



Regional Council Minutes

Wednesday, December 11, 2013

The following are the minutes of the Regular Council meeting held at 9:10 p.m. in the Regional Council Chamber, 150 Frederick Street, Kitchener, Ontario, with the following members present: Chair K. Seiling, L. Armstrong, J. Brewer, D. Craig, T. Galloway, B. Halloran, R. Kelterborn, G. Lorentz, C. Millar, J. Mitchell, S. Strickland, J. Wideman and C. Zehr.

Members Absent: T. Cowan, R. Deutschmann, J. Haalboom

Chair Seiling opened the meeting with a moment of silence in memory of Nelson Mandela and former Regional Councillor Gary Leadston.

Chair Seiling advised this month is the twentieth anniversary of the Region moving into this building at 150 Frederick Street and recalled the march from the old Council Chambers to these Council Chambers.

Closed Session

Moved by J. Brewer

Seconded by T. Galloway

That a closed meeting of Council be held on Wednesday, December 11, 2013 at 5:45 p.m. in Waterloo County Room, in accordance with Section 239 of the "Municipal Act, 2001", for the purposes of considering the following subject matters:

- a) Proposed or pending acquisition of land in the City of Kitchener
- b) Proposed or pending acquisition of land in the City of Kitchener
- c) Labour relations regarding personal matters about identifiable individuals

That a closed meeting of Regional Council be held on Friday, December 13, 2013 at 2:00 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) Receiving of legal advice that is subject to solicitor-client privilege and education related to procurement and a project agreement

Carried

Moved by C. Millar

Seconded by J. Brewer

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 Closed Council agenda and from this agenda Item # 10 from the Planning and Works Summary of Recommendations, and two additional items from closed session, due to two of his adult children who own residential properties within the proposed light rail transit corridor.

T. Galloway declared a pecuniary interest with respect to Item # 10 (3) from the Planning and Works Summary of Recommendations, due to his employment at the University of Waterloo.

S. Strickland disclosed a pecuniary interest with respect to Report CR-RS-13-100 due to his employment.

Presentations

- a) Helen Jowett, Chair of the Citizens Advisory Committee on Council Compensation, appeared before Council regarding CC-13-002, Council Compensation 2014-2018. Chair Seiling advised the policy has been to approve a recommendation prior to the opening of nominations for the Municipal Election. H. Jowett provided an overview of the work done by the Committee and thanked the staff that have assisted them, Angela Hinchberger, Penny Smiley and Janice Kroetsch. She highlighted the recommendations from the Committee and stated there is a strong sense of civic duty and desire to serve the community from Regional councillors.

Councillors had questions regarding analysis of comparator municipalities and linking Council compensation to staff increases.

S. Strickland put forward a motion based on the recommendation in the report with the removal of items b) and c) in clause 2 and referral of clause 4 (governance structure) to the Administration and Finance Committee. He suggested there needs to be discussion of potential consideration for councillors to be full time positions starting in 2018.

C. Zehr put forward an amendment to S. Strickland’s motion to include items b) and c) in #2 as per the original report recommendation.

G. Lorentz requested a recorded vote on items 1, and 2 and the amendment.

Chair Seiling advised he would take each clause separately.

Moved by S. Strickland

Seconded by G. Lorentz

That the Regional Municipality of Waterloo approve the following effective for the next term of Regional Council, December 1, 2014 to November 30, 2018:

1. Maintain the current base compensation rates for the positions of Regional Chair, Regional Councillor, and Regional Standing Committee Chair during the next term of Council;

Carried

Yeas: L. Armstrong, J. Brewer, D. Craig, T. Galloway, B. Halloran, R. Kelterborn, G. Lorentz, J. Mitchell, K. Seiling, S. Strickland, J. Wideman, C. Zehr

Nays: C. Millar

Moved by S. Strickland

Seconded by G. Lorentz

2. Continue to adjust base compensation rates of the Regional Chair, Regional Councillor and Standing Committee Chair, effective January 1 each year in accordance with:
 - a. the average annual change in the all-items Consumer Price Index for Ontario for the previous year.

Moved by C. Zehr

Seconded by B. Halloran

That the following be included in clause 2:

the lesser of:

- b. the increase approved for non-union Regional staff; or
- c. 3 %.

Carried

Yeas: L. Armstrong, J. Brewer, D. Craig, T. Galloway, B. Halloran, R. Kelterborn, J. Mitchell, K. Seiling, C. Zehr

Nays: G. Lorentz, C. Millar, S. Strickland, J. Wideman

Moved by S. Strickland

Seconded by G. Lorentz

2. Continue to adjust base compensation rates of the Regional Chair, Regional Councillor and Standing Committee Chair, effective January 1 each year in accordance with the lesser of:

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- a. the average annual change in the all-items Consumer Price Index for Ontario for the previous year; or
- b. the increase approved for non-union Regional staff; or
- c. 3 %.

Carried, as amended

Yeas: L. Armstrong, J. Brewer, D. Craig, T. Galloway, B. Halloran, R. Kelterborn, J. Mitchell, K. Seiling, S. Strickland, C. Zehr

Nays: G. Lorentz, C. Millar, J. Wideman

Moved by S. Strickland

Seconded by G. Lorentz

That the Regional Municipality of Waterloo approve the following effective for the next term of Regional Council, December 1, 2014 to November 30, 2018:

3. Continue the practice of establishing a Citizens Advisory Committee on Council Compensation during the third year of each Council term to conduct a review of Council compensation for the next term.

Carried

Moved by S. Strickland

Seconded by G. Lorentz

4. That the following be referred to the Administration and Finance Committee: Should the Region find itself formally taking on additional responsibilities during the next few years such that it adds significantly to the workload of Councillors, Council may wish to consider initiating a separate, more thorough review of its governance structures, functions and processes.

Carried

- b) Alison Jackson, Friends of Waterloo Region Museum appeared before Council to present a cheque in the amount of \$15,000, representing their five year commitment of \$75,000. Some of these funds will be used towards the First Peoples Festival and costuming budget.
- c) 2013 Ontario Concrete Award, Fairway Road Grand River Bridge – Thomas Schmidt, Commissioner Transportation and Environmental Services provided background information on the construction of the bridge, stating the award is in the structural design innovation category. He introduced John Stephenson, Project Manager who accepted the award.

Minutes of Previous Meetings

Moved by R. Kelterborn

Seconded by J. Brewer

That the following Minutes be approved:

- a) Closed Council – November 20, 2013
- b) Closed Budget – November 20, 2013
- c) Budget – November 20, 2013
- d) Budget Public Input – November 20, 2013
- e) Council – November 20, 2013
- f) Closed Committee – December 3, 2013
- g) Community Services – December 3, 2013
- h) Administration and Finance – December 3, 2013
- i) Planning and Works – December 3, 2013
- j) Library – December 3, 2013
- k) Licensing and Retail – December 3, 2013
- l) Closed License and Retail – December 3, 2013
- m) Planning and Works Public Input – December 3, 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-13-115, Proposal P2013-19 Janitorial Cleaning at Various Waterloo Regional Police Services Facilities

Moved by S. Strickland

Seconded by J. Wideman

That the Regional Municipality of Waterloo accept the proposals of GDI Services for Janitorial Cleaning at Central Division, South Division and North Division in the amount of \$771,062.56 and Precise Janitorial Services for Rural North Division and Rural South Division in the amount of \$28,643.88 for Proposal P2013-19 Janitorial Cleaning at Various Waterloo Regional Police Services Divisions for a contract period of three (3) years with two (2) additional one (1) year periods at a total three (3) year cost of \$799,706.44 including all applicable taxes

Carried

- b) F-13-116, T2013-125 Lab Air Handling Unit Replacement, Operations Centre, 100 Maple Grove Road, Cambridge

Moved by S. Strickland

Seconded by J. Wideman

That the Regional Municipality of Waterloo accept the tender of Trade-Mark Industrial Inc. for T2013-125, Lab Air Handling Unit Replacement, Operations Centre, 100 Maple Grove Road, Cambridge at an adjusted amount of \$966,681.69 including all applicable taxes.

Carried

- c) F-13-117, Proposal CT2013-06 Supply and Installation of Water Meters (Co-Operative)

Moved by S. Strickland

Seconded by J. Wideman

That the Regional Municipality of Waterloo accept the proposal of Neptune Technology Group for Proposal CT2013-06 Supply and Installation Water Meters (Co-operative) for a contract period of one (1) year commencing January 1, 2014 with one (1) twelve (12) month renewal option at an estimated two (2) year cost of \$721,606.70 including all applicable taxes.

Carried

- d) F-13-118, P2013-40 Polyaluminum Chloride Supply For Mannheim Water Treatment Plant

Moved by S. Strickland

Seconded by J. Wideman

That the Regional Municipality of Waterloo accept the proposal of Kemira Water Solutions Canada Inc. for the supply of Polyaluminum Chloride for the Mannheim Water Treatment Plant (WTP) to commence January 2014 for a one (1) year period with an option to renew for three (3) additional one (1) year periods for an estimated annual usage of one (1) million kilograms, at a unit cost of \$0.37855/kg for a total amount of \$378,550.00 including all applicable taxes.

Carried

Committee Reports

Community 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 B. Halloran

That the Summary of Recommendations of the Community Services Committee dated December 3, 2013, Items 1 to 5, and 3 reports from closed session, Items 6 to 8, be adopted as follows:

1. That the Regional Municipality of Waterloo send a letter of support to the Minister of Health and Long Term Care, copied to all local Members of Provincial Parliament, endorsing the proposed changes to the Smoke-Free Ontario Act, as outlined in report PH-13-049,

And that the Regional Municipality of Waterloo also ask the Minister of Health and Long Term Care, to proceed with the proposed changes to the Smoke-Free Ontario Act as soon as reasonably possible,

And that the Regional Municipality of Waterloo continue to monitor the Ministry's progress towards the implementation of the proposed changes to the Smoke-Free Ontario Act, taking further action if needed,

And that the Regional Municipality of Waterloo send a letter to each of the local municipalities advising them of the Province's announcement and the Region's plan to monitor the progress of proposed changes to the Smoke-Free Ontario Act.

2. That the Regional Municipality of Waterloo enter into a Service Contract effective January 1, 2014 with Bright Starts Co-operative Early Learning Centre INC., located at 200 University Ave., Waterloo, Ontario N2L 3G1 as outlined in report SS-13-041, dated December 3, 2013.

3. That the Community Services Committee approve in principle and forward to the Budget Committee the following changes to the Preliminary 2014 Operating Budget for Children's Services:

1. Increase provincial subsidy for Children's Services by \$2,630,609;
2. Increase 2014 operating expenditures for Children's Services by \$2,286,887 as follows:
 - Fee subsidy: \$1,702,887
 - Fee subsidy administration: \$84,000
 - Wage subsidy: \$250,000
 - Special needs resourcing: \$250,000;
3. Increase the 2014 staff complement for Children's Services by 1.0 permanent FTE; and

4. Remove items #25 (part time caseworker), #26 (fee subsidy reduction) and #27 (wage subsidy) from the Budget Reduction Options set out in Appendix "F" to report F-13-106 dated November 20, 2013

all as outlined in report SS-13-040/F-13-113 dated December 3, 2013.

4. That the Regional Municipality of Waterloo approve an increase to the 2013 Operating Budget for the Seniors' Services Division of \$10,367 gross (\$125,000 annualized) and \$0 net regional levy, to be fully funded by the Waterloo-Wellington Local Integration Network (WWLHIN) for the enhancement of the Alzheimer Overnight Respite Program;

And That the 2013 Operating Budget for the Seniors' Services Division be increased by \$40,000 gross and \$0 net regional levy, on a one-time basis for equipment and supply purchases related to the enhancement of the Alzheimer Overnight Respite Program;

And That the 2013 Operating Budget for the Seniors' Services Division be increased by \$55,000 gross and \$0 net regional levy, on a one-time basis, to implement a integrated model of service for seniors day programs in Waterloo and Wellington regions, to be fully funded by the Waterloo-Wellington Local Integration Network (WWLHIN);

And Further That an increase of 1.76 full-time equivalents (FTE) be approved for the Seniors' Services Division as of December 1, 2013, to increase the hours of care provided in the Alzheimer Overnight Respite Program as outlined in report SS-13-042, dated December 3, 2013.

5. That the Regional Municipality of Waterloo approve the revised Terms of Reference for the Heritage Planning Advisory Committee as described in Report P-13-124, dated December 3, 2013.

6. That the Regional Municipality of Waterloo approve the following memberships and associated length of terms for the Region of Waterloo Seniors Advisory Committee as outlined in report SS-13-043, dated December 3, 2013:

- Ralph Beam, for a two-year term ending 2015;
- Alan Nanders, for a four-year term ending 2017;
- Linda Terry, for a four-year term ending 2017; and
- Cathy Harrington (Community Care Concepts of Woolwich, Wellesley and Wilmot) for a four-year term ending 2017.

7. That the Regional Municipality of Waterloo approve the appointment of Carine Nind as Co-operative representative to the Waterloo Region Community Housing Advisory Committee (WRCHAC) for a three-year term, expiring December 31, 2016.

8. That the Regional Municipality of Waterloo appoint Laird Mitchell and Peggy Frost as the Tenant At Large representatives and re-appoint Carolyn Coakley

and Bill Strauss as Township representatives, for a term ending Dec. 31, 2016, as described in Report No. P-13-116, dated December 3, 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 L. Armstrong

That the Summary of Recommendations of the Administration and Finance Committee dated December 3, 2013, Items 1 to 5, be adopted as follows:

1. That the Regional Municipality of Waterloo, in consensus with the Cities of Cambridge, Kitchener, and Waterloo:
 - a) Approve the absolute community-wide Greenhouse Gas (GHG) emission reduction target of 6% below 2010 emission levels by 2020,
 - b) Approve in principle the Community Climate Action Plan as described in Appendix 'A' attached to report CR-FM-13-022, dated December 3, 2013, subject to budget and other required approvals;
 - c) Direct staff to submit the Community-Wide GHG target and Community Action Plan for review by the Federation of Canadian Municipalities (FCM) as fulfillment of Community Milestone 2 and 3 of the Partners for Climate Protection (PCP) program, and;
 - d) Direct staff to implement the Community Climate Action Plan (PCP Milestone 4) using the collaborative approach described within the attached Plan subject to the terms of reference and any partnership agreements be prepared to the satisfaction of the Regional Solicitor and Chief Purchasing Officer, and;
 - e) Direct staff to work with local partners to monitor and report results in order to undertake the final Milestone 5 of the PCP program (monitoring progress and reporting results).
2. That the minutes of the Audit Committee meeting held on November 13, 2013 be approved.
3. That The Regional Municipality of Waterloo enact the Code of Use By-law, attached as Appendix "A", and adopt the Building Use Policy, attached as Appendix "B", pursuant to Report CR-FM-13-024, dated December 3, 2013.
4. THAT the Regional Municipality of Waterloo declare the following properties surplus:

- (a) 32 Wilfred Avenue described as Part Lot 121, Municipal Compiled Plan 765, City of Kitchener, Regional Municipality of Waterloo, being Parts 4 and 5, on Reference Plan 58R-1084 and Parts 1, 2, 4 and 5, on Reference Plan 58R-15141, part of PIN 22573-0168 (LT); and
- (c) Old Chicopee at Fairway Road described as Part Lot 54 and 118, German Company Tract, City of Kitchener, Regional Municipality of Waterloo, being Parts 4 and 5, on Reference Plan 58R-4931, part of PIN 22555-0226 (LT);

And That the net proceeds from the disposition of the surplus properties be transferred to the Capital Levy Reserve Fund, as outlined in report CR-FM-13-023/CR-RS-13-090, dated December 3, 2013.

- 5. That The Regional Municipality of Waterloo require that future appointees by Regional Council to The Regional Municipality of Waterloo Police Services Board, execute an Acknowledgement and Consent, in the form attached as Appendix "A", wherein the Regional appointee agrees to advise the Region if the member is required to "step down" pursuant to section 14 of Regulation 421/97 of the "Police Services Act", or any successor legislated requirement, pursuant to Report CR-RS-13-099, dated December 3, 2013.

Carried

Planning and Works

The Summary of Recommendations of the Planning and Works Committee was presented by Jim Wideman, Chair of the Committee. Items # 10, 16 and 17 were taken separately due to the pecuniary interests.

Moved by J. Wideman

Seconded by J. Brewer

That the Summary of Recommendations of the Planning and Works Committee, dated December 3, 2013, Items 1 to 9, 11, and 4 reports from closed session, Items 12 to 15, be adopted as follows:

- 1. That the Region of Waterloo approve soliciting public input on the Draft Water Efficiency Master Plan 2015-2025, as detailed in Report E-13-133.1, December 3, 2013.
- 2. That the Regional Municipality of Waterloo take the following actions regarding the property municipally known as 19 Guelph Avenue in the City of Cambridge:
 - a) Approve a joint Tax Increment Grant for an amount not to exceed \$2,496,764 to be financed from the incremental tax revenue for the property following remediation, redevelopment and reassessment;
 - 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 provided under the

Region's Brownfield Financial Incentive Program or through the City of Cambridge;

- c) Amend the 2014 Capital Budget and Forecast to include the Region's share of the proposed joint Tax Increment Grant; and
 - d) 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 19 Guelph Avenue and the City of Cambridge, as described in Report P-13-120/F-13-144, dated December 3, 2013, with the form and content of such agreement(s) to be satisfactory to both the Regional and City of Cambridge Solicitors.
3. That the Regional Municipality of Waterloo approve an amendment to Controlled Access By-law #58-87 for a right-in/right-out maintenance access on the east side of Regional Road #70 (Ira Needles Boulevard), approximately 350 metres south of Regional Road #06 (Highland Road West) in the City of Kitchener, as described in Report No. P-13-118, dated December 3, 2013.
 4. That the Regional Municipality of Waterloo approve exercising an option to the current agreement with Tervita Corporation (formerly American Process Group (Canada) Inc.) for the dewatering, haulage and disposal of biosolids from the Waterloo Wastewater Treatment Plant for an additional four (4) month period or until commissioning of the new dewatering system, at the current 2013 unit rate of \$31.34 per cubic metre (including all applicable taxes), as set out in Report E-13-124, dated December 3, 2013.
 5. That the Region of Waterloo discontinue the \$20 rebate for high efficiency toilets as of June 30, 2014 as outlined in Report E-13-130.1 dated December 3, 2013.
 6. That The Regional Municipality of Waterloo approve in principle the draft Water Distribution By-law for the Townships of North Dumfries and Wellesley, attached as Appendix A, and proceed to public consultation, pursuant to Report E-13-141, dated December 3, 2013, as described.
 7. That the Regional Municipality of Waterloo approve extension of the Rural Water Quality Program for a further two years with revised grant rates as outlined in Report E-13-143.
 8. That The Regional Municipality of Waterloo approve in principle the amendments to the Sewer Use By-law, being By-law Number 1-90 of The Regional Municipality of Waterloo, which are attached as Appendix A, and proceed to public consultation, pursuant to Report E-13-144 dated December 3, 2013.
 9. That Report No. P-13-122, be forwarded to the Province of Ontario as Regional Council's formal response to the Ministry of Municipal Affairs and Housing's consultation on "Land Use Planning and Appeal Review";

That the Province be encouraged to make broad systemic changes, and not simply minor adjustments, to achieve substantially greater accountability in

addition to greater efficiency, access and transparency for land use planning in Ontario;

That the Province be requested to expand the scope of its review to include other related matters, including the operations, practices, procedures and reporting requirements of the Ontario Municipal Board (OMB), as well as alternatives to the OMB;

That the Province further clarify and deem key policies and their implementation in municipal planning documents unappealable, particularly with respect to the Provincial "Growth Plan", and more broadly preclude the ability for entire municipal planning documents to be appealed and held in abeyance for extended periods of time;

And That the Province make the coordination and merging of key policy documents, particularly the "Growth Plan for the Greater Golden Horseshoe" and the Metrolinx "Big Move", a priority consideration to achieve greater policy alignment and clarity, as described in Report No. P-13-122, dated December 3, 2013.

11. That the Regional Municipality of Waterloo endorse Alternative 4 as the preferred preliminary design alternative, subject to an acceptable design of the ramp crossing, for active transportation facilities at the Highway 401 and Franklin Boulevard interchange, as described in Report P-13-119, dated December 3, 2013;

That the Region request the Ontario Ministry of Transportation to reconstruct the Highway 401 and Franklin Boulevard interchange in 2016, incorporating the active transportation elements of Alternative 4;

That the Region begin discussions with the City of Cambridge regarding any municipal financial contributions toward the construction of these facilities;

That the Region begin discussions with the Ontario Ministry of Transportation to fund the construction and maintenance of these facilities, in accordance with CycleON, Ontario's recently released Cycling Strategy;

And That Regional staff report back the results of these discussions to Regional Council.

12. That the Regional Municipality of Waterloo appoint the following persons to serve for a period of two years as members of the Specialized Transit Services Advisory Committee (STSAC) commencing January 1, 2014 expiring December 31, 2015:
 - a) Karen Ferguson Major Interest Group Representative
 - b) Sharon Giles MobilityPLUS User
 - c) Tom Livingstone MobilityPLUS User
 - d) Laurie Modderman MobilityPLUS User

13. That the Region of Waterloo approve the following with respect to the Ecological and Environmental Advisory Committee, as described in P-13-128, dated December 3, 2013:
 - a) re-appoint Wayne Caston, Andrew Dean, Ron Donaldson, and Jared Ehgoetz to three-year terms expiring December 31, 2016; and
 - b) appoint Eduardo Cejudo to a three-year term expiring December 31, 2016.
14. That the Regional Municipality of Waterloo re-appoint Wilhard Barth, Ed Ries, Deb Swidrovich, and Kevin Thomason to the Laurel Creek Headwaters Environmentally Sensitive Landscape Public Liaison Committee for three-year terms expiring December 31, 2016, as described in P-13-113, dated December 3, 2013.
15. That the Regional Municipality of Waterloo approve the following memberships and associated length of terms for the Active Transportation Advisory Committee, as outlined in Report No. P-13-114, dated December 3, 2013:
 - Mr. Bart Forwell, for a term ending December 2017;
 - Mr. Michael Cahill, for a term ending December 2017; and
 - Ms. Carmen Zannier, for a term ending in December 2014.

Carried

Moved by J. Wideman

Seconded by J. Brewer

That the Summary of Recommendations of the Planning and Works Committee, dated December 3, 2013, Item 10 (1, 2, 4), be adopted as follows:

10. That the Regional Municipality of Waterloo take the following action with regard to the Central Transit Corridor Community Building Strategy: 2013/2104 Edition, as described in Report No. P-13-122, dated December 3, 2013:
 1. Endorse the Central Transit Corridor Community Building Strategy as a foundational document that provides a flexible framework to inform and guide land use and related infrastructure planning within the Central Transit Corridor, as described in Report No. P-13-123 dated December 3, 2013;
 2. Direct staff to use the Central Transit Corridor Community Building Strategy to identify opportunities within the Central Transit Corridor for potential investors and other stakeholders, reflecting community priorities;
 4. Direct staff to routinely review and update the Central Transit Corridor Community Building Strategy in conjunction with all Area Municipalities.

Conflict:
K. Seiling

Carried

Moved by J. Wideman

Seconded by J. Brewer

That the Summary of Recommendations of the Planning and Works Committee, dated December 3, 2013, Item 10 (3), be adopted as follows:

10. That the Regional Municipality of Waterloo take the following action with regard to the Central Transit Corridor Community Building Strategy: 2013/2104 Edition, as described in Report No. P-13-122, dated December 3, 2013:

Conflicts:
T. Galloway
K. Seiling

3. Waive the purchasing by-law for the acquisition of goods and services in excess of \$100,000 for the award of a sole source contract to a maximum of \$50,000 per year for a three-year period starting in 2014 from contingency funds in the Rapid Transit capital budget (\$25,000 per year) and the Regional Smart Growth Initiative capital project (to a maximum of \$25,000 per year), to support research by the University of Waterloo to establish and implement baseline metrics pertaining to transit investment in the Central Transit Corridor, subject to the execution of any associated documentation by the Commissioner of Transportation and Environmental Services and the Commissioner of Planning, Housing and Community Services; and

Carried

Moved by J. Wideman

Seconded by J. Brewer

That the Summary of Recommendations of the Planning and Works Committee, dated December 3, 2013, 2 reports from closed session, Items 16 and 17, be adopted as follows:

16. That The Regional Municipality of Waterloo approve, enter into a Settlement Agreement for, and execute all documentation related to the expropriation of lands for Stage 1 of the Rapid Transit Project described as Part 1 Plan WR726570 PIN 22318-0373 (LT) being part of 672 – 688, 690 and 692 King Street West, City of Kitchener, Regional Municipality of Waterloo from Dash Realty Partnership for the sum of \$490,000.00 as compensation for the value of the partial taking of land and compensation for demolition work that is necessary, as well as, any and all other damages suffered by the property owner together with a release and indemnity in favour of the Region in relation to the property owner and the existing commercial occupant at the premises known as 692 King Street West, Kitchener, plus associated reasonable costs, with all documentation to the satisfaction of the Regional Solicitor.
17. That The Regional Municipality of Waterloo approve, enter into a Settlement Agreement for, and execute all documentation related to damages suffered by Karges Appliances Limited o/a “Metro Karges Appliances” (“Metro Karges”) being a commercial tenant/occupant of lands acquired by the Region for Stage 1 of the Rapid Transit Project described as Part Lot 17 (B. Moogk) S/S King ST, Part Lot

Conflict:
K. Seiling

Conflict:
K. Seiling

18 S/S King ST PL 364 Kitchener as in 681260; S/T 681260 PIN 22502-0084 (LT) being 220 Charles Street East, City of Kitchener, Regional Municipality of Waterloo and Part Lot 17 (B. Moogk) S/S King ST, Part Lot 18 S/S King ST PL 364 Kitchener Part 1 58R2531 PIN 22502-0085 (LT) and Part Lot 18 S/S King ST PL 364 Kitchener; Part Lot 19 S/S King ST PL 365 Kitchener Part 1 58R660; T/W 1406979 PIN 22502-0086 (LT) being 230 Charles Street East, City of Kitchener, Regional Municipality of Waterloo for total compensation of \$750,000.00 plus associated reasonable costs, with all documentation to the satisfaction of the Regional Solicitor.

Carried

Licensing and Retail

The Summary of Recommendations of the Licensing and Retail Committee was presented by Geoff Lorentz, Chair of the Committee.

Moved by G. Lorentz

Seconded by L. Armstrong

That the Summary of Recommendations of the Licensing and Retail Committee dated December 3, 2013, Items 1 to 3, be adopted as follows:

1. That the Regional Municipality of Waterloo establish by By-law the proposed fees outlined in Appendix "A" of report CR-CLK-LIC-13-001 dated December 3, 2013;

And That By-law 04-072, as amended, be repealed upon enactment of the new By-law.
2. That The Regional Municipality of Waterloo amend:

the Taxi-cab Meter By-law, Special Transportation Taxi-cab By-law and Limousine Taxi-cab By-law in accordance with Appendix "A", "B" and "C", respectively ; and

the Licensing and Retail Committee for the Regional Municipality of Waterloo Rules of Procedure by adding the following section:

"5.1 These Rules shall also apply to all proceedings before the Region's Clerk, and for the purposes of such proceedings, the term "Region's Clerk" shall be substituted for the term "Licensing and Retail Committee", accordingly."

so the authority to hold hearings in relation to convictions and demerit points pursuant to the "Highway Traffic Act" are delegated to the Regional Clerk, pursuant to Report CR-CLK-LIC-13-002, dated December 3, 2013.
3. That The Regional Municipality of Waterloo amend the Second-Hands Good By-law and the Salvage By-law in accordance with Appendix "A" and "B", respectively, pursuant to Report CR-CLK-LIC-13-003, dated December 3, 2013.

Carried

Budget

The Summary of Recommendations of the Budget 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 Budget Committee dated December 11, 2013, Items 1 to 4, be adopted as follows:

1. Water Supply

That the Regional Municipality of Waterloo approve for Water Supply, the 2014 Operating Budget, the 2014 Capital Budget and the 2015-2023 Capital Forecast.

That the Regional Municipality of Waterloo approve a Regional Water Rate of **\$0.9319** per cubic metre effective March 1, 2014 and that the necessary by-law be introduced.

2. Wastewater Treatment

That the Regional Municipality of Waterloo approve for Wastewater Treatment, the 2014 Operating Budget, the 2014 Capital Budget and the 2015-2023 Capital Forecast.

That the Regional Municipality of Waterloo approve a Regional Wastewater Rate of **\$0.8750** per cubic metre effective March 1, 2014 and that the necessary by-law be introduced.

3. Water Distribution

That the Regional Municipality of Waterloo approve for the Retail Water Distribution System, the 2014 Operating Budget, the 2014 Capital Budget and the 2015-2023 Capital Forecast.

That the Regional Municipality of Waterloo approve a Retail Water Rate of **\$2.00** per cubic metre effective March 1, 2014 and that the necessary by-law be introduced.

That the Regional Municipality of Waterloo approve a monthly maintenance fee of \$7.00 per account for the customers connected to the Retail Water Distribution System effective March 1, 2014 and that the necessary by-law be introduced.

4. Wastewater Collection

That the Regional Municipality of Waterloo approve for the Retail Wastewater Collection System, the 2014 Operating Budget, the 2014 Capital Budget and the 2015-2023 Capital Forecast.

That the Regional Municipality of Waterloo approve a Retail Wastewater Rate of **\$1.69** per cubic metre effective March 1, 2014 and that the necessary by-law be introduced.

That the Regional Municipality of Waterloo approve a monthly maintenance fee of \$5.00 per account for the customers connected to the Retail Wastewater Collection System effective March 1, 2014 and that the necessary by-law be introduced.

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That the Regional Municipality of Waterloo approve an increase of 6.9% to the flat annual rate that is currently being charged per residential connection and per commercial/industrial connection for the users of the Wastewater Collection System that do not have a water meter installed effective March 1, 2014 and that the necessary by-law be introduced.

Carried

Regional Clerk

a) CR-CLK-13-006, Appointment to Sunnyside Foundation Board

Moved by L. Armstrong

Seconded by C. Zehr

That the Regional Municipality of Waterloo ratify the appointment of Herb Hoegler to the Sunnyside Foundation Board for a term to expire September 25, 2016.

Carried

Other Matters Under Committee of the Whole

a) CR-RS-13-100, Bill 69 – “Prompt Payment Act, 2013”

A question was raised about the timing of this report. Debra Arnold, Regional Solicitor replied staff was advised the hearings were to be held in early January but as of today, nothing has been scheduled.

S. Strickland disclosed a pecuniary interest regarding this matter due to his employment.

Moved by J. Wideman

Seconded by B. Halloran

That The Regional Municipality of Waterloo:

- (a) correspond to the leaders of the three Provincial parties advising of the Region’s concerns with Bill 69 – “Prompt Payment Act, 2013” and that the correspondence also be sent to the Members of Provincial Parliament representing Waterloo Region; and
- (b) attend at the Standing Committee of the Provincial Legislature to advise of the Region’s concerns with Bill 69 – “Prompt Payment Act, 2013”;

pursuant to Report CR-RS-13-100, dated December 11, 2013.

Carried

Moved by C. Millar

Seconded by C. Zehr

1523665

That Committee of the Whole rise and Council resume.

Carried

Moved by B. Halloran

Seconded by R. Kelterborn

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

Carried

Other Business

G. Lorentz referenced the sample report that was distributed related to AODA changes and commented this may result in additional printing costs. He suggested consideration be made to move towards electronic agendas. Kris Fletcher, Regional Clerk responded implementation of electronic agendas is being looked at for the next term of Council.

Enactment of By-laws – (First, Second and Third Readings)

Moved by B. Halloran

Seconded by C. Zehr

- a) That a By-law Respecting the Conduct of Persons Entering Upon Buildings, Grounds and Public Transportation Vehicles Owned or Occupied by the Regional Municipality of Waterloo be read a first, second and third time, finally passed and numbered 13-050 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- b) That a By-law to Amend By-law Number 58-87, as amended, Being a By-law to Designate and Regulate Controlled-Access Roads (Ira Needles Boulevard (Regional Road 70), City of Kitchener) be read a first, second and third time, finally passed and numbered 13-051 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- c) That a By-law to Amend the Wholesale Rates By-law 33-90 and to Repeal By-Law 12-052 be read a first, second and third time, finally passed and numbered 13-052 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- d) That a By-law to Impose the Regional Sewage Rate and to Repeal By-law 12-053 be read a first, second and third time, finally passed and numbered 13-053 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- e) That a By-law to Impose a Water Service Rate in the Townships of Wellesley and North Dumfries and to Repeal By-law 12-054 be read a first, second and third time,

- finally passed and numbered 13-054 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- f) That a By-law to Impose a Sewage Service Rate in the Townships of Wellesley and North Dumfries and to Repeal By-law 12-055 be read a first, second and third time, finally passed and numbered 13-055 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
 - g) That a By-law to Establish License Fees and Charges for The Regional Municipality of Waterloo and to Repeal By-law 04-072 be read a first, second and third time, finally passed and numbered 13-056 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
 - h) That a By-law to Amend By-law 04-069, A By-law to License, Regulate and Govern Brokers, Owners and Drivers of Taxi-Cabs Equipped with Taxi Cab Meters with The Regional Municipality of Waterloo, As Amended (Delegate to the Clerk Authority to Deal With "Highway Traffic Act" matters) be read a first, second and third time, finally passed and numbered 13-057 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
 - i) That a By-law to Amend By-law 04-071, A By-law to License, regulate and Govern Owners and Drivers of Special Transportation Taxi-Cabs within the Regional Municipality of Waterloo, As Amended (Delegate to the Clerk Authority to Deal With "Highway Traffic Act" matters) be read a first, second and third time, finally passed and numbered 13-058 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
 - j) That a By-law to License, Regulate and Govern Owners and Drivers of Limousine Taxi-Cabs Within The Regional Municipality of Waterloo and to Repeal By-law 01-009, as Amended (Delegate to the Clerk Authority to Deal With "Highway Traffic Act" matters) be read a first, second and third time, finally passed and numbered 13-059 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
 - k) That a By-law to Amend By-law 05-063, A By-law to License, Regulate and Govern Salvage Shops and Salvage Yards, Including Automobile Wrecking Yards or Premises, within The Regional Municipality of Waterloo, as Amended (Delete Mandatory 5 Year Clause) be read a first, second and third time, finally passed and numbered 13-060 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
 - l) That a By-law to Amend By-law 05-062, A By-law to License, Regulate and Govern Second-Hand Good Shops and Dealers in Second-Hand Goods, within The Regional Municipality of Waterloo, as Amended Delete Mandatory 5 Year Clause) be read a first, second and third time, finally passed and numbered 13-061 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
 - m) That a By-law to Confirm the Actions of Council of December 11, 2013 be read a first, second and third time, finally passed and numbered 13-062 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 9:52 p.m.

Carried

Regional Chair, K. Seiling

Regional Clerk, K. Fletcher