October 7, 2015

Regular Meeting – 3:00 p.m.

Council Chambers – 4th Floor – City Hall

Members:
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)
Regional Councillor J. Sprovieri – Wards 9 and 10
   (Vice-Chair, By-law Enforcement)
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

For inquiries about this Agenda, or to make arrangements for accessibility accommodations for persons attending (some advance notice may be required), please contact:

Sonya Pacheco, Legislative Coordinator
Phone (905) 874-2178, TTY (905) 874-2130, cityclerksoffice@brampton.ca

Note: Some meeting information may also be available in alternate formats, upon request
Note: Please ensure all cell phones, personal digital assistants (PDAs) and other electronic devices are turned off or placed on non-audible mode during the meeting.

A. Approval of Agenda

B. Declarations of Interest under the Municipal Conflict of Interest Act

C. Consent

* The following items listed with an asterisk (*) are considered to be routine and non-controversial by the Committee and will be approved at this time. There will be no separate discussion of any of these items unless a Committee Member requests it, in which case the item will not be consented to and will be considered in the normal sequence of the agenda.

(K1)

D. Announcements

E. Delegations

D 1. Possible Delegations, re: Notice of the Intention to Issue Taxicab Owner’s Licences (Plates) (File BH.c).

(See Item G 1)

Note: Notice regarding this matter was published in the Brampton Guardian on October 1, 2015.

F. Staff Presentations


To be distributed at the meeting

Note: Corporate Services staff will be present to deliver this presentation.

A copy of the subject by-law (Office Consolidation version) is attached for reference.
G. **By-law Enforcement**  
*(Vice-Chair, Regional Councillor J. Sprovieri)*

G 1. Report from J. Bisson, Manager, Licensing Enforcement, Corporate Services, dated September 2, 2015, re: **2015 Taxicab Owner Plate Issuance** (File BH.c).  

*(See Item D 1)*  

*To be received*

H. **Corporate and Financial Affairs**  
*(Vice-Chair, Regional Councillor G. Miles)*

I. **Minutes**

I 1. Minutes – Council Compensation Committee – September 24, 2015  

*To be distributed at the meeting*

J. **Other/New Business**

K. **Referred Matters**

* K 1. Referred Matters List – Corporate Services Committee  

*To be received*

L. **Deferred Matters**

M. **Notices of Motion**

N. **Correspondence**

O. **Regional Council Business**

Note: A Region of Peel Council meeting is scheduled for October 8, 2015. For matters of interest to the City of Brampton, Committee may discuss Regional Council agenda business at this part of the meeting.
P. **Councillors Question Period**

Q. **Public Question Period**
   15 Minute Limit (regarding any decision made at this meeting)

R. **Closed Session**

S. **Adjournment**
   Next Regular Meeting: October 21, 2015
Office Consolidation
Delegation of Authority By-law 191-2011

A by-law to authorize the delegation of certain powers and duties under the Municipal Act, 2001, the Planning Act and other Acts

Whereas the Council of the City of Brampton has previously delegated authority to officers, employees, committees or tribunals in a number of areas through by-law and/or Council Resolution, in accordance with prevailing legislation;

And Whereas section 23.1 of the Municipal Act, 2001, S.O.2001,c. 25 confirms that a municipality has authority to delegate its powers and duties, subject to certain restrictions;

And Whereas section 51.2(4) of the Planning Act R.S.O. 1990 c. P.13 as amended authorizes the delegation of authority to approve plans of subdivision and this authority is extended to approval of plans of condominium pursuant to subsection 9(2) of the Condominium Act, 1998 S.O. 1998 c. 19, as amended;

And Whereas the Council of The Corporation of the City of Brampton, considers that it is appropriate to consolidate all existing delegation of authority into one by-law;

NOW THEREFORE the Council of The Corporation of the City of Brampton ENACTS AS FOLLOWS:

SHORT TITLE

1. This By-law may be referred to as the “Delegation of Authority By-law”.

DESCRIPTION OF DELEGATION

2. Council delegates the powers and duties and restrictions thereto as set out in Schedules “A” and “B” to this By-law to those officers, employees, committees or tribunals listed in Schedule “A” and “B”.

3. (a) Where this By-law has delegated authority to a Chief, if the Chief has in writing designated a Director to serve as Acting Chief or where an Acting Chief has been appointed by Council or the Chief Administrative Officer, in the absence of the Chief, the Acting Chief may exercise the delegated authority;

(b) Should any position identified in this by-law with a delegated authority, other than that of a Chief, no longer exist in the corporation, then the Chief described as responsible for the delegated authority may in writing designate another position to assume the delegated authority.

(By-law 279-2013)
4. Where the exercise of a delegated authority requires the expenditure of money, funding for the expenditure shall be included in an approved budget and all relevant requirements of Purchasing By-law 193-2007, as amended or any successor Purchasing By-law shall be followed.

5. Where the delegated authority listed in Schedule “A” or Schedule “B” authorizes the execution of a document or agreement, the document or agreement shall be approved by the City Solicitor as to form prior to its execution.

6. All relevant by-laws and policies of The Corporation of the City of Brampton shall apply to the exercise of delegated authority authorized by this By-law.

7. Council hereby confirms that it is of the opinion that all legislative powers delegated to an officer or employee of the corporation are minor in nature, within the meaning of subsection 23.2(4) of the Municipal Act, 2001.

8. Where dollar limits are specified in Schedule “A” or Schedule “B” to this By-law, they shall be adjusted annually on January 1 of each year commencing on January 1, 2012 in accordance with the change in the Consumer Price Index, Toronto, all items, over the previous year round to the nearest $100.

9. Unless otherwise specified, all delegated authority listed in Schedules “A” and “B” and exercised shall be reported on an annual basis to City Council, or one of its Standing Committees, for information, by the Chief described as responsible for the delegated authority.

(By-law 279-2013)

10. The following by-laws and any amendments thereto are hereby repealed:

(Renamed – By-law 279-2013)

   a. By-law 295-79;
   b. By-law 102-90;
   c. By-law 284-83;
   d. By-law 9-97;
   e. By-law 10-97;
   f. By-law 243-2000;
   g. By-law 210-2003;
   h. By-law 97-2004;
   i. By-law 381-2004;
   j. By-law 50-2005;
(Section 10 renamed pursuant to By-law 279-2013)

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 22nd day of June, 2011.

[original signed by]

Approved as to Form & Content

Susan Fennell
Mayor

Kelly G. Yerxa
Deputy City Solicitor

[original signed by]

Peter Fay
City Clerk
Schedule "A" to By-law 191-2011

Delegated Authority


<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
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</thead>
<tbody>
<tr>
<td><strong>Chief Information Officer</strong></td>
<td><strong>Source of Original Delegation Authority</strong></td>
</tr>
<tr>
<td><strong>1.1 The Chief Information Officer or his or her designate is authorized to sign, on behalf of the City, upon approval by the Chief Corporate Services Officer, and the City Solicitor, such agreements, contracts and other documents related to the usual operations of the Information Technology Division of the Corporate Services Department that are not subject to the City of Brampton's approved Purchasing By-law. (By-law 279-2013)</strong></td>
<td>By-law 210-2003</td>
</tr>
</tbody>
</table>

| **City Solicitor** | |
| **2.1 The City Solicitor or designate is authorized to execute on behalf of The Corporation of the City of Brampton consents and waivers of notice of applications under the Land Titles Act, R.S.O. 1990 c. L 5, as amended.** | By-law 180-2007 |
| **2.2 Where a transaction relating to any real property matter has been authorized by the Council of The Corporation of the City of Brampton by by-law, authority to execute by electronic means any documents requiring registration that relate to the said transaction is delegated to the:** | By-law 50-2005 |
| • City Solicitor | |
| • Director of Real Property and Commercial Law | |
| • Deputy City Solicitor–Real Property and Commercial Law; and | |
or where the document does not require execution by a lawyer, the following legal staff:

- Legal Assistant(s);
- Development Co-coordinator; and
- Law Clerk.

### Chief Administrative Officer

3.1 For the purposes of section 275 of the *Municipal Act, 2001*, if the conditions restricting Council authority have been met, then the Chief Administrative Officer and/or Chief of the applicable Department is authorized to hire or dismiss any employee in accordance with the City’s existing practice and policy.

(By-law 279-2013)

3.2 Where during an election year, Council’s actions are restricted under section 273 of the *Municipal Act, 2001*, and during July and August of any year the Chief Administrative Officer and/or Chief of the applicable Department is delegated the authority to undertake such actions as may be required where such actions are in accordance with existing current practice and policy except where, by statute, a resolution or by-law of council is required.

(By-law 279-2013)

### Clerk

4.1 The Clerk of the City is designated as head for the purposes of the *Municipal Freedom of Information and Protection of Privacy Act*.

(By-law 102-90, as amended)

4.2 The City Clerk be authorized to designate a Special Occasion Permit (SOP) for a public liquor sales event application to the Alcohol and Gaming Commission on Ontario (AGCO), as being municipally
significant, in the absence of a scheduled City Council meeting more than two (2) weeks from the date a request is received, subject to the following conditions:

(i) where the application is circulated to the Mayor and Ward Councillors for the ward(s) in which the event is located and appropriate City staff, and where no objection is identified, the Clerk shall issue a municipally significant designation letter; or, 

(ii) where the application is circulated to the Mayor and Ward Councillors for the ward(s) in which the event is located and appropriate City staff, and where an objection is identified, the Clerk shall present the application to the next Council meeting for consideration, time permitting, and Council shall decide if the event is to receive a municipally significant designation.

(iii) That the City Clerk report to Council any exercise of this delegated authority on a quarterly basis. *(By-law 157-2012)*

<table>
<thead>
<tr>
<th>Chief Public Services Officer</th>
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</thead>
<tbody>
<tr>
<td>5.1 The Chief Public Services Officer is authorized to execute agreements relating to the usual operations of the Public Services Department, but excluding those agreements governed by Schedule B of this by-law. <em>(By-laws 73-2013 and 279-2013)</em></td>
</tr>
<tr>
<td>5.2 The Chief Public Services Officer is authorized to approve artists contracts and marketing invoices in connection with the Rose Theatre where the amount is $50,000 or greater. <em>(By-law 279-2013)</em></td>
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<td>Section</td>
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<td>8.1</td>
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</table>
8.2 The Treasurer, Director of Revenue or Manager of Tax Billing and Administration are authorized to execute, on behalf of The Corporation of the City of Brampton, Minutes of Settlement arising out of tax appeals at the Assessment Review Board or the Ontario Municipal Board that, in the opinion of the signing officer, are in the best interests of The Corporation of the City of Brampton.  
(By-law 279-2013)

<table>
<thead>
<tr>
<th>8.3</th>
<th>1. The following officials are hereby authorized to settle claims within the existing insurance deductible in accordance with the requirements of section 2 below:</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>(i) the Risk and Insurance Manager;</td>
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<td></td>
<td>(ii) the Senior Manager, Investments, Risk Management and Service Planning;</td>
</tr>
<tr>
<td></td>
<td>(iii) the Director of Treasury Services; and</td>
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<td></td>
<td>(iv) the Treasurer (By-law 279-2013)</td>
</tr>
</tbody>
</table>

2. The authority to settle claims within the existing insurance deductible shall be exercised, in consultation with legal counsel on claims for amounts over $25,000, as follows:

(a) Claims for amounts up to $25,000, by any one of the officials listed in section 1;  

(b) Claims for amounts over $25,000 and up to $100,000, by any two of the officials listed in section 1; and  

(c) Claims for amounts over $100,000 and up to $500,000, by any two of the officials listed in section 1, one of whom must be either the Director of Treasury Services or the City Treasurer.  

By-law 106-2006

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(c) Claims for amounts over $100,000 and up to $500,000, by any two of the officials listed in section 1, one of whom must be either the Director of Treasury Services or the City Treasurer.  

By-law 322-2010
3. Staff will provide an annual report to Council on insurance claims.  
*(By-law 64-2012)*

| 8.4 | The Treasurer is authorized, in consultation with the Engineering Services Division of the Planning and Infrastructure Services Department, determine whether new development has advanced to the stage where environmental insurance is no longer required.  
*(By-law 279-2013)* | Normal business practice formalized in this By-law. |

| 8.5 | The Treasurer and the Chief of the applicable department responsible for the project or program that is the subject of a grant, are authorized to execute such grant applications on behalf of The Corporation of the City of Brampton,  
*(By-law 279-2013)* | Normal business practice formalized in this By-law. |

| 8.6 | The Treasurer, the Chief of the applicable Department and the Chief Administrative Officer are delegated the authority to authorize expenditures and procurement in respect of active capital and current projects approved in the budget adopted by Council for that election year.  
*(By-law 279-2013)* | C198-2010 |

| 8.7 | The Treasurer and the Purchasing Agent are authorized to execute, approved as to content by the Chief Public Services Officer, in a form approved by the City Solicitor, commodity price hedging agreements in accordance with the Commodity Price Hedging Policy, including but not limited to the LAS Agreement between the City and AMO to allow the City to participate in the AMO bulk electricity program.  
*(By-law 279-2013)* | By-law 417-2007 |
<table>
<thead>
<tr>
<th>Title deleted by By-law 279-2013</th>
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<tbody>
<tr>
<td>9.1 Deleted (By-law 73-2013)</td>
<td>By-law 284-83</td>
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<thead>
<tr>
<th>Chief Planning and Infrastructure Services Officer</th>
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<tbody>
<tr>
<td>10.1 (i.) The Chief Planning and Infrastructure Services Officer, the Chief Building Official or the Manager, Plans and Permits are authorized to execute on behalf of The Corporation of the City of Brampton, all agreements made pursuant to clause (c) of subsection 8(3) of the <em>Building Code Act</em>, 1992 S.O. 1992 c.23, as amended.</td>
<td>By-law 97-2004</td>
</tr>
<tr>
<td>(ii) Prior to execution, all agreements described in section 10.1 i.) shall be approved as to form by the City Solicitor, or designate.</td>
<td></td>
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</tbody>
</table>

(By-law 279-2013)

| 10.2 (i) The Chief Planning and Infrastructure Services Officer and the Senior Executive Director of Planning and Building are hereby delegated all of the Council's authority under Section 51 of the *Planning Act*, R.S.O. 1990 c. P. 13 as amended, and to approve condominium descriptions under section 9 of the *Condominium Act*, 1998 | By-law 9-97 |
| (ii.) Despite the authority delegated in paragraph 10.2(i) to the Chief Planning and Infrastructure Services Officer and the Senior Executive Director of Planning and Building, the Chief and Senior Executive Director shall seek the approval of the Council prior to draft approving a plan and where a policy decision or a potentially difficult or controversial decision is being made. | By-law 10-97 |
|  | By-law 153-2008 |
### 10.3

1. **(i)** The powers and authority given to Council under section 41 of the *Planning Act* as amended, are delegated to the Senior Executive Director of Planning and Building.  
   *(By-law 279-2013)*

2. **(ii)** Where the site plan application is a temporary structure, the powers and authority under section 41 of the *Planning Act*, may also be exercised by the Chief Building Official.

3. **(iii)** The Chief Planning and Infrastructure Services Officer or the Senior Executive Director of Planning and Building are authorized to execute any site plan agreement required section pursuant to clause (c) of subsection 41(7) of the *Planning Act*, and any document which may be required to implement the provisions of a site plan agreement.  
   *(By-law 279-2013)*

4. **(iv)** Where the site plan agreement or any document required to implement the provisions of the site plan agreement relates to a temporary sales office the Chief Planning and Infrastructure Services Officer, the Senior Executive Director of Planning and Building or the Chief Building Official are authorized to execute that site plan agreement.  
   *(By-law 279-2013)*

### 10.4

The Chief Planning and Infrastructure Services Officer is delegated the authority to exempt, at his/her discretion, the requirement for a public meeting under subsection 51(20) paragraph (b) of the *Planning Act*, in regard to a vacant land condominium description and/or a common elements condominium description.  
*(By-law 279-2013)*

*By-law 96-86, as amended by By-laws 192-94 and 96-2004*

*By-law 153-2008*
<table>
<thead>
<tr>
<th>10.5</th>
<th>The Chief Planning and Infrastructure Services Officer be authorized to execute the Municipal Statement, as required by Section 52 of Ontario Regulation 48/01, with respect to Phased Plans of Condominiums, confirming that all facilities and services have been installed or provided as the person making the statement determines are necessary to ensure the independent operation of the condominium corporation if no subsequent phases are created, or confirming that a bond or other security has been posted that is sufficient to ensure the independent operation of the corporation if no subsequent phases are created. <em>(By-laws 118-2012 and 279-2013)</em></th>
</tr>
</thead>
</table>
| (i) | The powers and authority that may be delegated by Council to a Committee or employee under section 70.2 and Regulation 608/06 of the *Planning Act* R.S.O. 1990 c.P.13 as amended, with respect to Development Permit System Areas, are delegated to a Senior Executive Director of Planning and Building for the following areas:

1) **Main Street North Development Permit System Area** as set out in By-law 230-2012. *(By-laws 232-2012 and 279-2013)* |
| 10.6 | a) The power to consent to alterations to property designated under Part IV that may be delegated to an employee or official of the municipality under s.33(15) of the *Ontario Heritage Act* is delegated to the Chief Planning and Infrastructures Officer, for applications where Council has no scheduled meeting before expiration of 90 days from receipt, emergency applications, applications for minor interior alterations to a property’s heritage attributes, and applications for interior alterations in private residences. |

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*By-law 118-2012*

*By-law 278-2014*
b) The power to grant permits for the alteration of property designated under Part V that may be delegated to an employee or official of the municipality under s.42 (16) of the Ontario Heritage Act, is delegated to the Chief Planning and Infrastructure Services Officer, for applications where Council has no scheduled meeting before expiration of 90 days from receipt, and emergency applications.

(By-law 278-2014)
(See Schedule A of By-law 278-2014 for circumstances under which this delegated authority may be exercised)

<table>
<thead>
<tr>
<th>Chief Planning and Infrastructure Services Officer</th>
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</thead>
<tbody>
<tr>
<td>11.1 The Chief Planning and Infrastructure Services Officer is appointed as the person to designate construction zones in Brampton, for the purposes of subsection 128(8.1) of the Highway Traffic Act where a City permit involves construction or repair of a highway, or works near to a highway.</td>
</tr>
<tr>
<td>By-law 229-2006 and By-law 93-93</td>
</tr>
</tbody>
</table>

| 11.2 The Chief Planning and Infrastructure Services Officer may authorize the use of a highway or boulevard during building operations and issuance of road occupancy permits subject to such conditions as the Chief may determine appropriate. |
| Special Event Road Closures Policy 14.13.0 and By-law 93-93 |

| 11.3 The Chief Planning and Infrastructure Services Officer may authorize the use of highways or sidewalks under the City’s jurisdiction by persons seeking to place, construct, maintain and use objects in, on or under or over the highways or sidewalks, prescribing conditions for such use and executing any agreements required for such use, but excluding those agreements |
| By-law 93-93 |
## 11.4. The Chief Planning and Infrastructure Services Officer or the Executive Director of Transit or his/her designate, are authorized to execute Standard Transit Service Agreements and amendments, defined as agreements between the Corporation of the City of Brampton and other parties, which help to improve the integration of transit services, improve connectivity between transit services, have no negative financial impact on the Corporation, and allow the Corporation to terminate the agreement within a six month time period, as may be required from time to time, in a form satisfactory to the City Solicitor.

(BY-laws 326-2011 and 279-2013)

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<tr>
<th>12.1</th>
<th>Deleted (By-law 73-2013)</th>
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### Brampton Appeal Tribunal

13.1 The Brampton Appeal Tribunal established under By-law 48-2008 is delegated authority to hear:

(i) appeals from the decision of the License Issuer. The types of decisions that carry a right of appeal to the Tribunal are set out in the City’s Licensing By-law 1-2002, as amended, Business Licensing By-law 332-2013 (By-law 332-2013), and Mobile Licensing By-law 67-2014 (By-law 67-2014)

(ii) appeals from decisions of the poundkeeper. The types of decisions that carry a right of appeal to the Tribunal are set out in the Dog By-law 250-2005, as amended,

and the exercise of the Tribunals powers.
and the procedures is governed by By-law 48-2008, as amended.

<table>
<thead>
<tr>
<th>Committee of Adjustment</th>
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<tbody>
<tr>
<td><strong>14.1</strong> The Committee of Adjustment for The Corporation of the City of Brampton (hereinafter referred to as the “Committee of Adjustment”) as established under By-law 51-89 is authorized to grant minor variances and authority to give consents under sections 45 and 53 respectively of the Planning Act, as amended, and the exercise of the Committee of Adjustment’s powers and the procedures is governed by section 45 of the Planning Act and By-law 51-89 as amended.</td>
</tr>
</tbody>
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<thead>
<tr>
<th>Committee of Revision</th>
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<tbody>
<tr>
<td><strong>15.1 (i)</strong> Council establishes a Committee of Revision to hear objections against the proposed local improvement roll.</td>
</tr>
</tbody>
</table>

(ii) Council appoints the members of the Committee of Adjustment as members of the Committee of Revision to sit as either a three member or five member hearing panel, the size and composition of said panel to be determined by the Chair of the Committee of Adjustment.

<table>
<thead>
<tr>
<th>Fire Alarm System Agreements</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>16.1</strong> The Mayor and the Clerk are authorized to execute, after approval by City staff, any and all agreements relating to the connection of internal fire alarm systems to the Central Fire Alarm Panel operated by the City of Brampton Fire Department.</td>
</tr>
</tbody>
</table>

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<thead>
<tr>
<th>Municipal Access Agreements with Utility Companies</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>17.1 Deleted (By-law 223-2012)</strong></td>
</tr>
<tr>
<td>Chief Planning and Infrastructure Services Officer and Treasurer</td>
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<tr>
<td>---------------------------------------------------------------</td>
</tr>
<tr>
<td>17. The Chief Planning and Infrastructure Services Officer and Treasurer are authorized to approve applications under the Development Charges Incentive Program of the Central Area Community Improvement Plan made under Section 2.3.12 (Main Street North and Queen Street West Small Business Stimulus Policies) and Section 2.3.13 (Historic Commercial Core Above-Grade Space Rehabilitation/Reuse Incentive). (By-laws 64-2013 and 279-2013)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Chief Planning and Infrastructure Services Officer and the Senior Executive Director of Planning and Building</th>
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</thead>
<tbody>
<tr>
<td>18. The Chief Planning and Infrastructure Services Officer and the Senior Executive Director of Planning and Building are authorized to approve applications under the Sign Permit Fee Subsidy Program of the Community Improvement Plan. (By-laws 64-2013 and 279-2013)</td>
</tr>
</tbody>
</table>
1 (1) For purposes of this Schedule “B”: (By-law 73-2013)

“Acquisition” means the acquiring without duress by the City of Brampton, of Property, by means of negotiation or gratuitous conveyance, but excluding expropriation, in compliance with applicable legislation, City policies and standard operating procedures. An agreement to effect an Acquisition may be, but is not limited to, an agreement of purchase and sale for fee simple or easement rights, a licence that is not an Occupancy Agreement, a permission or consent to enter.

“Client Department” means the City of Brampton Department that is funding an Acquisition, or which has had historical interest in Real Property that is subject to Disposal. The Client Department and Chief thereof, will be considered to be amended appropriately in the event that City of Brampton Departments and/or Chief titles change.

“Community Group Affiliation Policy” means the City of Brampton policy revised February 3, 2010, or as may subsequently be revised.

“Chief” means Chief of a City of Brampton Department, or designate. (By-law 279-2013)

“Disposal” means the disposing without duress of Property by means of negotiation or gratuitous conveyance in compliance with applicable legislation, City policies and standard operating procedures. In the event that said disposing is permanent or for a term of 21 years or more, Surplus Declaration of said Property must be given in compliance with this By-law and the City’s Procedure By-law 160-2004, as amended. An agreement to effect a Disposal may be, but is not limited to, an agreement of purchase and sale for fee simple or easement rights, a licence that is not an Occupancy Agreement, a permission or consent to enter.

“Government Organization” means another municipality or local board as those terms are defined in the Municipal Affairs Act, R.S.O 1990, c. M. 46, the Crown, a Crown Corporation, or Crown Agency.

“Occupancy Agreement” means an agreement between the City of Brampton and an external party to govern either (a) the City’s occupancy of non-City-owned Property with the City in the role of tenant, or (b) an external party’s occupancy of City-owned Property, with the City in the role of landlord. An Occupancy Agreement includes, but is not limited to, a lease, a licence, a management and
operation agreement, an encroachment agreement, and a joint use agreement. For greater clarity, Occupancy Agreement does not include (a) a licence to use Property in connection with a construction project and (b) a room or field permit that is booked through the City’s CLASS system, or other system as the case may be, and which is not administered by the City’s Realty Services Section.

“Property” means any permanent or temporary interest, fee simple or limited interest, in real property, which includes all land, structures, firmly attached and integrated equipment, and anything growing on the land.

“Purchasing By-law” means City of Brampton Purchasing By-law 35-2012 as may be amended, or any successors thereto.

“Real Estate Activity” means an action taken to effect the Acquisition or Disposal or Surplus Declaration of Real Property, or the giving of approval in the capacity of landlord, tenant or property owner.

“Surplus Declaration” means formal assertion authorized by City by-law or delegated authority that specific Property is not required by the City for present or future needs.

“Term” means the period of time an Occupancy Agreement is in effect, including the initial term and any renewal or extension terms, or the period of time a temporary interest in Property is being conveyed to or by the City.

“Transaction” means either an Acquisition or Disposal.

1 (2) The Mayor and Clerk are hereby authorized to execute all agreements of purchase and sale, transfers and any other documents approved by the City Solicitor that in the City Solicitor’s opinion are required to complete any transaction approved in accordance with this Schedule “B”.

1 (3) All Real Estate related activities not specified in this Schedule “B” By-law must be authorized by City Council.

1 (4) Notwithstanding the provisions of the Purchasing By-law, the delegated authority limits in connection with real estate acquisition activities shall be in accordance with Schedule B of the City’s Delegation of Authority By-law. (By-law 73-2013)
Note: In the following chart “Delegate” means person with authority to approve and execute all requisite documents required to effect the Real Estate Activity. (By-law 73-2013)

<table>
<thead>
<tr>
<th>Activity No.</th>
<th>Real Estate Activity</th>
<th>Delegate and (Source of original delegation)</th>
</tr>
</thead>
</table>
| 1           | Acquisition at current 
market value of $150,000 or less, plus due diligence costs, with pre-approved capital budget with land acquisition component | (a) Solely by the Chief of the Operating Department where the acquisition price is less than $5,000  
(b) Jointly by the Chief of the Client Department and the Treasurer where the acquisition price is $5,000 or greater  
(By-law 98-2008)  
(By-law 279-2013) |
| 2           | Acquisition at current 
market value of $50,000 or less, plus due diligence costs, with no pre-approved capital budget with a land acquisition component | (a) Solely by the Chief of the Client Department where the acquisition price is less than $5,000  
(c) Jointly by the Chief of the Client Department and the Treasurer where the acquisition price is $5,000 or greater  
(By-law 98-2008)  
(By-law 279-2013) |
| 3           | Acquisition at nominal 
value and due diligence costs of $25,000 or less  
in instances where one or more of the following criteria applies:  
(i) Acquisition is by pre-dedication  
(ii) Acquisition is from another government | (a) Solely by the Chief of the Client Department where the acquisition price is less than $5,000  
(d) Jointly by the Chief of the Client Department and the Treasurer where the acquisition price is $5,000 or greater  
(By-law 98-2008)  
(By-law 279-2013) |
<table>
<thead>
<tr>
<th>Activity No.</th>
<th>Real Estate Activity</th>
<th>Delegate and (Source of original delegation)</th>
</tr>
</thead>
<tbody>
<tr>
<td>(iii)</td>
<td>if current market value of the Property was being paid it would be $25,000 or less</td>
<td></td>
</tr>
</tbody>
</table>
| 4           | **Surplus declaration** for Property when one or more of the following criteria applies:  
(i) the current market value of the Property is $50,000 or less and the surplus declaration was initiated by the City  
(ii) the Property was acquired with funds from a pre-approved capital budget having a land component, and the Property is excess to the needs of the capital project  
(iii) the Property is to be conveyed to a utility or service provider for installation/maintenance of services  
(iv) the Property is to be conveyed to a Government Organization | Jointly by the Chief of the Client Department and the City Solicitor  
(By-law 98-2008)  
(By-law 279-2013) |
<table>
<thead>
<tr>
<th>Activity No.</th>
<th>Real Estate Activity</th>
<th>Delegate and (Source of original delegation)</th>
</tr>
</thead>
<tbody>
<tr>
<td>5</td>
<td>The requirement for surplus declaration for Property may be waived when at least one of the following criteria is met:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(i) the Property is a permanent easement that is being abandoned;</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(ii) the Property is a street parcel that is being conveyed to a public authority to effect a change of jurisdiction;</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(iii) the conveyance is to a Government Organization, is routine and within the scope of usual operations of the City and current market value of the Property is $50,000 or less</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>Disposal at current market value, of surplus Property when one or more of the following criteria applies:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(i) the City initiates the disposal of surplus Property having current market value of $50,000 or less to one or more owners of adjacent property.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(ii) the Disposal of surplus Property having current market value of $50,000 or less is to a utility or service provider requiring the Property for</td>
<td></td>
</tr>
<tr>
<td>Activity No.</td>
<td>Real Estate Activity</td>
<td>Delegate and (Source of original delegation)</td>
</tr>
<tr>
<td>-------------</td>
<td>----------------------</td>
<td>---------------------------------------------</td>
</tr>
<tr>
<td></td>
<td>installation/maintenance of services.</td>
<td></td>
</tr>
</tbody>
</table>
| 7           | **Disposal at, or less than, current market value,** of surplus Property when one or more of the following criteria applies:  
   (i) the Disposal is to the Region of Peel and in compliance with the Standard Operating Procedure for Inter-municipal Transactions.  
   (ii) the Disposal is of surplus Property having current market value of $50,000 or less and is to a Government Organization not governed by the Standard Operating Procedure for Inter-Municipal Transactions. | Chief of the Client Department  
  *(By-law 98-2008)*  
  *(By-law 279-2013)* |
| 8           | **City-is-Landlord Occupancy Agreements at current market rent** pertaining to all City-owned or leased facilities and vacant land where rent generated to the City is $150,000 or less over the term of the Occupancy Agreement. | The Chief of the Client Department  
  *(By-law 98-2008)*  
  *(By-law 279-2013)* |
<table>
<thead>
<tr>
<th>Activity No.</th>
<th>Real Estate Activity</th>
<th>Delegate and (Source of original delegation)</th>
</tr>
</thead>
</table>
| 9           | **City-is-Landlord Occupancy Agreements at less than market rent** pertaining to all City-owned or leased facilities and vacant land where the following criteria are met:  
  (i) the tenant has affiliate status according to the City’s Community Group Affiliation Policy, and  
  (ii) the rent payable has been determined in light of the tenant’s affiliation status and in accordance with the City’s process for rent subsidy requests | The Chief of the Client Department  
*not subject to prior delegation*  
(By-law 279-2013) |
| 10          | **City-is-tenant Occupancy Agreements either at or below market value** where the rent payable is $50,000 or less over the term | (a) Solely by the Chief of the Operating Department where the acquisition price is less than $5,000  
(b) Jointly by the Chief of the Operating Department and the Treasurer where the acquisition price is $5,000 or greater  
(By-law 98-2008)  
(By-law 279-2013) |
<table>
<thead>
<tr>
<th>Activity No.</th>
<th>Real Estate Activity</th>
<th>Delegate and (Source of original delegation)</th>
</tr>
</thead>
</table>
| 11          | **Procurement of due diligence reports** required to effect real estate transactions. Due diligence reports include, but are not limited to: appraisal, negotiations, environmental, audit, and accounting reports. | The Manager, Realty Services.  
(By-law 98-2008) |
| 12          | **Giving of Approval in Capacity of Landlord, Tenant, or Property Owner** in connection with, and including but not limited to:  
- landlord/owner authorization  
- tenant authorization  
- estoppels certificates | The Manager, Realty Services,  
(not subject to prior delegation) |
Date: September 2, 2015

File: BHc

Subject: 2015 Taxicab Owner Plate Issuance

Contact: James Bisson, Manager, Licensing Enforcement, Enforcement & By-law Services (905) 458-3424 x 63222

Overview:

- Staff use the “Formula for the Issuance of Taxicab Owner’s Licences (Plates) From the Priority List” (Appendix 1) to determine the number of plates to be issued each year.

- The Mobile Licensing By-law requires the formula to be applied on an annual basis with the additional plates to be issued in October, year over year.

- The plate issuance formula has been applied for this year and the formula indicates an increase of 5 taxicab owner licences.

- The increase of 5 taxicab owner plates will have minimal impact on the overall taxi industry, but will provide 5 applicants, who have been maintaining their application on the priority waiting list for approximately 13 years, with an opportunity to operate their own taxicab.

- This report is for Council’s information; no further direction is required.

Recommendations:

1. That the report from James Bisson, Manager, Licensing Enforcement, Corporate Services, dated September 2, 2015, to the Corporate Services Committee Meeting of October 7, 2015, re: 2015 Taxicab Owner Plate Issuance, be received.
Background:

For the past three years, staff has issued new taxicab owner licences to taxicab drivers on the Priority Waiting List. Staff uses the “Formula for the Issuance of Taxicab Owner’s Licences (Plates) From the Priority List” (Appendix 1) to determine the number of plates to be issued each year. The formula for the issuance of plates is made up of four criteria: Number of Completed Taxicab Trips; Change in Business Industry; Population Related Factors; and Information on Drivers/Operators. There are factors within each of the criteria and the percentage of change within each of the four criteria is weighted to determine the number of new plates to be issued. The Mobile Licensing By-law requires the formula to be applied on an annual basis with the additional plates to be issued in October, year over year.

The statistical information related to the factors within the four criteria is obtained from sources deemed to be reliable so that valid comparisons can be made year after year.

In 2014, the formula was used and the Licence Issuer issued 14 new taxicab plates, which increased to total number of taxicab owner licences issued in Brampton to 350.

There are 14 taxicab owner licences operating on a full time basis at Toronto Pearson Airport. When applying the percentage change factor to determine the additional licences, these 14 taxicab plates are not included in the total number of taxicabs serving the City of Brampton.

This report is for Council’s information; no further direction is required.

Current Situation:

The plate issuance formula has been applied (Appendix 2) for this year and the formula indicates an increase of 5 taxicab owner licences.

The Criteria Factors showing the percentage change for the years 2013 and 2014 is attached as Appendix 3 to the report. The percentage change for the Number of Completed Taxicab Trips was found to be -2.32%; the Change in Business Industry was 7%; Population Related Factor 3.18%; and Information on Drivers / Operators -4.23%. The percentage change in the four factors was weighted (Appendix 4) and the end result was a weighting percentage of 1.59% which was applied to the total number of City-based taxicabs: 336 operating in the City of Brampton (excluding the 14 taxicabs operating at Toronto Pearson Airport).

The increase of 5 taxicab owner plates will have minimal impact on the overall taxi industry, but will provide 5 applicants, who have been maintaining their application on the priority waiting list for approximately 13 years, with an opportunity to operate their own taxicab.
Corporate Implications:

The issuance of additional taxicab owner licences will have no corporate implications.

Strategic Plan:

This report achieves the Strategic Plan priorities by managing the benefits of growth to build a pre-eminent city with vibrant and connected communities. The report also communicates the corporation’s activities and priorities to the community.

Conclusion:

The Mobile Licensing By-law requires that the “Formula for the Issuance of Taxicab Owner’s Licences (Plates) From the Priority List” be applied on an annual basis with the additional plates to be issued in October, year over year.

The formula has been applied and has determined that 5 additional taxicab owner licences be issued in October 2015, increasing the total number of taxicab owner licences issued in the City of Brampton to 355.

Appendices:

1. Formula for the Issuance of Taxicab Owner’s Licences (plates) from the Priority List
2. Additional Plates Calculation
3. Criteria Factor Percentage Change
4. Weighting Calculations

Report authored by: James Bisson, Manager, Licensing Enforcement

<table>
<thead>
<tr>
<th>Approval for Submission:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Initials</td>
<td>Date</td>
</tr>
<tr>
<td>Chair, SMT</td>
<td></td>
</tr>
<tr>
<td>Department Chief</td>
<td></td>
</tr>
<tr>
<td>Chief Administrative Officer</td>
<td></td>
</tr>
</tbody>
</table>
Appendix I – Mobile Licensing By-law

Formula for the Issuance of Taxicab Owner’s Licences (Plates) from the Priority List

<table>
<thead>
<tr>
<th>Criteria</th>
<th>Weighted Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Number of Completed Trips</td>
<td>22.64%</td>
</tr>
<tr>
<td>2. Change in Business Industry</td>
<td>9.53%</td>
</tr>
<tr>
<td>3. Population Related Factors</td>
<td>58.32%</td>
</tr>
<tr>
<td>4. Information on Drivers/Operators</td>
<td>9.51%</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Criteria/Factors</th>
<th>Year A</th>
<th>Year B</th>
<th>% Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of Completed Taxicab Trips</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Criteria 1 - % change</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Change in the Business Industry</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># of hotel rooms</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hotel occupancy rate (GTA statistics)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># of licensed bingo events</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># of licensed banquet halls</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Office Space - Occupancy (sq ft)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># of Theater Screens</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># of licensed Foodhandlers</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Retail Inventory (sq ft)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Brampton Transit Ridership - annual</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GO Transit Ridership at Brampton Stations - annual</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># of Recreation Centres with public programming</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># of licensed Limousines</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># of doctors’ offices within Brampton</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Criteria 2 - Average % change</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
### Population Related Factor

<table>
<thead>
<tr>
<th>Total Population</th>
<th>Sectors:</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>- Apartment/Townhouse Population (See Note 1)</td>
</tr>
<tr>
<td></td>
<td>- Social Assistance Caseload - monthly average</td>
</tr>
<tr>
<td></td>
<td>- Senior Population (i.e. over age 65) (See Note 2)</td>
</tr>
<tr>
<td></td>
<td>- Brampton School Enrollment (excl private schools) including Peel District and Dufferin Peel Catholic Boards, and Sheridan College</td>
</tr>
<tr>
<td></td>
<td>Average of % change in Sectors</td>
</tr>
</tbody>
</table>

### Criteria 3 – Average (of Total Population and Sectors)

### Information on Drivers/Operators

<table>
<thead>
<tr>
<th>Average Total Income/Taxicab</th>
<th>Average Operating Expenditure/Taxicab</th>
<th># of taxicab drivers licenses</th>
<th>Average Lease Price of Taxicab Owners License</th>
</tr>
</thead>
</table>

### Criteria 4 – Average % change

### Calculation

Except as otherwise noted, the calculation shall be applied by applying the percentage change in the factor year over year.

To determine the number of additional Taxicab Owner’s Licences (plates) to be issued, the Licence Issuer shall:

- Obtain statistical information for each of the factors set out in the four criteria for:
  - the year prior to the last time taxicab owner’s licenses (plates) were issued (Year A), and
  - the year prior to the time that the calculation is being made (Year B)
- Calculate the percentage change for each of factors year over year
- For Criteria 1, 2 and 4 - Calculate the average percentage change
• For Criteria 3 – Calculate the average percentage change for the “Sectors”, then calculate the average percentage change of the “Total Population” and the “Sectors”
• Calculate the average percentage change for the averages of the four criteria
• Calculate the “weighted percentage change” for each of the four criteria by multiplying the average percentage change for each by the weighted percentage
• Calculate the net percentage change by averaging weighted percentages of the four criteria
• Multiply the net percentage change by the total number of taxicab owner’s licences at the time the formula is being applied

That resultant calculation identifies the number of additional Licences to be issued.
If the number is positive, that number of Licences shall be issued.
If the number is negative, no Licences shall be issued.
### Additional Plates Calculation

<table>
<thead>
<tr>
<th></th>
<th>2011</th>
<th>2012</th>
<th>2013</th>
<th>2014</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Taxis</td>
<td>320</td>
<td>320</td>
<td>336</td>
<td>350</td>
</tr>
<tr>
<td>Airport Permitted Taxis</td>
<td>14</td>
<td>14</td>
<td>14</td>
<td>14</td>
</tr>
<tr>
<td>City Based Taxis</td>
<td>306</td>
<td>306</td>
<td>322</td>
<td>336</td>
</tr>
<tr>
<td>Total Net % Change in Criteria Statistics</td>
<td>2.36%</td>
<td>2.89%</td>
<td>4.26%</td>
<td>1.59%</td>
</tr>
<tr>
<td>Additional Licences to be Issued</td>
<td>7</td>
<td>9</td>
<td>14</td>
<td>5</td>
</tr>
</tbody>
</table>

**NOTE:** City Based Taxis Number in 2011 and 2012 are the same due to the non issuance of plates during the data collection period.
## 1. Number of Completed Taxicab Trips

<table>
<thead>
<tr>
<th></th>
<th>2013</th>
<th>2014</th>
<th>% Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of Completed Taxicab Trips</td>
<td>1,843,518</td>
<td>1,800,794</td>
<td>-2.32%</td>
</tr>
</tbody>
</table>

### Criteria 1 - % Change
-2.32%

## 2. Change in the Business Industry

### # of Hotel Rooms
- 2013: 1,236
- 2014: 1,232
- % Change: 0%

### Hotel Occupancy Rate (GTA Statistics)
- 2013: 72.0%
- 2014: 74.3%
- % Change: 3%

### # of Licensed Bingo Events
- 2013: 3,516
- 2014: 3,660
- % Change: 4%

### # of Licensed Banquet Halls
- 2013: 22
- 2014: 22
- % Change: 0%

### Office Space- Occupancy (sq ft)
- 2013: 3,601,219
- 2014: 3,609,163
- % Change: 0%

### # of Theatre Screens
- 2013: 26
- 2014: 26
- % Change: 0%

### # of Licensed Foodhandlers
- 2013: 1,382
- 2014: 1,370
- % Change: -1%

### Retail Inventory (sq ft)
- 2013: 20,888,647
- 2014: 21,567,941
- % Change: 3%

### Brampton Transit Ridership-Annual
- 2013: 19,405,803
- 2014: 20,411,022
- % Change: 5.18%

### Go Transit Ridership at Brampton Stations- One Day
- 2013: 12,952
- 2014: 15,006
- % Change: 15.86%

### # of Recreation Centres with public programming
- 2013: 32
- 2014: 32
- % Change: 0%

### # of Licensed Limousines
- 2013: 13
- 2014: 21
- % Change: 62%

### # of Doctor's Offices (Brampton)
- 2013: 413
- 2014: 408
- % Change: -1%

### Criteria 2 - Average % Change
7.00%

## 3. Population Related Factor

### A-Total Population
- 2013: 557,800
- 2014: 571,700
- % Change: 2.49%

### Sectors:

#### B-Apartment/Townhouse Population
- 2013: 158,800
- 2014: 161,800
- % Change: 1.89%

#### C-Social Assistance Caseload-Monthly Average
- 2013: 8,025
- 2014: 8,253
- % Change: 2.84%

#### D-Senior Population(over 65)
- 2013: 53,000
- 2014: 57,914
- % Change: 9.27%

#### E-Brampton School Enrollment(excl private schools) including Peel District and Dufferin Peel Catholic Boards and Sheridan College
- 2013: 122,949
- 2014: 124,745
- % Change: 1.46%

### F-Average of % Change (factors B-E)
3.87%

### Criteria 3 - Average (Total Population and Sectors)(Average of Factor A+ Factor F)
3.18%

## 4. Information on Drivers/Operators

### Average Total Income/Taxicab
- 2013: $114,504.22
- 2014: $107,190.12
- % Change: -6.39%

### Average Operating Expenditure/Taxicab
- 2013: $27,752.36
- 2014: $26,918.49
- % Change: -3.00%

### # of Licensed Taxicab Drivers
- 2013: 1,422
- 2014: 1,221
- % Change: -14.14%

### Average Lease Price of Taxicab Owner's Licences
- 2013: $775.22
- 2014: $826.55
- % Change: 6.62%

### Criteria 4 - Average % Change
-4.23%
<table>
<thead>
<tr>
<th>Criteria Statistics</th>
<th>Criteria % Change</th>
<th>Weighting Factors</th>
<th>Calculation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of Completed Trips</td>
<td>-2.32%</td>
<td>22.64</td>
<td>-0.52%</td>
</tr>
<tr>
<td>Change in Business Industry</td>
<td>7.00%</td>
<td>9.53</td>
<td>0.67%</td>
</tr>
<tr>
<td>Population Related factors</td>
<td>3.18%</td>
<td>58.32</td>
<td>1.85%</td>
</tr>
<tr>
<td>Information on Drivers/Operators</td>
<td>-4.23%</td>
<td>9.51</td>
<td>-0.40%</td>
</tr>
<tr>
<td>Total Net % Change in Criteria Statistics</td>
<td>100</td>
<td></td>
<td>1.59%</td>
</tr>
<tr>
<td>RML ID</td>
<td>Date</td>
<td>Resolution Motion</td>
<td>Committee</td>
</tr>
<tr>
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</tr>
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<td>CS</td>
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<tr>
<td>2014-003</td>
<td>2014/01/22</td>
<td>CW034-2014</td>
<td>CW</td>
</tr>
<tr>
<td>2015-025</td>
<td>2015/06/24</td>
<td>CS103-2015</td>
<td>CL</td>
</tr>
<tr>
<td>2015-033</td>
<td>2015/09/21</td>
<td>P&amp;IS210-2015</td>
<td>P&amp;IS</td>
</tr>
</tbody>
</table>

Corporate Services Committee
Thursday, September 24, 2015

**Members Present:** Philip Varickanickal – Chair
Jessica Phinn – Vice-Chair
Lynn Dobson
Joy Gordon-Adams
Frank Lodhar

**Members Absent:** nil

**Staff Present:** Peter Honeyborne, Executive Director, Finance, Treasurer
Debra King, Manager, Compensation and Benefits
Lavina Dixit-Chaterjee, Senior Advisor, Communications
Peter Fay, City Clerk
Shauna Danton, Legislative Coordinator

For inquiries about this agenda, or to make arrangements for accessibility accommodations for persons attending (some advance notice may be required), please contact: S. Danton
Telephone (905) 874-2116
TTY 905-874-2130, cityclerksoffice@brampton.ca

Note: Some meeting information may also be available in alternate formats, upon request.
The meeting was called to order at 6:01 p.m., and adjourned at 6:50 p.m.

A. **Approval of Agenda**

The following motion was considered:

CCC017-2015 That the agenda for the Council Compensation Committee Meeting of September 24, 2015, be approved as amended as follows:

To add:

E 1. Committee Discussion re: Committee Mandate  

Carried

B. **Declarations of Interest under the Municipal Conflict of Interest Act** - nil

C. **Previous Minutes**

C 1. Minutes of the Meeting held on September 10, 2015.

The minutes were considered by Corporate Services Committee on September 23, 2015, and approved by Council on September 30, 2015. The minutes were included on the agenda for information only.

In response to questions from Committee, Peter Fay, City Clerk, provided details on the City’s corporate filing classification codes.

D. **Delegations / Presentations**

D 1. Report from Shirley Gannon, Director Treasury Services, and Debra King, Manager, Compensation and Benefits, dated September 24, 2015, re: Discussion Paper – Benefit Benchmarking Results (File BC.x)

Debra King, Manager, Compensation and Benefits, noted that the municipal comparators provided in the discussion paper included benefit summaries that highlighted current benefit provisions and vehicle allowances, as well as pre and post 65 retirement benefits.

The following motion was considered:
That the Report from Shirley Gannon, Director Treasury Services, and Debra King, Manager, Compensation and Benefits, dated September 24, 2015, to the Council Compensation Committee Meeting of September 24, 2015, re: Discussion Paper – Benefit Benchmarking Results (File BC.x) be received.

Carried

E. Discussion / Business Items

E 1. Committee discussion re: Committee Mandate

Committee consideration of the matter included:

- Questions regarding the process of finalizing the elimination of the Mayor and Councillors' 1/3 tax free status
- Outlining and prioritizing Committee’s mandate, task list, and next steps; estimated number of meetings to complete the mandate
- Clarification that Committee review of the Council support structure is no longer needed
- Details of the Mayor and Councillors’ terms of employment
- Committee review of the Mayor and Councillors’ retirement, severance, life insurance, health benefits, and salary grid at future meetings
- Requests for twelve municipal comparators, including London, Thunder Bay, and Sudbury
- Requests for municipal comparators and benchmark information on the following topics:
  1) Severance/retirement allowance
  2) Vehicle allowance and review practice – annual adjustments
  3) Retirement benefits pre-65 and post-65
  4) Health benefits (while elected official)
  5) Current salaries and linkage to non-union or other methodology
  6) Frequency of adjustments and linkage to means of adjustment (i.e. COLA, CPI)
  7) Job descriptions or role outlines for Mayor and Councillors
- Requests for municipal comparators to include the following:
  1) Population
  2) Operating budget
  3) Size of Council
  4) Resident ratio per Councillor
  5) Supplemental salaries – Police Services Board, etc.
- Review of timeline for completion of Committee tasks
F. **Public Question Period** – nil

G. **Adjournment**

   Committee consideration of the matter included consensus to meet again on November 12, 2015, at 6:00 p.m.

   CCC019-2015 That the Council Compensation Committee do now adjourn to meet again on November 12, 2015, at 6:00 p.m.

   Philip Varickanickal, Chair
Notice of Motion – City Council – October 14, 2015

Moved by: [Signature]

Seconded by: [Signature]

Whereas in previous terms of Council, decisions have been made by Council to establish a remuneration structure for the Mayor and Councillors, in accordance with the Municipal Act, 2001, and based on recommendations received from a citizen-based Council Compensation Committee;

Whereas Section 283 of the Municipal Act, 2001, authorizes a municipal council to establish its own remuneration structure;

Whereas the City of Brampton Mayor’s remuneration rate, effective January 1, 2016, until the end of the current term of Council (November 30, 2018), has been established as equal to the gross remuneration for the Mayor in the City of Mississauga, subject to an annual review by the Council Compensation Committee and recommendation to Council during this period;

Whereas it is deemed appropriate for the Mayor to demonstrate leadership and fiscal restraint to establish a remuneration scale for the position of Mayor that reflects other comparable municipal, regional, provincial and federal leaders and representatives, as well as prevailing economic conditions, and which is more appropriate for the Mayor of Canada’s ninth largest municipality;

Now Therefore Be It Resolved That the salary for the position of Mayor of The Corporation of the City of Brampton be $165,850.00, being a combination of the City of Brampton and Region of Peel salaries and remuneration, effective January 1, 2016 and to remain in effect until the end of the current term of office – November 30, 2018.
Briefing Report

Special Regional Council Meeting
Thursday October 8, 2015 – 9:30AM
To consider matters related to the Peel Energy Recovery Centre.

Purpose:

- This Special Meeting of Regional Council is to receive a presentation and consider report recommendations on Peel’s Waste Management Long Term Targets, Infrastructure Development Plan and Peel Energy Recovery Centre (PERC).

Background:

- From 2010 to 2014 Regional Council approved several components of Peel’s Long Term Waste Management Strategy including enhancements to Peel’s 3R’s programs, waste management infrastructure development and the development of an Energy from Waste (EFW) facility to manage Peel’s garbage.

- In 2013, Regional Council approved a Request for Proposal (RFP) to develop an EFW facility, called the Peel Energy Recovery Centre (PERC). Regional staff recommended that the Peel Integrated Waste Management Facility (PIWMF) located at 7795 Torbram Road, L6T 0E5 in the City of Brampton be the preferred site for the PERC.

- In approving the RFP, Regional Council added provisions to allow both pre-qualified respondents and proponents to propose alternative sites to the PIWMF for the PERC and that the facility be restricted to accepting garbage originating Peel Region. (See Excerpt from June 27th, 2013 Regional Council Meeting Minutes attached)

- At the Region’s July 16, 2015 Waste Management Strategic Advisory Committee, staff was asked to arrange a special meeting to update Council on the scope of the RFP, cost information, the 3R’s (Reduce, Reuse and Recycle) and the status of the PERC project including the pros and cons of the four sites considered for the PERC site and information as to how Regional staff selected the fourth site.
**Current Situation:**

- At the Special Council on Thursday October 8, 2015, Regional Council will consider a presentation on:
  - How the approved 3R’s Target was set;
  - Options to increase the 3Rs Target; and
  - An update on the PERC.

- The comprehensive staff report makes many recommendations to support the suggested 3R’s targets, including approval to move forward with development of the PERC.

- Regional staff has completed multiple site assessments for the PERC and the PIWMF site in Brampton is the preferred location.

- The report recommendations request that the added provision’s to consider alternative sites for the PERC and restricting its’ acceptance to Peel’s garbage only be removed to move forward with the development of the PERC.

- Consistent with the Energy From Waste Standard Offer Program (EFWSOP) terms, for the Region to sell the electricity from the PERC, a resolution of support are required from both the Region of Peel and the City of Brampton.

**Implications and Next Steps:**

- If Regional Council approves the recommendations in the staff report at the Special Council meeting tomorrow, the location of the PERC will be in Brampton.

- Considering the complexity of the Region’s report on the Waste Management Long Term Strategy and that City of Brampton Council has not had the opportunity to consider the location of the PERC in Brampton,

- It is recommended that the City of Brampton Council ask the Region of Peel to defer their decision on the report recommendations, including approving the location of the PERC in the City of Brampton until City Council receives a presentation on the PERC. (See notice of motion attached)

Prepared by:

Deborah A. Reader
Executive Assistant, Government Relations
Office of the Chief Administrative Officer
Excerpt from June 27th, 2013 Regional Council Meeting Minutes

PW-B. WASTE MANAGEMENT

PW-B1. Peel Energy Recovery Centre
Presentation by Norman Lee, Director, Waste Management

Received 2013-574

See also Resolutions 2013-575 and 2013-576

Moved by Councillor McCallion

Seconded by Councillor Sanderson;

That a Request for Prequalification (RFQ) be issued to pre-qualify established thermal conversion technologies and project teams to design, build, operate and maintain the proposed Peel Energy Recovery Centre, as described in the report of the Commissioner of Public Works, dated June 17, 2013 and titled “Peel Energy Recovery Centre”;

And further, that a Request for Proposal (RFP) be issued to the pre-qualified project teams inviting them to submit proposals to design, build, operate and maintain the proposed Peel Energy Recovery Centre for a 20 to 30 year operating term utilizing the established thermal conversion technology for which they were pre-qualified, as described in the subject report;

And further, that the Regional Chair meet with the Minister of Energy to ask the Minister to direct Ontario Power Authority to negotiate a Power Purchase Agreement with the Region of Peel with key terms to be agreed upon by December 2013 and the agreement to be finalized by December 2014.

Moved by Councillor Palleschi

Seconded by Councillor McCallion;

That the main motion be amended to include the following:

And further, that proponents be permitted to propose alternative sites provided that such sites are zoned and ready to proceed to the same extent as is the Peel Integrated Waste Management facility site;

And further, that the facility be restricted to the acceptance of waste originating in Peel Region.

Carried 2013-575

See also Resolutions 2013-574 and 2013-576
The main motion as amended was voted upon:

Moved by Councillor McCallion

Seconded by Councillor Sanderson;

That a Request for Prequalification (RFQ) be issued to pre-qualify established thermal conversion technologies and project teams to design, build, operate and maintain the proposed Peel Energy Recovery Centre, as described in the report of the Commissioner of Public Works, dated June 17, 2013 and titled “Peel Energy Recovery Centre”;

And further, that a Request for Proposal (RFP) be issued to the pre-qualified project teams inviting them to submit proposals to design, build, operate and maintain the proposed Peel Energy Recovery Centre for a 20 to 30 year operating term utilizing the established thermal conversion technology for which they were pre-qualified, as described in the subject report;

And further, that the Regional Chair meet with the Minister of Energy to ask the Minister to direct Ontario Power Authority to negotiate a Power Purchase Agreement with the Region of Peel with key terms to be agreed upon by December 2013 and the agreement to be finalized by December 2014;

And further, that proponents be permitted to propose alternative sites provided that such sites are zoned and ready to proceed to the same extent as is the Peel Integrated Waste Management facility site;

And further, that the facility be restricted to the acceptance of waste originating in Peel Region.

Carried 2013-576
WHEREAS the Region of Peel’s Waste Management Strategic Advisory (WMSA) Committee considered a staff presentation on the Peel Energy Recovery Centre (PERC) at its meeting of July 16, 2015; and

WHEREAS the WMSA asked Regional staff to provide a report back to Regional Council in the Fall of 2015 with detailed information on the status of the PERC project, the scope of the Request of Proposal (RFP) and cost information, the 3R’s (Reduce, Reuse and Recycle) and that the report include pros and cons of the four sites considered for the PERC site and information as to how Regional staff selected the fourth site; and

WHEREAS at the request of the Regional Chair Frank Dale, the Waste Management Strategic Advisory Committee directed the Regional Clerk to schedule a Special Meeting of Regional Council to deal with issues relevant to PERC; and

WHEREAS the Regional Clerk has scheduled a Special Meeting of Regional Council on Thursday October 8, 2015 to consider matters related to the Peel Energy Recovery Centre; and

WHEREAS the Regional staff report for the Special Meeting recommends that the PERC be located at the Peel Integrated Waste Management Facility (PIWMF) site located on the property at 7795 Torbram Road, L6T 0E5 in the City of Brampton; and
WHEREAS the Regional staff report further recommends that previous directions in Regional Council Resolution 2013-576 be removed; that prequalified respondents be invited to propose alternative capacity facilities, that the facility be restricted to the acceptance of garbage originating in Peel Region and that proponents be permitted to propose alternative sites; and

WHEREAS the Region of Peel is required to provide a resolution of support from the municipalities where the PERC is located, being the Region of Peel and the City of Brampton, to meet the eligibility requirements under the Province of Ontario’s Energy From Waste Standard Offer Program (EFWSOP) agreement with the Independent Electricity System Operator to sell the electricity generated by the PERC;

WHEREAS the City of Brampton Council has not had the benefit of the Regional staff presentation on the pros and cons of the four sites considered for the PREC site and information as to how Regional staff selected the site at 7795 Torbram Road, L6T 0E5 in the City of Brampton before considering a resolution of support for the energy from waste facility.

THEREFORE BE IT RESOLVED that Regional staff provide a presentation on the proposal to construct and operate the PERC to the City of Brampton Council at their Corporate Services Committee on November 4 or 18, 2015, prior to Brampton Council’s consideration of a resolution of support for the PERC.

AND BE IT FURTHER RESOLVED that the Council of the City of Brampton requests that the Regional Council of the Municipality of Peel defer approving the report recommendations (October 8 2015 Special Regional Council Meeting Agenda Item 6.1 Update on Peel’s Long Term Targets, Infrastructure Development Plan and Peel Energy Recovery Centre) until the location of the PERC can be considered by Brampton Council.