

City of Mississauga
Corporate Report



<p>Date: September 6, 2023</p> <p>To: Chair and Members of General Committee</p>	<p>Originator's files:</p>
<p>From: Geoff Wright, P.Eng, MBA, Commissioner of Transportation and Works</p>	<p>Meeting date: September 20, 2023</p>

Subject

Mississauga-Halton Boundary Road Agreement (Ward 8)

Recommendation

That the Commissioner of Transportation and Works be authorized to negotiate and execute, on behalf of The Corporation of the City of Mississauga, a Mississauga-Halton Boundary Road Agreement with the Regional Municipality of Halton, to govern the maintenance and repair of the boundary roads between them, including any amendments and all necessary documents ancillary thereto, in a form satisfactory to Legal Services, as outlined in the report from the Commissioner of Transportation and Works, dated August 25, 2023 and entitled "Mississauga-Halton Boundary Road Agreement".

Executive Summary

- The City of Mississauga and Halton Region have maintained an informal boundary road operation, maintenance and repair working arrangement for a significant number of years on the subject boundary roads, which are sections of Dundas Street and Ninth Line.
- In recent years, City and Region staff have been in the process of drafting a formal written agreement to reflect and clarify the terms and conditions of their respective responsibilities regarding operation, maintenance, repair and capital improvements of these boundary roads, and at this point in time the parties are nearing finalization of the agreement.
- The draft agreement includes provisions for operations and maintenance of roadway infrastructure, traffic signal systems, and street lighting systems. In addition, the draft agreement includes provisions for capital improvements and Municipal Class Environmental Assessments on the boundary roads.

- Staff are requesting Council authority, through by-law, to allow the Commissioner of Transportation and Works to execute the agreement, once finalized, which staff expect in the coming months.

Background

The City of Mississauga and Halton Region currently share two boundary roads, which are Dundas Street from Winston Churchill Boulevard to Ninth Line, and Ninth Line from Dundas Street to the Highway 407 on-ramp. Both Dundas Street and Ninth Line are Halton Regional roads within Halton Region. Likewise, both boundary roads are under the jurisdiction of the City of Mississauga, within Peel Region. For this reason, the City of Mississauga and Halton Region have joint jurisdiction over the boundary roads and have engaged in such arrangements with each other. For many years, Mississauga and Halton have, through an informal arrangement and in good faith, maintained a boundary road working arrangement for these road sections that has included provisions for roadway maintenance, including winter maintenance, traffic signal operations and maintenance and street lighting operations and maintenance.

Staff from both municipalities have endeavoured to formalize this arrangement by way of a written operations and maintenance agreement for a number of years. Under the Municipal Act, 2001, adjoining municipalities have joint jurisdiction, as well as repair and liability obligations respecting highways that form a boundary line between them. As such, both Mississauga and Halton have joint responsibilities over the subject boundary roads between them. For efficient and consistent delivery of services related to the boundary roads, operations and maintenance of a boundary road and related infrastructure are generally undertaken by one municipality on behalf of the municipalities. Given this, it is important that Mississauga and Halton clarify and confirm each party's respective obligations and responsibilities in regard to their boundary roads, by way of a formal written agreement.

In 2019, discussions began to formalize and execute a written agreement with Halton and have continued into 2023 in an effort to finalize an agreement. Under current arrangements and the current draft agreement, Mississauga is and will be responsible for operations and maintenance of the Dundas Street section, and Halton Region is and will be responsible for the Ninth Line section.

Comments

The City of Mississauga and Halton Region are now in a position to finalize and execute a boundary road agreement for the two boundary roads. A map of the boundary roads is provided as Appendix 1. Provisions of the agreement include, but are not limited to the following:

- Road maintenance services, including winter maintenance activities
- Street lighting services
- Traffic signal services

- Capital improvements and Municipal Class Environmental Assessments
- Cost Sharing Arrangements
- Indemnities and Insurance

In general, provisions of the draft agreement are consistent with current arrangements for these boundary roads, however, enhancements have been made to better define roles and responsibilities of the parties.

As a result of the dissolution of the Region of Peel, the parties plan to add language to the agreement to allow for future amendments, should Peel Regional roads be downloaded to the City of Mississauga. Currently, Halton Region and Peel Region maintain a formal boundary road agreement. The boundary roads included in their agreement are Winston Churchill Boulevard, from Lakeshore Road West to Dundas Street West; Britannia Road West, from Ninth Line to Highway 407; and Derry Road West, from Ninth Line to Highway 407.

It is anticipated that the draft Mississauga-Halton boundary road agreement will be finalized within the coming months, subject to negotiation, final review by both parties and final acceptance. In preparation for the finalized agreement, staff are requesting Council authority to allow the Commissioner of Transportation and Works to execute the agreement once finalized.

Financial Impact

There are no financial impacts as a result of this report. Cost sharing arrangements are to remain consistent with current practices under the formal agreement and thus the appropriate Operating and Capital Budgets are in place. Any changes to the Operating and Capital Budgets that may be required in the future will seek Council approval through the normal Business Plan and Budget approval process.

Conclusion

The City of Mississauga and Halton Region desire to enter into a formal written agreement with regards to responsibility for operation, maintenance, repair and capital improvement of their current boundary roads, Dundas Street and Ninth Line. This agreement will formalize long standing arrangements between the two municipalities and introduce enhancements to better define roles and responsibilities under the agreement.

Attachments

Appendix 1: Map of Boundary Roads



Geoff Wright, P.Eng, MBA, Commissioner of Transportation and Works

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