



Environment, Infrastructure and Community Services Committee Meeting
Agenda

Date: June 1, 2023
Time: 9:30 a.m. and immediately following the 1:00 p.m. Council meeting and 6:30 p.m. (if required)
Location: Hybrid meeting- virtual and Council Chambers, City Hall
Contact: Committee Clerk, Suzanne.Gillies@burlington.ca, 905-335-7600, x 7862

1. Declarations of Interest:

2. Delegation(s):

Standing committee and City Council meetings are held using a hybrid model, allowing members of Council, city staff and the public the option of participating remotely or in-person at city hall, 426 Brant St.

Requests to delegate to this hybrid meeting can be made by completing the online delegation registration form at www.burlington.ca/delegate, by submitting a written request by email to the Office of the City Clerk at clerks@burlington.ca or by phoning 905-335-7600, ext. 7481 by noon the business day before the meeting is to be held. It is recommended that virtual delegates include their intended remarks, which will be circulated to all members in advance, as a backup to any disruptions in technology issues that may occur.

If you do not wish to delegate, but would like to submit correspondence, please email your comments to clerks@burlington.ca. Any delegation notes and comments will be circulated to members in advance of the meeting and will be attached to the minutes, forming part of the public record.

3. Consent Items:

Reports of a routine nature, which are not expected to require discussion and/or debate. Staff may not be in attendance to respond to queries on items contained in the Consent Agenda.

3.1 Construction and Mobility Management Policy update (ES-05-23)

Approve amending By-law XX-2023 a By-law to amend Municipal Consent By-law 65-2021, attached as Appendix B to engineering services department report ES-05-23; and

Approve the Municipal Consent Reserve Fund By-law XX-2023, attached as Appendix C to engineering services department report ES-05-23

3.2 Lansdown Park and Palmer Park renewal (ES-26-23)

Approve the revised scope and increase in project budget for Lansdown Park and Palmer Park Tennis/ Pickleball Court reconstruction as outlined in engineering services department report ES-26-23; and

Approve the following revised total budgets:

-\$2.2 million for Lansdown Park (PR0232)

-\$150,000 for Palmer Park – Tennis/ Pickleball Courts (PR0227); and

Authorize the additional funding in the amount of \$340,000 from the Capital Purposes Reserve Fund.

3.3 Grading and Drainage Clearance Certificate By-law amendment (ES-03-23)

Approve By-law XX-2023, attached as Appendix A of engineering services department report ES-03-23, a By-law to amend By-law 52-2018 Grading and Drainage Clearance Certificate providing revisions to definitions and policy to prohibit or regulate the placing or dumping of fill, removal of topsoil or fill, alteration of the grades and drainage of residential lands that contain ten (10) residential units or less.

3.4 Community gardens update (RCC-06-23)

Receive and file recreation, community and culture department report RCC-06-23 regarding the Community Garden Program.

3.5 Public tree removal report – 603 Woodland Avenue (RPF-14-23)

Approve the request by the applicant to remove (1) public tree in order to proceed with the proposed two-storey detached dwelling as outlined in roads, parks & forestry report RPF-14-23; and

Instruct the applicant, David Carrothers to provide compensation for the public tree removal by providing cash-in-lieu of replacement totaling \$1,000.00; and

Direct that a tree permit be obtained for the public tree removal and pay the associated tree permit fees as outlined in the City's Rates and Fees By-law; and

Direct that all associated costs with respect to the removal of the public tree (including stump removal) will be the responsibility of the applicant. The contractor hired to remove the trees will require approval by the Manager of Urban Forestry or designate.

3.6 Public Tree By-law amendment (RPF-06-23)

Approve amending By-law XX-2023 in Appendix A to roads, parks & forestry department report RPF-06-23, a By-law to amend By-law 68-2013 Public Tree Bylaw.

3.7 Tree planting initiatives (RPF-05-23)

Direct the Director of Roads, Parks, and Forestry to amend Bylaw 55-2020 Tree Planting Initiatives Reserve Fund By-law in consultation with Legal Services and Finance to enhance the useability of the Tree Planting Reserves by including funding for tree establishment and enhancement initiatives; and

Authorize the Manager of Urban Forestry to develop a Community Tree Planting Grant Application and process for community supported tree planting and canopy enhancement initiatives.

4. Regular Items:

4.1 Motion Memo - sponsoring delegation to speak regarding use of plastics (EICS-C-02-23)

Receive the delegation from Michelle Break regarding plastic waste reduction in Burlington.

4.2 Halton Digital Access Strategy (EICS-09-23)

1. Endorse the following actions:

- a. Adopt the business case in respect of the creation and operation of a Municipal Services Corporation (“**MSC**”) as described in environment, infrastructure and community services report EICS-09-23;
- b. Receive the results of public consultation in respect of the creation and operation of a MSC as described in environment, infrastructure and community services report EICS-09-23;
- c. Endorse the creation and operation of a MSC to be known as “Halton Digital Access Services Corporation” (“**HDASC**”) as described in environment, infrastructure and community services report EICS-09-23;
- d. Adopt the Transfer Policy as described in Attachment 1 to environment, infrastructure and community services environment, infrastructure and community services report EICS-09-23;
- e. Authorize the City Manager to act as an incorporator of HDASC;
- f. Approve the subscription for shares in the capital of HDASC by the City;
- g. Nominate and authorize the City Manager to be City’s representative on the HDASC Board of Directors;
- h. Approve the City entering into the following agreements described in environment, infrastructure and community services report EICS-09-23 all with content satisfactory to the City Manager, and in form satisfactory to the Executive Director of Legal Services and Corporation Counsel:
 - i. Unanimous Shareholders Agreement;
 - ii. HDASC Municipal Pole License Agreement
 - iii. Any such related agreements, forms or other documents that the City Manager deems are reasonably required for the creation or operation of HDASC,
- i. Approve the City, as a shareholder of HDASC, to authorize HDASC to enter into, adopt or approve as the case may be the following all with content satisfactory to the City Manager, and in form satisfactory to the Executive Director of Legal Services and Corporation Counsel:
 - i. Unanimous Shareholders Agreement;
 - ii. HDASC Municipal Pole License Agreements;
 - iii. Loan Agreement and related ancillary documents;
 - iv. Any such related agreements, resolutions, by-laws, forms or other

documents the City Manager deems are reasonably required for the creation or operation of HDASC,

- j. Authorize the City Manager, in his capacity as a director of HDASC, to execute any such agreements documents, or forms and to do such other things as are reasonably required as a director of HDASC;
- k. Authorize the Mayor and City Clerk to execute agreements on behalf of the City including in its capacity as a shareholder of HDASC, and to sign such other documents, agreements or forms as are reasonably required of the City including in its capacity as shareholder for the creation and operation of HDASC; and

2. Direct the City Clerk to send a copy of environment, infrastructure and community services report EICS-09-23 to the Region of Halton and the Towns of Halton Hills, Milton and Oakville for their information.

4.3 Former Robert Bateman High School – communication and engagement update (RCC-10-23)

Receive and file recreation, community and culture department report RCC-10-23 Former Robert Bateman High School - Communication and Engagement update; and

Direct the Director of Corporate Communications and Engagement and the Director of Recreation, Community and Culture to execute the communications and engagement tactics included as Appendix A or recreation, community and culture department report RCC-10-23.

4.4 Private Tree By-law Program update (RPF-04-23)

Receive and file the roads, parks and forestry department report RPF-04-23 which provides a program update with respect to the Private Tree By-Law and related activities.

4.5 Future vision of the Waterfront Centre (RCC-09-23)

Direct the Executive Director of Environment, Infrastructure and Community Services to retain a consultant to provide options for the capital renewal and/or replacement of the outdoor amenities at the Waterfront; and

Authorize the Chief Financial Officer to transfer \$60,000 from the Waterfront Reserve Fund to fund the study as outlined in recreation, community and culture department report RCC-09-23.

4.6 Better Homes Burlington Program (EICS-04-23)

Approve the establishment of the Better Homes Burlington Energy Retrofit Pilot Program to provide a maximum of twenty loans to Burlington homeowners who meet program eligibility criteria to support the implementation of air source heat pumps as outlined in environment, infrastructure and community services report EICS-04-23; and

Approve By-law No. XX-2023, being the Better Homes Burlington Energy Retrofit By-law, substantially in the form attached as Appendix A to environment, infrastructure and community services report EICS-04-23, in the form satisfactory to the Executive Director of Legal Services and Corporation Counsel, or designate; and

Authorize the Executive Director of Environment, Infrastructure and Community Services, or designate, to execute necessary agreements with each homeowner participating in the Better Homes Burlington Energy Retrofit Program, and any extension thereto, with content satisfactory to the Manager of Environmental Sustainability, or designate, and form satisfactory to the Executive Director of Legal Services and Corporation Counsel or designate; and

Direct the Executive Director of Environment, Infrastructure and Community Services to monitor and assess the results of the Better Homes Burlington pilot program and report back to council in one year with recommended next steps.

5. Confidential Items and Closed Session:

Confidential reports may require a closed meeting in accordance with the Municipal Act, 2001. Meeting attendees may be required to leave during the discussion.

Move into closed session in accordance with the following provision under the Municipal Act:

5.1 Confidential Bell Canada project update (ES-28-23)

Pursuant to Section 239(2)(i) of the Municipal Act, a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the city or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations if a person, group of persons, or organization.

5.2 Confidential Attachment 2 to Halton Digital Access Strategy regarding a commercial report (EICS-09-23)

Pursuant to Section 239(2)(i) of the Municipal Act, a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the city or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations if a person, group of persons, or organization.

6. **Rise and Report from Closed Session:**
7. **Procedural Motions:**
8. **Information Items:**
9. **Staff Remarks:**
10. **Committee Remarks:**
11. **Adjournment:**