



**The Corporation of the
Town of Milton
COUNCIL MINUTES**

July 17, 2023, 7:00 p.m.

Members Present: Mayor Krantz, Councillor Ali, Councillor Best, Councillor Challinor, Councillor Malboeuf, Councillor Tesser Derksen, Councillor Ijaz, Councillor Marshall, Councillor Khalqi

The Council for the Corporation of the Town of Milton met in regular session at 7:00 p.m. This meeting was held as a hybrid meeting with Members of Council having the opportunity to participate in-person at Town Hall or electronically.

1. **MOMENT OF SILENT REFLECTION / O' CANADA / TRADITIONAL LAND ACKNOWLEDGEMENT**
2. **AGENDA ANNOUNCEMENTS / AMENDMENTS**

Res. 105-23

THAT the pertinent rules contained in Procedure By-law 007-2019, as amended, be waived to permit the introduction of a Notice of Motion at tonight's meeting by Councillor Challinor, with respect to a Consumer Fireworks Ban in Town of Milton.

Carried

Res. 106-23

THAT the pertinent rules contained in Procedure By-law 007-2019, as amended, be waived to permit the introduction and deliberation of a Notice of Motion at tonight's meeting by Councillor Challinor, with respect to Excessive Vehicle Noise On Milton Streets.

Carried

3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

Councillor Khalqi declared a conflict on this item. (Because he is a Police Officer.)

3.1 Councillor Khalqi - DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

Because he is a Police Officer.

4. CONSENT ITEMS

At this point in the meeting, Mayor Krantz turned the Chair Position over to Acting Chair, Councillor Ali.

Res. 107-23

THAT Consent Items 4.1 to 4.4 be approved.

Carried

4.1 Minutes of the Council meeting held on June 19, 2023

4.2 Minutes of the Council Workshop meeting held on June 26, 2023

4.3 Milton Public Library 2022 Annual Report

4.4 Regional Ontario Street Property Master Plan

THAT Council endorse the Regional Ontario Street Property Development Plan inclusive of the Property's Master Plan, attached as Appendix 1 to Report DS-037-23.

5. DELEGATIONS

5.1 Item for Consideration #8.2

6. PUBLIC MEETING

7. PRESENTATIONS

8. ITEMS FOR CONSIDERATION

8.1 2023-27 Town of Milton Strategic Plan

Res. 108-23

THAT Council receive this report for information;

AND THAT Council endorse the 2023-2027 Town of Milton Strategic Plan as presented within ES-009-023.

Carried

8.2 We Make Milton – Working in Milton Policy Considerations Report

Res. 109-23

THAT Council receive Report DS-039-23 for information;

AND THAT the recommended Policy Considerations for the theme of Working in Milton be endorsed by Council and that they be used to guide subsequent stages of We Make Milton – Milton's new Official Plan.

Carried

8.3 Technical Report: Zoning By-law Amendment Application by Quadspring Incorporated applicable to lands municipally known as 7419 Tremaine Road (Z-01/22)

Res. 110-23

THAT Staff Report DS-036-23 outlining an amendment to the Town of Milton Zoning By-law 016-2014, as amended, to facilitate the development of a two-storey day care building and a single-storey multi-unit commercial building BE APPROVED;

THAT staff be authorized to bring forward an amending Zoning By-law in accordance with the draft By-law attached as Appendix 1 to Report DS-036-23 for Council adoption;

AND THAT the Commissioner of Development Services forward this report to the Provincial Ministers of Health, Education, Transportation and Infrastructure and Metrolinx with respect to review and plan for future Milton District Hospital, school and transportation expansions;

AND FURTHER THAT the Commissioner of Development Services forward a copy of the Report and Decision to the Region of Halton for their information.

Carried

8.4 Pedestrian Crossover (PXO) and School Crossing Guard Update

Res. 111-23

THAT six school crossing guard locations be removed as warrants are no longer met;

AND THAT a total of four additional PXO Level 2 Type D PXOs be installed at school crossing locations prior to the commencement of school in 2023;

AND THAT three existing Level 2 Type D PXOs be upgraded to Level C and two additional Level 2 Type C PXOs be installed in 2024 pending budget approval with a cost of approximately \$17,000.00 per location;

AND FURTHER THAT traffic volumes be updated every two years along collector roads where PXOs exist to determine if upgrades are required.

Carried

8.5 Wildlife Services

It was requested that a portion of the motion with respect to Staff Report CORS-040-23 be voted on separately.

Res. 112-23

THAT the Town continue to partner with the Town's current wildlife service provider and approve a single source award to Omega Canine Control in the estimated amount of \$63,876 (excluding HST) to provide wildlife response services on public (Town) property for a one year period from August 1, 2023 to July 31, 2024, with an option to renew for a second year;

AND THAT Council approve a service level increase and enhance customer service by expanding the wildlife response program to include requests for service on private property, in addition to the current public property response;

AND THAT Council confirms the service standards for Animal Services, as outlined in this report;

AND THAT the Manager, Purchasing and Supply Chain Management be authorized to execute the contract, as outlined by the purchasing by-law, and the Mayor and the Town Clerk be authorized to sign any required paperwork.

Carried

Amendment:

Res. 113-23

THAT clause #3 of the motion be amended by striking out \$240 and replacing this number with \$50 to read as follows:

AND THAT a new user fee of \$50, before taxes, be introduced to recover the cost of responding to wildlife requests on private property and included within the Town's User Fee By-law, also on tonight's agenda;

Carried

*This recommendation varies from the recommendation contained in Staff Report CORS-040-23.

8.6 Operating Budget Review – May 2023

Res. 114-23

THAT the operating report for the five months ending May 2023 along with a projected year end deficit of \$1,300,952 be received for information.

Carried

8.7 2023 User Fee By-law Update

Res. 115-23

THAT the changes to user fees, as outlined through staff report CORS-038-23, be received;

THAT the proposed User Fee By-law 058-2023 be considered for approval.

Carried

8.8 Property Tax Management System

Res. 116-23

THAT a single source award for a property tax billing and collection system to CentralSquare Canada Software Inc. be approved to an estimated amount of \$1,531,577 (exclusive of HST) for the initial implementation along with a five-year term, and that staff be delegated the authority to renew up to two (2) additional years.

THAT capital project C24110219 (Property Tax System Replacement) be increased by \$700,000 from \$164,088 to \$864,088 with funding provided from the Project Variance Account.

THAT in the preparation of the Proposed 2024 Capital Budget and Forecast staff include in 2024 a funding request for the project team resources required to implement the new property tax system, and remove from the forecast the portion of the estimated cost that was accelerated to 2023 in the recommendations above (previously forecasted in 2024).

THAT the Manager, Purchasing and Supply Chain Management be authorized to execute the contract(s), as outlined by the purchasing bylaw, and the Mayor and the Town Clerk be authorized to sign any required paperwork.

Carried

8.9 Financial Management System Update

Res. 117-23

THAT staff be authorized to negotiate on a single source basis the award for the implementation and annual licensing of financial management software modules with Workday Ltd. as further outlined in this report.

THAT authority for the final execution of the agreement be subject to Council approval, expected in the latter part of 2023.

THAT capital project C24110422 (Financial Enterprise Systems) be increased by \$900,000 from \$514,976 to \$1,414,976 with funding provided from the Project Variance Account.

THAT in the preparation of the Proposed 2024 Capital Budget and Forecast staff include in 2024 a funding request for the project team resources required to implement the new financial management modules and remove from the forecast the \$3,500,000 estimate that was included in the year 2026 for a Financial Management System replacement.

Carried

8.10 Purchasing Various – July 17, 2023

Res. 118-23

THAT Council approve the budget amendments and related funding sources as outlined on Schedule A;

THAT the contract increase to Gazzola Paving for the 2023 Asphalt Overlay Program (Main Street from Thompson Road to Drew Centre) in the total amount of \$752,944.67 (exclusive of HST) be approved as outlined on Schedule B.

THAT the contract increase to WSP E&I Canada Limited (formerly Wood Environment & Infrastructure Solutions) for the Design of the Stormwater Management (SWM) Pond Rehabilitation Project in the amount of \$29,998 (exclusive of HST) be approved as outlined on Schedule C.

THAT the contract increase to TMC Fencing Ltd. for Guard Rail Repairs in the total amount of \$150,000 (exclusive of HST) be approved as outlined on Schedule D.

THAT the contract increase to CIMA Canada Inc. for detailed design for the Jasper Street Reconstruction in the total amount of \$15,000 (exclusive of HST) be approved as outlined on Schedule E.

THAT a budget amendment to increase the capital budget C33014919 (Jasper Street Reconstruction) by \$30,000 to address drainage and associated property access be approved as outlined on Schedule E.

THAT the contract increase to WSP E&I Canada Limited (formerly Wood Environment & Infrastructure Solutions) for the Detailed Road Design of Appleby Line in the total amount of \$25,640 (exclusive of HST) be approved as outlined on Schedule F.

THAT the award made under delegated authority for the tender of the 2023 Bridge and Culvert Rehabilitation Program to Jarlian Construction Inc. in the amount of \$544,150 (exclusive of HST) be received for information as outlined on Schedule G.

THAT the emergency contract increase for additional work required for the Citizen Engagement Survey to Forum Research Inc. in the total amount of \$9,525 (exclusive of HST) be received for information as outlined on Schedule H.

THAT the contract increase for the emergency consulting services work required to address deck cracking peer review work on the 16 Mile Creek

Bridge Crossing to WSP E&I Canada Limited (formerly Wood Environment & Infrastructure Solutions) in the total amount of \$32,671.50 (exclusive of HST) be received for information as outlined on Schedule I.

THAT the emergency contract award for environmental clean up to Accuworx Inc. in the total amount of \$138,203.58 (exclusive of HST) be received for information as outlined on Schedule J.

THAT the emergency award for environmental consulting services work required to facilitate soil and water samples, and response to the Ministry of Environment, Conservation and Parks (MECP) to WSP E&I in the total amount of \$20,000 (exclusive of HST) be received for information as outlined on Schedule J.

THAT the delegated authority to renew the contract to Ducon Utilities Ltd. for the Traffic Signal and Streetlight Maintenance for the fifth and final year (August 1, 2023 to July 31, 2024) in the total estimated amount of \$939,393 (exclusive of HST) be approved as outlined on Schedule K.

THAT the Manager, Purchasing and Supply Chain Management be authorized to execute the contract(s), as outlined by the purchasing by-law, and the Mayor and the Town Clerk be authorized to sign any required paperwork.

Carried

8.11 Council Expense Policy - Councillor Ijaz

Res. 119-23

WHEREAS the Town's Council Expense Policy (Policy No. 35) was last updated in July of 2019 through report CORS-042-19;

AND WHEREAS it is important to ensure that an appropriate allocation of resources is provided to members of Council.

THEREFORE BE IT RESOLVED that staff be directed to prepare and present to council a detailed information report related to the council compensation policy, including salary, expenses and benefits, to include a comparison to the policies of comparable municipalities, for consideration at the July 2026 meeting of Council.

Opposed (2): Councillor Tesser Derksen, and Councillor Ijaz

Carried (7 to 2)

*This recommendation varies from the recommendation contained in the Notice of Motion.

8.12 Consumer Fireworks Ban in Town of Milton

Res. 120-23

WHEREAS Section 121 of the Ontario Municipal Act states that, without limiting sections, 9, 10 and 11, a local municipality may prohibit and regulate the sale of fireworks and the setting off of fireworks;

AND, WHEREAS members of Milton Council, Milton Fire Department and Town of Milton staff continue to receive an inordinate number of complaints about the setting off of fireworks that contravene the Town's current fireworks bylaw, despite its being revised in 2021;

AND, WHEREAS the unexpected setting off of fireworks late at night can impact both human beings and animals by damaging their hearing and creating emotional distress;

THEREFORE, BE IT RESOLVED THAT Milton Council direct Milton Fire Department and Town of Milton staff to investigate banning the sale, distribution and setting off of consumer fireworks in Milton;

AND FINALLY, THAT Milton Fire Department and Town of Milton staff provide Milton Council with a report and recommendation by late 2023 for its consideration.

Carried Unanimously

8.13 Excessive Vehicle Noise on Milton Streets - Councillor Challinor

Councillor Khalqi disclosed a pecuniary interest and refrained from discussion and voting on item # 8:13 below:

Res. 121-23

WHEREAS Halton Regional Police Services and other police forces in Ontario and across Canada are hard-pressed, for practical reasons, to effectively deal with drivers of most automobiles and motorcycles who are exceeding municipal, provincial and federal vehicle noise limits;

AND WHEREAS a number of automobiles and motorcycles manufactured today are fitted with original equipment manufacturer exhaust systems or after-market equipment exhaust systems that achieve the legal noise limit in Canada of 96 dB, and possibly more;

AND WHEREAS Health Canada and a number of provincial jurisdictions, including Ontario, do not permit workplace maximum noise levels to exceed 85 dB and advise that hearing loss can begin to occur at 70 dB;

AND WHEREAS vehicle-related noise complaints in the town of Milton, the province of Ontario and municipalities and provinces across Canada are increasing;

THEREFORE BE IT RESOLVED THAT Town of Milton Mayor Gord Krantz be requested to communicate, on behalf of Milton Council, with Federal Transport Minister, the Honourable Omar Alghabra; and Ontario Minister of Transportation, the Honourable Caroline Mulroney, requesting that both give consideration to revising their respective related legislation, i.e., the Government of Canada's Motor Vehicle Regulation and the Government of Ontario's Highway Traffic Act, to lower the maximum noise levels permitted for all vehicles to 85 dB from 96dB as well as increase their fines for disobeying the regulations;

AND FURTHER, BE IT RESOLVED THAT Minister Alghabra and Minister Mulroney also be requested to give consideration to working with all vehicle manufacturers and vehicle after-market parts manufacturers who export their products into Canada to lower the maximum noise levels permitted for automobiles and motorcycles to 85 dB from 96 dB as soon as is reasonably possible;

AND FINALLY, that this motion be forwarded for their information to the Right Honourable Justin Trudeau, Prime Minister of Canada; the Honourable Doug Ford, Premier of Ontario; Adam Van Koeverden, Member of Parliament, Milton; the Honourable Parm Gill, Member of Provincial Parliament, Milton; Gary Carr, Chairman, the Regional Municipality of Halton; Scott Pearce, President, the Federation of Canadian Municipalities; Colin Best, President, the Association of Municipalities of Ontario; and John Parsons, President, Ontario Good Roads Association.

Carried

9. **INTRODUCTION OF NOTICE OF MOTION**
10. **REGIONAL COUNCIL UPDATE**
11. **STATEMENT BY MEMBERS**
12. **CONFIDENTIAL SESSION**

13. OPEN SESSION

14. BY-LAWS

Res. 122-23

THAT By-law Numbers 058-2023, as amended, 059-2023, 060-2023, 061-2023, 062-2023 & 063-2023 be READ, PASSED AND NUMBERED;

AND THAT the Mayor and the Town Clerk be authorized to sign the said By-laws, seal them with the seal of the Corporation and that they be engrossed in the By-law Book.

Carried

14.1 058-2023 User Fee - Establish Rates, Fees, Charges, Repealing 082-2022

14.2 059-2023 Uniform Traffic Control By-law Schedules 3, 16, 23, 31

14.3 060-2023 Pt Lot Control 20M-1242 Pony Pines Development Inc PLC-02-23

14.4 061-2023 Amend Comprehensive Zoning By-law 016-2014 - Z-01-22 - 7419 Tremaine Road

14.5 062-2023 General Signing By-law - July 17, 2023

14.6 063-2023 - Confirm Proceedings By-law - July 17, 2023

15. ADJOURNMENT

Gordon A. Krantz, Mayor

Meaghen Reid, Town Clerk