

PRESENT Paul Ainslie, Chair
Dave Barton, Vice Chair (*arrived at 9:58 a.m.*)
Kevin Ashe
Navjit Kaur Brar
Stephen Dasko
Joanne Dies
Paula Fletcher
Laura Isidean
Linda Jackson
Parthi Kandavel
Hugo Kroon
Joe Li
Joseph Ogilvie
Steve Pellegrini
Anthony Perruzza
Mario Russo
Rowena Santos
Dianne Saxe
Anub Simson
Barry Warner

ABSENT Vincent Crisanti
Chris Fonseca
Jennifer McKelvie
Amber Morley
Jamaal Myers
Gord Perks
Connie Tang
David West

1. CALL TO ORDER

Board of Directors Meeting #4/24 was held via videoconference, on April 19, 2024. The Chair, Paul Ainslie, called the meeting to order at 9:43 a.m.

2. ACKNOWLEDGEMENT OF INDIGENOUS TERRITORY

The Chair recited the Acknowledgement of Indigenous Territory.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None.

4. MINUTES OF THE TRCA BOARD OF DIRECTORS MEETING #3/24, HELD ON MARCH 22, 2024

RES.#A 60/24

Moved By: Steve Pellegrini
Seconded By: Paula Fletcher

THAT the Minutes of the Board of Directors Meeting #3/24, held on Friday March 22, 2024, be approved.

Carried

5. DELEGATIONS

None.

6. PRESENTATIONS

None.

7. CORRESPONDENCE

None.

8. SECTION I - ITEMS FOR BOARD OF DIRECTORS ACTION

8.1 APPLICATIONS FOR PERMITS PURSUANT TO SECTION 28.1.2 OF THE CONSERVATION AUTHORITIES ACT (MINISTER'S ZONING ORDER, ONTARIO REGULATION 171/20)

RES.#A 61/24

Moved By: Kevin Ashe
Seconded By: Rowena Santos

WHEREAS the Minister of Municipal Affairs and Housing issued an MZO for the subject property on May 22, 2020, as O. Reg. 171/20;

WHEREAS Section 28.1.2 of the Conservation Authorities Act requires Toronto and Region Conservation Authority (TRCA) to issue a permit for a development project that has been authorized by an MZO issued under the Planning Act, and where the lands in question are not located within a Greenbelt Area as identified through Section 2 of the Greenbelt Act;

WHEREAS Section 28.1.2(6), of the Conservation Authorities Act, allows TRCA to attach conditions to the permit including conditions to mitigate any effects the development may have on the control of flooding, erosion, dynamic beaches, or unstable soil or bedrock and/or in the event of a natural hazard, might jeopardize the health or safety of persons or result in the damage or destruction of property;

WHEREAS Section 28.1.2(17), of the Conservation Authorities Act, provides that where a permit is to be issued the applicant is required to enter into an agreement with the TRCA;

AND WHEREAS Section 28.1.2(18), of the Conservation Authorities Act, provides that the agreement shall set out actions or requirements that the holder of the permission must complete or satisfy to compensate for ecological impacts and any other impacts that may result from the development project;

AND WHEREAS TRCA, in the absence of an approved MZO, would normally issue a permit for site grading and the construction of a sales office, roads and servicing, and a temporary sediment pond and outlet where it has been demonstrated there will be no impact on the control of flooding, erosion, dynamic beaches, and unstable soils or bedrock, or jeopardize the health or safety of persons or result in the damage or destruction of property;

THEREFORE, LET IT BE RESOLVED THAT TACC Holborn (Block 140) Inc., in the City of Brampton be issued a permit for site grading and the construction of a sales office, roads and servicing, and a temporary sediment pond and outlet, subject to the Standard Conditions within Attachment 5 hereto;

AND FURTHER THAT the required agreement reflect and secure the approved conditions, and any actions or requirements that the permit holder must complete or satisfy to compensate for ecological impacts and any other impacts that may result from the development project.

Carried

8.2 APPLICATION FOR PERMIT PURSUANT TO SECTION 28.1.2 OF THE CONSERVATION AUTHORITIES ACT (MINISTER'S ZONING ORDER, ONTARIO REGULATION 362/20)

RES.#A 62/24

Moved By: Kevin Ashe
Seconded By: Rowena Santos

WHEREAS the Minister of Municipal Affairs and Housing issued a Minister's Zoning Order (MZO) for the subject property on July 10, 2020, as Ontario Regulation 362/20;

WHEREAS Section 28.1.2 of the Conservation Authorities Act requires Toronto and Region Conservation Authority (TRCA) to issue a permit for a development project that has been authorized by an MZO issued under the Planning Act, and where the lands in question are not located within a Greenbelt Area as identified through Section 2 of the Greenbelt Act;

WHEREAS Section 28.1.2(6) of the Conservation Authorities Act, allows TRCA to attach conditions to the permit, including conditions to mitigate any effects the development may have on the control of flooding, erosion, dynamic beaches, or unstable soil or bedrock and/or in the event of a natural hazard, might jeopardize the health or safety of persons or result in the damage or destruction of property;

WHEREAS Section 28.1.2(17), of the Conservation Authorities Act, provides that where a permit is to be issued, the applicant is required to enter into an agreement with the TRCA;

AND WHEREAS Section 28.1.2(18), of the Conservation Authorities Act, provides that the agreement shall set out actions or requirements that the holder of the permission must complete or satisfy to compensate for ecological impacts and any other impacts that may result from the development project;

AND WHEREAS TRCA, in the absence of an approved MZO, would normally issue a permit for development activities where it has been demonstrated there will be no impact on the control of flooding, erosion, dynamic beaches, and unstable soils or bedrock, or jeopardize the health or safety of persons or result in the damage or destruction of property;

THEREFORE, LET IT BE RESOLVED THAT FP Mayfield West (Caledon) Inc., be issued a permit for the construction of Draft Plan of Subdivision 21T-20004C, subject to the Standard Conditions within Attachment 5 hereto;

AND FURTHER THAT the required agreement reflect and secure the approved conditions, and any actions or requirements that the permit holder must complete or satisfy to compensate for ecological impacts and any other impacts that may result from the development project.

Carried

8.3 VENDOR OF RECORD ARRANGEMENT FOR SUPPLY AND DELIVERY OF VARIOUS AGGREGATES

RES.#A 63/24

Moved By: Kevin Ashe

Seconded By: Rowena Santos

WHEREAS Toronto and Region Conservation Authority (TRCA) is engaged in a variety of projects that require the supply and delivery of various types of aggregate;

AND WHEREAS TRCA solicited proposals through a publicly advertised process and awarded Contract No. 10039254 to Brock Aggregates, Dufferin Aggregates, Glenn Windrem Trucking, Gott Natural Stone '99 Inc., J.C.

Rock Ltd., James Dick Construction Ltd., Miller Paving Products, and Roman Building Materials on July 1, 2023 in accordance with RES.#A 107/23;

AND WHEREAS TRCA staff are satisfied with the goods and services provided to date under the current contract;

THEREFORE LET IT BE RESOLVED THAT TRCA staff be directed to exercise their contractual right to extend the VOR arrangement with Brock Aggregates, Dufferin Aggregates, Glenn Windrem Trucking, Gott Natural Stone '99 Inc., J.C. Rock Ltd., James Dick Construction Ltd., Miller Paving Products, and Roman Building Materials for an additional one (1) year to expire on July 1, 2025;

AND THAT TRCA staff be authorized to increase the value of Contract No. 10039254 by an additional \$1,618,267, plus applicable taxes, to account for additional spending anticipated for the one (1) year term extension;

AND FURTHER THAT authorized TRCA officials be directed to take whatever action may be required to implement the contract extension, including the obtaining of necessary approvals and the signing and execution of any documents.

Carried

8.4 VOLUNTARY PROJECT REVIEW 2023

RES.#A 64/24

Moved By: Kevin Ashe

Seconded By: Rowena Santos

THAT the Board of Directors receive for information the summary information related to provincial and federal Crown Corporation projects reviewed through the Toronto and Region Conservation Authority (TRCA) Voluntary Project Review in accordance with Section 28 of the Conservation Authorities Act;

AND THAT TRCA staff continue to advocate that Crown corporations undertaking environmental assessments for infrastructure projects consider working with TRCA through its VPR process during the environmental assessment and detailed design phase for projects located within TRCAs regulation limit to ensure potential issues related to the control of flooding, erosion, dynamic beaches and unstable soils or bedrock, or that jeopardize the health or safety of persons or result in the damage or destruction of property, are addressed;

AND FURTHER THAT TRCA staff continue to report back to the TRCA Board of Directors through the Executive Committee on a yearly basis for projects that completed the Voluntary Project Review process.

Carried

9. SECTION III - ITEMS FOR THE INFORMATION OF THE BOARD

9.1 UPDATE ON MUNICIPAL AGREEMENTS AND PARTNERSHIPS FOR WETLAND RESTORATION PROJECTS

RES.#A 65/24

Moved By: Barry Warner

Seconded By: Joe Li

IT IS RECOMMENDED THAT the report on the Update on Municipal Agreements and Partnership Grants for Restoration Projects be received for information;

AND FURTHER THAT TRCA staff continue to finalize necessary agreements with the City of Brampton, and Town of Ajax towards successful implementation of the Etobicoke Creek Wetlands Enhancement Project and the Kingston Road Wetland Restoration Project.

Carried

9.2 Q1 COMMUNICATIONS, MARKETING AND EVENTS REPORT SUMMARY

RES.#A 66/24

Moved By: Barry Warner

Seconded By: Joe Li

THAT the Q1 Communications, Marketing and Events Report Summary for January 1 - March 31, 2024, be received.

Carried

10. MATERIAL FROM EXECUTIVE COMMITTEE MEETING

10.1 SECTION I - ITEMS FOR BOARD OF DIRECTORS ACTION

10.1.1 2024 TRCA BUDGET APPROVAL

RES.#A 67/24

Moved By: Stephen Dasko

Seconded By: Dianne Saxe

WHEREAS a weighted majority vote on the apportionments is required in accordance with Sections 18 and 19 of O. Reg 400/22;

THEREFORE LET IT BE RESOLVED THAT TRCA's Board of Directors approve the final budget in a subsequent resolution fulfilling the non-weighted vote requirement in accordance with O. Reg. 400/22;

AND THAT the Clerk and Manager, Policy be authorized to provide the notices of apportionment to be sent in accordance with Section 23 of O. Reg. 400/22.

Carried

RES.#A 68/24

Moved By: Stephen Dasko

Seconded By: Dianne Saxe

THAT the Board of Directors vote to adopt the 2024 TRCA Budget, and all projects and programs therein;

THAT TRCA staff be authorized to amend the 2024 Budget, to reflect actual 2023 provincial transfer payment allocations to set the amount of matching levy required by the Conservation Authorities Act;

THAT the cost of property taxes imposed by municipalities be included as additional levy to the participating municipalities where the lands are located, excluding the cost of property taxes which are passed on to a third party under a lease or similar agreement;

THAT except where statutory or regulatory requirements provide otherwise, TRCA staff be authorized to enter into agreements with private sector organizations, non-governmental organizations or governments and their agencies for the undertaking of projects which are of benefit to TRCA and funded by the sponsoring organization or agency, including projects that have not been provided for in the approved TRCA budget;

AND FURTHER THAT authorized TRCA officials be directed to take such action as may be necessary to implement the foregoing, including obtaining approvals and the signing and execution of documents.

Carried

10.1.2 2024 UNFUNDED PRIORITIES

RES.#A 69/24

Moved By: Mario Russo

Seconded By: Linda Jackson

THAT the 2024 Unfunded Priorities list, and all projects and programs therein, be adopted and be communicated to TRCA's partner municipalities and senior levels of government;

THAT staff report back to the Board of Directors if amendments to the 2024 Unfunded Priorities are required.

Carried

10.1.3 AUTHORIZATION TO ACCESS RESERVE FUNDS: ADMINISTRATIVE OFFICE BUILDING PROJECT

RES.#A 70/24

Moved By: Mario Russo

Seconded By: Linda Jackson

WHEREAS at meeting #2/15, held on February 27, 2015, TRCA's Board of Directors approved Res. #A 23/15 related to the construction of a new Administrative Office Building for TRCA at 5 Shoreham Drive;

AND WHEREAS the original construction budget for TRCA's new Administrative Office Building at 5 Shoreham Drive was \$65 million;

AND WHEREAS as indicated through previous construction updates to TRCA's Board of Directors, the COVID-19 global pandemic had a significant impact on costs across the construction sector, resulting in an additional \$9 million in escalated financial impacts on the new Administrative Office Building project;

AND WHEREAS through the planning and construction process for the new Administrative Office Building it was determined that upgraded security, lighting and health and safety systems were required for the parking facility at Black Creek Pioneer Village, which provides parking for TRCA staff and

visitors to the new Administrative Office Building, visitors to Black Creek Pioneer Village and paid parking for neighbouring uses and events;

AND WHEREAS TRCA Board of Directors authorization is required for the use of TRCA's Reserve Fund;

THEREFORE LET IT BE RESOLVED THAT a draw upon reserves of up to \$9 million be authorized by TRCA's Board of Directors to fund the completion the new Administrative Office Building project;

THAT an additional draw from TRCA reserves of up to \$1.1 million be authorized to fund the lighting, security and health and safety upgrades to the shared staff and public parking facility at Black Creek Pioneer Village;

AND FURTHER that staff finalize and convert the approved \$50,000,000 construction financing loan to a term loan in accordance with the executed terms and conditions with CIBC, effective July 1st, 2024.

Carried

10.1.4 REQUEST FOR PROPOSAL FOR ACCESS UPGRADES LOWER DON TRAIL PHASE 4 PROJECT

RES.#A 71/24

Moved By: Mario Russo

Seconded By: Linda Jackson

WHEREAS Toronto and Region Conservation Authority (TRCA) has partnered with the City of Toronto to implement the Lower Don Trail Phase 4 Project;

AND WHEREAS the Lower Don Trail Phase 4 Project requires design-build services;

AND WHEREAS TRCA solicited Proposals through a publicly advertised process and evaluated the Proposals based on standardized criteria;

THEREFORE LET IT BE RESOLVED THAT Request for Proposal (RFP) No. 10040463 for Access Upgrades - Lower Don Trail Phase 4 be awarded to Metric Contracting Services Corporation at a total cost not to exceed \$996,393 plus applicable taxes, to be expended as authorized by TRCA staff;

THAT TRCA staff be authorized to approve additional expenditures to a maximum of \$99,639 (approximately 10% of the project cost), plus applicable taxes, in excess of the contract cost as a contingency allowance if deemed necessary;

AND FURTHER THAT authorized TRCA officials be directed to take whatever action may be required to implement the contract, including the obtaining of necessary approvals and the signing and execution of any documents.

Carried

10.1.5 GREENSPACE ACQUISITION PROJECT FOR 2021-2030 (33,35,37, AND 39 TOPCLIFF AVENUE)

RES.#A 72/24

Moved By: Mario Russo

Seconded By: Linda Jackson

THAT 0.007648 hectares (0.018898 acres), more or less, of vacant land/improvements, located south of Finch Avenue W and east of Topcliff Avenue, said land being, Part of Lots 2 & 3 66R-1909, Part of Lots 4 & 5 66R-1892, Part of Lots 3 & 6 66R-1892, and Part of Lots 2 & 7 66R-1892, municipally known as 33, 35, 37, and 39 Topcliff Avenue, in the City of Toronto be acquired from the landowners under the Greenspace Acquisition Project 2021-2030 and the Erosion Risk Management Business Unit;

THAT the purchase price be \$2.00;

THAT Toronto and Region Conservation Authority (TRCA) receive conveyance of the land free from encumbrances, subject to existing service easements;

THAT the transaction be completed at the earliest possible date and all reasonable expenses incurred incidental to the closing for land transfer tax, legal costs, and disbursements are to be paid by TRCA;

AND FURTHER THAT authorized TRCA officials be directed to take the necessary action to finalize the transaction, including obtaining any necessary approvals and the signing and execution of documents.

Carried

10.2 SECTION II - ITEMS FOR EXECUTIVE COMMITTEE ACTION

10.2.1 LIMITED TENDERING OF POI BUSINESS INTERIORS LP FOR EXISTING WORKSTATION REMOVAL AND RECONFIGURATION TO 5 SHOREHAM DRIVE

RES.#A 73/24

Moved By: Anub Simson

Seconded By: Joseph Ogilvie

WHEREAS Toronto and Region Conservation Authority (TRCA) is engaged in a project which required specialty moving and installation services;

AND WHEREAS TRCA previously procured furniture which requires the continued support and expertise of a specialty service provider;

AND WHEREAS due to the absence of competition for technical reasons, in accordance with its procurement policy, TRCA solicited a proposal from a specialty service provider with an exclusive distributorship agreement with the furniture manufacturer;

THEREFORE, LET IT BE RESOLVED THAT Request for Quotation (RFQ) No. 10041255 for disassembly, moving and reconfiguration of the existing Steelcase system furniture be awarded to POI Business Interiors LP at a total cost not to exceed \$361,224.78, plus applicable taxes, to be expended as authorized by Toronto and Region Conservation Authority (TRCA) staff;

THAT TRCA staff be authorized to approve additional expenditures to a maximum of \$36,122.48 (approximately 10% of the vendor cost), plus applicable taxes in excess of the contract cost as a contingency allowance if deemed necessary;

AND FURTHER THAT authorized TRCA officials be directed to take whatever action may be required to implement the contract, including the obtaining of necessary approvals and the signing and execution of any documents.

Carried

10.3 SECTION III - ITEMS FOR THE INFORMATION OF THE BOARD

10.3.1 SUMMARY OF SENIOR STAFF EXPENSES FOR 2023

RES.#A 74/24

Moved By: Hugo Kroon

Seconded By: Joanne Dies

THAT the summary of senior staff expenses for TRCA Chief Executive Officer, Chief Financial and Operating Officer, Chief Human Resources Officer and Divisional Directors for the year ended December 31, 2023, be received.

Carried

10.3.2 2023 YEAR-END FINANCIAL VARIANCE REPORT

RES.#A 75/24

Moved By: Hugo Kroon

Seconded By: Joanne Dies

THAT the 2023 Year-End Variance Report for the year ending December 31, be received.

Carried

10.3.3 2024 UPDATE ON BOARD OF DIRECTORS REMUNERATION AND MILEAGE EXPENSE RATES

RES.#A 76/24

Moved By: Hugo Kroon

Seconded By: Joanne Dies

IT IS RECOMMENDED THAT the 2024 Update on Board of Directors Remuneration and Mileage Expense Rates be received for information.

Carried

10.4 SECTION IV - ONTARIO REGULATION 166/06, AS AMENDED

10.4.1 STANDARD DELEGATED PERMITS FOR RECEIPT - APRIL 5, 2024

RES.#A 77/24

Moved By: Anthony Perruzza

Seconded By: Kevin Ashe

THAT standard delegated permits, permission for routine infrastructure works, minor works letters of approval, and permits after the fact / resolution of violations granted by Toronto and Region Conservation Authority staff, in accordance with Ontario Regulation 166/06, as amended, which are listed below, be received.

Carried

11. CLOSED SESSION

None.

12. NEW BUSINESS

Chair Ainslie mentioned that there are a number of TRCA events taking place this weekend in celebration of Earth Day and encouraged everyone to participate.

13. ADJOURNMENT

ON MOTION from Joe Li, the meeting was adjourned at 10:13 a.m.

Paul Ainslie,
Chair

John MacKenzie,
Secretary-Treasurer