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General Government Committee

Minutes

Date: March 29, 2021
Time: 9:30 a.m.
Location: Council Members (in Chambers or MS Teams) | Members of the Public (MS Teams)

Members Present: Mayor A. Foster, Councillor G. Anderson, Councillor R. Hooper, Councillor J. Jones, Councillor J. Neal, Councillor C. Traill, Councillor M. Zwart

Staff Present: A. Allison, J. Newman, L. Patenaude, G. Acorn, R. Maciver, S. Brake, T. Pinn, G. Weir

Other Staff Present: L. Reck

1. Call to Order

Mayor Foster called the meeting to order at 9:30 a.m.

2. Land Acknowledgement Statement

Councillor Hooper led the meeting in the Land Acknowledgement Statement.

3. New Business – Introduction

New business item(s) were added to the New Business - Consideration section of the agenda.

4. Adopt the Agenda

Resolution # GG-247-21
Moved by Councillor Anderson
Seconded by Councillor Hooper

That the Agenda for the General Government Committee meeting of March 29, 2021, be adopted as presented.

Carried

5. Declaration of Interest

Councillor Hooper declared a direct interest in Item 18.1, BIA Social Media.

Councillor Neal declared an indirect interest in Item 10.3, Memo from Andy Allison, CAO, Regarding Community Funding Program.

6. Announcements

Members of Committee announced upcoming community events and matters of community interest.

Councillor Traill joined the meeting at 9:35 a.m.

7. Adoption of Minutes of Previous Meeting

7.1 Minutes of a Regular Meeting of March 8, 2021

Resolution # GG-248-21

Moved by Councillor Neal

Seconded by Councillor Hooper

That the minutes of the regular meeting of the General Government Committee meeting held on March 8, 2021, be adopted.

Carried

8. Delegations

8.1 Janet Moher, Regarding a Request for a By-law to Regulate Feeding Seagulls

Janet Moher was present via electronic means to request a by-law to regulate feeding Seagulls. Ms. Moher explained that her neighbours feed the Seagulls starting in spring until winter. She expressed her concerns regarding the flock, the droppings all over her property and diseases the birds may carry. Ms. Moher requested that Council create a by-law to prevent feeding Seagulls in residential areas and answered questions from members of Committee.

Resolution # GG-249-21

Moved by Councillor Neal

Seconded by Councillor Anderson

That Item 8.1, Delegation of Janet Moher, Regarding a Request for a By-law to Regulate Feeding Seagulls and attached correspondence, be referred to the April 19, 2021 General Government Committee meeting.

Carried

9. Communications – Receive for Information

Resolution # GG-250-21

Moved by Councillor Hooper

Seconded by Councillor Anderson

That Communication Items 9.1 and 9.2, be received for information.

Carried

9.1 Minutes of the Tyrone Hall Board dated January 20, 2021 and February 17, 2021

Resolution # GG-251-21

That Communication Item 9.1, Regarding Minutes of the Tyrone Hall Board dated January 20, 2021 and February 17, 2021, be received for information.

9.2 Ralph Walton, Regional Clerk/Director of Legislative Services, Regarding Response to Resolution #GG-029-21 Energy from Waste - Waste Management Advisory Committee Terms of Reference

Resolution # GG-252-21

That Communication Item 9.2, Regarding Response to Resolution #GG-029-21, Energy from Waste - Waste Management Advisory Committee Terms of Reference, be received for information.

10. Communications – Direction

10.1 Memo from Stephen Brake, Director of Public Works, Regarding Whistle Cessation Update – Cobbledick Road and Bennett Road Railway Safety Improvement Program Application Funding Status

Resolution # GG-253-21

Moved by Councillor Neal

Seconded by Councillor Jones

That Staff be directed to pursue contributions for the project under 2022-2023 RSIP-ITR funding cycle.

Carried

10.2 Memo from Stephen Brake, Director of Public Works, Regarding Signalization of Highway 401 ramps at Duke Street and Baseline Road

Resolution # GG-254-21

Moved by Councillor Hooper

Seconded by Councillor Neal

That the status quo be maintained at this time; and

That Staff continue to review and consider other options that may help improve traffic flow and vehicular safety at the Highway 401, Baseline Road and Duke Street intersection.

Carried

10.3 Memo from Andy Allison, CAO, Regarding Community Funding Program

Councillor Neal declared an indirect interest in Item 10.3, as he is a director on Autism Home Base Durham. Councillor Neal muted his audio and video and refrained from discussion and voting on this matter.

Resolution # GG-255-21

Moved by Councillor Hooper

Seconded by Councillor Traill

That Staff be directed to advertise and promote a second intake under the Program with an application deadline of August 31, 2021.

Carried

Councillor Neal returned to the meeting.

10.4 Jeannette Whynot, Staff Liaison to the Accessibility Advisory Committee, Regarding Service Ontario Bowmanville

Resolution # GG-256-21

Moved by Councillor Jones

Seconded by Councillor Anderson

That the following resolution from the Accessibility Advisory Committee, regarding Service Ontario Bowmanville, be endorsed by the Municipality of Clarington:

Whereas the current COVID-19 social distancing requirements have impacted the number of people allowed inside businesses at one time;

Whereas the current Service Ontario Bowmanville location lacks the necessary indoor space to comply with current public health guidelines on COVID-19 social distancing;

Whereas residents of Clarington, especially persons with disabilities, cannot line up outside for hours on end for government services;

Whereas the Clarington Accessibility Advisory Committee supports the need to make government services accessible to everyone, especially people with disabilities;

Now therefore be it resolved that Staff be directed to write to Members of Provincial Parliament, Lisa Thompson, Minister of Government and Consumer Services, Raymond Cho, Minister of Seniors and Accessibility and Ministry staff, urging the privately operated Service Ontario Bowmanville location to adopt available technology to increase its accessibility to residents during these uncertain times, including the adoption of appointment software and that they establish protocols to address persons with disabilities who are required to attend for in-person services.

Carried

10.5 Jon Pegg, Fire Marshal, Ministry of Community Safety and Correctional Services, Regarding Fire Safety Grant Program

Resolution # GG-257-21

Moved by Councillor Zwart

Seconded by Councillor Hooper

That the Mayor and Clerk be authorized to execute the Fire Safety Grant Transfer Payment Agreement.

Carried

11. Presentations

11.1 Jeff Haskins, East Division, Officer-in-Charge, Durham Regional Police Service, Regarding a Community Safety Update

Jeff Haskins, East Division, Officer-in-Charge, Durham Regional Police Service, was present via electronic means regarding a Community Safety Update. Mr. Haskins made a verbal presentation to accompany an electronic presentation. He introduced himself and provided background on the East Division. He outlined the community safety priorities, programs, and crime indicators. Mr. Haskins displayed a map of the east division jurisdiction noting they are also responsible for the northwest part of Oshawa and displayed a photo of their new facility. He provided an overview of the body worn camera program noting Officers will be wearing them in late 2021 and answered questions from Members of Committee.

Resolution # GG-258-21

Moved by Councillor Hooper

Seconded by Councillor Anderson

That the Presentation of Jeff Haskins, East Division, Officer-in-Charge, Durham Regional Police Service, regarding a Community Safety Update, be received with thanks.

Carried

Recess

Resolution # GG-259-21

Moved by Councillor Hooper

Seconded by Councillor Zwart

That the Committee recess for 10 minutes.

Carried

The meeting reconvened at 11:12 a.m. with Mayor Foster in the Chair.

12. Public Works Department Reports

Councillor Hooper chaired this portion of the meeting.

12.1 PWD-019-21 Courtice Shores Drive and Parking Lot

Resolution # GG-260-21

Moved by Councillor Neal

Seconded by Councillor Jones

That Report PWD-019-21 be received;

That Courtice Shores Drive be improved with surface treatment from the south limit to the tunnel under the CN Rail line;

That Staff be directed to proceed with the construction of identified parking facilities on-street and the creation of parking facilities off-street at the Courtice waterfront;

That the construction of the identified parking facilities be funded through the Rate Stabilization Fund; and

That all interested parties listed in Report PWD-019-21 and any delegations be advised of Council's decision.

Carried as Amended Later in the Meeting, See following Motion

Amendment:

Resolution # GG-261-21

Moved by Councillor Neal

Seconded by Mayor Foster

That the foregoing Resolution #GG-260-21 be amended by adding the following at the end:

That Staff report back to a General Government Committee meeting after determining the ownership and discussions with the owner identified.

Carried

Amendment:

Resolution # GG-262-21

Moved by Councillor Neal

Seconded by Councillor Jones

That the foregoing Resolution #GG-260-21 be amended by adding the following at the end:

That Staff be directed to adjust the on-street parking vs. off-street parking to accommodate large trees.

Carried

The foregoing Resolution #GG-260-21 was then put to a vote and carried as amended.

12.2 PWD-020-21 North Village External Servicing and Cost Sharing Agreement

Resolution # GG-263-21

Moved by Mayor Foster

Seconded by Councillor Zwart

That Report PWD-020-21 be received;

That the Municipality of Clarington be authorized to enter into a Road Construction Agreement with Smooth Run Developments Inc., Brookfield Residential (ON) LP, and Go Home Investments Inc. for roadworks on North Street, Grady Drive, and Regional Road 17;

That the estimated funds for the Municipality's share of the costs in the amount of \$1,139,057 (Net HST Rebate) be funded from the following accounts:

Description	Account Number	Amount
North St Sidewalk (2017)	110-32-331-83273-7401	\$85,000
North St Reconstruction (2019, 2020)	110-32-330-83273-7401	\$400,000
Structures Rehabilitation (2020)	110-32-330-83275-7401	\$410,173
Reg. Rd. 17 Sidewalk (2020)	110-32-331-83428-7401	\$160,819
Pavement Rehabilitation (2020)	110-32-330-83456-7401	\$83,065

That all interested parties listed in Report PWD-020-21 and any delegations be advised of Council's decision.

Carried

The Committee recessed for their one hour scheduled break as per the Procedural By- law.

The meeting reconvened at 1:00 p.m. with Mayor Foster in the Chair

13. Emergency and Fire Services Department Reports

14. Community Services Department Reports

Councillor Traill chaired this portion of the meeting.

14.1 CSD-001-21 Community Services Department Rates and Fees September 1, 2021 to August 31, 2022

Resolution # GG-264-21

Moved by Mayor Foster

Seconded by Councillor Hooper

That Report CSD-001-21 be received; and

That Council approve the proposed rates and fees as outlined in Attachment 1 of Report CSD-001-21 for the period September 1, 2021 to August 31, 2022.

Carried

15. Legislative Services Department Reports

Councillor Jones chaired this portion of the meeting.

15.1 LGS-014-21 Appointment to the Energy from Waste – Waste Management Advisory Committee (EFW-WMAC)

Resolution # GG-265-21

Moved by Councillor Hooper

Seconded by Mayor Foster

That Report LGS-014-21 be received;

That the Committee consider the applications for appointments to the Energy from Waste – Waste Management Advisory Committee, and that the vote be conducted to appoint the citizen representatives, in accordance with the Appointment to Boards and Committees Policy; and

That all interested parties listed in Report LGS-014-21 and any delegations be advised of Council's decision.

Carried

Energy from Waste - Waste Management Advisory Committee

That Philip Haylock be appointed to the Energy from Waste – Waste Management Advisory Committee for a term ending December 31, 2022 or until a successor is appointed.

16. Financial Services Reports

Councillor Neal chaired this portion of the meeting.

16.1 FSD-014-21 2020 Annual Investment Report

Resolution # GG-266-21

Moved by Mayor Foster

Seconded by Councillor Hooper

That Report FSD-014-21 be received for information.

Carried

16.2 FSD-015-21 Traffic Sign Reflectivity Inspection

Resolution # GG-267-21

Moved by Mayor Foster

Seconded by Councillor Jones

That Report FND-015-21 be received;

That the Purchasing Manager in consultation with the Director of Public Works be given the authority to extend contract CL2016-12 Traffic Sign Reflectivity Inspection Program for an additional one-year term ending December 31, 2021;

That Advantage Data Collection be awarded the additional one-year extension to their existing contract CL2016-12 for Traffic Sign Reflectivity Inspection for an approximate value of \$65,000 (Net HST Rebate);

That the estimated funds required for the additional one-year term in the amount of \$65,000 (Net HST Rebate) be funded by the Municipality as provided from the following accounts:

Description	Account Number	Amount
Safety Devices/Traffic Signs/Misc. Oper. Supply	100-36-384-10315-7112	\$65,000

That all interested parties listed in Report FND-015-21 and any delegations be advised of Council's decision.

Carried

16.3 FSD-016-21 RFP2021-2 Architectural Engineering Services 156 Church St.

Resolution # GG-268-21

Moved by Mayor Foster

Seconded by Councillor Hooper

That Report FSD-016-21 be received;

That the proposal received from Moon-Matz Ltd, being the most responsive bidder meeting all terms and conditions and specifications of RFP2021-2 be awarded the contract for the provision of architectural design, contract administration and engineering services to complete the interior renovations at The Shaw House, 156 Church St.;

That the total funds required for this project in the amount of \$59,936.64 (Net HST Rebate) be funded from the approved budget allocation as provided from the following account:

Description	Account Number	Amount
156 Church St. Renovations - 2020	110-36-370-83472-7401	\$59,937

That all interested parties listed in Report FSD-016-21 and any delegations be advised of Council's decision.

Carried

16.4 FSD-017-21 LED Retrofit Budget Reallocations

Resolution # GG-269-21

Moved by Mayor Foster

Seconded by Councillor Zwart

That Report FSD-017-21 be received; and

That the Director of Financial Services/Treasurer is authorized to reallocate up to \$235,000 from the "Various Streetlights Project" capital account to the "LED Conversion Project" capital account to complete the necessary streetlight conversions.

Carried

16.5 FSD-018-21 Grass Cutting and Median Maintenance Services

Resolution # GG-270-21

Moved by Councillor Anderson

Seconded by Councillor Hooper

That Report FSD-018-21 be received;

That Howe's Your Yard with an estimated annual bid amount of \$537,700 (Net HST Rebate) being the lowest compliant bidder meeting all terms, conditions and specifications of tender CL2021-5 be awarded the contract for an initial three-year term for Grass Cutting and Median Maintenance Services, as required by the Public Works Department;

That pending satisfactory performance, the Purchasing Manager, in consultation with the Director of Public Works be given the authority to extend the contract for this service for up to two additional one-year terms;

That the estimated funds required for the first-year term in the amount of \$537,700 (Net HST Rebate) be funded by the Municipality as provided. The funds required for the second-year term and the third-year term in the estimated amount of \$1,075,400 (Net HST Rebate) will be included in future budget accounts. The funding required for the initial one-year term will be funded from the following accounts:

Description	Account Number	Amount
Parks Maintenance – Contract – Grass Cutting	100-36-325-10115-7155	\$537,700

That all interested parties listed in Report FSD-018-21 and any delegations be advised of Council's decision.

Carried

16.6 FSD-019-21 CL2021-6 Supply and Delivery of Bulk Gas and Diesel Fuels

Resolution # GG-271-21

Moved by Mayor Foster

Seconded by Councillor Jones

That Report FSD-019-21 be received;

That W.O. Stinson & Son Ltd. with an estimated annual bid of \$479,800 (Net HST Rebate) being the lowest bidder meeting all terms, conditions and specifications of CL2021-6 be awarded the contract an initial three-year term for the Supply and Delivery of Bulk Gas and Diesel Fuels, as required by the Public Works Department, Emergency and Fire Services Department, Legislative Services Department and the Community Services Department;

That pending satisfactory performance, the Purchasing Manager, in consultation with the Director of Public Works and the Director of Emergency and Fire Services be given the authority to extend the contract for this service for up to two additional one-year terms;

That the funds required for the first-year term in the estimated amount of \$479,800 (Net HST Rebate) be funded from respective fleet approved operating budgets as required. The funds required for the second and third-year term in the estimated amount of \$959,600 (Net HST Rebate) will be included in future budget accounts; and

That all interested parties listed in Report FSD-019-21 and any delegations be advised of Council's decision.

Carried

17. CAO Office Reports

18. New Business – Consideration

18.1 BIA Social Media (Councillor Zwart)

Councillor Hooper declared a direct interest in Item 18.1, BIA Social Media as he is a member of the Bowmanville BIA. Councillor Hooper muted his audio and video and refrained from discussion and voting on this matter.

Resolution # GG-272-21

Moved by Councillor Zwart

Seconded by Councillor Anderson

That the Municipality of Clarington remit to the Bowmanville BIA a sum not to exceed \$30,000 funded from the Municipality's Safe Restart Program funding received from the Province of Ontario, to cover 50% of the cost to perform social media engagement for the Bowmanville BIA, the Newcastle BIA and the Orono BIA and that the unfunded costs be negotiated between the Bowmanville BIA, the Newcastle BIA and the Orono BIA.

Yes (4): Mayor Foster, Councillor Anderson, Councillor Traill, and Councillor Zwart

No (2): Councillor Jones, and Councillor Neal

Carried on a recorded vote (4 to 2)

Councillor Hooper returned to the meeting.

18.2 Hall Board Funding during COVID-19 (Councillor Traill)

Resolution # GG-273-21

Moved by Councillor Traill

Seconded by Councillor Anderson

Whereas many hall boards have little to no bookings due to COVID-19 and are struggling to cover the costs of utilities and PPE; and

Whereas even before COVID-19 many boards struggled to cover their utilities, maintenance and snow removal costs, significantly deterring volunteerism and contributing to low morale.

Now therefore be it resolved that Staff report back on eligibility criteria for hall boards to apply for one-time funding from the Tax Rate Stabilization Reserve Fund (which would be supported by the Safe Restart funds we got from the Province) to each hall in addition to the \$3000.00 grant they have already received for an amount to be determined per hall board on the basis of need to cover utilities, PPE and other expenses for the 2021 year; and

That Staff report back on long-term funding options for hall boards with respect to ongoing snow removal, utilities and maintenance where the hall boards may be struggling financially in order to ensure the long-term viability of the local boards.

Carried

18.3 Playgrounds (Councillor Traill)

Resolution # GG-274-21

Moved by Councillor Traill

Seconded by Councillor Anderson

Whereas there was extensive discussion during the 2021 budget about the status of playgrounds across Clarington;

Whereas some older playgrounds in Clarington are in need of repairs and upgrades;

Whereas there are innovative new options for playgrounds that include outdoor gym equipment and ziplines which might be appropriate based on the character of the neighbourhood and usage patterns; and

Whereas Council would like to ensure that the Municipality is providing safe and accessible playground equipment for children;

Now therefore be it resolved that Staff conduct an assessment of all Clarington playgrounds and report back to the General Government Committee in November 2021; and

That the assessment shall examine the state of all playgrounds with regard to the following criteria: safety and accessibility; repairs and maintenance; the character of neighbouring community, usage patterns, and innovation with respect to equipment.

Yes (4): Mayor Foster, Councillor Anderson, Councillor Neal, and Councillor Traill

No (3): Councillor Hooper, Councillor Jones, and Councillor Zwart

Carried (4 to 3)

Recess

Resolution # GG-275-21

Moved by Councillor Traill

Seconded by Councillor Anderson

That the Committee recess for 10 minutes.

Carried

The meeting reconvened at 2:55 p.m. with Mayor Foster in the Chair.

Suspend the Rules

Resolution # GG-276-21

Moved by Councillor Traill

Seconded by Councillor Hooper

That the Rules of Procedure be suspended to add a New Business Item regarding a Traffic Management Advisory Committee.

Carried

18.4 Traffic Management Advisory Committee (Councillor Traill)

Resolution # GG-277-21

Moved by Councillor Traill

Seconded by Councillor Hooper

That Staff report back in the fall of 2021 with a draft Terms of Reference for a permanent Traffic Management Advisory Committee be formed with Council, citizen and DRPS representatives modelled on the Traffic Management Committee formed on December 6, 1999, through Report WD-48-99 to:

1. Meet quarterly either via Zoom or later, in-person, to review existing and future traffic management practices and receive, review and if necessary, take action on resident complaints, questions and concerns related to traffic;
2. Review published Traffic Calming Guidelines and prepare a Municipal policy on traffic calming, for Council's consideration and to facilitate requests from the public for implementation of traffic calming measures as set forth in the policy;

3. Report back to Council in the spring of 2021 with the draft policy, which shall include mechanisms to implement TMAC recommendations (including, but not limited to: a reporting link on the Clarington website, a monitored email account and a separate Facebook page) for the public to engage directly with the Traffic Management Advisory Committee ("TMAC");
4. Present to Council bi-annually; and

That all interested parties be advised of Council's decision.

Motion Lost

19. Unfinished Business

20. Confidential Reports

20.1 Confidential Memo from Andy Allison, CAO, Regarding a Human Resources Matter

Closed Session

Resolution # GG-278-21

Moved by Councillor Hooper

Seconded by Councillor Neal

That, in accordance with Section 239 (2) of the *Municipal Act, 2001*, as amended, the meeting be closed for the purpose of discussing the following matters that deal with:

- personal matters about an identifiable individual, including municipal or local board employees;
- labor relations or employee negotiations;
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and
- advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Carried

Rise and Report

The meeting resumed in open session at 4:06 p.m.

Mayor Foster advised that two items were discussed in “closed” session in accordance with Section 239(2) of the *Municipal Act, 2001* and one resolution was passed to provide direction to Staff.

20.2 Anaerobic Digestion Facility

21. Adjournment

Resolution # GG-279-21

Moved by Councillor Neal

Seconded by Councillor Hooper

That the meeting adjourn at 4:07 p.m.

Carried