



Regional Council Minutes

Wednesday, October 21, 2015

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, E. Clarke, D. Craig, S. Foxtton, T. Galloway, D. Jaworsky, H. Jowett, K. Kiefer, G. Lorentz, J. Mitchell, J. Nowak, K. Redman, S. Shantz, S. Strickland, B. Vrbanovic.

Closed Session

Moved by H. Jowett

Seconded by S. Foxtton

That a closed meeting of Council be held on Wednesday, October 21, 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) litigation or potential litigation and receiving of advice that is subject to solicitor-client privilege related to an agreement
- b) labour relations and receiving of advice that is subject to solicitor-client privilege

Carried

Moved by S. Foxtton

Seconded by G. Lorentz

That Council reconvene in Open Session.

Carried

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

E. Clarke disclosed a pecuniary interest with respect to the child care centre portion of the Service Review in Report CAO-IAU-15-07 due to her employment at the YWCA.

K. Redman disclosed a pecuniary interest regarding the Employment Ontario contract portion of the Service Review in Report CAO-IAU-15-07 due to her daughter's employment at Conestoga College.

Delegations

None.

Minutes Of Previous Meetings

Moved by L. Armstrong

Seconded by S. Foxton

That the following Minutes be approved:

- a) Closed Council – September 23, 2015
- b) Council – September 23, 2015
- c) A&F Public Input Meeting – September 30, 2015
- d) Community Services – October 6, 2015
- e) Administration & Finance – October 6, 2015
- f) Closed Committee – October 6, 2015
- g) Planning & Works – October 6, 2015

Carried

Moved by K. Kiefer

Seconded by G. Lorentz

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

Carried

Finance Reports

- a) **COR-15-03**, 2015/16 General Insurance Program for Waterloo Region Housing

Moved by S. Strickland

Seconded by K. Kiefer

That the Regional Municipality of Waterloo accept the bid from the Frank Cowan Company Limited for the 2015/16 General Insurance Program for Waterloo Region Housing in the amount of \$364,223.00 plus the Housing Services Corporation fee and

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all applicable taxes;

And that the Chief Financial Officer be authorized to sign all documentation pertaining to such insurance coverage.

Carried

- b) **COR-TRY-15-97/TES-TRP-15-24**, Procurement of Liquid Chemicals for Winter Maintenance

Moved by S. Strickland

Seconded by K. Kiefer

That the Region of Waterloo authorize the Chief Purchasing Officer to enter into negotiations with Innovative Surface Solutions Canada for the supply of winter maintenance de-icing liquid at an estimated annual cost of \$300,000 plus applicable taxes for a term of five (5) years.

Carried

- c) **COR-TRY-15-98**, T2015-214 Snowplowing – Region's Operations Centre and Surrounding Properties

Moved by S. Strickland

Seconded by K. Kiefer

That the Regional Municipality of Waterloo accept the Tender of 2096152 Ontario Limited o/a Dundee Nursery and Landscaping for T2015-214 Snowplowing – Region's Operations Centre and Surrounding Properties for one (1) five (5) month period beginning November 15, 2015 and ending April 15, 2016 in the estimated amount of \$104,344.90 plus all applicable taxes with the option to renew for four (4) additional five (5) month periods.

Carried

- d) **COR-TRY-15-99**, Regional Debenture Issue Dated October 26, 2015

Received for information.

Committee Reports

Community Services

The Summary of Recommendations of the Community Services Committee was presented by Geoff Lorentz, Chair of the Committee.

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Moved by G. Lorentz

Seconded by B. Vrbanovic

That the Summary of Recommendations of the Community Services Committee dated October 6, 2015, Items 1 and 2, and 1 report from closed session, Item 3, be adopted as follows:

1. That the Regional Municipality of Waterloo take the following actions with respect to ongoing Regional investment in community arts and culture organizations:
 - a) receive for information the report from the “Review of Per Capita/Arts Sustainability Funding and Municipal Funding Models for Key Cultural Institutions” study jointly undertaken by the Region, Kitchener and Waterloo, and described in Report PDL-CUL-15-15, dated October 6, 2015;
 - b) provide continued funding to the core arts and culture organizations previously identified by Regional Council namely Kitchener-Waterloo Symphony, THEMUSEUM, and the Grand Philharmonic Choir for the period 2016 through 2019, at a minimum base level as in 2015, subject to annual budget approval;
 - c) establish, in conjunction with Kitchener and Waterloo (and other area municipalities if interested), a collaborative funding and assessment process for the larger cultural organizations;
 - d) in the absence of significant new Regional funding for community arts and culture organizations, limit the organizations funded by the Region to those listed above, in order to support their financial stability; and
 - e) address the grant to Creative Enterprise Initiative at such time as the refreshed mandate for CEI is considered.
2. That the Regional Municipality of Waterloo enter into a Service Contract effective October 21, 2015 with Morningside Montessori, Inc. operated as Morningside Montessori, located at 450 King St. E., Cambridge Ontario N3H 3M9 as outlined in report CSD-CHS-15-14, dated October 6, 2015.
3. That the Regional Municipality of Waterloo endorse the nominees for the 2015 Ontario Heritage Trust Recognition Awards, namely Craig Campbell, Tijana Mutlak and students from the Waterloo-Oxford District Secondary School who support the Waterloo Wellington Children’s Groundwater Festival.

Carried

Administration and Finance

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

Moved by K. Redman

Seconded by E. Clarke

That the Summary of Recommendations of the Administration and Finance Committee dated October 6, 2015, Items 1 and 2, be adopted as follows:

1. That The Regional Municipality of Waterloo support the recommendations outlined in Appendix 'A' to report PDL-LEG-15-71/PDL-CAS-15-10/COR-TRY-15-96, dated October 6, 2015; and

That a copy of the report together with the recommendations be forwarded to the Ministry of Municipal Affairs and Housing as the Region's response to the Municipal Act Review.

2. That the Regional Municipality of Waterloo approve the 2015-2018 Strategic Plan as outlined in report CAO-SPL-15-03.

Carried

Planning and Works

The Summary of Recommendations of the Planning and Works Committee was presented by Tom Galloway, Chair of the Committee.

Moved by T. Galloway

Seconded by K. Kiefer

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

1. That the Region of Waterloo accept PDL-CPL-15-50, Monthly Report of Development Activity for August 2015, dated October 6, 2015.
2. That Regional Council authorize staff to hold an Open House on October 27, 2015 in order to present the preliminary findings of the Laurel Creek Headwaters Environmentally Sensitive Landscape Case Study and to receive further public input to inform the completion of the study, as described in Report No. PDL-CPL-

15-39, dated October 6, 2015.

3. 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 widening and reconstruction of Ottawa Street (Regional Road 4) from Dreger Avenue to Midland Road in the City of Kitchener in the Region of Waterloo as detailed in report PDL-LEG-15-65 dated September 15, 2015.

- a) Complete applications(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 Ottawa Street with new cycling lanes, curb and gutters, sidewalks and multi-use trails, transit stops, as wells as replacement of storm sewer and a trunk watermain. and described as follows:

Fee Simple Partial Taking:

- i. Part of Lot 1, Registered Plan 1152 being Parts 1 and 2 on 58R-18642 (520 Franklin Street North, Kitchener);
 - ii. Part of Lot 22, Registered Plan 1152 being Parts 3, 4, 5, 6, 7 and 8 on 58R-18642 (38 Evelyn Crescent, Kitchener);
 - iii. Part of Lot 23, Registered Plan 1152 being Parts 9, 10 and 11 on 58R-18642 (42 Evelyn Crescent, Kitchener);
 - iv. Part of Lot 24, Registered Plan 1152 being Parts 12, 13 and 14 on 58R-18642 (46 Evelyn Crescent, Kitchener);
 - v. Part of Lot 37, Registered Plan 1152 being Parts 15 and 16 on 58R-18642 (6 Dreger Avenue, Kitchener)
 - vi. Part of Block G, Registered Plan 1170 and Part of Lot 2 Registered Plan 976 being Part 2 on 58R-18641 (29 Midland Drive, Kitchener);
- b) Serve notices of the above applications(s) required by the Expropriations Act (the "Act");
 - c) Forward to the Chief Inquiry Officer any requests for a hearing that may be received within the time prescribed by the Act;
 - 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 otherwise deemed appropriate in the opinion of the Commissioner of Transportation and Environmental Services and the Regional Solicitor; and
 - f) Do all things necessary and properly to be done and report thereon to Regional Council in due course.

4. That the Regional Municipality of Waterloo forward Report PDL-CPL-15-51, dated October 6, 2015, to the Ministry of Natural Resources and Forestry as input to the review of the Conservation Authorities Act.
5. That the Regional Municipality of Waterloo approve in principle the Source Protection Plan Incentive Program as outlined in report TES-WAS-15-25 dated October 6, 2015 as the basis for continuing the development of the Incentive Program.
And That the Regional Municipality of Waterloo approve an incentive program with an end date of August 16, 2017 for small septic system owners as outlined in report TES-WAS-15-25 dated October 6, 2015.
6. That the Regional Municipality of Waterloo take the following actions, in accordance with Report TES-WAS-15-31 dated October 6, 2015:
 1. Approve the Financial Plan for Water Services Water Supply System as appended to Report TES-WAS-15-31 dated October 6, 2015;
 2. Approve the Financial Plan for Water Services North Dumfries and Wellesley Water Distribution System as appended to Report TES-WAS-15-31 dated October 6, 2015;
 3. Endorse the financial plans as financially viable;
 4. Approve the submission of the financial plans to the Ministry of Municipal Affairs and Housing in accordance with the 'Safe Drinking Water Act'; and
 5. Authorize the Commissioner, Transportation and Environmental Services, to sign all documentation related to this matter.

Carried

Chief Administrative Officer

- a) **CAO-IAU-15-07**, Service Review – Decisions Regarding the KPMG Recommendations

Chair Seiling noted the public input meeting that was held in September. He suggested Council go through each of the five sections in the report.

Employment Ontario

A motion was placed on the floor to take no action on this recommendation.

Councillors stated that the program provides value but some questioned if the Region really needs to deliver this service as there are other partners that could provide it. It was noted that none of the other Regions provide this specific program. This would be an opportunity for the Region to allow other providers to do the work currently provided by the Region.

There was discussion that there are proven statistics that this is a useful program. The year-to-date statistics provided were reviewed along with how this has been off-loaded from the Province.

G. Lorentz requested a recorded vote for each motion.

Moved by S. Foxton

Seconded by D. Jaworsky

That the Regional Municipality of Waterloo take no action with respect to the KPMG recommendation regarding the delivery of Employment Ontario services as part of the Service Review.

Carried

Yeas: L. Armstrong, E. Clarke, D. Craig, S. Foxton, D. Jaworsky, J. Mitchell, J. Nowak, S. Shantz, B. Vrbanovic

Nays: T. Galloway, H. Jowett, K. Kiefer, G. Lorentz, K. Seiling, S. Strickland

Conflicts: K. Redman

Shared IT Services

A motion to review the feasibility of a shared service was placed on the floor.

It was noted that many services are already shared with review of others already in progress. A comment was made that Councillors received emails about this specific matter but no one spoke at the public input meeting about it.

Moved by D. Jaworsky

Seconded by L. Armstrong

That the Regional Municipality of Waterloo invite all area municipalities to participate in a feasibility study to further explore the feasibility of a shared data centre, a shared service desk and deskside support services;

And that the Region work with all interested municipalities, through the Inter Municipal IT Collaboration Group (IMITCG), to complete the study.

Carried, Unanimously

Road Maintenance Compensation

A suggestion was made to refer this matter to the contract negotiations in 2019 and instruct staff to put these issues on the table as part of the next round of negotiations. A question was raised if this would be necessary or would it probably happen anyway as part of the negotiations. Mike Murray, Chief Administrative Officer advised the current contract took about two years to negotiate. He stated direction would be taken and the matter would come back to Council

It was noted that the agreements are between the Cities and the Region but not with the Townships.

Moved by T. Galloway

Seconded by D. Craig

That the Regional Municipality of Waterloo take no action with respect to the KPMG recommendations regarding Road Maintenance Compensation in the Service Review.

Carried

Yeas: L. Armstrong, E. Clarke, D. Craig, S. Foxtan, T. Galloway, D. Jaworsky, H. Jowett, K. Kiefer, G. Lorentz, J. Mitchell, J. Nowak, K. Redman, K. Seiling, S. Shantz, B. Vrbanovic

Nays: S. Strickland

A recorded vote was not taken for the following motion.

Moved by S. Strickland

Seconded by K. Kiefer

That the Regional Municipality of Waterloo direct staff to consider KPMG's recommendations when negotiating the next road maintenance agreement with the three cities.

Carried

Moved by S. Strickland

Seconded by G. Lorentz

That the Regional Municipality of Waterloo direct staff to explore with each of the Townships their interest in pursuing the KPMG recommendations regarding road maintenance in the Townships, and report back to Council regarding the results of those discussions.

Motion Lost

Optimize Airport Commercial Value

A motion was put on the floor to pursue private sector involvement in Airport operations and activities once the Master Plan is completed.

Moved by S. Strickland

Seconded by K. Redman

That the Regional Municipality of Waterloo direct staff to complete the Airport Master Plan and associated Business Plan by the end of 2016, which would include recommendations regarding increasing revenue, managing operational and capital expenses and a net levy target for airport management to budget against to control operating and capital expenditures;

And that following completion of the Master Plan/Business Plan, Regional Council consider whether it wishes to explore additional private sector involvement in Airport operations and activities.

Carried, unanimously

Child Care Service Manager

Councillors stated that the message was received on the matter of child care services and there were a great number of very articulate delegations on this issue. Concern was expressed that there is a need to review the standards and work with the Province and providers to achieve a high standard and the inequities need to be addressed.

A suggestion was made to consider increasing the rates as some of the delegations had suggested.

It was noted it is important to look at the process of the Service Review with objectivity. This recommendation was to be implemented over five years and the existing 250 spots 1989502

would be absorbed by additional providers, along with an increase to the number of subsidized spots by 200. It is important to consider the whole system and improve the entire child care system.

Moved by G. Lorentz

Seconded by K. Kiefer

That the Regional Municipality of Waterloo take no action with respect to the Child Care Service Manager recommendations from KPMG as part of the Service Review.

Carried

Yeas: L. Armstrong, D. Craig, S. Foxton, T. Galloway, D. Jaworsky, H. Jowett, K. Kiefer, G. Lorentz, J. Mitchell, J. Nowak, K. Redman, K. Seiling, S. Shantz, B. Vrbanovic

Nays: S. Strickland

Conflict: E. Clarke

A recorded vote was not taken for the following motion.

Moved by S. Strickland

Seconded by G. Lorentz

That Appendix 1 and 2 of Report CAO-IAU-15-07, Service Review – Decisions Regarding the KPMG Recommendations, be referred to staff for a report to be brought back in the Spring of 2016 with detailed recommendations.

Carried

Chair Seiling provided closing comments stating this is a good report card and shows the Region has professional and competent staff and effective Councils.

Motion From Closed Session

Moved by T. Galloway

Seconded by H. Jowett

That the Regional Municipality of Waterloo approve a settlement agreement with Slotegraaf Limited (the “Franklin Owner”) and Central Automotive Services Limited, being the owner and tenant, respectively, of the property municipally known as 1220 Franklin Boulevard, City of Cambridge (the “Franklin Property”), and the agreement of

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purchase and sale with MM Sam Ltd. (the “Sheldon Owner”), being the owner of the property municipally known as 200 Sheldon Drive, City of Cambridge (the “Sheldon Property”), wherein the Region:

- (a) facilitates the transfer of a lot addition from the Sheldon Property to the Franklin Property as replacement lands for those expropriated by the Region from the Franklin Property (the “Replacement Lands”);
- (b) pays the amount of \$436,000, plus reasonable legal and other costs, to the Sheldon Owner for the transfer of the Replacement Lands and to settle all claims arising from the Region’s expropriation of a road widening from the Sheldon Property; and
- (c) pays the net amount of \$64,086, plus reasonable legal and other costs, to the Franklin Owner for its costs to construct a parking lot on the Replacement Lands and to settle all claims arising from the Region’s expropriation of a road widening from the Franklin property;

And that the Regional Solicitor have all necessary authority to execute such documents to carry out the agreements and to settle the reasonable legal and other costs of the Franklin Owner and Sheldon Owner.

Carried

Regional Clerk

a) **PDL-CAS-15-11**, Appointment to Sunnyside Foundation Board

Moved by D. Jaworsky

Seconded by K. Kiefer

That the Regional Municipality of Waterloo ratify the appointment of Jessica Bevenborn to the Sunnyside Foundation Board for a term to expire June 30, 2018 as outlined in report PDL-CAS-15-11.

Carried

Other Matters Under Committee Of The Whole

Moved by K. Redman

Seconded by S. Shantz

That Committee of the Whole rise and Council resume.

Carried

Moved by K. Redman

Seconded by J. Mitchell

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

Carried

Other Business

B. Vrbanovic requested information regarding the potential for transit service to the Region of Waterloo International Airport. Staff will follow up on this request.

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

Moved by K. Redman

Seconded by E. Clarke

- a) That a By-law to authorize the borrowing upon instalment debentures in the principal amount of \$9,550,000 (ten year instalment debentures in the principal amount of \$4,575,000 and fifteen year instalment debentures in the principal amount of \$4,975,000) for capital works of The Corporation of the City of Cambridge be read a first, second and third time, finally passed and numbered 15-053 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- b) That a By-law to authorize the borrowing upon ten year instalment debentures in the aggregate principal amount of \$1,166,000 for a capital work of The Corporation of the City of Kitchener be read a first, second and third time, finally passed and

numbered 15-054 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.

- c) That a By-law to authorize the borrowing upon ten year instalment debentures in the aggregate principal amount of \$25,984,000 for capital works of The Regional Municipality of Waterloo be read a first, second and third time, finally passed and numbered 15-055 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- d) That a By-law to provide for the borrowing of the aggregate of the principal amounts authorized by By-laws numbered 15-053, 15-054 and 15-055 and for the issuing of one series of instalment debentures therefor in the aggregate principal amount of \$36,700,000 (ten year instalment debentures in the principal amount of \$31,725,000 and fifteen year instalment debentures in the principal amount of \$4,975,000) be read a first, second and third time, finally passed and numbered 15-056 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.
- e) That a By-law to Confirm the Actions of Council of October 21, 2015 be read a first, second and third time, finally passed and numbered 15-057 signed by the Regional Chair and Regional Clerk and sealed with the Regional Seal.

Carried

Adjourn

Moved by K. Kiefer

Seconded by H. Jowett

That the meeting adjourn at 8:33 p.m.

Carried

Regional Chair, K. Seiling

Regional Clerk, K. Fletcher