



## **Regional Council Minutes**

**Wednesday, April 22, 2015**

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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, D. Craig, S. Foxton, T. Galloway, H. Jowett, G. Lorentz, J. Mitchell, J. Nowak, K. Redman, S. Shantz, S. Strickland and W. Wettlaufer.

Members Absent: D. Jaworsky, K. Kiefer and B. Vrbanovic

### **Closed Session**

Moved by S. Foxton

Seconded by S. Shantz

That a closed meeting of Council be held on Wednesday, April 22, 2015 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) proposed or pending disposition of property in the City of Cambridge

Carried

Moved by K. Redman

Seconded by W. Wettlaufer

That Council reconvene in Open Session.

Carried

### **Declarations of Pecuniary Interest Under The “Municipal Conflict Of Interest Act”**

K. Redman declared a pecuniary interest with respect to item #7 on the Planning and Works Committee Summary of Recommendations, regarding Authorization to Expropriate Lands (1<sup>st</sup> Report) for Manitou Drive Improvements (Homer Watson Boulevard to Bleams Road), in the City of Kitchener due to her husband being one of the principal owners.

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K. Redman declared a pecuniary interest with respect to item #1 on the Community Services Committee Summary of Recommendations, regarding The New Funding Year for Employment Ontario Programs April 1, 2015 to March 31, 2016 due to her daughter's employment as a career counsellor at Conestoga College.

### **Delegations**

a) Chris Martin-Root, Re: TES-TRP-15-03.1, Posted Speed Limit Reductions Near Schools (Item 13a) will attend the May 5, 2015 Planning and Works Committee meeting since the report was deferred until that date.

b) Vanessa Gale appeared before Council regarding the Introduction of a Grassroots Group of Concerned and Caring Community Citizens. She provided her personal background, noting the work she has done with the vulnerable population and the insight she has into gaps in policies. She expressed concern with Council's reaction to recent delegations. She stated there is a stigma with mental illness and a lack of fundamental knowledge for those suffering with mental illness. She stated this grassroots organization would like to work with Regional Council and requested their future cooperation.

Chair Seiling stated these are issue for the Ministry of Health and the Canadian Mental Health Association and the Region does not control those programs as they are not within the mandate or jurisdiction of Regional Council.

In response to a question from a member of Council, Douglas Bartholomew-Saunders, Commissioner, Community Services advised staff have provided the opportunity to meet with Ms. Magee and there is currently no formal application for services from the Community Services Department at the Region. Staff was not able to identify any issues that the Region could assist with.

### **Minutes of Previous Meetings**

Moved by K. Redman

Seconded by W. Wettlaufer

That the following Minutes be approved:

- a) Closed Council – April 1, 2015
- b) Council – April 1, 2015
- c) Planning & Works – April 14, 2015
- d) Administration & Finance – April 14, 2015

- e) Community Services – April 14, 2015
- f) Closed Committee – April 14, 2015
- g) Licensing & Hearings – April 15, 2015

Carried

### **Communications**

- a) Ministry of Energy regarding Initial Public Offering of shares in Hydro One Inc.  
Received for information.

Moved by G. Lorentz

Seconded by S. Foxton

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

Carried

### **Finance Reports**

- a) COR-TRY-15-36, T2015-120 Flat Roof Replacement at 150 Frederick Street,  
Kitchener

Moved by S. Foxton

Seconded by K. Redman

That the Regional Municipality of Waterloo accept the tender of Conestoga Roofing & Sheet Metal Ltd. for T2015-120 Flat Roof Replacement at 150 Frederick Street, Kitchener in the amount of \$716,239.20 including all applicable taxes. [COR-TRY-15-36]

Carried

- b) COR-TRY-15-37, T2015-130 Cambridge Waste Management Facility - Household Hazardous Waste Drop Off Facility and Site Improvements

Moved by S. Foxton

Seconded by K. Redman

That the Regional Municipality of Waterloo accept the tender of G.S. Wark Limited, for T2015-130 Cambridge Waste Management Facility - Household Hazardous Waste Drop

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Off Facility and Site Improvements in the amount of \$1,759,198.11 including all applicable taxes. [COR-TRY-15-37]

Carried

c) COR-TRY-15-38, T2015-102 Surface Asphalt and Roadway Improvements, Cities of Kitchener and Waterloo

Moved by S. Foxton

Seconded by K. Redman

That the Regional Municipality of Waterloo accept the tender of Capital Paving Inc. for T2015-102 Surface Asphalt and Roadway Improvements, Cities of Kitchener and Waterloo in the amount of \$2,108,580.00 including all applicable taxes;

And that the Regional Municipality of Waterloo approve an increase in project costs of \$17,255.81 gross and \$0.00 net to facilitate the work undertaken on behalf of the Ministry of Transportation Ontario. [COR-TRY-15-38]

Carried

d) COR-TRY-15-39, T2015-133 Manitou Drive Improvements, Bleams Road to Fairway Road, Kitchener, Ontario

Moved by S. Foxton

Seconded by K. Redman

That the Regional Municipality of Waterloo accept the tender of E & E Seegmiller Limited for T2015-133 Manitou Drive Improvements, Bleams Road to Fairway Road, Kitchener, Ontario in the amount of \$10,532,903.18 including all applicable taxes.

And that the Regional Municipality of Waterloo approve an increase in project costs for project #6563 in the amount of \$231,671 to accommodate the increased costs for the rehabilitation of Manitou Drive from Fairway Road to Webster Road in the City of Kitchener to be funded from the Roads Rehabilitation Reserve Fund and the Development Charges Reserve Fund.

And that the Regional Municipality of Waterloo approve an increase in project costs for project #5340 in the amount of \$1,434,429 to accommodate the increased costs for the widening of Manitou Drive from Webster Road to Bleams Road in the City of Kitchener to be funded from the Development Charge Reserve Fund.

And that the Regional Municipality of Waterloo approve an increase in project costs of \$670,629.97 gross and \$0.00 net to facilitate the work undertaken on behalf of the City of Kitchener. [COR-TRY-15-39]

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Carried

- e) COR-TRY-15-40, T2015-128 Waterloo Spur Line Trail and Storm Drainage Improvements from Regina Street in the City of Waterloo to Ahrens Street in the City of Kitchener

Moved by S. Foxton

Seconded by K. Redman

That the Regional Municipality of Waterloo accept the tender of Network Sewer and Watermain Ltd. for T2015-128 Waterloo Spur Line Trail and Storm Drainage Improvements from Regina Street in the City of Waterloo to Ahrens Street in the City of Kitchener in the amount of \$4,841,984.26 including all applicable taxes;

And that the Regional Municipality of Waterloo approve an increase in project costs of \$1,499,340.30 gross and \$0.00 net to facilitate the work undertaken on behalf of the City of Waterloo. [COR-TRY-15-40]

Carried

- f) COR-TRY-15-41, Tender T2015-116 Sludge Holding Tank Upgrade, Manitou Biosolids Facility, Kitchener, Ontario

Moved by S. Foxton

Seconded by K. Redman

That the Regional Municipality of Waterloo accept the tender of BGL Contractors Corp. for tender T2015-116 Sludge Holding Tank Upgrade, Manitou Biosolids Facility, Kitchener, Ontario in the amount of \$711,900.00 including all applicable taxes. [COR-TRY-15-41]

Carried

- g) COR-TRY-15-42, T2015-121 Sunnyside Home – Kitchen Equipment Replacement

Moved by S. Foxton

Seconded by K. Redman

That the Regional Municipality of Waterloo accept the tender of Trimen Food Equipment Services Ltd. for T2015-121 Sunnyside Home – Kitchen Equipment Replacement in the amount of \$260,614.66 including all applicable taxes. [COR-TRY-15-42]

Carried

- h) COR-TRY-15-43, P2015-09 Green Bins

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Moved by S. Foxton

Seconded by K. Redman

That the Regional Municipality of Waterloo accept the proposal of Orbis Canada Ltd. for P2015-09 Green Bins at a 2 year cost of \$189,162.00 including all applicable taxes with two (2) one (1) year renewal options. [COR-TRY-15-43]

Carried

## **Committee Reports**

### **Planning and Works**

The Summary of Recommendations of the Planning and Works Committee was presented by Tom Galloway, Chair of the Committee. Item #7 was taken separately due to the pecuniary interest.

Moved by T. Galloway

Seconded by W. Wettlaufer

That the Summary of Recommendations of the Planning and Works Committee, dated April 14, 2015, Items 1 to 6 be adopted as follows:

1. That the Region of Waterloo accept PDL-CPL-15-11 Monthly Report of Development Activity for March 2015, dated April 14, 2015.
2. That the Regional Municipality of Waterloo:
  - a) approve the proposed improvements on Ottawa Street (Regional Road 4) from the Highway 7 Eastbound Ramp to Lackner Boulevard in the City of Kitchener as outlined in Report TES-DCS-15-09;
  - b) direct staff to file the Notice of Completion for this Class Environmental Assessment Study by means of advertisements in local newspapers and mailings to adjacent property owners, tenants and agencies, and place the Environmental Study Report on the public record for a period of 30 days; and
  - c) upon completion of construction, amend Traffic and Parking By-law 06-072, as amended, to add to Schedule 24, Reserved Lanes on Both Sides of Ottawa Street (Regional Road 4) from Highway 7 to Lackner Boulevard for Bicycles.
3. That the Regional Municipality of Waterloo approve the sole source provision of railway flagging services to be provided by Goderich-Exeter Railway Company

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Ltd. (GEXR) to support LRT construction in the estimated amount of \$1,674,000.00 plus applicable taxes to be funded from the approved Rapid Transit budget. [TES-RTS-15-01]

4. That the Regional Municipality of Waterloo amend Traffic and Parking By-law 06-072, as follows:
  - a) Remove from Schedule 18 – Rates of Speed, 80 km/h on Herrgott Road (Regional Road 10) from 300 metres south of Line 86 (Regional Road 86) to 450 m north of Sunset Drive;
  - b) Add to Schedule 18 – Rates of Speed, 80 km/h on Herrgott Road (Regional Road 10) from 300 metres south of Line 86 (Regional Road 86) to Geddes Street;
  - c) Add to Schedule 18 – Rates of Speed, 60 km/h on Herrgott Road (Regional Road 10) from Geddes Street to Ament Line (Regional Road 17); and
  - d) Add to Schedule 18 – Rates of Speed, 80 km/h on Herrgott Road (Regional Road 10) from Ament Line (Regional Road 17) to 450 m north of Sunset Drive.” [TES-TRP-15-04]
5. That the Regional Municipality of Waterloo approve a special meeting of the Planning and Works Committee for the evening of Wednesday, May 6, 2015, to allow for public feedback on the proposed collection service options presented in report TES-WMS-15-05, with the intent of a final service level option recommendation forthcoming in late May 2015.
6. That the Regional Municipality of Waterloo approve the projects included in the 2015 Implementation Plan for the Transit Supportive Strategy to enhance transit ridership in the City of Cambridge, as described in Report No. PDL-CPL-15-22, dated April 14, 2015 and summarized in Attachment A.

Carried

Moved by T. Galloway

Seconded by W. Wettlaufer

That the Summary of Recommendations of the Planning and Works Committee, dated April 14, 2015, Item 7, be adopted as follows:

7. That The Regional Municipality of Waterloo direct and authorize the Regional Solicitor to take the following actions with respect to the expropriation of lands for the reconstruction of Manitou Drive between Homer Watson Boulevard and Bleams Road , in the City of Kitchener, in the Region of Waterloo as detailed in report PDL-LEG-15-36 dated April 14, 2015:

Conflict:  
K. Redman

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- 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 reconstruction of Manitou Drive and described as follows:

**Fee Simple Partial Taking:**

- a) Part Lot 2, Registrar's Compiled Plan 1521, being Parts 2, 3, and 4 on Reference Plan 58R-18262, being Part of PIN 22731-0021 (R), in the City of Kitchener (270 Manitou Drive, Kitchener);
  - b) Part Lot 1, Registrar's Compiled Plan 1521, being Part 1 on 58R-18262, being part of PIN 22731-0020 (LT), in the City of Kitchener (262 Manitou Drive, Kitchener);
- B. Serve notices of the above application(s) required by the Expropriations Act;
- C. Forward to the Chief Inquiry Officer any requests for a hearing that may be received;
- D. Attend, with appropriate Regional staff, at any hearing that may be scheduled;
- E. 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 or if determined by the Commissioner of Transportation and Environmental Services that such lands, or any part thereof, are not required for the subject project; and
- F. Do all things necessary and proper to be done, and report thereon to Regional Council in due course.

Carried

Administration and Finance

The Summary of Recommendation of the Administration and Finance Committee was presented by Karen Redman, Vice Chair of the Committee. An additional closed motion from the session prior to Council was also brought forward.

Moved by K. Redman

Seconded by T. Galloway

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That the Summary of Recommendations of the Administration and Finance Committee dated April 14, 2015, Items 1 and 2, and three reports from closed session, Items 3 to 5, be adopted as follows:

1. That the Regional Municipality of Waterloo take no action on the request of the Islamic Centre of Cambridge to reduce the Regional Development Charges payable for its proposed development of a community centre in Cambridge, as described in Report COR-FSD-15-08.
2. That the Regional Municipality of Waterloo approve project funding allocations totalling \$151,048 from the Community Environmental Fund to the Environmental Stewardship projects described in Attachment 1 of Report PDL-CPL-15-23, dated April 14, 2015.
3. That the Regional Municipality of Waterloo approve a Memorandum of Agreement with the Ontario Nurses' Association (Sunnyside Home), for the period of April 1, 2014 to March 31, 2016.
4. That the Regional Municipality of Waterloo appoint Donna Hartzler and Rob Bender to the Grand River Accessibility Advisory Committee for a 4-year term ending December 31, 2018.
5. That the Regional Municipality of Waterloo approve a conditional Agreement of Purchase and Sale with Intermarket CAM Limited that provides for:
  - (a) the sale to Intermarket CAM Limited of a parcel of land described as Part Lot 21, Beasley's Broken Front Concession, Twp. Waterloo, being part of Parts 1 and 4, 67R-2920, City of Cambridge, being part of PIN 22740-0116, containing approximately 1.6 acres, to be used as a local public road in connection with the development of abutting lands, at a fair market value purchase price calculated at \$300,000 per acre;
  - (b) the purchase by the Region of Waterloo of a 5 acre parcel of land, described as Part Lots 8, 9, 13 and 21, Beasley's Broken Front Concession, City of Cambridge, being part of PIN 22740-0053, within the Creekside Development adjacent to the Region's Operation Centre for purposes of future expansion of the Region's Operation Centre, at a fair market value purchase price of \$285,000 per acre (up to a maximum of \$420,000 based upon methodology for calculating fair market value); and
  - (c) conveyance from Intermarket CAM Limited to the Region of Waterloo of a 0.8 acre parcel of environmental lands abutting Region lands at no cost to the Region ("the "Intermarket Agreement of Purchase and Sale");

And That the Intermarket Agreement of Purchase and Sale is conditional upon the following:

- (a) Satisfactory completion of the Region's real property disposal procedures;
- (b) Intermarket CAM Limited obtaining, at its sole cost, all required approvals for the registration and implementation of the Creekside Development, including but not limited to, official plan amendment, zoning by-law amendment, and draft plan of subdivision approval;
- (c) Intermarket CAM Limited satisfying all conditions of draft plan approval at its sole cost, including the construction of the road and all public services and utilities (and providing all financial security required by the City of Cambridge therefore), and obtaining registration of the plan of subdivision for the Creekside Development;
- (d) Intermarket CAM Limited remediating all impacts to the Region's Operations Centre, at Intermarket's sole cost, to the satisfaction of the Region; and
- (e) Intermarket CAM Limited obtaining a reference plan of survey, at its sole cost, to describe the lands to be purchased and sold.

And That the Intermarket Agreement of Purchase and Sale shall be in a form and content to the satisfaction of the Regional Solicitor;

And That the Regional Municipality of Waterloo authorizes and directs the Regional Solicitor to waive conditions in the Intermarket Agreement of Purchase and Sale, when satisfied in the opinion of the Regional Solicitor and Commissioner, Corporate Services.

Carried

## Community Services

The Summary of Recommendations of the Community Services Committee was presented by Geoff Lorentz, Chair of the Committee. Item #1 was taken separately due to the pecuniary interest.

Moved by G. Lorentz

Seconded by H. Jowett

That the Summary of Recommendations of the Community Services Committee dated April 14, 2015, Item 1, be adopted as follows:

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Conflict:  
K. Redman

1. That the Regional Municipality of Waterloo increase the 2015 operating budget for Employment and Income Support 2015 by \$108,508 gross and \$0 net Regional Levy as outlined in report CSD-EIS-15-06, dated April 14, 2015.

Carried

Moved by G. Lorentz

Seconded by H. Jowett

That the Summary of Recommendations of the Community Services Committee dated April 14, 2015, Item 2, be adopted as follows:

2. That the Regional Municipality of Waterloo approve the revised Terms of Reference for the Employment & Income Support Community Advisory Committee (EISCAC) as outlined in report CSD-EIS-15-08, dated April 14, 2015.

Carried

#### Licensing and Hearings

The Summary of Recommendations of the Licensing and Hearings Committee was presented by Geoff Lorentz.

Moved by G. Lorentz

Seconded by S. Foxton

That the Summary of Recommendations of the Licensing and Hearings Committee, dated April 15, 2015, Items 1 and 2, be adopted as follows:

1. That Councillor Jane Mitchell be nominated and accepted as Chair of the Licensing and Hearings Committee.
2. That Councillor Geoff Lorentz be nominated and accepted as Vice Chair of the Licensing and Hearings Committee.

Carried

#### **Other Matters Under Committee Of The Whole**

a) TES-TRP-15-03.1, Posted Speed Limit Reductions Near Schools and the motion from B. Vrbanovic was deferred to the May 5, 2015 Planning and Works Committee meeting.

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b) HRC-CIT-15-06, Grand River Accessibility Advisory Committee Terms of Reference

Moved by S. Foxton

Seconded by G. Lorentz

That the Regional Municipality of Waterloo approve the Terms of Reference for the Grand River Accessibility Advisory Committee (GRAAC) as amended, as outlined in Report HRC-CIT-15-06, dated April 22, 2015.

Carried

Moved by L. Armstrong

Seconded by S. Foxton

That Committee of the Whole rise and Council resume.

Carried

Moved by K. Redman

Seconded by S. Shantz

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

Carried

### **Other Business**

T. Galloway expressed concern with the announcement that the Provincial government is funding 100% of the cost of the Hurontario LRT in Mississauga and Brampton and also that the development charges amending legislation has not yet been tabled. He requested the Region communicate these concerns to the Province and suggested a joint communication with the City of Ottawa. Chair Seiling suggested this should be discussed at the May 5<sup>th</sup> Planning and Works Committee meeting and requested staff to bring forward a resolution regarding this and also the request to expand the Metrolinx planning area. The issue of equity was discussed and that a request should be made for 100% funding for Phase 2 of the Region's Ion project. This matter will come back to the May 5<sup>th</sup> Planning and Works Committee meeting.

G. Lorentz thanked staff from Community Services and Public Health and Emergency Services for the introduction session he and Councillor Foxton attended, noting it was very worthwhile and educational.

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Chair Seiling advised the board members for the new Waterloo Region Economic Development Corporation were announced today. He stated there were many qualified candidates and the decision was difficult.

### **Enactment of By-Laws – (First, Second & Third Readings)**

Moved by J. Nowak

Seconded by S. Foxton

- 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 on Herrgott Road, Township of Wellesley) be read a first, second and third time, finally passed and numbered 15-025 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 22, 2015 be read a first, second and third time, finally passed and numbered 15-026 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.

Carried

### **Adjourn**

Moved by S. Foxton

Seconded by L. Armstrong

That the meeting adjourn at 7:30 p.m.

Carried

**Regional Chair, K. Seiling**

**Regional Clerk, K. Fletcher**