Wednesday, February 17, 2016

**Members Present:**
- Regional Councillor M. Medeiros – Wards 3 and 4 (Chair)
- Regional Councillor G. Gibson – Wards 1 and 5
- Regional Councillor E. Moore – Wards 1 and 5
- Regional Councillor M. Palleschi – Wards 2 and 6
- Regional Councillor G. Miles – Wards 7 and 8 (Vice-Chair, Corporate and Financial Affairs) (left at 6:23 p.m. – personal)
- Regional Councillor J. Sprovieri – Wards 9 and 10 (Vice-Chair, By-law Enforcement) (left at 6:42 p.m. – personal)
- City Councillor D. Whillans – Wards 2 and 6
- City Councillor J. Bowman – Wards 3 and 4
- City Councillor P. Fortini – Wards 7 and 8
- City Councillor G. Dhillon – Wards 9 and 10

**Staff Present:**
- M. Ball, Acting Chief Administrative Officer
- P. Simmons, Chief Corporate Services Officer
- R. Zuech, Acting City Solicitor, Corporate Services
- P. Fay, City Clerk, Corporate Services
- E. Evans, Deputy City Clerk, Corporate Services
- T. Brenton, Legislative Coordinator, Corporate Services
The meeting was called to order at 3:01 p.m. and recessed at 4:52 p.m. Committee moved into Closed Session at 5:06 p.m. and recessed at 6:23 p.m. Committee resumed in Closed Session at 6:34 p.m., returned to Open Session at 6:42 p.m. and adjourned at 6:47 p.m.

1. **Approval of Agenda**

Discussion took place with respect to amendments to the agenda.

The following motion was considered.

CS017-2016 That the agenda for the Corporate Services Committee Meeting of February 17, 2016 be approved as amended as follows:

**To add:**

10.1 Discussion at the request of Regional Councillor Moore, re: Protocol for Signing Out Publicly Disclosed Court Documents;

10.2 Discussion at the request of Regional Councillor Moore, re: Request for Staff Report – Differences between the Original Contractual Agreements between the City and Dominus and the City and Fengate;

10.3 Discussion at the request of Regional Councillor Moore, re: Ombudsman;

18.1 Personal matters about an identifiable individual, including municipal or local board employees – an identifiable individual; and,

18.2 Personal matters about an identifiable individual, including municipal or local board employees– an identifiable individual.

Carried

The following correspondence relating to Item 7.1 (Report – Alignment of the Property Standards By-law with the Regional Waste and Recycling Container Storage) was received by the City Clerk’s Office after the agenda was printed. Committee approval was not required for addition of this correspondence in accordance with Procedure By-law 160-2004, as amended:

14.1. Correspondence from George Startup, Brampton resident, dated February 13, 2016
2. **Declarations of Interest under the Municipal conflict of Interest Act** – nil

3. **Consent**

The following items listed with an asterisk (*) were considered to be routine and non-controversial by Committee and were approved at this time.

(nil)

4. **Announcements** – nil

5. **Delegations** – nil

6. **Staff Presentations** – nil

7. **By-law Enforcement**

7.1. Report from C. Goddard, Acting Manager, Property Standards, Enforcement and By-law Services, dated February 5, 2016, re: Alignment of the Property Standards By-law with the Regional Waste and Recycling Container Storage

Committee consideration of this matter included:

- need to ensure that the amendment to the Property Standards By-law does not provide blanket approval for storage of waste and recycling carts in front yards for all properties, rather the amendment should provide for exemptions for properties where there are no other storage options
- suggestion that this matter be referred back to staff to ensure that the amendment addresses only exemptions, and an indication from staff that a referral is not required as the intention is for staff to report back
- incorporating measures for waste container storage in future plans for high density residential development
- indication that, while there have been some issues with the new program for waste and recycling, it is generally working well
- possibility of the Region of Peel extending the free exchange program for waste and recycling carts
- clarification that garbage pick-up continues for townhouses, and an indication that Condominium Corporations can approach the Region to be included in the new cart-based system

The following motions were considered.
1. That the report from report from C. Goddard, Acting Manager, Property Standards, Enforcement and By-law Services, dated February 5, 2016, to the Corporate Services Committee Meeting of February 17, 2016, re: **Alignment of the Property Standards By-law with the Regional Waste and Recycling Container Storage**, be received; and,

2. That staff bring forward an amendment to the Property Standards By-law to allow for the storage of Region of Peel waste and recycling carts in front yards.

Carried

That the correspondence from George Startup, Brampton resident, dated February 13, 2016, to the Corporate Services Committee Meeting of February 17, 2016, re: **Alignment of the Property Standards By-law with the Regional Waste and Recycling Container Storage**, be received.

Carried

8. **Corporate and Financial Affairs**

8.1. Report from T. McLellan, Project Manager, Corporate Services, dated January 14, 2016, re: **Request to Begin Procurement – Purchasing By-law Section 4.0 – Talent Learning Management System**

In response to questions from Committee, staff provided an overview of the subject procurement, current temporary measures for tracking training, certification and development activities of City staff, proposed comprehensive integrated program, and budget implications.

The following motion was considered.

1. That the report from T. McLellan, Project Manager, Corporate Services, dated January 14, 2016, to the Corporate Services Committee Meeting of February 17, 2016, re: **Request to Begin Procurement – Purchasing By-law Section 4.0 – Talent Learning Management System** be received; and,

2. That the Purchasing Agent be authorized to commence the procurement for Talent and Learning Management System.

Carried
8.2. Report from D. Cutajar, Chief Operating Officer, dated January 11, 2016, re: Purchase Order Renewal for Brampton Guardian

Staff responded to questions from Committee with respect to the recommended value of the purchase order, measures being taken to reduce the size and costs of advertisements in the Brampton Guardian and to amalgamate advertisement requests under one Department. Staff confirmed that the City’s preferred rate will continue, and that efforts continue toward reducing the overall costs for statutory and non-statutory advertisements.

The following motion was considered.

CS021-2016

1. That the report from D. Cutajar, Chief Operating Officer, dated January 11, 2016, to the Corporate Services Committee Meeting of February 17, 2016, re: Purchase Order Renewal for Brampton Guardian, be received, and,

2. That staff be directed to issue a one-year purchase order to the Brampton Guardian for the same amount as previous years ($450,000) for the purposes of statutory and non-statutory advertising.

Carried

8.3. Report from E. Evans, Deputy City Clerk, Corporate Services, dated January 25, 2016, re: 2015 Council / Committee Meeting Attendance Record (File BC.x)

A motion was introduced to provide for an amendment to the Procedure By-law to allow Council Members to account for absences from a meeting for “other municipal business” and “personal” reasons by also advising of the general nature of the matter.

Committee discussion on the motion included:

- examples of reasons that could be included, including “personal – jury duty, bereavement or court matter (i.e. witness)”, “other municipal business – Federation of Municipalities of Ontario”
- the proposed amendment is not intended to compel Members of Council to expand on their reasons but to allow them to do so

Staff responded to questions from Committee with respect to adding additional reasons to the Procedure By-law, such as “jury duty”, re-wording the proposed amendment to indicate that Members “shall” disclose the general nature of their absence rather than “may” disclose.
The following motions were considered.

**CS022-2016**

Whereas section 2.14 of Council’s Procedure By-law 160-2004, as amended, requires Members of Council for the purpose of increased transparency to advise the Clerk of all planned absences, late arrivals and early departures from a meeting, in order for the Clerk accurately to record attendance in the meeting minutes based on one of the following four reasons: “Illness”, “vacation”, “personal” or “other municipal business.”

And whereas Councillors should have the opportunity to account for absences from a meeting for “other municipal business” or “personal” reasons by also advising of the general nature of the matter;

Therefore be it resolved that By-law160-2004, as amended, be further amended by adding at the end of subsection 2.14, the following:

In the case of absence by reason of “other municipal business” or “personal”, the members may also advise the Clerk of the general nature of the matter for recording in the meeting minutes.

Carried

**CS023-2016**

That the report from E. Evans, Deputy City Clerk, Corporate Services, dated January 25, 2016, to the Corporate Services Committee Meeting of February 17, 2016, re: 2015 Council / Committee Meeting Attendance Record (File BC.x), be received.

Carried

9. **Minutes** – nil

10. **Other/New Business**

10.1. Discussion at the request of Regional Councillor Moore, re: Protocol for Signing Out Publicly Disclosed Court Documents

A motion was introduced to provide for publicly disclosed court documents to be made available to Members of Council.

The motion was considered as follows.
CS024-2016

That Council grant permission for the publicly disclosed court documents be made available to Members of Council for their review and information on the basis that there be a sign out sheet and on the understanding that they may leave City Hall premises and returned in a timely manner.

Carried

10.2. Discussion at the request of Regional Councillor Moore, re: Request for Staff Report – Differences between the Original Contractual Agreements between the City and Dominus and the City and Fengate

A motion was introduced to give direction to staff to provide a report comparing in comprehensive detail the differences between the original contractual agreement between the City and Dominus and the current contract between the City and Fengate.

The motion was considered as follows.

CS025-2016

Whereas staff have been previously requested, both publicly and in-camera, to prepare for Council's information a report comparing in comprehensive detail the differences between the original contractual agreement dating back to December 2011 between the City of Brampton and Dominus; and the current contract as it exists today between the City of Brampton and Fengate; and

Whereas, staff have not acted on this request to date as it was their understanding that the request for such a report had not been formalized through a Council resolution;

Therefore be it resolved, that staff be directed formally to prepare the abovementioned report for Council's information at a public or in-camera session of Corporate Services Committee and/or Council, as appropriate by May 31st, 2016.

Carried

10.3. Discussion at the request of Regional Councillor Moore, re: Ombudsman

Committee discussion on this matter included:

- concern that Council’s resolution (C140-2015 – May 4, 2015) requesting an investigation by the Ombudsman was too broad and did not specifically state an intention that any such investigation be focussed on the SWQ project
• possibility of costs to the City for staff time related to an investigation by the Ombudsman
• determination of timelines for an investigation by the Ombudsman
• potential need for a by-law to identify a City contact person for purposes of an investigation by the Ombudsman
• potential requirement for Closed Session discussions on this matter
• ability of the Ombudsman’s Office to investigate matters before the Courts
• Province’s appointment of a new Ombudsman

In response to questions from Committee, staff reiterated the following:
• to date, the Ombudsman’s Office has not confirmed an investigation in Brampton
• the City will be notified if the Ombudsman’s Office decides to undertake an investigation
• costs for investigations are covered by the Ombudsman’s Office
• while Council may request investigation of a specific matter, the Ombudsman’s Office will determine the scope of its investigation

The following motion was considered.

CS026-2015 That the City communicate with the office of the Ombudsman to confirm that the main focus of the requested investigation is the SWQ project, as set out in Resolution C140-2015, and that the Ombudsman be requested to notify Council as to the date and time of the investigation.

A recorded vote was requested and the motion carried as follows:

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<th>Yea</th>
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<td>Gibson</td>
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Carried
10 Yeas
1 Nay
0 Absent

11. **Referred Matters** – nil
12. **Deferred Matters** – nil

13. **Notices of Motion** – nil

14. **Correspondence**

14.1. Correspondence from George Startup, Brampton resident, dated February 13, 2016, re: **Alignment of the Property Standards By-law with the Regional Waste and Recycling Container Storage**

*Dealt with under Item 7.1 – Recommendation CS019-2016*

See also Resolution CS018-2016

15. **Regional Council Business** – nil

16. **Councillors’ Question Period**

Regional Councillor Sprovieri inquired about a personnel matter which should be discussed in Closed Session.

17. **Public Question Period**

George Startup, Brampton resident, referenced his correspondence (Item 14.1) and discussions under Item 7.1, and asked if the City would consider referring the matter of waste and recycling container storage to the Region of Peel.

18. **Closed Session**

Peter Fay, City Clerk, Corporate Services, reminded Committee of the importance of outlining the reasons for moving into Closed Session.

The following motion was considered.

CS027-2016 **That Committee proceed into Closed Session to consider matters pertaining to the following:**

18.1 **Personal matters about an identifiable individual, including municipal or local board employees – an identifiable individual**
18.2 Personal matters about an identifiable individual, including municipal or local board employees— an identifiable individual

Carried

Note: In Open Session, the City Clerk, at the request of the Chair, reported on the status of matters considered in Closed Session as follows:
- Item 18.1 – direction was provided to staff
- Item 18.2 – this matter was referred to the City Council Meeting of February 24, 2016

19. **Adjournment**

The following motion was considered.

CS028-2016 That the Corporate Services Committee do now adjourn to meet again on Wednesday, March 2, 2016 at 3:00 p.m. or at the call of the Chair.

Carried

Regional Councillor M. Medeiros, Chair