



REGIONAL COUNCIL MINUTES

Wednesday, October 9, 2013

The following are the minutes of the Regular Council meeting held at 7:00 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, D. Craig, R. Deutschmann, T. Galloway, J. Haalboom, B. Halloran, R. Kelterborn, G. Lorentz, C. Millar*, J. Mitchell*, S. Strickland and C. Zehr.

Members Absent: J. Wideman

CLOSED SESSION

MOVED by J. Mitchell

SECONDED by B. Halloran

THAT a closed meeting of Regional Council be held on Wednesday, October 9, 2013 at 6:30 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) proposed or pending litigation and receiving of legal advice that is subject to solicitor-client privilege regarding a matter before an administrative tribunal

CARRIED

MOVED by J. Haalboom

SECONDED by L. Armstrong

THAT Council reconvene in Open Session.

CARRIED

DECLARATIONS OF PECUNIARY INTEREST UNDER *THE MUNICIPAL CONFLICT OF INTEREST ACT*

K. Seiling declared a pecuniary interest with respect to two items on the October 1, 2013 closed Committee meeting agenda related to light rail transit, due to two of his adult children who own residential properties within the proposed light rail transit corridor.

R. Deutschmann declared a pecuniary interest with respect to two items on the October 1, 2013 closed Committee meeting agenda related to light rail transit, due to an indirect pecuniary interest since he and his spouse are shareholders of corporations that have an interest in a property at 10 Duke Street West, Kitchener.

DELEGATIONS

- a) Mike Morrice, Executive Director, Sustainable Waterloo Region, appeared before Council regarding Report CR-FM-13-015, Progress Report/Revised Target - Corporate Greenhouse Gas Action Plan. He noted members of their organization were also present at the meeting.

*J. Brewer, C. Millar and J. Mitchell entered the meeting at 7:04 p.m.

M. Morrice stated Sustainable Waterloo Region provides support to Regional staff and Regional Council committed the Region to a reasonable carbon diet. The Region is on track and is currently exceeding the goals they set and he urged them to consider more ambitious goals. He briefly highlighted the impacts of the climate crisis and the financial impacts. In approving this target, the Region will join a group of 15 other organizations. The Region should be proud of its success in this initiative.

MINUTES OF PREVIOUS MEETINGS

MOVED by R. Kelterborn

SECONDED by C. Zehr

THAT the following Minutes be approved:

- a) Closed Council – September 18, 2013
- b) Council – September 18, 2013
- c) Community Services - October 1, 2013
- d) Administration & Finance – October 1, 2013
- e) Planning & Works – October 1, 2013
- f) Closed Committee - October 1, 2013
- g) Library Committee – October 1, 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-13-090, T2013-138 Downtown Kitchener EMS Station

MOVED by S. Strickland

SECONDED by T. Cowan

THAT the Regional Municipality of Waterloo accept the tender of Nith Valley Construction (2008) Ltd. for T2013-138 Downtown Kitchener EMS Station, Kitchener, ON in the adjusted amount of \$865,422.93 including all applicable taxes.

CARRIED

COMMITTEE REPORTSCommunity Services

The Summary of Recommendations of the Community Services Committee was presented by Sean Strickland, Chair of the Committee.

MOVED by S. Strickland

SECONDED by J. Mitchell

THAT the Summary of Recommendations of the Community Services Committee dated October 1, 2013, Items 1 to 4, be adopted as follows:

1. THAT the Regional Municipality of Waterloo enter into an agreement with the Province of Ontario for the purposes of implementing the Community Action Integration Leaders Project;

AND THAT the 2013 Operating budget for Children's Services budget be increased by \$50,000 gross and \$0 net regional as outlined in Report SS-13-036, dated October 1, 2013.

2. THAT the Regional Municipality of Waterloo approve an increase to the 2013 Operating Budget for Employment and Income Support, Social Services of \$73,357 gross and \$ 0 net Regional levy as outlined in report SS-13-037, dated October 1, 2013.
3. THAT the Regional Municipality of Waterloo approve the Exhibition Policy for the Waterloo Region Museums, as described in Report P-13-095, dated October 1, 2013.
4. THAT the Regional Municipality of Waterloo approve an increase to the 2013 operating budget for the Seniors' Services Division in the amount of \$109,261 gross and \$0 net Regional Levy for physiotherapy and exercise classes for residents as outlined in report SS-13-035, dated October 1, 2013.

CARRIED

Administration and Finance

The Summary of Recommendation of the Administration and Finance Committee was presented by Tom Galloway, Chair of the Committee.

MOVED by T. Galloway

SECONDED by R. Kelterborn

THAT the Summary of Recommendations of the Administration and Finance Committee dated October 1, 2013, Item 1, be adopted as follows:

1. THAT the Regional Municipality of Waterloo approve a pre-budget expenditure not to exceed \$2,457,000 for the purchase of 13 vehicles and equipment to replace those listed in Appendix A of report CR-FM-13-017 dated October 1, 2013, which are scheduled for replacement in 2014 in the Ten Year Capital Plans of various departments, to be funded from the appropriate vehicle/equipment reserves.

CARRIED

Memo re: Response to Questions Regarding Report CR-FM-13-015 Progress Report/Revised Target – Corporate Greenhouse Gas Action Plan (October 1, 2013) was received for information.

Report CR-FM-13-015.1, Progress Report/Revised Target – Corporate Greenhouse Gas Action Plan

R. Deutschmann thanked staff for the clarification.

MOVED by T. Galloway
SECONDED by T. Cowan

THAT the Regional Municipality of Waterloo adopt an enhanced target to reduce greenhouse gas (GHG) emissions from Regional Operations at an absolute level of 10% below 2009 levels by the year 2019 as described in report CR-FM-13-015.1 dated October 9, 2013;

AND THAT this report be forwarded to FCM Partners for Climate Protection (PCP) program and Sustainable Waterloo's Regional Carbon Initiative for formal acknowledgement and recognition.

CARRIED

Planning and Works

The Summary of Recommendations of the Planning and Works Committee was presented by Geoff Lorentz, Vice-Chair of the Committee. J. Haalboom inquired with respect to Item #6 where on the website these policies will be located. Thomas Schmidt, Commissioner Transportation and Environmental Services responded he will look into this and ensure it is located in a visible place.

MOVED by G. Lorentz
SECONDED by J. Mitchell

THAT the Summary of Recommendations of the Planning and Works Committee, dated October 9, 2013, Items 1 to 7, be adopted as follows:

1. THAT the Region of Waterloo accept P-13-092, Monthly Report of Development Activity for August 2013, dated October 1, 2013.
2. THAT the Regional Municipality of Waterloo approve an amendment to Controlled Access By-law #58-87 for a full-movement, temporary access on the east side of Regional Road #54 (Lackner Boulevard), approximately 140 metres south of Regional Road # 04 (Ottawa Street) in the City of Kitchener, subject to site plan approval by the City of Kitchener and closure of all existing accesses to the property from Lackner Boulevard as described in Report No. P-13-093, dated October 1, 2013.
3. THAT the Regional Municipality of Waterloo amend Traffic and Parking By-Law 06-072, as amended, to add to Schedule 16 – Lane Designation, northbound left-turn, left-turn / through / right-turn lane on Cherry Blossom Road at Maple Grove Road (Regional Road 38) in the City of Cambridge, as outlined in Report E-13-113, dated October 1, 2013.
4. THAT the Regional Municipality of Waterloo amend Traffic and Parking By-law 06-072, as amended, to remove from Schedule 18, 80 km/h maximum speed, Wrigley Road

(Regional Road 49) from 750 metres east of Stanley Street to Spragues Road (Regional Road 75), in the Township of North Dumfries, as outlined in Report E-13-114, dated October 1, 2013.

5. THAT Regional Municipality of Waterloo approve the use of four different styles of bridge barriers as described in Report E-13-117 on all future new and rehabilitated Region of Waterloo bridges, where a Performance Level 2 barrier as defined under the Canadian Highway Bridge Design Code is required for the bridge barrier and not with standing the policy there may be circumstances when Regional Council would consider using a unique site-specific railing system.
6. THAT the Regional Municipality of Waterloo approve the proposed revisions to MobilityPLUS eligibility criteria and policies as outlined in Report E-13-112, dated October 1, 2013:
 - a) Update the MobilityPLUS eligibility criteria to: "MobilityPLUS specialized services are intended for transit customers with a Physical disability who are unable to access fixed-route public transit, such as GRT conventional buses, for the majority of their transportation needs. Eligibility is considered on a case by case basis and is not based on a particular disability nor is it based on income level."
 - b) Approve the Grand River Transit Policy - Managing Customer Adherence to Scheduled Service Delivery, attached as Appendix A to this report.
 - c) Approve the creation of a Transit Support Person card (PLUSone card) to be used as a bus fare to allow complimentary travel for one support person, if they are needed by the person with a disability to use transit, in accordance with the Accessibility for Ontarians with Disabilities Act.
7. THAT the Regional Municipality of Waterloo enter into a Consulting Services Agreement with LGL Limited to provide consulting services over at 5.5 year period for undertaking the Surface Water Quality Monitoring Program, at an upset limit of \$1,994,735 plus applicable taxes, as per Report E-13-119 dated October 1, 2013.

CARRIED

Memo re: Planning and Works Committee Request for Zoning Information Related to the Joint Tax-Increment Grant (TIG) Application for 55 Mooregate Crescent, Kitchener (Report P-13-094/F-13-088) was received for information.

Report P-13-094/F-13-088, Brownfields Financial Incentive Program – Tax Increment Grant Program Application – 55 Mooregate Cr, City of Kitchener

MOVED by S. Strickland

SECONDED by T. Galloway

THAT the Regional Municipality of Waterloo take the following action regarding the property municipally known as 55 Mooregate Crescent in the City of Kitchener:

- a) Approve a joint Tax Increment Grant for an amount not to exceed \$343,172 to be financed from the incremental tax revenue for the property following remediation and redevelopment;

- b) Provide the Tax Increment Grant subject to the completion of remediation and redevelopment on the property and upon final confirmation of any additional brownfield related financial assistance rendered under the Region's Brownfield Financial Incentive Program or through the City of Kitchener; and
- c) Authorize the Region's Commissioner of Planning, Housing and Community Services and Chief Financial Officer to execute any associated agreements with the registered owner of 55 Mooregate Crescent and the City of Kitchener, as described in Report P-13-094/F-13-088, dated October 1, 2013, with the form and content of such agreement(s) to be satisfactory to both the Regional and City of Kitchener Solicitors.

CARRIED

Library

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

MOVED by T. Cowan
SECONDED by C. Millar

THAT the Summary of Recommendations of the Library Committee dated October 1, 2013, Item 1, be adopted as follows:

1. THAT the Region of Waterloo Library approve the free 90-day trial offered by Unique Management Service to assist in recovering long overdue library items or the associated fines and fees. [P-LIB-13-005]

CARRIED

OTHER MATTERS UNDER COMMITTEE OF THE WHOLE

MOVED by R. Kelterborn
SECONDED by B. Halloran

THAT Committee of the Whole rise and Council resume.

CARRIED

MOVED by G. Lorentz
SECONDED by L. Armstrong

THAT Council adopt the proceeding of the Committee of the Whole.

CARRIED

OTHER BUSINESS

C. Millar raised the response to the Line 9 issue and concern with the timing of the response. Rob Horne, Commissioner Planning, Housing and Community Services replied that he sent a letter to the National Energy Board advising a staff report will be forthcoming later in October. He will follow up with the Board to ensure the comments will still be received. He noted a decision is not expected until Spring 2014.

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

MOVED by B. Halloran
SECONDED by C. Zehr

- a) THAT a By-law to Amend By-law 00-031, as amended, Being the Region's By-law Governing the Proceedings of Council and Committees be read a first, second and third time, finally passed and numbered 13-038 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- b) THAT a By-law to Amend By-law 06-072, as amended, Being the Region's Traffic and Parking By-law (Revised Lane Configuration, Cherry Blossom Road (Regional Road 38), City of Cambridge, Speed Limit on Wrigley Road (Regional Road 49), Township of North Dumfries and Parking and Reserved Lane, Church Street (Regional Road 86), Township of Woolwich) be read a first, second and third time, finally passed and numbered 13-039 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- c) THAT a By-law to Amend By-law Number 58-87, as amended, Being a By-law to Designate and Regulate Controlled-Access Roads (Lackner Boulevard (Regional Road 54), City of Kitchener) be read a first, second and third time, finally passed and numbered 13-040 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- d) THAT a By-law to Confirm the Actions of Council of October 9, 2013 be read a first, second and third time, finally passed and numbered 13-041 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.

CARRIED

ADJOURN

MOVED by J. Brewer
SECONDED by B. Halloran

THAT the meeting adjourn at 7:15 p.m.

CARRIED

REGIONAL CHAIR, *K. Seiling*

REGIONAL CLERK, *K. Fletcher*