>
<td>Third High Farms Limited &amp; Lystec International</td>
<td>Iroquois, ON</td>
<td>$135.60</td>
</tr>
</tbody>
</table>

The proposal submitted by Terratec Environmental Limited obtained the highest overall score and the lowest total cost.
The Region currently operates two (2) dewatering facilities - the Manitou Wastewater Residual Management Centre servicing the Kitchener WWTP and the Galt Dewatering facility servicing the Galt WWTP. The Waterloo biosolids facility is expected to be commissioned during the spring of 2013. Management and disposal of the biosolids from the wastewater treatment facilities is a critical requirement to the successful operation of these facilities. This contract supports the key components and approach identified in the approved Biosolids Management Strategy Report (E-07-082.1).

Based on the Regional Biosolids Master Plan (2011), the preferred approach is to install a central drying facility within the next eight to ten years. This contract will provide an interim management plan to dispose of the biosolids (cake) until the Region implements the preferred approach.

The work of this contract is for the haulage, processing and disposal of dewatered biosolids (cake) from the Manitou Biosolids Dewatering Facility, the Galt Dewatering Facility and the Waterloo Dewatering Facility, when it is in operation.

The proposal is for a five (5) year period commencing January 1, 2013 to December 31, 2017 with the option to renew for five (5) additional one year terms.

CORPORATE STRATEGIC PLAN:

Dewatering of biosolids at the Manitou Wastewater Residual Management Centre, Galt Dewatering Facility and the (yet to be commissioned) Waterloo Dewatering facility contribute to Strategic Focus Area 1 – Environmental Sustainability to protect the quality and the quantity of our drinking water sources.

FINANCIAL IMPLICATIONS:

<table>
<thead>
<tr>
<th>Description</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Estimated 2013 Costs ($92.38 per 32,563 wet tonnes)</td>
<td>$3,008,169.94</td>
</tr>
<tr>
<td>Estimated Fuel Surcharge</td>
<td>$5,660.00</td>
</tr>
<tr>
<td><strong>Sub-total</strong></td>
<td><strong>$3,013,829.94</strong></td>
</tr>
<tr>
<td>Less: Municipal Rebate of 86.48% of HST (11.24%)</td>
<td>($299,782.73)</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$2,714,047.21</strong></td>
</tr>
</tbody>
</table>

Actual costs associated with this operating contract will reflect the actual volumes produced throughout the duration of this contract with an annual Consumer Price Index adjustment to the unit rate in years 2016 and 2017.

The 2013 estimated annual volume of biosolids is 32,563 wet tonnes for all facilities combined. At a tendered unit rate of $92.38 per wet tonne (including all applicable taxes), the total cost after the HST rebate, is estimated to be $2,714,047 for 2013. The 2014 cost is estimated to be $3,147,358, as the Waterloo Dewatering Facility will be in commission and will reflect a full year’s operation cost. The 2015 cost is estimated to increase to $3,193,746 to reflect a higher estimated annual volume of biosolids. The 2016 and 2017 estimated costs are $3,304,750 and $3,418,915 respectively, to reflect estimated volume and Consumer Price Index increases as included in the contract.

The 2012 operating budget is $1,955,000 and is based on two contracts for disposal where the Region is charged approximately $80 to $85 per wet tonne. The tendered rate of $92.38 per wet tonne and volume change will be accommodated in the Wastewater Operating Budget over the 5 year term of the contract.
The approach for this operational contract was approved under the Biosolids Management Strategy Report (E-07-082.1). All related expenses associated with this service agreement will be charged to the Wastewater Operating Budget.

The final date of acceptance for this tender is November 20, 2012.

OTHER DEPARTMENT CONSULTATIONS/CONCURRENCE: Nil

ATTACHMENTS: Nil

PREPARED BY:  C. Whitlock, Director, Procurement & Supply Services

APPROVED BY:  C. Dyer, Chief Financial Officer
REGION OF WATERLOO
FINANCE DEPARTMENT
Procurement & Supply Services Division

TO: Regional Chair Ken Seiling and Members of the Regional Council
DATE: August 29, 2012
FILE CODE: F18-30
SUBJECT: P2012-24 SUPPLY OF REPLACEMENT FILTER UNDERDRAINS FOR THE MANNHEIM WATER TREATMENT PLANT

RECOMMENDATION:

THAT the Regional Municipality of Waterloo accept the proposal of Anthratech Western Inc. for the Supply of Replacement Filter Underdrains for the Mannheim Water Treatment Plant, in the amount of $820,667.02 including all applicable taxes.

SUMMARY: Nil

REPORT:

Proposals were called for the Supply of Replacement Filter Underdrains for the Mannheim Water Treatment Plant and were opened in the presence of F. Smith, J. Markovic, and A. Dooling. The proposals were advertised in the Record, on the Ontario Public Buyers Association website and on the Region’s website.

Proposal P2012-24 is for the supply of underdrain systems for the four (4) filters at the Mannheim Water Treatment Plant. The selected filter underdrains will be incorporated by means of a novation agreement into a future general construction contract at the Mannheim Water Treatment Plant.

The Region of Waterloo utilizes granular-media filtration for drinking water treatment at the Mannheim Water Treatment Plant. The current filter underdrain system is approaching the end of its operating lifespan, and encounters problems such as maldistribution during air scouring, underdrain strainer failures, and plugging. Replacement of the existing underdrains has been recommended following a thorough assessment of the Mannheim Water Treatment Plant filtration system.

Three proposals were received and evaluated using pre-determined technical and financial criteria, including compliance with the terms and conditions, compliance with critical technical specifications, and demonstrated experience with similar installations. Of the three proposals received, two were shortlisted because they met the technical requirements. Upon opening the price envelopes, it was determined one proponent qualified their bid leading to disqualification.

The following short listed compliant proposal was received:

Anthratech Western Inc. Calgary, ON $820,667.02
* One bid disqualified

The Region’s Consultant and staff are satisfied that the Anthratech Western Inc. equipment meets all technical and financial evaluation criteria including that the proposed equipment is of high quality and competitively priced. Anthratech Western Inc. has demonstrated their ability to successfully
complete numerous projects in Ontario and Canada. They have also previously completed work for the Region of Waterloo.

No formal Ministry of the Environment (MOE) approvals are required for this project. The only requirement is the completion of a form that becomes part of the MOE Drinking Water Works Permit and License.

Subject to Council approval, a general construction tender will be advertised in early fall 2012 with work under the general construction contract to commence in early 2013 and will be staged to be completed by mid 2014.

CORPORATE STRATEGIC PLAN:

Award of this contract meets Focus Area 2 - Growth Management and Prosperity of the Corporate Strategic Plan to develop and implement a comprehensive asset management strategy to achieve optimal long-term value from regional infrastructure.

FINANCIAL IMPLICATIONS:

P2012-24 $820,667.02
Less: Municipal Rebate of 86.46% of HST (11.24%) (81,630.95)

Total $739,036.07

The 2012 Ten Year Water Capital Program includes $1,000,000 in 2012 and $1,000,000 in 2013 for upgrading the Mannheim Water Treatment Plant Filters (project #04027), to be funded from the Development Charge and Water Reserve Funds. The detailed design of this project was completed in 2012, the filter underdrain selection is part of this report, and the tender for the general contract for the installation of the underdrains is expected to be issued in the fall of 2012. The underdrain installation work consists of structural work, pipe replacement and replacement of the existing filter media. Based on information obtained during the detailed design, it is expected that the total cost for this project will be $2,740,000 of which $180,000 will be spent in 2012. The draft 2013 Ten Year Water Capital Program will include the $740,000 increase required to complete this project.

The final date of acceptance for this proposal is September 4, 2012.

OTHER DEPARTMENT CONSULTATIONS/CONCURRENCE: Nil

ATTACHMENTS: Nil

PREPARED BY: C. Whitlock, Director, Procurement & Supply Services

APPROVED BY: C. Dyer, Chief Financial Officer
TO: Regional Chair Ken Seiling and Members of Regional Council

DATE: August 29, 2012

FILE CODE: F12-20

SUBJECT: COMMUNITY INFRASTRUCTURE INVESTMENT FUND

RECOMMENDATION:

THAT the Regional Municipality of Waterloo endorse the projects as set out in Report F-12-063 dated August 29, 2012 as the Region’s submission to the Community Infrastructure Investment Fund.

SUMMARY: Nil

REPORT:

On July 5, 2012, the Minister of State for the Federal Economic Development Agency for Southern Ontario launched the Ontario allocation of the Community Infrastructure Investment Fund (CIIF). The fund provides $49.6 million over two years for the repair and upgrade of existing community infrastructure across the province (see Appendix A).

CIIF was announced in March 2012 in the federal budget and is being administered across Canada by the federal government’s regional development agencies. Municipal governments (and First Nations and non-profit organizations) can apply for funding for repairs and upgrades to community infrastructure. Priority will be given to projects that can demonstrate anticipated economic benefits to their communities (job creation) and the use of new technologies and innovation.

Projects will be cost shared and recipients may receive funding of up to $1 million for a project and up to 50 per cent of the project's total value. However, the government has indicated that priority may be given to projects that require a federal contribution of 33.3%. All projects must be completed before March 31, 2014 and applicants must attest that the project would not have been completed by this date were it not for CIIF funding.

A full copy of the guideline is attached to this report as Appendix “B.” Eligible categories of infrastructure include:

- community centres
- cultural centres
- parks, recreational trails such as fitness trails, bike paths and other types of trails
- libraries
- recreational facilities including local arenas, gymnasiums, swimming pools, sports fields, tennis, basketball, volleyball or other sport-specific courts, golf courses, ski hills or other types of recreational facilities
- tourism facilities
- docks
• other existing community infrastructure assets that have a local community impact, such as local roads, drinking water treatment and distribution systems, connectivity and broadband, local airports, solid waste management and wastewater infrastructure.

Regional staff developed a list of projects that would meet the criteria and submitted applications prior to the August 24, 2012 deadline for the following projects which are listed in order of priority.

<table>
<thead>
<tr>
<th>Priority</th>
<th>Description</th>
<th>Estimated Cost</th>
<th>Budget Year</th>
<th>CIIF Funding Request</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Waterloo Spur Multi Use Trail</td>
<td>$3,000,000</td>
<td>n/a</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>2</td>
<td>Waste Management: expansion/upgrade of waste diversion area/compost pads at Cambridge Landfill Site</td>
<td>$3,556,000</td>
<td>2012-2021</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>3</td>
<td>150 Main Street, Cambridge facility upgrades</td>
<td>$920,000</td>
<td>2014</td>
<td>$306,667</td>
</tr>
<tr>
<td>4</td>
<td>Regional Road 6 – Snyder’s Road from Trussler Road to 0.3 km E. of Notre Dame Drive and Regional Road 15 – Lobsinger Line from 0.8 km E. of Herrgott Road to Moser Young Road – rural resurfacing</td>
<td>$2,200,000</td>
<td>2014</td>
<td>$733,333</td>
</tr>
</tbody>
</table>

In each case the funding request has been set at 1/3 of the project cost to a maximum of $1.0 million in order for these projects to receive the highest priority of federal contribution. It is anticipated that the program will be over subscribed and that not all projects will be approved. In order to meet the prescribed timeline, the applications have been submitted and now require Council’s approval.

CORPORATE STRATEGIC PLAN:

The recommendation of this report supports Focus Area 2 of the Region’s Corporate Strategic Plan to develop, optimize and maintain infrastructure to meet current and projected needs and specifically Strategic Objective 2.2.1 to continue to prioritize and implement capital program projects required to meet community needs and ensure sustainability.

FINANCIAL IMPLICATIONS:

Staff will report back to Council with the results of the application review process. For any approved projects, staff will recommend to Council the necessary project timing and funding adjustments in order for the projects to proceed on a timely basis.

OTHER DEPARTMENT CONSULTATIONS/CONCURRENCE:

All departments were consulted in the preparation of the listing of potential CIIF Projects.

ATTACHMENTS: Appendix A: Correspondence from the Minister of State
Appendix B: CIIF Guidelines

PREPARED BY: C. Barrett, Director, Financial Services & Development Financing

APPROVED BY: C. Dyer, Chief Financial Officer
July 5, 2012

Dear Sir/Madam: 

The Government of Canada is committed to creating jobs, growth and long-term prosperity. As outlined in Economic Action Plan 2012, we are making investments to encourage economic growth and improve the quality of life in communities across the country.

I am pleased to announce the launch of the new Community Infrastructure Improvement Fund (CIIF), which will provide $49.6 million over two years to support repairs and improvements to existing small public infrastructure throughout Ontario. Infrastructure such as community centres, cultural centres and local sports facilities serve as important gathering places for families and contribute to building prosperous communities.

The Federal Economic Development Agency for Southern Ontario (FedDev Ontario) will be administering this program. This investment will boost economic activity and create local jobs, while ensuring our community infrastructure facilities meet the needs of our residents in the long term.

Given the short time-span over which the funding will be provided, this program is geared towards the repair and rehabilitation of existing community facilities as those generally require shorter lead times in terms of project start-up and completion and have lower project costs.

Municipalities, First Nations governments, and community not-for-profit organizations with eligible projects that can be completed before March 31, 2014, are invited to submit applications with your priority projects. If more than one application is being submitted, please indicate the priority ranking of your applications.

We also ask and encourage you to share information about the new program with your local community organizations and not-for-profit entities that may have eligible projects.

Under CIIF, eligible recipients may receive a non-repayable contribution of up to 50 percent of eligible costs of an infrastructure project with recipients providing the remaining balance. However, priority may be given to projects that require a CIIF contribution of only 33.3 percent. CIIF contributions will be up to a maximum of $1,000,000.
Additional details on the program criteria such as project eligibility, as well as the program guidelines, application form, and application process, are available online at www.feddevontario.gc.ca/cjif. The application deadline is August 24, 2012.

For additional information, please e-mail infrastructure@feddevontario.gc.ca or call 1-866-593-5505.

Over the coming months, I look forward to working with you as partners in stimulating our local economies. I am confident we will see the many benefits from the infrastructure improvements brought to communities in Ontario.

Yours sincerely,

The Honourable Gary Goodyear, P.C., M.P.
COMMUNITY INFRASTRUCTURE IMPROVEMENT FUND (CIIF)

PROGRAM GUIDELINES


BACKGROUND

The Government of Canada is committed to strengthening public infrastructure. Economic Action Plan 2012 announced $150 million nationally over two years for a new Community Infrastructure Improvement Fund (CIIF). The new Fund will support the rehabilitation and improvement, including expansion, of existing community infrastructure facilities such as community centres, recreational buildings, local arenas, cultural facilities and other community facilities. This will improve the quality of community facilities and provide economic benefits, including support for job creation, in communities across Canada.

The Federal Economic Development Agency for Southern Ontario (FedDev Ontario) is delivering this program in Ontario. FedNor, the Federal Economic Development Initiative for Northern Ontario, will provide support to FedDev Ontario by promoting and launching the fund in Northern Ontario. The CIIF allocation for Ontario is $49.6 million over two years.

ELIGIBILITY

I. Eligible Recipients

Eligible recipients under the CIIF include:

- a local or regional government established by or under provincial statute;
- a First Nation government, including a Band or Tribal Council or its agent (including its wholly-owned corporation);
- a not-for-profit entity;
- a provincial entity that provides municipal-type services to communities, as defined by provincial statute; and
- a public-sector body that is wholly owned by a local or regional government (as above).
II. Eligible Projects

CIIF funding is for the rehabilitation or improvement, including expansion, of existing community infrastructure that is non-commercial in nature. Expansions such as adding ramps to improve accessibility to a facility, adding a roof to an outdoor rink or extending a trail or bike path are all eligible activities. Ineligible expansion activities are those that would result in new infrastructure or a significant increase (i.e. 50 per cent or more in square footage) in the footprint of the facility. Construction of new infrastructure is ineligible.

The facility needs to be open for use to the public and not limited to a private membership.

Eligible projects must:

- fall under an eligible category and be proposed by an eligible recipient;
- be for the rehabilitation or improvement, including expansion, of existing community infrastructure assets;
- leverage a minimum of 50 per cent of funding from other sources. Priority may be given to projects that leverage 66.6 per cent or more; and
- be substantially completed by March 31, 2014.

For the purposes of the CIIF, “substantially completed” has the same meaning and shall be determined in accordance with how the term “substantially performed” is determined in subsection 2(1) of the Construction Lien Act, R.S.O. 1990, c. C.30, as amended, and “Substantial Completion” shall have a corresponding meaning.

Projects must fall within the following project categories to be eligible for funding under the CIIF:

- community centres;
- cultural centres;
- parks, recreational trails such as fitness trails, bike paths and other types of trails;
- libraries;
- recreational facilities including local arenas, gymnasiums, swimming pools, sports fields, tennis, basketball, volleyball or other sport-specific courts, golf courses, ski hills or other types of recreational facilities;
- tourism facilities;
- docks; and
- other existing community infrastructure assets that have a local community impact, such as local roads, drinking water treatment and distribution
systems, connectivity and broadband, local airports, solid waste management and wastewater infrastructure.

Priority will be given to projects that can demonstrate anticipated economic benefits to their community, including the potential for job creation, and the use of new technologies and innovation.

III. Eligible Project Costs

Eligible costs are costs considered to be direct and necessary for the successful implementation of an eligible project, excluding those explicitly identified in Ineligible Costs, that are paid by an eligible recipient, and that are paid under a contract for goods or services. All eligible costs outlined below can only be reimbursed to the recipient following the signing of a contribution agreement. Costs must first be incurred and paid by the recipient, and will then be reimbursed by Canada at the prescribed percentage of federal contribution.

Eligible costs for support under the CIIF are as follows:

- costs that are incurred between April 1, 2012 and March 31, 2014;
- costs to rehabilitate or improve fixed capital assets of community infrastructure, including expansions;
- fees paid to professionals, technical personnel, consultants and contractors specifically engaged for the purpose of the rehabilitation or expansion project;
- costs of environmental assessments, monitoring and follow-up programs as required by the Canadian Environmental Assessment Act (CEAA) or equivalent legislation;
- costs of any public announcement and official ceremony or of any temporary or permanent signage that includes the cost of creation and posting of signage;
- other costs that are considered to be direct and necessary for the successful implementation of the project and that are approved in advance; and
- Employee And Other Incremental Costs

The incremental costs of the recipient's employees or its direct costs may be included in eligible costs under the following conditions:
- the recipient is a local, regional or First Nation government;
- the recipient confirms and substantiates that it is not economically feasible to tender a contract;
- employees or equipment are employed directly in respect of the work that would have been the subject of the contract; and
the costs were approved in advance and are included in the contribution agreement.

IV. Ineligible Project Costs

Costs related to the following items are not eligible costs under the CIIF:

- project costs incurred before April 1, 2012 or after March 31, 2014;
- moveable equipment, including motorized vehicles, furniture and sports equipment;
- services or work that is normally provided by the recipient or a related party;
- salaries and other employment benefits of any employees of the recipient except as indicated under Employee And Other Incremental Costs above;
- a recipient’s overhead costs, its direct or indirect operating or administrative costs, and more specifically its costs related to planning, engineering, architecture, supervision, management and other activities normally carried out by the recipient’s staff;
- the cost of feasibility and planning studies;
- taxes, such as GST and HST, for which the recipient is eligible for a tax rebate and all other costs eligible for rebates;
- the cost of land or any interest therein, and related costs;
- cost of leasing of equipment by the recipient except for as indicated in eligible costs, above;
- legal fees;
- routine maintenance costs; and,
- project administration costs that involve the salaries and benefits of existing staff and general administration costs unrelated to project implementation.

FUNDING

Under CIIF, eligible recipients may receive a non-repayable contribution of up to 50 per cent of eligible costs of an infrastructure project, with recipients providing the remaining balance. However, priority may be given to those projects that require a CIIF contribution of only 33.3 per cent.

Eligible recipients may receive contributions of up to a maximum of $1,000,000. The total funding from all federal sources will not exceed 50 per cent of total eligible project costs.
All projects are required to begin and substantially complete construction prior to March 31, 2014. Should this condition of funding not be met, Canada shall have the right to cancel funding in whole or in part, and further, Canada shall have the right to be repaid any funding advanced, in whole or in part, for any project that is not completed by the end of the program.

APPLICATION PROCESS

Project applications and supporting documentation must be submitted or postmarked no later than 5:00 p.m. EDT on August 24, 2012.

Applicants may submit multiple applications but must priority rank their projects on their application forms. A separate application must be submitted for each project.

To apply to the CIIF, applicants must:

1. Review these Program Guidelines and the Application Guide, to ensure your organization is an eligible recipient and your proposed activities and objectives fit within the CIIF’s objectives and criteria.
2. Complete the Community Infrastructure Improvement Fund Application Form.
3. Attach all supporting documents as outlined in the Application Guide. A complete application package must be submitted in order for FedDev Ontario to review your application.
4. Submit the package for consideration online.

Alternatively, application packages from southern Ontario may also be sent by:

Email: infrastructure@feddevontario.gc.ca

Mail:
Attention: Community Infrastructure Improvement Fund
Federal Economic Development Agency for Southern Ontario
151 Yonge Street, 4th Floor
Toronto, ON M5C 2W7

Fax: 416-973-6505
And, application packages from northern Ontario may also be sent by:

Email:  
FedNor.CIIF@ic.gc.ca

Mail:  
Attention: Community Infrastructure Improvement Fund  
FedNor  
19 Lisgar Street, Suite 307  
Sudbury, Ontario, P3E 3L4

Fax: 705-671-0717

OTHER REQUIREMENTS

Endorsement

Project applications must be duly authorized or endorsed by a resolution of Council / Band or Tribal Council / Board of Directors, as applicable. The resolution must be submitted at the time of the application.

Additional documentation will be required from not-for-profit entities. See Application Guide for more information.

All funded projects will also require a resolution to enter into a contribution agreement.

Ownership of Asset

If at any time within six (6) years from the date of completion of the project, the recipient sells, leases, encumbers or otherwise disposes of, directly or indirectly, any asset constructed, rehabilitated or improved, in whole or in part, with the financial assistance contributed under the terms of the CIIF, the recipient must repay the federal government, on demand, a proportionate amount of the financial assistance, as follows:

<table>
<thead>
<tr>
<th>Where Project asset is sold, leased, encumbered or disposed of:</th>
<th>Repayment of contribution (in current dollars)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Within 2 Years after Project completion</td>
<td>100%</td>
</tr>
<tr>
<td>Timeframe</td>
<td>Percentage</td>
</tr>
<tr>
<td>---------------------------------------------</td>
<td>------------</td>
</tr>
<tr>
<td>Between 2 and 6 Years after Project completion</td>
<td>55%</td>
</tr>
<tr>
<td>6 Years after Project completion</td>
<td>0%</td>
</tr>
</tbody>
</table>

If an applicant does not own the asset for which CIIF funding is requested, the applicant must complete an Applicant Declaration and Landlord Authorization form at the time of application.

**Environmental Assessment**

Projects that are defined as "designated projects" under the *Canadian Environmental Assessment Act, 2012* and those located on "federal lands" may require an environmental assessment or review. "Designated projects" include major projects such as electrical generating stations and transmission lines, oil and gas mining and processing facilities, metal and mineral mines, major railway lines, and all season highways. Applicants should communicate with the Canadian Environmental Assessment Agency (web site [www.ceaa-acee.gc.ca](http://www.ceaa-acee.gc.ca)) for more information on "designated projects". For projects carried out on "federal lands" (which are not "designated projects"), FedDev Ontario will have to determine if the project is likely to cause significant adverse environmental effects. Eligible costs cannot be reimbursed until this review has been completed.

**Reporting**

All recipients of funding for a project, funded under the CIIF, will be required to submit progress reports until project completion. The progress report should detail progress on the implementation of the project, and amounts received from Canada through the agreement, amounts expended on approved projects, and an overall update on the project status. Further information on the details of this reporting will be provided to approved recipients in their contribution agreements.

**APPLICATION REVIEW**

FedDev Ontario will review all applications following the application deadline. Applicants will be notified when their projects are approved.

It is the intention of FedDev Ontario to have contribution agreements put in place quickly and efficiently so that available funds can flow to projects as soon as possible. The contribution agreements are also an important part of the accountability framework for the investments made under the CIIF.
In addition to meeting the eligibility requirements described above, priority will be given to projects that can demonstrate anticipated economic benefits to their community, including the potential for job creation, and the use of new technologies.

All eligible recipients will be required to provide a description of the project benefits, which may inform the evaluation and selection of projects under the CIIF. Projects will be assessed on the eligibility requirements and priority areas described above, as well as the following selection criteria.

**Project Readiness:** All eligible recipients will be required to provide information necessary to determine if the project is construction-ready and will be substantially completed by March 31, 2014.

**Incrementality:** All eligible recipients will be required to attest, in conjunction with their project application, that the work to be undertaken is an incremental construction activity that would not otherwise have been constructed by March 31, 2014, were it not for funding from the CIIF. Federal funding could be used to provide sufficient funding to allow a project to proceed that would not otherwise be built, or could be used to accelerate a project planned for future years so that it can be completed by March 31, 2014.

**Extent to which Other Funding is Leveraged:** The ability for a given project to leverage 66.6 per cent of project funding from other sources may be considered when making project decisions.

**Technology and Innovation:** All eligible recipients will be assessed on the use of innovative technologies, new techniques, processes or materials used in the project.

**Partnerships:** All eligible recipients will be assessed on the extent to which community-based partnerships have been formed for the use of the facility.

**Contact Us**

For more information on the Community Infrastructure Improvement Fund, please email or call 1-866-593-5505.
THE REGIONAL MUNICIPALITY OF WATERLOO
COMMUNITY SERVICES COMMITTEE

Summary of Recommendations to Council

The Community Services Committee recommends as follows:

1. THAT the Regional Municipality of Waterloo, as the Board of Health, write to the Minister of Health and Long Term Care, enclosing a copy of Report No. PH-12-030 requesting the provincial government review the funding allocations and program eligibility criteria provided to public health units for the Healthy Smiles Ontario program;

   AND THAT a copy of Report No. PH-12-030 be forwarded to the Association of Local Public Health Agencies (alPHa) for information.

2. THAT the Regional Municipality of Waterloo enter into the Amending Agreement No. 4 for the Public Health Accountability Agreement with the Province of Ontario (effective January 1, 2011 for a term of three years) as attached (Attachment 2), pursuant to Report PH-12-029;

   AND THAT the Regional Municipality of Waterloo increase the 2012 Operating Budget for Public Health by $50,232 gross and $0 net Regional Levy to reflect new 100% provincial base funding to support the local implementation of Panorama.

3. THAT the Regional Municipality of Waterloo approve the following with regard to the Region of Waterloo’s Affordable Housing Strategy, as described in Report P-12-093, dated August 14, 2012:

   a) Award the Expression of Interest 2012-04 to Collaborative Response by Housing Providers of Waterloo Region in the amount of $273,000 for fifteen units;

   b) Authorize the Commissioner of Planning, Housing and Community Services to execute and deliver all documentation required by the Province of Ontario and the Region of Waterloo for the purpose delivering the Temporary Housing Assistance With Support (THAWS) Program as described in Report No. P-12-093;

   c) Authorize the Regional Chair and Regional Clerk to execute such agreements and documentation in a form satisfactory to the Regional Solicitor, as may be required to process the advance of funding for the Temporary Housing Assistance with Support (THAWS) Program as described in Report No. P-12-093; and

   d) Allocate $13,650 in one-time administrative funding under the Investment in Affordable Housing (IAH) for Ontario Program to Lutherwood for the administration of the Temporary Housing Assistance with Support (THAWS) Program over the five-year program period.
4. THAT the Regional Municipality of Waterloo request the Premier of Ontario to do whatever possible to stop the deletion of the data regarding non-restricted gun ownership in Ontario;

AND THAT copies of this report to be sent to the Ministry of the Attorney General and the Ministry of Community Safety and Correctional Services, as outlined in report CPC-12-002, dated August 14, 2012.

5. THAT the Regional Municipality of Waterloo endorse, in principle, the Canadian Homelessness Research Network’s *Canadian Definition of Homelessness*;

AND THAT the Regional Municipality of Waterloo consider further alignment with the *Canadian Definition of Homelessness* in the next update of local Homelessness to Housing Stability plans;

AND FURTHER THAT the Regional Municipality of Waterloo forward this report to the Canadian Homelessness Research Network, local Members of Parliament, the Minister of Human Resources and Social Development Canada responsible for the federal Homelessness Partnering Strategy and the Ontario Municipal Social Services Association, as outlined in report SS-12-032, dated August 14, 2012.

6. THAT the Regional Municipality of Waterloo increase the 2012 Children’s Services operating budget by $210,311 gross and $0 net Regional Levy for Transitional Minor Capital, Health and Safety Minor Capital, Small Water Works programs as outlined in report SS-12-036 dated August 14, 2012.

August 14, 2012
THE REGIONAL MUNICIPALITY OF WATERLOO
COMMUNITY SERVICES COMMITTEE

Summary of Closed Recommendations to Council

The Community Services Committee recommends as follows:

1. THAT the Regional Municipality of Waterloo appoint the following persons to the Employment and Income Support Community Advisory Committee:
   - Alex Troeger (Client) for a two-year term ending December 31, 2013; and
   - Melissa Webster (Client) for a two-year term ending December 31, 2013.

August 14, 2012
THE REGIONAL MUNICIPALITY OF WATERLOO
ADMINISTRATION AND FINANCE COMMITTEE

Summary of Recommendations to Council

The Administration and Finance Committee recommends as follows:


August 14, 2012
The Planning and Works Committee recommends as follows:

1. THAT Council of the Regional Municipality of Waterloo approve the expropriation of lands for the purpose of reconstruction of Weber Street West between College Street and Guelph Street, in the City of Kitchener, in the Region of Waterloo as detailed in Report CR-RS-12-048 dated August 14, 2012, described as follows:

**Fee Simple Partial Taking:**

a) Part of Lot 394, Plan 376, being Part 1 on Reference Plan 58R-17282, City of Kitchener, P.I.N. 22319-0047 (LT) (178 Louisa Street)
b) Part of Lot 16, Registered Plan 374, being Parts 1 and 2 on Reference Plan 58R-17285, City of Kitchener, P.I.N. 22319-0176 (R) and 22319-0175 (LT) (84 Victoria Street North)
c) Part of Lot 8 and 9, South side of Weber Street and West side of College Street, Plan 401, being Part 1 on Reference Plan 58R-17284 and Part 1, on Reference Plan 58R-17378, City of Kitchener, P.I.N. 22317-0073 (LT) (79-85 Weber Street West)
d) Part of Lot 17, Registered Plan 374, being Part 1 on Reference Plan 58R-17283, City of Kitchener, P.I.N. 22320-0071 (LT) (122 Weber Street West/ 110 Victoria Street North)
e) Part of Lot 3, Plan 131, being Part 1 on Reference Plan 58R-17363, City of Kitchener, P.I.N. 22325-0096 (LT) (40 Wilhelm Street)

**Temporary Easement for Rail Line Detour:**

f) Part of Lot 2, Subdivision of Lot 16, German Company Tract, being Part 2 on Reference Plan 58R-17281, City of Kitchener, P.I.N. 22319-0173 (LT) (282 Duke Street West)

**Temporary Easement for Construction Yard:**

g) Part of Lot 17, Registered Plan 374, being Part 1 on 58R-17354, City of Kitchener, P.I.N. 22320-0071 (LT) (122 Weber Street West/ 110 Victoria Street North)

**Full Taking:**

a) Part Lot 16, Plan 374, Part Lot 19, Subdivision of Lot 3, German Company Tract, being Parts 1 and 2, on Reference Plan 58R-5402, City of Kitchener, P.I.N. 22319-0177 (LT) (100 Victoria Street North)
b) Part Lot 19, Subdivision of Lot 3, German Company Tract, Part Lot 221, Plan 376, being Part 1, on Reference Plan 58R-11146, City of Kitchener, P.I.N. 22319-0195 (LT) (125 Weber Street West)
c) Part Lot 81, Plan 376, City of Kitchener, P.I.N. 22319-0150 (LT) (135 Weber Street West)
d) Part Lot 155-156, Plan 376, Part Lot 45, Streets and Lanes, City of Kitchener, P.I.N. 22319-0159 (127 Weber Street West)
e) Part Lot 155-156, Plan 376, Part Lot 45, Streets and Lanes, City of Kitchener, P.I.N. 22319-0160 (131 Weber Street West)
f) Part Lots 1 to 5, Plan 389, being Parts 1 to 5 on Reference Plan 58R-6324, City of Kitchener, P.I.N. 22315-0011 (LT) (108/110 Weber Street West)
g) Part Lot 80, Plan 376, as in 1236916, City of Kitchener, P.I.N. 22319-0148 (LT) (143 Weber Street West)
h) Part Lot 267, Plan 376, City of Kitchener, P.I.N. 22319-0103 (LT) (162 Wellington Street North)
i) Part Lot 155-156, Plan 376, Part Lot 45, Streets and Lanes, City of Kitchener, P.I.N. 22319-0161 (LT) (133 ½ Weber Street West)

AND THAT staff be instructed to register a Plan of Expropriation for the property within three months of the granting of the approval to exproprie the property, as required by the Expropriations Act;

AND THAT the registered owners be served with a Notice of Expropriation and a Notice of Possession for the property after the registration of the Plan of Expropriation;

AND THAT if no agreement as to compensation is made with an owner, the statutory Offer of Compensation and payment be served upon the registered owners of the property in the amount of the market value of the interests in the land as estimated by the Region’s appraiser in accordance with the Expropriations Act;

AND FURTHER THAT the Regional Solicitor be authorized to discontinue expropriation proceedings or any part thereof, in respect of the above described lands, or any part thereof, upon the registration on title of the required documentation to complete the transaction.

2. THAT the Regional Municipality of Waterloo enter into a Consultant Services Agreement with Walter Fedy of Kitchener, Ontario to provide consulting engineering services for the preliminary design, detailed design, contract administration and construction inspection for Bridge Street Reconstruction from University Avenue to Woolwich Street in the City of Waterloo and City of Kitchener at an upset limit of $204,528.33 plus applicable taxes for the preliminary design and detailed design phases with contract administration and construction inspection to be paid on a time basis. [E-12-073]

3. THAT the Regional Municipality of Waterloo enter into a Consultant Services Agreement with IBI Group of Kitchener, Ontario to provide consulting engineering services for the preliminary design, detailed design, contract administration and construction inspection for the reconstruction of St. Andrews Street (Grand Avenue southerly to Cambridge Boundary) and Cedar Street (Osborne Street westerly to Cambridge Boundary) in the City of Cambridge at an upset limit of $269,500 plus applicable taxes for the preliminary design and detailed design phases with contract administration and construction inspection to be paid on a time basis. [E-12-079]

4. THAT The Regional Municipality of Waterloo approve the expropriation of lands for the construction of Phase 1 of Stage 1 of the Rapid Transit Project being comprised of properties commencing at King Street South near John Street at the City of Waterloo, in the Regional Municipality of Waterloo and ending at King Street West near Victoria.
Street at the City of Kitchener, in the Regional Municipality of Waterloo as further detailed in Report CR-RS-12-013 dated February 28, 2012 and listed below:

FEE SIMPLE PARTIAL TAKINGS:

1. Part Lot 287, Plan 385 being Part 1 on 58R-17317, P.I.N. 22328-0188, City of Waterloo, Regional Municipality of Waterloo (238 King Street South, Waterloo)
2. Part Lot 288, Plan 385 being Parts 3 & 4 on 58R-17317, P.I.N. 22328-0096, City of Waterloo, Regional Municipality of Waterloo (242 King Street South, Waterloo)
3. Part of Lots A and C, Plan 437; Part of Lots 53 and 54, Plan 376 being Part 4 on 58R-17368, P.I.N. 22318-0130, City of Kitchener, Regional Municipality of Waterloo (618 King Street West, Kitchener)
4. Part of Lots 37 and 38, Plan 377 being Part 14 on 58R-17368, P.I.N. 22425-0038, City of Kitchener, Regional Municipality of Waterloo (687 King Street West, Kitchener)
5. Part of Lots 36 and 37, Plan 377 being Parts 12 and 13 on 58R-17368, P.I.N. 22425-0102, City of Kitchener, Regional Municipality of Waterloo (683 King Street West, Kitchener)
6. Part Lot 36, Plan 377 being Parts 10 & 11 on 58R-17368, P.I.N. 22425-0103, City of Kitchener, Regional Municipality of Waterloo (679 King Street West, Kitchener)
7. Part of Lot 401, Plan 376 being Part 10 on 58R-17373, P.I.N. 22318-0004, City of Kitchener, Regional Municipality of Waterloo (698 King Street West, Kitchener)
8. Part Lot 401, Plan 376 being Part 9 on 58R-17373, P.I.N. 22318-0003, City of Kitchener, Regional Municipality of Waterloo (702 King Street West, Kitchener)
9. Part of Lots 43 and 44, Plan 377 being Parts 15 and 16 on 58R-17373, P.I.N. 22424-0018, City of Kitchener, Regional Municipality of Waterloo (737 King Street West, Kitchener)
10. Part of Lots 29 and 30, Plan 377 being Part 7 on 58R-17368, P.I.N. 22425-0040 City of Kitchener, Regional Municipality of Waterloo (637-641 King Street West, Kitchener)
11. Part of Lots 21, 29 and 30, Plan 413 being Part 8 on 58R-17373, P.I.N. 22327-0087, City of Kitchener, Regional Municipality of Waterloo (730 King Street West, Kitchener)
12. Part of Lot 95, Plan 385 being Part 2 on 58R-17316, P.I.N. 22420-0109, City of Waterloo, Regional Municipality of Waterloo (209 King Street South, Waterloo)
13. Part of Lots 368 and 369, Plan 376 being Part 1 on 58R-17368, P.I.N. 22318-0043 City of Kitchener, Regional Municipality of Waterloo (672-688, 690 and 692 King Street West, Kitchener)
14. Part of Lot 21, Plan 413 being Part 7 on 58R-17373, P.I.N. 22327-0088 City of Kitchener, Regional Municipality of Waterloo (742 King Street West, Kitchener)
15. Part of Lots 44 and 45, Plan 377 being Part 17 on 58R-17373, P.I.N. 22424-0017, City of Kitchener, Regional Municipality of Waterloo (741 King Street West, Kitchener)
16. Part of Lot 32, Plan 377 being Part 9 on 58R-17368, P.I.N. 22425-0035, City of Kitchener, Regional Municipality of Waterloo (655 King Street West, Kitchener)
17. Part of Lot C, Plan 9 being Part 18 on 58R-17373, P.I.N. 22424-0014 City of Kitchener, Regional Municipality of Waterloo (765 King Street West, Kitchener)

18. Part of Lot 15, GCT and Part of Lot 25, Subdivision of Lot 15, GCT being Part 1 on 58R-17373, and Part of Lot 25, Subdivision of Lot 15, GCT, being Part 2 on 58R-17373, P.I.N. 22327-0217, City of Kitchener, Regional Municipality of Waterloo (800 King Street West, Kitchener)

19. Part of Lots 13 and 14 Subdivision of Lot 15 GCT; Part of Linwood Avenue, Plan 413; Part of Lot 29, Subdivision of Lot 15 GCT and Part of Linwood Avenue, Plan 413 being Parts 3, 4, 5 and 6 on 58R-17373, P.I.N. 22327-0216, City of Kitchener, Regional Municipality of Waterloo (760 King Street West, Kitchener)

20. Part of Lot 26, Municipal Compiled Plan of Lot 15, GCT being Part 4 on 58R-17367, P.I.N. 22327-0093, City of Kitchener, Regional Municipality of Waterloo (824 King Street West, Kitchener)

21. Part of Lot 16, Plan 376, being Part 2 on 58R-17368, P.I.N. 22318-0070, City of Kitchener, Regional Municipality of Waterloo (670 King Street West, Kitchener)

22. Part of Lot 38 Plan 377 being Part 15 on 58R-17368, P.I.N. 22425-0049, City of Kitchener, Regional Municipality of Waterloo (5 Agnes Street, Kitchener)

23. Part of Mount Hope Cemetery, Plan 385 being Part 1 on 58R-17367, P.I.N. 22423-0108, City of Kitchener, Regional Municipality of Waterloo (835 King Street West, Kitchener)

24. Part of Lane, Plan 385 Abutting Lot 311, being Part 3 on 58R-17367, P.I.N. 22327-0009, City of Kitchener, Regional Municipality of Waterloo (King Street at Green Street, Kitchener)

25. Part of Lots 39, 40 and 41, Plan 377 being Parts 11 & 12 on 58R-17373, P.I.N. 22424-0021, City of Kitchener, Regional Municipality of Waterloo (709 King Street West, Kitchener)

26. Part of Lots 309, 310 and 311, Plan 385 being Part 2 on 58R-17367, P.I.N. 22327-0096, City of Kitchener, Regional Municipality of Waterloo (828 King Street West, Kitchener)

27. Part of Lots 8, 9, and 12, Subdivision of Lot 15, GCT and Part Lot D, Registered Plan 9, being Parts 19, 20 and 21 on 58R-17373, P.I.N. 22424-0157, City of Kitchener, Regional Municipality of Waterloo (787 King Street West, Kitchener)

28. Part of Lots 42 and 43, Plan 377 being Part 14 on 58R-17373, P.I.N. 22424-0019, City of Kitchener, Regional Municipality of Waterloo (727 King Street West, Kitchener)

29. Part of Lot 53, Plan 376 being Part 3 on 58R-17368, P.I.N. 22318-0129, City of Kitchener, Regional Municipality of Waterloo (624 King Street West, Kitchener)

30. Part of Lots 41 and 42, Plan 377 being Part 13 on 58R-17373, P.I.N. 22424-0020, City of Kitchener, Regional Municipality of Waterloo (723 King Street West, Kitchener)

31. Part of Lots 31 and 32, Plan 377 being Part 8 on 58R-17368, P.I.N. 22425-0036, City of Kitchener, Regional Municipality of Waterloo (647 King Street West, Kitchener)
32. Part of Lots 22, 23, 24, and 25, Plan 377 and Part of Lot 112, Streets and Lanes being Part 5 on 58R-17368, P.I.N. 22425-0042, City of Kitchener, Regional Municipality of Waterloo (607 King Street West, Kitchener)

33. Part of Lot 25, Plan 377 being Part 6 on 58R-17368, P.I.N. 22425-0041, City of Kitchener, Regional Municipality of Waterloo (617-621 King Street West, Kitchener)

34. Part of Lots 287 and 288, Plan 385 being Part 2 on 58R-17317, P.I.N. 22328-0189, City of Waterloo, Regional Municipality of Waterloo (240 King Street South, Waterloo)

35. Part of Lots 34 and 35, Plan 377, being Parts 16 and 17 on 58R-17368, P.I.N. 22318-0180, City of Kitchener, Regional Municipality of Waterloo (667 King Street West, Kitchener)

being partly in the City of Kitchener, Regional Municipality of Waterloo and partly in the City of Waterloo, Regional Municipality of Waterloo or such lesser portion(s) of any of the said properties as may be determined to be required through the preliminary design process for the purposes of the construction of the Rapid Transit Project Stage 1 on King Street South, from John Street, in the City of Waterloo to King Street West at Victoria Street, in the City of Kitchener, in the Regional Municipality of Waterloo.

AND THAT staff be instructed to register a Plan of Expropriation with respect to the said properties, or such lesser portions of any of the said properties as may be determined through the preliminary design process, within three months of the granting of approval to expropriate said properties, in accordance with the Expropriations Act (Ontario) (the “Act”);

AND THAT the registered owners be served with a Notice of Expropriation and a Notice of Possession with respect to the said properties after the registration of the Plan of Expropriation;

AND THAT if no agreement as to compensation is made with an owner, the statutory Offer of Compensation and payment be served upon the registered owners of applicable properties in the amount of the market value of the interests in such lands as estimated by the Region’s appraiser in accordance with the Act;

AND FURTHER THAT the Regional Solicitor be authorized to discontinue expropriation proceedings with respect to any above-referenced lands in the event that the Region is able to otherwise obtain registered title to such lands. [CR-RS-12-049]

5. THAT The Regional Municipality of Waterloo direct and authorize the Regional Solicitor to take the following actions with respect to the expropriation of further lands required for the construction of Stage 1 of the Rapid Transit Project commencing at Eby Street South between Charles Street East and King Street East in the City of Kitchener and running East along portions of Charles Street East and King Street East to Borden Avenue South and Ottawa Street South and including lands on Madison Avenue South, Cameron Street South, Pandora Avenue South, and Stirling Avenue South at the City of Kitchener, in the Regional Municipality of Waterloo in accordance with the Recommended Rapid Transit Implementation Option Report E-11-072 dated June 15, 2011:

Conflicts:
D. Craig
K. Seiling
A. Complete application(s) to the Council of the Regional Municipality of Waterloo, as may be required from time to time, for approval to expropriate land, which is required for the Rapid Transit Project Stage 1 and described as follows:

Fee Simple Partial Takings:

1. Part Lot 12 (H. Eby) South of King Street, Plan 364, being Part 1 on 58R17381, Part of PIN 22501-0067, City of Kitchener, Regional Municipality of Waterloo (22 Eby Street South, Kitchener)
2. Part Lot 14 (B. Moogk), Part Lot 15 (P. Grab), South of King Street, Plan 364, being Part 2 on 58R17381, Part of PIN 22502-0049, City of Kitchener, Regional Municipality of Waterloo (301 – 319 King Street East, Kitchener)
3. Part Lot 15 (P. Grab), South of King Street, Plan 364, being Part 3 on 58R17381, Part of PIN 22502-0050, City of Kitchener, Regional Municipality of Waterloo (No applicable municipal address, Kitchener)
4. Part Lot 16 or 15 (Hueglin), Part Lot 17 (B. Moogk) South of King Street, Plan 364, being Part 4 on 58R17381, Part of PIN 22502-0113, City of Kitchener, Regional Municipality of Waterloo (21 Cedar Street South, Kitchener)
5. Part Lot 18, South of King Street, Plan 364, being Parts 5 and 6 on 58R17381, Part of PIN 22502-0084, City of Kitchener, Regional Municipality of Waterloo (220 Charles Street East, Kitchener)
6. Part Lot 18, South of King Street, Plan 364 and Part Lot 19, South of King Street, Plan 365, being Part 7 on 58R17381, Part of PIN 22502-0086, City of Kitchener, Regional Municipality of Waterloo (230 Charles Street East, Kitchener)
7. Part Lot 19, South of King Street, Plan 365, being Part 8 on 58R17381, Part of PIN 22502-0087, City of Kitchener, Regional Municipality of Waterloo (28 Madison Avenue South, Kitchener)
8. Part Lots 20, 21 and 22, South of King Street, Plan 365, being Part 9 on 58R17381, Part of PIN 22502-0092, City of Kitchener, Regional Municipality of Waterloo (471 King Street East, Kitchener)
9. Part Lots 23 and 24, South of King Street, Plan 365, being Part 10 on 58R17381, Part of PIN 22502-0093, City of Kitchener, Regional Municipality of Waterloo (481 King Street East and 24 Cameron Street South, Kitchener)
10. Part Lots 63, 64 and 205, Part of Cameron Street (closed by by-law 6362, Instrument No. 363820), Plan 303 and Part Lot 25, South of King Street and West of Cameron Street, Plan 365, being Part 1 on 58R-17414, Part of PIN 22504-0011, City of Kitchener, Regional Municipality of Waterloo (301 Charles Street East, Kitchener)
11. Part Lots 76 and 205, Plan 303, being Part 2 on 58R17414, Part of PIN 22504-0042, City of Kitchener, Regional Municipality of Waterloo (104 Stirling Avenue South, Kitchener)
12. Part Lot 182, Streets and Lanes and Part Lot 64, Plan 303, being Parts 1 and 11 on 58R17386, Part of PIN 22502-0098, City of Kitchener, Regional Municipality of Waterloo (310 Charles Street East, Kitchener)
13. Part Lot 207, Plan 303, being Part 2 on 58R17386, Part PIN 22502-0100, City of Kitchener, Regional Municipality of Waterloo (332 Charles Street East, Kitchener)
14. Part Lot 78, Plan 303 being Part 3 on 58R17386, Part of PIN 22502-0105, City of Kitchener, Regional Municipality of Waterloo (625 King Street East, Kitchener)
15. Part Lot 16, Plan 634 being Part 4 on 58R17386, Part of PIN 22509-0140, City of Kitchener, Regional Municipality of Waterloo (22 Pandora Avenue South, Kitchener)
16. Part Lot 15, Plan 634 being Part 5 on 58R17386, Part of PIN 22509-0141, City of Kitchener, Regional Municipality of Waterloo (354 Charles Street East, Kitchener)
17. Part Lots 10 to 14, Plan 634 being Part 6 on 58R17386, Part of PIN 22509-0142, City of Kitchener, Regional Municipality of Waterloo (659 King Street East, Kitchener)
18. Part Lot 76, Plan 303, Part Lots 17, 33 and 34, Plan 634 and Part Lot 67, Streets and Lanes being Parts 7 and 8 on 58R17386, Part of PIN 22504-0045, City of Kitchener, Regional Municipality of Waterloo (355 Charles Street East, Kitchener)
19. Part Lot 41, Plan 634 being Part 9 on 58R17386, Part of PIN 22506-0003, City of Kitchener, Regional Municipality of Waterloo (21 Stirling Avenue South, Kitchener)
20. Part Lot 1, Plan 404 being Part 10 on 58R17386 and Part Lots 3 and 4, Plan 404, being Part 1 on 58R17395, Part of PIN 22506-0010, City of Kitchener, Regional Municipality of Waterloo (432 Charles Street East, Kitchener)
21. Part of Park Lot 25, Plan 404 being Part 2 on 58R17395, Part of PIN 22506-0217, City of Kitchener, Regional Municipality of Waterloo (480 Charles Street East, Kitchener)
22. Part of Park Lot 25, Plan 404 being Parts 3 and 4 on 58R17395. Part of PIN 22506-0093, City of Kitchener, Regional Municipality of Waterloo (512 – 516 Charles Street East, Kitchener)
23. Part of Park Lot 25, Plan 404, being Part 6 on 58R17395, Part of PIN 22506-0091, City of Kitchener, Regional Municipality of Waterloo (520 Charles Street East, Kitchener)
24. Part of Lot 12, Plan 262 being Part 7 on 58R17395, Part of PIN 22506-0090, City of Kitchener, Regional Municipality of Waterloo (526 Charles Street East, Kitchener)
25. Part Lot 13, Plan 262 being Part 8, 58R17395, Part of PIN 22506-0089, City of Kitchener, Regional Municipality of Waterloo (530 Charles Street East, Kitchener)
26. Part Lot 14, Plan 262 being Part 9 on 58R17395, Part of PIN 22506-0088, City of Kitchener, Regional Municipality of Waterloo (no applicable municipal address, Kitchener)
27. Part Lot 14, Plan 262 being Parts 10 and 11 on 58R17395, Part of PIN 22506-0086, City of Kitchener, Regional Municipality of Waterloo (534 Charles Street East, Kitchener)
28. Part Lot 15, Plan 262, being Part 12 on 58R17395, Part of PIN 22506-0084, City of Kitchener, Regional Municipality of Waterloo (542 Charles Street East, Kitchener)
29. Part Lots 16, 17 and 18, Plan 262 being Part 13 on 58R17395, Part of PIN 22506-0080(R) City of Kitchener, Regional Municipality of Waterloo (1027 King Street East, Kitchener)
30. Part Lot 19, Plan 262, being Part 14 on 58R17395, Part of PIN 22506-0067, City of Kitchener, Regional Municipality of Waterloo (564 Charles Street East, Kitchener)
32. Part Lot 20, Plan 262, being Part 15, 58R17395, Part of PIN 22506-0218, City of Kitchener, Regional Municipality of Waterloo (1081 King Street East, Kitchener)
33. Part Lots 21 and 22, Plan 262 being Part 16 on 58R17395, Part of PIN 22506-0077, City of Kitchener, Regional Municipality of Waterloo (22 Ottawa Street South, Kitchener)
34. Part Lot 11, Plan 262 and Part Lots 6 to 11, Plan 262, being Parts 17 and 18 on 58R17395, Part of PIN 22506-0215, City of Kitchener, Regional Municipality of Waterloo (50 Ottawa Street South, Kitchener)
35. Part Lot 12 (A. Geckle) South of King Street, Plan 364, being Part 1 on 58R1929, Part of PIN 22502-0040, City of Kitchener, Regional Municipality of Waterloo (no applicable municipal address, Kitchener)

1. Serve notices of the above application(s) required by the Expropriations Act;
2. Forward to the Chief Inquiry Officer any requests for a hearing that may be received;
3. Attend, with appropriate Regional staff, at any hearing that may be scheduled;
4. Discontinue expropriation proceedings or any part thereof, in respect of the above described lands, or any part thereof, upon the registration on title of the required documentation to complete a transaction whereby the required interests in the lands are conveyed; and
5. Do all things necessary and proper to be done, and report thereon to Regional Council in due course. [CR-RS-12-051]
6. That The Regional Municipality of Waterloo retain the law firm Norton Rose Canada LLP to provide legal services on an as-needed and as-requested basis in connection with implementation of the Rapid Transit Project as described in Report CR-RS-12-054/F-12-058 dated August 14, 2012.
7. THAT the Regional Municipality of Waterloo engage Ontario Infrastructure and Lands Corporation to act as the Commercial Procurement Lead for the rapid transit project for an upset fee limit of $3,854,544 plus applicable taxes, as described in Report No. E-12-082, dated August 14, 2012.
8. THAT the Regional Municipality of Waterloo receive the Kitchener WWTP Upgrades – Municipal Class Environmental Assessment Study including its recommendations as summarized in Report E-12-054 dated August 14, 2012;

AND THAT the Commissioner of Transportation and Environmental Services be authorized to issue the Notice of Completion, and to provide the Kitchener WWTP Upgrades Municipal Class Environmental Assessment Report for public review and comment for a 30-day period in accordance with the Municipal Class Environmental Assessment Process.
9. THAT the Regional Municipality of Waterloo (Region) approve the following actions with regard to draft source protection policies, as presented in Report E-12-075 dated August 14, 2012:
a) forward the draft policies and accompanying explanatory notes to the Lake Erie Source Protection Committee for inclusion in the draft Source Protection Plan and for additional consultation;

b) direct staff to incorporate the proposed incentive programs, subject to determination of legislative tools, staffing requirements, and related costs into the preliminary 2013-2022 Operating and Capital Budgets and Forecasts for Regional Council’s consideration;

c) direct staff to develop detailed implementation guidelines for the incentive program for Regional Council’s consideration;

d) direct staff to negotiate with the City of Brantford a plan to implement the draft policies where the City of Brantford’s drinking water protection areas occur within Waterloo Region;

e) request Wellington County to revise its draft policies where Region protection areas extend into Wellington County and direct staff to negotiate a plan with Wellington County staff for policy implementation in these areas; and

f) provide a copy of this report to Area Municipalities including the City of Brantford and Wellington County.

10. THAT the Regional Municipality of Waterloo endorse an application to the P3 Canada Fund seeking financial support for up to 25% of the cost of constructing a biosolids heat drying facility and take the following actions in support of this application, all subject to further Council approval, as described in Report E-12-078 dated August 14th, 2012:

a) Authorize Region Staff to enter into negotiations with Deloitte and Touche LLP to extend the current Value For Money analysis to complete a full Business Case analysis in support of the implementation of a biosolids heat drying facility through a public-private partnership delivery model; and

b) Waive the Region’s Purchasing By-law requirement for publicly advertising for consulting assignments in excess of $100,000, and allow issuing a request for quotation to obtain three quotes to undertake a Municipal Class Environmental Assessment for the biosolids heat drying facility.


12. THAT the Regional Municipality of Waterloo advise the Ontario Ministry of Transportation (MTO) that the Draft Transportation Development Strategy for the Greater Toronto Area (GTA) West Corridor will not provide sufficient infrastructure for the long term to connect Waterloo Region, Wellington County and the City of Guelph to the Greater Toronto Area, as described in Report No. P-12-089, dated August 14, 2012;

THAT the Regional Municipality of Waterloo support the Group 1 (Optimize Existing Networks) and Group 2 (New/Expanded Non-Road Infrastructure) elements of the Draft Transportation Development Strategy for the GTA West Corridor;

THAT the Regional Municipality of Waterloo formally request MTO to confirm the Region of Waterloo’s participation in the forthcoming Provincial Active Traffic Management Study;
THAT the Regional Municipality of Waterloo request MTO to defer its decision on the western portion of the final transportation network until the completion of the Waterloo-Wellington-Brant inter-regional transportation planning initiative;

THAT the Regional Municipality of Waterloo request MTO to prioritise enhancement of the GO Rail service to Kitchener-Waterloo, and the extension of service to Cambridge, to reduce travel demand on Highway 401;

THAT MTO be requested to provide a formal response to the concerns expressed by Region of Waterloo Council, as described in this report;

AND THAT this report be circulated to the Minister of Transportation, all area Members of Provincial Parliament, and to the City of Guelph and the County of Wellington.

August 14, 2012
THE REGIONAL MUNICIPALITY OF WATERLOO
PLANNING AND WORKS COMMITTEE

Summary of Closed Recommendations to Council

The Planning and Works Committee recommends as follows:

1. THAT the Regional Municipality of Waterloo approve, enter into an Agreement for, and execute all documentation related to, the acquisition of land for road improvements to Weber Street West described as Part Lot 20, Plan 131 Kitchener, as described in Instrument Number 945802, PIN Number 22326-0198(LT), being 249 Weber Street West, City of Kitchener, Regional Municipality of Waterloo from MS INVESTMENTS INC. for the sum of $340,000.00, plus associated acquisition and disturbance costs, subject to documentation satisfactory to the Regional Solicitor.

2. THAT the Regional Municipality of Waterloo approve, enter into an Agreement for, and execute all documentation related to, the acquisition of land for road improvements to Weber Street West described as Part Lot 267, Plan 373 as in Instrument Number 1228728, PIN 22319-0103 (LT), being 162 Wellington Street North, City of Kitchener, Regional Municipality of Waterloo from Asif Khan and Mulki Mohamedali for the sum of $340,000.00, plus associated acquisition and disturbance costs, subject to documentation satisfactory to the Regional Solicitor.

3. THAT the Regional Municipality of Waterloo approve, enter into an Agreement for, and execute all documentation related to, the acquisition of land for road improvements to Weber Street West described as Part Lots 1 - 5, Plan 389, being Parts 1 to 5 on Reference Plan 58R-6324, PIN Number 22315-0011(LT), City of Kitchener, Regional Municipality of Waterloo from KAROLY DEAK and ILONA DEAK for the sum of $710,000.00, plus associated acquisition and disturbance costs, on terms and conditions satisfactory to the Regional Solicitor.

4. THAT the Regional Municipality of Waterloo (the “Region”) approve, enter into an Agreement for, and execute all documentation related to the acquisition by the Region from Andrew Teeple of property required for Rapid Transit which is municipally known as 34 Stirling Avenue South in the City of Kitchener, in the Regional Municipality of Waterloo legally described as Lot 9 Plan 634, Kitchener being PIN 22509-0145 for the sum of $295,000.00, plus associated acquisition and disturbance costs, subject to documentation satisfactory to the Regional Solicitor.

August 14, 2012
TO: Chair Ken Seiling and Members of Regional Council
DATE: August 29, 2012
FILE CODE: C05-20
SUBJECT: APPOINTMENTS TO WATERLOO REGIONAL HERITAGE FOUNDATION

RECOMMENDATION:

THAT the Regional Municipality of Waterloo ratify the following appointments to the Waterloo Regional Heritage Foundation (WRHF): Darryl Bonk, Waterloo Region Branch, Ontario Genealogical Society; John Glass, Waterloo Historical Society; Bradley Paddock, Heritage Cambridge; and Dr. Julia Roberts, University of Waterloo, for a term to expire at the Foundation’s annual general meeting in June 2014, as described in report CR-CLK-12-016, dated August 29, 2012.

REPORT:

Regional Council ratification is required for appointments to the WRHF for representatives from certain bodies. The following names are being put forward from the Heritage Foundation:

a) Darryl Bonk, Waterloo Region Branch, Ontario Genealogical Society;
b) John Glass, Waterloo Historical Society;
c) Bradley Paddock, Heritage Cambridge; and
d) Dr. Julia Roberts, University of Waterloo.

Elections were held for five (5) director-at-large positions at the annual general meeting on June 12, 2012. According to the Foundation’s by-laws, these appointments do not require Council ratification. The following board members were elected for a two (2) year term: Lyndsay Haggerty, Julie Lewis, Margaret McCreery, Sandy Lovell, and Sandy Rung.

CORPORATE STRATEGIC PLAN:

The recommendation for the appointment of directors to the Foundations promotes Focus Area #5, Service Excellence, specifically in fostering open, transparent and accountable municipal government.

FINANCIAL IMPLICATIONS: NIL

OTHER DEPARTMENT CONSULTATIONS/CONCURRENCE: NIL

PREPARED BY: Mike Grivicic, Council/Committee Support Specialist

APPROVED BY: Kris Fletcher, Director, Council & Administrative Services/Regional Clerk
TO: Chair Ken Seiling and Members of Regional Council

DATE: August 29, 2012

FILE CODE: L07-90

SUBJECT: AUTHORIZATION TO EXPROPRIATE (2nd REPORT) LANDS SUPPLEMENTARY TO PHASE 1 OF STAGE 1 FOR RAPID TRANSIT PROJECT REPRESENTING A FURTHER PARTIAL TAKING FROM THE PROPERTY MUNICIPALLY KNOWN AS 750-760 KING STREET WEST, KITCHENER

RECOMMENDATION:

THAT The Regional Municipality of Waterloo approve the expropriation of a supplementary parcel of land required for the construction of Phase 1 of Stage 1 of the Rapid Transit Project as more particularly described below:

FEE SIMPLE PARTIAL TAKING:

1. Part of Lot 21, Plan 413 and Part of Lot 29 Subdivision of Lot 15 German Company Tract designated as Part 1 Plan 58R-17451, Part of P.I.N. 22327-0216, City of Kitchener, Regional Municipality of Waterloo.

The foregoing fee simple partial taking forms part of the property municipally known as 750 - 760 King Street West at the City of Kitchener, in the Regional Municipality of Waterloo;

AND THAT staff be instructed to register a Plan of Expropriation with respect to the said property within three months of the granting of approval to expropriate said property, in accordance with the Expropriations Act (Ontario) (the “Act”);

AND THAT the registered owner(s) be served with a Notice of Expropriation and a Notice of Possession with respect to the said property after the registration of the Plan of Expropriation;

AND THAT if no agreement as to compensation is made with the registered owner of the said property, the statutory Offer of Compensation and payment be served upon the said owner in the amount of the market value of the interest in such land as estimated by the Region’s appraiser in accordance with the Act;

AND FURTHER THAT the Regional Solicitor be authorized to discontinue expropriation proceedings with respect to the said property in the event that the Region is able to otherwise obtain registered title to such land.

SUMMARY: NIL
REPORT:

The Region is in the process of acquiring lands required for the construction of Stage 1 of the Rapid Transit/Light Rail Transit (LRT) project. The property acquisition and/or expropriation process for the LRT project has been divided into 3 phases that are temporally sequenced to accommodate the commencement of utility relocation work as early as 2013, as well as the commencement of the construction of LRT infrastructure as early as 2014. The Region requires possession of the Phase 1 properties no later than January 31, 2013.

Regional Council approved the commencement of expropriation of Part 1 Plan 58R-17451, City of Kitchener (the “Property”) on June 19, 2012 pursuant to Report CR-RS-12-040. The Property is approximately 0.0028 ha. in surface area and forms part of lands that are currently being used as a grocery store operating as Central Fresh Market in Kitchener. The Property represents a partial taking and will not affect the operation of Central Fresh Market. The Property did not form part of the Region’s initial Phase 1 list of required properties but was subsequently added upon further refinement of the LRT project’s functional design. It is to be noted that there is another parcel of land on the Central Fresh Market property being 0.0089 ha. in surface area (the “First Central Fresh Property”) that forms part of the Region’s initial Phase 1 list of required properties. The expropriation of the First Central Fresh Property will not interfere with the operation of the Central Fresh Market business and is recommended by staff as part of Report CR-RS-12-049 which is being considered by Council on the same day as this Report.

The appropriate forms under the Act were served to initiate formal proceedings under the Act for the Property. The affected property owner was previously contacted by Legal Services staff and informed of the project, as well as, the Region’s intention to commence the expropriation process and the Region’s Expropriation Information Sheet was provided to the property owner. Legal Services staff also contacted the property owner and informed them of the Region’s intention to continue with the expropriation process in order to ensure that the construction timeline is maintained, including this report being presented to Council, as detailed in the Region’s Expropriation Information Sheet.

The Region did not receive a Notice for a Hearing of Necessity from the property owner with respect to the Property.

The next step in the proceeding is for Council to approve the expropriation of the Property. This approval will ultimately be endorsed upon a certificate of approval on the Plan of Expropriation for the Property. The Plan is then registered within three months of the approval. Ownership of the Property vests with the Region upon the registration of the Plan. Notices of Expropriation are then served upon the owner and tenants as shown on the assessment roll.

Once ownership by the Region is secured through the registration of the Plan, it is possible to serve the Notice of Possession. The date for possession can be no sooner than three months following the date of service of the Notice of Possession. The Notices of Expropriation and Notices of Possession may be served at the same time. In order to meet the construction timeline, possession of the Property is needed by January of 2013 to be followed by the commencement of utility relocation work later that year, and the construction of LRT infrastructure in 2014. Accordingly, Legal Services staff will be proceeding expeditiously to register the Expropriation Plan and serve the Notices of Expropriation and Notices of Possession following approval by Regional Council.

After registration of the Plan of Expropriation and prior to the taking of possession of the Property the expropriating authority is required to serve the registered owner with an offer in full compensation of its interest in the land. The offer must be accompanied by the immediate payment of one hundred (100%) percent of the appraised market value of the Property to the registered owner as estimated by the Region’s appraiser. The registered owner is also to be served with a
August 29, 2012

Report: CR-RS-12-060

Document 1213107v2

Report appraising the market value of the Property, which report forms the basis for the offer of compensation.

Legal Services staff recommends that expropriation proceedings be discontinued by the Region with respect to the Property in the event that the Region has acquired the Property by transfer on title through a negotiated settlement. Legal Services staff will continue to correspond with the said property owner in order to reach a negotiated settlement, if possible.

It is to be noted that the expropriation of lands is on an “as is” basis and upon the registration of the Plan, the Region assumes responsibility for the lands.

The subject lands are shown in the Plan attached as Appendix “A” hereto.

CORPORATE STRATEGIC PLAN:

The acquisition of this property relates directly to Objective 3.1 of the Corporate Strategic Plan relative to implementation of a Light Rail Transit System in the central transit corridor.

FINANCIAL IMPLICATIONS:

Funding for the property acquisitions related to the Rapid Transit project is included in the approved 2012 ten year capital program for Rapid Transit.

OTHER DEPARTMENT CONSULTATIONS/CONCURRENCE:

Environmental Services and Rapid Transit staff have been consulted in the preparation of this Report.

ATTACHMENTS

Appendix “A” – Plan showing subject lands

PREPARED BY: Liviu Cananau, Solicitor (Rapid Transit)

APPROVED BY: Gary Sosnoski, Commissioner, Corporate Resources
APPENDIX “A”
MEMORANDUM

To: Chair Ken Seiling and Members of Regional Council

From: David Dirks, Director, Employment and Income Support

Copies: Michael Schuster, Commissioner, Social Services

File No.: S09-80

Subject: ONTARIO WORKS CASELOAD: JULY 2012

This memorandum is provided as information for members of Council. Employment & Income Support, Social Services with Finance monitors the Ontario Works (OW) caseload on a monthly basis. Below is a chart summarizing the caseload at the end of July 2012 with comparisons to the months of May 2012 and July 2011 as well as September 2008.

Very briefly,
- The OW caseload at July 2012 was: 8,758
- The OW caseload at May 2012 was: 8,905
- The decrease from May 2012 was: (147) -1.7%
- The decrease from July 2011 was: (305) -3.4%
- The increase from September 2008 was: 2,466 +39%

- Waterloo Region unemployment rate for July 2012 was: 7.1%
- Waterloo Region unemployment rate for July 2011 was: 6.4%

Ontario Works Caseload and Unemployment Rate

July 2012
Ontario Works Caseload

<table>
<thead>
<tr>
<th></th>
<th>July 2012</th>
<th>May 2012</th>
<th>July 2011</th>
<th>% Change May to July</th>
<th>% Change Year to Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>OW caseload</td>
<td>8,758</td>
<td>8,905</td>
<td>9,063</td>
<td>(1.7%)</td>
<td>(3.4%)</td>
</tr>
</tbody>
</table>
Unemployment Rates – Seasonally Adjusted*

<table>
<thead>
<tr>
<th></th>
<th>July 2012</th>
<th>May 2012</th>
<th>July 2011</th>
<th>% Change May to July</th>
<th>% Change Year to Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>Province</td>
<td>7.9</td>
<td>7.8</td>
<td>7.5</td>
<td>1.3%</td>
<td>5.3%</td>
</tr>
<tr>
<td>Waterloo Region</td>
<td>7.1</td>
<td>6.8</td>
<td>6.4</td>
<td>4.4%</td>
<td>11%</td>
</tr>
</tbody>
</table>

*As revised by Statistics Canada

The caseload has declined 147 cases since May 2012, the last Information Memorandum to Council. This may reflect seasonal employment. The comparison to July 2011 is not reliable, as the July 2011 caseload was likely inflated as a result of strategies used by staff to mitigate the impact of the postal disruption at that time. In fact intake activity has increased. The trend of an increasing unemployment rate is concerning, as growth in caseload is closely linked to this measure. The caseload is 39% higher than at the outset of the recession in September 2008 and remains at the level at which additional casework staff was approved.

The provision of social assistance supports the Region’s 2011-2014 Corporate Strategic Focus Area 4: Healthy and Inclusive Communities, (to) foster healthy, safe, inclusive and caring communities.

If you have any questions or comments or for further information, please contact David Dirks, Director, Employment and Income Support at 519-883-2179 or ddirks@regionofwaterloo.ca
TO: Chair Ken Seiling and Members of Regional Council
DATE: August 29, 2012
FILE CODE: nil
SUBJECT: SURPLUS DECLARATION AND TRANSFER OF LANDS TO THE CITY OF CAMBRIDGE FOR RELOCATION OF RIVERBANK COURT, NORTH OF THE FAIRWAY ROAD EXTENSION (REGIONAL ROAD 53), IN THE CITY OF CAMBRIDGE

RECOMMENDATION:

THAT the Regional Municipality of Waterloo:

(a) Declare surplus the lands described as Part of Lot 116, German Company Tract, being Parts 29, 48 and 49 on 58R-16369 (Part of PIN 22736-0010 (LT)), City of Cambridge, Regional Municipality of Waterloo, and provide the standard public notification as required by the Region’s property disposition by-law; and

(b) Approve a transfer to the City of Cambridge for dedication as Riverbank Court, north of the proposed Fairway Road Extension (Regional Road 53), at a price of $65,600 being the Region of Waterloo’s cost of acquisition of said lands.

SUMMARY: NIL

REPORT:

Pursuant to report CR-RS-09-023, in June 2009 Committee approved the acquisition of lands from a number of owners for the construction of the proposed Fairway Road Extension. Included in these purchases were lands acquired at the request of City of Cambridge staff for the relocation of portions of Riverbank Drive on both sides of the proposed Fairway Road. It was agreed at that time that the City of Cambridge would financially reimburse the Region based on the total cost (to include land cost, closing, legal and taxes) to acquire the lands on a per acre basis. The City of Cambridge subsequently confirmed its budget commitment for the full cost of the Riverbank Drive realignments (including construction, land, and all other related project costs) in 2010. The portion of the relocated Riverbank Drive which is situated on Fountain Street side of the Fairway Road extension is now ready to be dedicated and used as a public roadway and, as such, City and Regional staff are working together to facilitate the transfer of those lands.

The subject lands are approximately 1.23 acres in area and the amount of total compensation has been estimated at $65,600, in accordance with report CR-RS-09-023. As compensation is to be based on cost at time of acquisition, an appraisal of the subject lands has not been undertaken. The Region’s Property Disposition By-Law 95-034 allows for exemption from the requirement for an appraisal when the sale is to other public bodies such as municipalities.
Given that the future intended use of these lands was specifically identified at the time of their acquisitions, as being specifically for the use by the City of Cambridge as the relocated Riverbank Drive, as outlined in Report CR-RS-09-023, a formal surplus circulation has been not been undertaken for the subject property.

CORPORATE STRATEGIC PLAN:

Construction of the Fairway Road Extension and Riverbank Drive realignment achieves Strategic Focus Area #3 ("Sustainable Transportation") to develop greater, more sustainable and safe transportation choices, specifically Strategic Objective 3.3 to optimize existing road capacity to safely manage traffic throughout Waterloo Region and further, under 3.3.1, to identify and address priority transportation bottlenecks to reduce road congestion and improve safety.

FINANCIAL IMPLICATIONS:

The cost of project efforts being undertaken by the Region of Waterloo on behalf of the City of Cambridge represents approximately 1.4% of the total $52 million Fairway Road Extension project value. City of Cambridge staff has confirmed that there are sufficient funds allocated for this work being undertaken on behalf of the City of Cambridge. There are sufficient funds in the Region’s approved 2012 10-Year Transportation Capital Program (TCP) to cover the costs associated with the work being undertaken on behalf of the City of Cambridge, with recovery of funds from the City of Cambridge anticipated for 2013.

OTHER DEPARTMENT CONSULTATIONS/CONCURRENCE:

Transportation and Environmental Services staff has been consulted in the preparation of this report.

ATTACHMENTS

Appendix “A” – Map and Reference Area of Subject Lands

PREPARED BY: Tom Penwarden, Manager of Real Estate Services

APPROVED BY: Gary Sosnoski, Commissioner, Corporate Resources