



Regional Municipality of Waterloo

Planning and Works Committee

Minutes

Tuesday, February 3, 2015

9:45 a.m.

Regional Council Chamber

150 Frederick Street, Kitchener, ON

Present were: Chair T. Galloway, L. Armstrong, D. Craig, S. Foxton, D. Jaworsky, H. Jowett, K. Kiefer, G. Lorentz, J. Mitchell, J. Nowak, K. Redman, K. Seiling, S. Shantz, S. Strickland, B. Vrbanovic and W. Wettlaufer

Motion to Go Into Closed Session

Moved by D. Jaworsky

Seconded by H. Jowett

That a closed meeting of Planning and Works and Administration and Finance Committees be held on Tuesday, February 3, 2015 at 9:00 a.m. in the Waterloo County Room, in accordance with Section 239 of the "Municipal Act, 2001", for the purposes of the following subject matters:

- a) advice that is solicitor-client privilege related to a proposal
- b) personal matters about identifiable individuals related to committee appointments
- c) proposed or pending acquisition of land in the City of Kitchener
- d) personal matters about identifiable individuals related to committee appointments
- e) personal matters about identifiable individuals related to committee appointments
- f) personal matters about identifiable individuals regarding financial matters

- g) personal matters about identifiable individuals related to committee appointments
- h) personal matters about identifiable individuals and education of councillors regarding a Public Health matter

Carried

Motion to Reconvene Into Open Session

Moved by W. Wettlaufer

Seconded by L. Armstrong

That the meeting reconvene into open session at 9:45 a.m.

Carried

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

None declared.

Delegations

- a) TES-WMS-15-02, Woolwich Transfer Station – Response to Resolution from Township of Woolwich
 - i. Patrick Merlihan, Township of Woolwich Councillor, appeared before the Committee noting that the Township does not want to see the transfer station close. He provided background information and stated that during the last election the closing of the transfer station was the main topic of concern. He referred to the recommendation that the Township of Woolwich passed asking to allow for the sale of the transfer station to a private operator and the Region continue service at the transfer station until the private operator has all the necessary approvals. He provided the benefits of the sale asked that the Region move forward to allow for this business opportunity.

Jon Arseneault, Director, Waste Management, introduced the report highlighting that the rural transfer stations are scheduled to close March 2015. He pointed out the primary concerns with the Township of Woolwich recommendation regarding the sale to a private operator. He stated that Regional staff is recommending that no action be taken with respect to the Township of Woolwich’s resolution and noted that the report identifies an alternative option for consideration.

Thomas Schmidt, Commissioner, Transportation and Environmental Services, pointed out the goal for the alternative option is to allow staff time to continue to monitor on site

usage and actual cost recovery and report back to Council as part of the 2016 budget process.

Craig Dyer, Chief Financial Officer, provided clarification on the waste management budget, highlighting that the budget book contains the \$2.00 fee but that there is a budget issue paper for Council to consider an increase charge from \$2.00 to \$5.00. He also pointed out that the 2014 waste management budget included the full year of all the transfer stations and the 2015 budget only accounts for the first 3 months.

A Committee member pointed out that the rural transfers are not equipped to handle the ICI waste and highlighted curbside pick up in the townships.

The Committee discussed the sale of the transfer stations and asked that staff report back with implications on the tax levy due to the potential lack of ICI tonnage, the environmental and legal implications of contamination, what the Region is paying in the current contract and if the fees charged at a private transfer station will be comparable to the Region's fees. Committee members directed Region staff to explore the potential sale of the rural transfer stations and to meet with potential purchasers to discuss their business plans.

S. Strickland brought forward a motion to defer the report until the next budget meeting to allow staff time to report back with financial information regarding keeping the four transfer stations open past March 2015.

Moved by S. Strickland

Seconded by G. Lorentz

That the Regional Municipality of Waterloo defer TES-WMS-15-02, Woolwich Transfer Station – Response to Resolution from Township of Woolwich until the budget session on February 11th, 2015.

Carried

Presentations

a) Transportation and Environmental Services Departmental Overview Presentation deferred until a future meeting.

Request to Remove Items from Consent Agenda

No items were removed from the Consent Agenda.

Motion to Approve Items or Receive for Information

Moved by B. Vrbanovic

Seconded by K. Kiefer

That the following item be approved:

- That the Region of Waterloo accept PDL-CLP-15-09, Monthly Report of Development Activity for December 2014, dated February 3, 2015.

Carried

Regular Agenda Resumes**Reports – Planning, Development and Legislative Services****Community Planning**

- b) PDL-CLP-15-07, Balancing Environmental Protection and Transportation Considerations: The Laurel Creek Headwaters Environmentally Sensitive Landscape Case Study

Rob Horne, Commissioner, Planning, Development and Legislative Services introduced the report noting that Regional Council endorsed an initiative to examine how best to balance transportation and environmental considerations in Environmentally Sensitive Landscapes (ESL). He stated this study was originally recommended by the Laurel Creek Headwaters ESL Public Liaison Committee and Regional staff has subsequently initiated a case study focusing on the Laurel Creek Headwaters ESL.

Some Committee members pointed out the difficulty of finding a balance on Wilmot Line and highlighted the need for traffic calming.

Moved by S. Strickland

Seconded by J. Mitchell

That the Regional Municipality direct staff to hold an open house to seek community input for the Laurel Creek Headwaters Environmentally Sensitive Landscape Case Study, as described in Report No. PDL-CPL-15-07, dated February 3, 2015.

Carried

- c) PDL-LEG-15-08, Waterloo Spur Line Trail – Temporary Easement to Metrolinx

Moved by S. Strickland

Seconded by K. Redman

That the Regional Municipality of Waterloo grant to Metrolinx, for nominal consideration, a non-exclusive temporary easement, for a period of 15 years, over a 1 kilometre part of the Waterloo Spur Line Trail described as Part Lot 457, Registered Plan 385, Part Lots 1 and 8, Registered Plan 373, Lot 30, MCP of Lot 15, G.C.T. and Part Lot 457 Registered Plan 385 in the City of Kitchener, and Part Lot 14, MCP of Lot 15, G.C.T. in the City of Waterloo, and to be further described by a reference plan of survey to the satisfaction of the Commissioner of Transportation and Environmental Services and the Regional Solicitor, for purposes of access for persons and vehicles to maintain the Waterloo Spur Line Trail on terms and conditions satisfactory to the Regional Solicitor. [PDL-LEG-15-08]

Carried

Reports – Transportation and Environmental Services

Rapid Transit

- d) PDL-LEG-15-13, Authorization to Expropriate Lands (2nd Report) In the City of Kitchener Designated as Phase VI of Stage 1 of the Rapid Transit Project Relating to Property and Interests Located at Various Locations Along or Near the CN Railway Line Corridor, known as the Huron Park Spur, in the City of Kitchener, in the Regional Municipality of Waterloo

Moved by J. Mitchell

Seconded by S. Foxton

That The Regional Municipality of Waterloo approve the expropriation of lands for the construction of part of Phase VI of Stage 1 of the Rapid Transit Project comprised of property and interests located at various locations along the Light Rail Transit alignment in the City of Kitchener, in the Regional Municipality of Waterloo as detailed in Report PDL-LEG-15-13 dated February 3, 2015 and more specifically listed below:

Fee Simple Partial Takings:

1. Part Lot 8, Plan 870, being Part 7, 58R18182, Part of PIN 22599-0041(R), City of Kitchener, Regional Municipality of Waterloo (Part of 2 Hoffman St., Kitchener, Ontario N2M 3M4);
2. Part Lot 9, Plan 870, being Parts 2, 3 and 4, 58R18182, Part of PIN 22599-0043 (LT), City of Kitchener, Regional Municipality of Waterloo (Part of 8 Hoffman St., Kitchener, Ontario N2M 3M4);

3. Part Lots 9 and 10, Plan 870, being Part 1, 58R18182, Part of PIN 22599-0046 (LT), City of Kitchener, Regional Municipality of Waterloo (Part of 14 Hoffman St., Kitchener, Ontario N2M 3M4);
4. Part Lot 18, M.C.P. 791, being Parts 5 and 6, 58R18182, Part of PIN 22599-0078 (LT), City of Kitchener, Regional Municipality of Waterloo (Part of 130 Imperial Drive, Kitchener, Ontario N2M 1C4);
5. Part Lots 17 and 18, M.C.P. 791, being Parts 2, 3 and 4, 58R18185, Part of PIN 22599-0070 (LT), City of Kitchener, Regional Municipality of Waterloo (Part of 116 Hanson Avenue, Kitchener, Ontario N2C 2E2);
6. Part Lot 17, M.C.P. 791, being Part 6, 58R18185, Part of PIN 22599-0065 (LT), City of Kitchener, Regional Municipality of Waterloo (Part of 177 Hayward Avenue, Kitchener, Ontario N2C 2E5);
7. Part Lot 18, M.C.P. 791, being Part 1, 58R18185, Part of PIN 22599-0075 (LT), City of Kitchener, Regional Municipality of Waterloo (Part of 41 Ardelt Avenue, Kitchener, ON N2C 2C8);

And that staff be instructed to register a Plan of Expropriation with respect to the said properties, or such lesser portions or interests of any of the said properties as may be determined through the design process, within three months of the granting of approval to expropriate said properties, in accordance with the "Expropriations Act" (Ontario) (the "Act");

And that the registered owners be served with a Notice of Expropriation and a Notice of Possession with respect to the said properties after the registration of the Plan of Expropriation and the Regional Solicitor is authorized to take any and all actions required to enforce such Notices including but not limited to any application pursuant to Section 40 of the Expropriations Act;

And that if no agreement as to compensation is made with an owner, the statutory Offer of Compensation and payment be served upon the registered owners of applicable properties in the amount of the market value of the interests in such lands as estimated by the Region's appraiser in accordance with the Act;

And that all above-referenced lands situated adjacent to an existing Regional public highway shall be acquired for road widening purposes and shall be deemed to form part of the adjacent public highway in accordance with subsection 31(6) of the Municipal Act, 2001, S. O. 2001, c.25;

And further that the Regional Solicitor be authorized to discontinue expropriation proceedings or any part thereof, in respect of the above described lands, or any part

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thereof, upon the registration on title of the required documentation to complete the transaction 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. [PDL-LEG-15-13]

Carried

Transit Services

e) TES-TRS-15-02, Community Transportation Pilot Grant Program Proposal

Eric Gillespie, Director, Transit Services, introduced the report and stated staff is making an application to the Province to implement a transit pilot program to link the Township of Wilmot to the Boardwalk.

Some Committee members also pointed out the need for transit in other areas such as Breslau and Ayr.

Moved by L. Armstrong

Seconded by S. Shantz

That the Regional Municipality of Waterloo proceed with a one year pilot program to introduce a transit service from Wilmot Township into the City of Kitchener, pending the approval of a Community Transportation Pilot Grant;

And that, the Province of Ontario be asked to make any surplus funds from the Community Transportation Pilot Grant Program available, to introduce other pilot initiatives, as outlined in Report TES-TRS-15-02, dated February 3, 2015.

Carried

Waste Management

f) TES-WMS-15-01, Waste Management Master Plan Implementation Update

Chair T. Galloway asked for four volunteers to sit on the working group. K. Kiefer, J. Mitchell, T. Galloway, J. Nowak volunteered for the working group.

A Committee member pointed out the wording in the recommendation should state appoint not nominate.

Moved by S. Foxton

Seconded by K. Kiefer

That the Regional Municipality of Waterloo appoint K. Kiefer, J. Mitchell, J. Nowak and T. Galloway to establish a Working Group to work with project team staff during implementation of the recommendations of the Waste Management Master Plan as described in Report TES-WMS-15-01 dated February 3, 2015.

Carried

Water Services

- e) TES-WAS-15-05, 2014 Annual Water Quality Report for the Region of Waterloo Rural and Integrated Water Systems

Received for information.

Nancy Kodousek, Director, Water Services, introduced the report and highlighted that the Region must meet reporting requirements. She noted that a copy of the Annual Water Quality Report can be found in the Councilors' library and that on April 30th, there will be a Standard of Care training session.

Committee members inquired about the training being mandatory stating it was required last year and asked for clarification.

Information/Correspondence

- a) Council Enquiries and Requests for Information Tracking List was received for information.

Next Meeting – February 24, 2015

Adjourn

Moved by G. Lorentz

Seconded by S. Foxton

That the meeting adjourn at 10:50 a.m.

Carried

Committee Chair, T. Galloway

Committee Clerk, E. Flewwelling