The following are the minutes of the Regular Council meeting held at 7:15 p.m. in the Regional Council Chamber, 150 Frederick Street, Kitchener, Ontario, with the following members present: Chair K. Seiling, L. Armstrong, J. Brewer, T. Cowan, J. Haalboom, B. Halloran, R. Kelterborn, G. Lorentz, C. Millar, J. Mitchell, S. Strickland, J. Wideman, and C. Zehr.

Members Absent: D. Craig, R. Deutschmann, T. Galloway

CLOSED SESSION

MOVED by J. Brewer
SECONDED by T. Cowan

THAT a closed meeting of Regional Council be held on Wednesday, April 17, 2013 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 matter:

a) receiving of legal advice that is subject to solicitor-client privilege related to an agreement
b) proposed or pending acquisition of land in the City of Kitchener

CARRIED

MOVED by T. Cowan
SECONDED by B. Halloran

THAT Council reconvene in Open Session.

CARRIED

Chair Seiling opened the meeting with a reflection and moment of silence in memory of Dom Cardillo, former Mayor of the City of Kitchener and Regional Councillor.

DECLARATIONS OF PECUNIARY INTEREST UNDER THE MUNICIPAL CONFLICT OF INTEREST ACT

Chair Seiling disclosed a pecuniary interest with respect to Items # 7 and 8 of the Planning and Works Summary of Recommendations due to two of his adult children who own residential properties within the proposed light rail transit corridor.

DELEGATIONS

a) Greg Michalenko, Waterloo Region Food System Round Table appeared before Council with respect to the Waterloo Region Official Plan. He provided background information on the membership of the Round Table and read the resolution they endorsed. He also
provided a message from the Grand River Environmental Network and Environmental Defense in support of the Region’s Official Plan.

Chair Seiling thanked the delegation for attending and noted when he met with the Minister of Municipal Affairs, she was impressed with the volume of community based support for the Region’s Official Plan. He stated the Province has announced that they are supporting the Region’s application for judicial review.

MINUTES OF PREVIOUS MEETINGS

J. Brewer requested clarification with respect to the biosolids discussion at the April 9, 2013 Planning and Works Committee meeting, noting that the Region currently ships some of the material to Niagara Region for disposal.

MOVED by C. Zehr
SECONDED by B. Halloran

THAT the following Minutes be approved:

a) Closed Council – March 27, 2013
b) Council – March 27, 2013
c) Planning & Works Public Input Cultural Heritage Landscapes – April 9, 2013
d) Planning & Works Public Input Transportation Corridor Design – April 9, 2013
e) Planning & Works Public Input Transportation Demand Management – April 9, 2013
f) Planning & Works – April 9, 2013
g) Administration & Finance – April 9, 2013
h) Closed Committee – April 9, 2013
i) Community Services – April 9, 2013
j) Library – April 9, 2013

CARRIED

MOVED by G. Lorentz
SECONDED by L. Armstrong

THAT Council go into Committee of the Whole to consider reports.

CARRIED

FINANCE REPORTS

a) F-13-036, T2013-011 Mannheim Chemical Storage Building

MOVED by S. Strickland
SECONDED by C. Millar

THAT the Regional Municipality of Waterloo accept the tender of Gateman Milloy Inc. for the construction of the Mannheim Chemical Storage Building at the Mannheim Water Treatment Plant (WTP), City of Kitchener, in the amount of $2,415,987.74 including all applicable taxes.

CARRIED
b) F-13-037, T2013-009 Recoating of Elmira West Elevated Water Tank

MOVED by S. Strickland
SECONDED by C. Millar

THAT the Regional Municipality of Waterloo accept the tender of MacDonald Applicators Ltd. for
Recoating of Elmira West Elevated Water Tank, Elmira, Township of Woolwich in the amount of
$610,426.00 including all applicable taxes.

CARRIED

c) F-13-038, T2013-005, Victoria Street and Concession Street Bridge Rehabilitations over
the Grand River and Concession Street Resurfacing, Cities of Kitchener, Cambridge and
the Township of Woolwich

MOVED by S. Strickland
SECONDED by C. Millar

THAT the Regional Municipality of Waterloo accept the tender of Looby Builders (Dublin)
Limited for the Victoria Street and Concession Street Bridge Rehabilitations over the Grand
River and Concession Street Resurfacing, Cities of Kitchener, Cambridge and the Township of
Woolwich, in the amount of $6,197,931.71 including all applicable taxes.

AND THAT the Regional Municipality of Waterloo approve an increase in project costs of
$53,324.00, including all applicable taxes gross and $0 net to facilitate construction of a
northbound dedicated right-turn lane on Grand Avenue at Concession Street on behalf of the
City of Cambridge.

CARRIED

COMMITTEE REPORTS

Planning and Works

The Summary of Recommendations of the Planning and Works Committee was presented by
Jim Wideman, Chair of the Committee. Items #7 and 8 were taken separately due to the
pecuniary interest.

MOVED by J. Wideman
SECONDED by G. Lorentz

THAT the Summary of Recommendations of the Planning and Works Committee, dated April 9,
2013, Items 1 to 6, and 3 reports from closed session, Items 9 to 11, be adopted as follows:

1. THAT the Region of Waterloo accept P-13-032, Monthly Report of Development Activity
for February 2103, dated April 9, 2013.

2. THAT the Regional Municipality of Waterloo amend section 4 of the Terms of Reference
of the Laurel Creek Headwaters Environmentally Sensitive Landscape Public Liaison
Committee, as described in Report No. P-13-040, dated April 9, 2013.

3. THAT the Regional Municipality of Waterloo enter into a Consultant Services Agreement
with MTE Consultants Inc. of Kitchener, Ontario to provide consulting engineering
services for the preliminary design, detailed design, contract administration and construction inspection for the Ottawa Street Improvements from Highway 7 Eastbound Ramp to Lackner Boulevard in the City of Kitchener at an upset limit of $261,572.66 plus applicable taxes, as per Report E-13-045 dated April 9, 2013, for the preliminary design and detailed design phases with contract administration and construction inspection to be paid on a time basis.

4. THAT the Regional Municipality of Waterloo enter into a Consultant Services Agreement with WalterFedy to provide consulting engineering services for a Class Environmental Assessment, detailed design, contract administration and construction inspection for Northumberland Street/Swan Street from the CPR Tracks to Hilltop Drive in the Township of North Dumfries at an upset fee limit of $515,873.92 plus applicable taxes for the Class Environmental Assessment and detailed design phases with construction administration services to be paid on a time basis as described in Report E-13-051 dated April 9, 2013.

5. THAT the Regional Municipality of Waterloo enter into a Consulting Services Agreement with XCG Consultants Ltd. of Kitchener, Ontario, to provide consulting engineering services for undertaking the New Hamburg Wastewater Treatment Plant (WWTP) Expansion Class Environmental Assessment (EA) and Preliminary Design, at an upset limit of $550,000 plus applicable taxes, as per Report E-13-047, dated April 9, 2013.

6. THAT the Regional Municipality of Waterloo approve the following actions with respect to the Hespeler Road / Canadian Pacific Railway Grade Separation, City of Cambridge:

(a) Approve the Urban Design Enhancement concept for the Hespeler Road corridor, from Dundas Street / Coronation Boulevard (the “Delta”) to Avenue Road / Jaffray Street, as described in Report E-13-019, dated April 9, 2013;

(b) Approve Dufferin Construction Company to construct, in 2013, the urban design enhancements under a Change Order to the Region’s existing Hespeler Road / Canadian Pacific Railway Grade Separation Contract 2011-003, to a maximum of $225,000;

(c) Direct staff to develop and implement design of the permanent banners, including options for colours, materials and graphics; and

(d) Direct staff to continue discussions with City of Cambridge staff concerning timing, design, cost-sharing and implementation of parkettes with concentrated landscape/streetscape,

all as described in Report E-13-019.

9. THAT The Regional Municipality of Waterloo approve the agreement with Shanae Management Inc., Xtreme Motors Ltd. and 1743151 Ontario Limited pursuant to section 24 of the Expropriations Act, and execute all documentation related thereto, wherein the Region pays the parties the sum of $657,000 in full and final settlement of all claims arising from the expropriation of the lands described as being Part of Lot 394, Plan 376, being Part 1 on Reference Plan 58R-17282, City of Kitchener, P.I.N. 22319-0407 (LT) (178 Louisa Street), City of Kitchener, Regional Municipality of Waterloo, plus reasonable legal, appraisal and other costs up to the maximum amount of $65,000 plus HST, subject to all such documentation being satisfactory to the Regional Solicitor.

10. THAT the Regional Municipality of Waterloo approve, enter into a Settlement Agreement for, and execute all documentation related to, the expropriation of lands described as
Part Lot 24, Registered Plan 131, being Part 1, Plan WR739912, PIN 22326-0193(LT), in the City of Kitchener, Regional Municipality of Waterloo, known municipally as 269 Weber Street West from Reinhart Klein and Erika Koeckritz for the sum of $210,000.00 as settlement for the acquisition of the property, plus associated acquisition costs, and $40,000 compensation for disturbance damages and costs, to the satisfaction of the Regional Solicitor.

11. THAT the Regional Municipality of Waterloo take the following actions with respect to the Laurel Creek Headwaters Environmentally Sensitive Landscape Public Liaison Committee as explained in P-13-039, dated April 9, 2013:
   a) Appoint Mr. Wayne Buck, nominee of the Waterloo Stewardship Council, for a three year term expiring December 31, 2015; and
   b) Re-appoint Mr. Ron Weber, nominee of the National Farmers Union, for a three year term expiring December 31, 2015.

CARRIED

MOVED by J. Wideman
SECONDED by G. Lorentz

THAT the Summary of Recommendations of the Planning and Works Committee, dated April 9, 2013, Item 7, be adopted as follows:

7. THAT the Regional Municipality of Waterloo approve the Request for Proposal Technical Matters and a Design and Bid Fee of $200,000 for each unsuccessful qualified proponent as described in Report E-13-048 dated April 9, 2013.

CARRIED
(J. Haalboom opposed)

MOVED by J. Wideman
SECONDED by G. Lorentz

THAT the Summary of Recommendations of the Planning and Works Committee, dated April 9, 2013, Item 8, be adopted as follows:

8. THAT the Regional Municipality of Waterloo approve the recommended location and access modifications for the Grand River Hospital Rapid Transit station stop, as per Report E-13-050, dated April 9, 2013.

CARRIED

Administration and Finance

The Summary of Recommendation of the Administration and Finance Committee was presented by Carl Zehr, Vice-Chair of the Committee.

MOVED by C. Zehr
SECONDED by T. Cowan

THAT the Summary of Recommendations of the Administration and Finance Committee dated April 9, 2013, Items 1 and 2, be adopted as follows:
1. THAT the Regional Municipality of Waterloo transfer 50% of the 2012 year end operating budget surplus for Community Housing to the Housing Reserve Fund. [F-13-031]

2. THAT the Regional Municipality of Waterloo authorize the issuance of debentures in an amount not to exceed $70.0 million for a term not to exceed 20 years for the growth related portion of Process Upgrade capital projects for the Kitchener and Waterloo Wastewater Treatment Plants, with the associated debenture servicing costs funded from the Wastewater Development Charges Reserve Fund. [F-13-034]

CARRIED

Community Services

The Summary of Recommendations of the Community Services Committee was presented by Sean Strickland, Chair of the Committee. He brought forward a recommendation from the closed session related to the Sand Hills Co-operative Homes Inc. and highlighted the staff report listed on the agenda under Other Matters.

MOVED by S. Strickland
SECONDED by J. Mitchell

THAT the Summary of Recommendations of the Community Services Committee dated April 9, 2013, Items 1 to 5, and 1 item from closed session, Item 6, be adopted as follows:

1. THAT the Regional Municipality of Waterloo endorse the Waterloo Region Food Charter, as presented on April 9, 2013.

2. THAT the Regional Municipality of Waterloo enter into a service agreement with the Early Childhood Educator Professional Resource Centre, Conestoga College, for delivery of professional development activities for Early Learning and Child Care programs, as outlined in report SS-13-011.

3. THAT the Regional Municipality of Waterloo enter into a Service Contract effective May 1, 2013 with the Kitchener-Waterloo Young Women’s Christian Association, head office located at 153 Frederick Street, Kitchener, ON, N2H 2M2 as outlined in report SS-13-012, dated April 9, 2013.

4. THAT the Regional Municipality of Waterloo approve the Community Housing Update and Proposed 2013 Progress Plan, as described in Report P-13-034, dated April 9, 2013.

5. THAT the Regional Municipality of Waterloo approve the initiatives to improve the consistency of EMS Service Delivery, as outlined in Report PH-13-016, dated April 9, 2013.

6. THAT the Regional Municipality of Waterloo authorize the Commissioner of Planning, Housing and Community Services to enter into indemnity agreements in a form satisfactory to the Regional Solicitor that provides for the Region to indemnify and save harmless any non-resident directors appointed in accordance with the Region’s authority under the *Housing Services Act* to act as an officer and/or director of Sand Hills Co-operative Homes Inc.
CARRIED

Library

The Summary of Recommendations of the Library Committee was presented by Todd Cowan, Chair of the Committee.

MOVED by T. Cowan
SECONDED by R. Kelterborn

THAT the Summary of Recommendations of the Library Committee dated April 9, 2013, Items 1 and 2, be adopted as follows:

1. THAT the Regional Municipality of Waterloo receive the “Service Review and Implementation Plan for Region of Waterloo Library, Final Consultant Report” for information, and direct staff to report back on specific elements for prioritization and implementation at the May meeting of the Library Committee, as described in Report P-LIB-13-001, dated April 9, 2013.

2. THAT the Regional Municipality of Waterloo approve the transfer of the 2012 Region of Waterloo Library operating surplus in the amount of $34,342.68 to the Library Capital Reserve Fund to support future funding of capital and one-time projects. [P-LIB-13-002]

CARRIED

OTHER MATTERS UNDER COMMITTEE OF THE WHOLE

a) Memo, Ontario Works Caseload: March 2013

Received for information.

b) CR-RS-13-034/P-13-042, Sand Hills Co-operative Housing Inc., 250 Chandler Drive in Kitchener

Received for information.

Chair Seiling acknowledged three of the volunteer Board members who were in attendance at the meeting and thanked them for their assistance.

MOVED by J. Brewer
SECONDED by B. Halloran

THAT Committee of the Whole rise and Council resume.

CARRIED

MOVED by L. Armstrong
SECONDED by C. Millar
THAT Council adopt the proceeding of the Committee of the Whole.

CARRIED

OTHER BUSINESS

S. Strickland stated more public consultation is required with respect to the proposed biosolids plant and he requested staff to prepare a report for the next Planning and Works Committee meeting identifying how that can be done.

ENACTMENT OF BY-LAWS – (FIRST, SECOND & THIRD READINGS)

MOVED by G. Lorentz
SECONDED by T. Cowan

a) THAT a By-law to Amend By-law 06-072, as amended, being the Region’s Traffic and Parking By-law (Rates of Speed – Sawmill Rd., Woolwich Township) be read a first, second and third time, finally passed and numbered 13-013 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.

b) THAT a By-law to Confirm the Actions of Council of April 17, 2013 be read a first, second and third time, finally passed and numbered 13-014 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.

CARRIED

ADJOURN

MOVED by J. Brewer
SECONDED by T. Cowan

THAT the meeting adjourn at 7:45 p.m.

CARRIED

REGIONAL CHAIR, K. Seiling

REGIONAL CLERK, K. Fletcher