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General Government Committee

Minutes

Date: May 31, 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 M. Zwart

Regrets: Councillor C. Traill

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

Other Staff Present: J. Whynot

1. Call to Order

Mayor Foster called the meeting to order at 9:33 a.m.

2. Land Acknowledgement Statement

Councillor Zwart led the meeting in the Land Acknowledgement Statement.

3. New Business – Introduction

Councillor Neal asked that a new business item, regarding Fire Inspections, be added to the New Business – Consideration section of the agenda.

4. Adopt the Agenda

Resolution # GG-367-21
Moved by Councillor Anderson
Seconded by Councillor Hooper

That the Agenda for the General Government Committee meeting of May 31, 2021, be adopted with the addition of a New Business Item regarding Fire Inspections.

Carried

5. Declaration of Interest

Councillor Hooper declared a direct interest in Item 15.1, Report LGS-019-21 Bowmanville Downtown Parking.

6. Announcements

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

7. Adoption of Minutes of Previous Meeting

7.1 Minutes of a Regular Meeting of May 10, 2021

Resolution # GG-368-21
Moved by Councillor Hooper
Seconded by Councillor Jones

That the minutes of the regular meeting of the General Government Committee meeting held on May 10, 2021, be adopted.

Carried

8. Delegations

9. Communications – Receive for Information

Resolution # GG-369-21
Moved by Councillor Zwart
Seconded by Councillor Hooper

That Communication Items 9.1 to 9.3, be received for information.

Carried

9.1 Minutes of the Historic Downtown Bowmanville Business Improvement Area dated May 13, 2021

Resolution # GG-370-21

That Communication Item 9.1, Minutes of the Historic Downtown Bowmanville Business Improvement Area dated May 13, 2021, be received for information.

9.2 Minutes of the Newcastle Business Improvement Area dated May 13, 2021

Resolution # GG-371-21

That Communication Item 9.2, Minutes of the Newcastle Business Improvement Area dated May 13, 2021, be received for information.

9.3 Minutes of the Tyrone Community Centre dated March 17, 2021 and April 21, 2021

Resolution # GG-372-21

That Communication Item 9.3, Minutes of the Tyrone Community Centre dated March 17, 2021 and April 21, 2021, be received for information.

10. Communications – Direction

10.1 Lee-Ann Reck, Manager, Client Services, Regarding Error in Report CSD-001-21 Schedule of Rates and Fees - 2021 to 2022

Resolution # GG-373-21
 Moved by Councillor Neal
 Seconded by Councillor Jones

That Communication Item 10.1 be approved, and the fees contained in Resolution #GG-264-21 be amended as follows:

Program or Service	Category	Unit of Measure	2020 Fee	2021 Fee	% Increase
Prime Time	Adult	1 hour	\$222	\$224.75	1.24%
Prime Time	Youth	1 hour	\$174	\$176.20	1.26%
Non-Prime Time Sept 1 -Jun 30	Adult	1 hour	\$166.50	\$168.60	1.26%
Non-Prime Time Sept 1 -Jun 30	Youth	1 hour	\$118	\$119.50	1.27%
Discount Ice 11pm and Later	All	1 hour	\$128.50	\$130.10	1.25%
Skate Patroller	Per Staff	Per hour	\$17	\$17.25	1.47%
Non Prime Time July1 – Aug 31	All	1 hour	\$142	\$143.75	1.23%

Carried

11. Presentations

11.1 Jeannette Whynot, Accessibility Coordinator, Regarding National AccessAbility Week

Jeannette Whynot, Accessibility Coordinator was present Regarding National AccessAbility Week. Ms. Whynot provided an overview of National AccessAbility Week 2021 and stated that 24.1% of Ontarians have a disability and 53% of Canadians are directly affected by a disability. She added that Clarington has almost 2300 residents who have a disability of some kind. Ms. Whynot stated that AccessAbility Week aims to change the conversation on disability and outlined the mandate of the Accessibility Advisory Committee. She explained that concrete pads for public benches are made wider to accommodate a stroller or wheelchair beside the bench.

Ms. Whynot stated that the accessibility upgrades at the Orono Town Hall are complete with an elevator and a universal barrier free washroom. She noted that mobility device charging stations will be installed in Clarington after receiving the Inclusive Communities Fund from the Government of Ontario. Ms. Whynot thanked Mayor Foster and Members of Council for their support and stated that the Accessibility Advisory Committee looks forward to making Clarington accessible.

12. Public Works Department Reports

Councillor Hooper chaired this portion of the meeting.

12.1 PWD-018-21 Given Rd Closure and Conveyance

Resolution # GG-374-21

Moved by Mayor Foster

Seconded by Councillor Zwart

That Report PWD-018-21 be received;

That Part Lot 31, Con 2, Part 3, Part Lots 31 and 32, Con 2 Part 5, Part Lot 32, Con 2, Part 8 and Part Lot 31, Con 2, Part 12 on reference plan 40R-31354, Attachment No. 1 be declared surplus to the needs of the Municipality;

That Part Lots 31 and 32, Con 2, Part 5 & Part Lot 31, Con 2, Part 12 on Plan 40R-31354 be conveyed to 2103386 Ontario Limited in exchange for payment of the appraised value;

That Part Lot 31, Con 2, Part 3 on Plan 40R-31354 be conveyed to Wilmot Creek Developments Inc. in exchange for payment of the appraised value;

That Part Lot 32, Con 2, Part 8 on Plan 40R-31354 be conveyed to Louisville Homes Ltd. in exchange for payment of the appraised value;

That the applicants pay all applicable costs and fees for the preparation and registration of the reference plan, and transfer instruments, including HST;

That Council approve the draft By-law attached as Attachment 3 to Report PWD-018-21 to close and convey Part Lot 31, Con 2, Part 3, Part Lots 31 and 32, Con 2 Part 5, Part Lot 32, Con 2, Part 8 and Part Lot 31, Con 2, Part 12 on Plan 40R-31354, Attachment No. 1; and

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

Carried

12.2 PWD-023-21 Clarington Seniors Snow Removal Program

Resolution # GG-375-21
Moved by Councillor Neal
Seconded by Councillor Jones

That Report PWD-023-21 be received; and

That Staff continue to review and implement ways to improve the Senior's Snow Removal Program with respect to its internal working efficiencies and the external user interface experience.

Carried

12.3 PWD-024-21 GO Transit Newcastle Village Update

Resolution # GG-376-21
Moved by Councillor Zwart
Seconded by Councillor Anderson

That Report PWD-024-21 be received;

That Council provide direction for Staff to commence the process of demolishing the former Newcastle fire hall building located at 247 King Avenue East to help prepare the property for sale, as detailed in report PSD-007-15;

That Staff be directed to notify Metrolinx, the operator of GO Transit who currently use the property as a bus turnaround, about the requirement to terminate our lease agreement due to the impending sale of the property; and

That Metrolinx be requested to work cooperatively with Clarington Staff on public consultation and the implementation of a suitable revised bus route that will ultimately ensure the continuation of transit service for Newcastle customers.

Carried

13. Emergency and Fire Services Department Reports

14. Community Services Department Reports

Mayor Foster chaired this portion of the meeting.

14.1 CSD-004-21 Future of the Tourism Information Centre

Resolution # GG-377-21
Moved by Councillor Jones
Seconded by Councillor Hooper

That Report CSD-004-21 be received;

That Council approve the permanent closure of the Tourism Information Centre at 181 Liberty Street, Bowmanville;

That Council support the revised Tourism Service Delivery Model, as presented in this report; and

That Staff continue to investigate future options for the building, that could include upgrading and re-purposing, relocation or demolition, and to provide all necessary funds in the 2022 budget, for consideration.

Yes (4): Mayor Foster, Councillor Hooper, Councillor Jones, and Councillor Zwart

No (2): Councillor Anderson, and Councillor Neal

Absent (1): Councillor Traill

Carried on a recorded vote (4 to 2)

15. Legislative Services Department Reports

Councillor Jones chaired this portion of the meeting.

15.1 LGS-019-21 Bowmanville Downtown Parking

Councillor Hooper declared a direct interest in Item 15.1, as he owns property in downtown Bowmanville. Councillor Hooper muted his audio and video and refrained from discussion and voting on this matter.

Resolution # GG-378-21

Moved by Mayor Foster

Seconded by Councillor Zwart

That Report LGS-019-21 be received;

That courtesy parking in downtown Bowmanville continue to be provided each year in the month of December with improved signage;

That an amendment to the Traffic By-law be brought forward to discontinue the two-hour free parking in Municipal lots beginning on January 1, 2022;

That an amendment to the Traffic By-law be brought forward to increase parking rates to \$1.00 an hour beginning on January 1, 2022;

That an amendment to the Traffic By-law be brought forward to introduce a maximum daily parking rate of \$5.00 for the Division, Silver, Water Tower and Church St lots beginning on January 1, 2022;

That an amendment to the Traffic By-law be brought forward to establish a two-hour maximum parking limit in the 20 King St lot beginning on January 1, 2022;

That as part of the 2022 Municipal budget, staff include a proposal for the procurement of a mobile app service and related equipment to process parking payments;

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

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

No (1): Councillor Neal

Absent (1): Councillor Traill

Carried on a recorded vote (4 to 1)

See following motions

Resolution # GG-379-21

Moved by Councillor Neal

Seconded by Councillor Anderson

That the Rules of Procedure be suspended to allow Members of Committee to speak to the foregoing Resolution #GG-378-21 for a second time.

Carried

The foregoing Resolution #GG-378-21 was then carried on a recorded vote.

Councillor Hooper returned to the meeting.

15.2 LGS-020-21 Appointment to the Clarington Public Library Board and Heritage Committee

Resolution # GG-380-21

Moved by Mayor Foster

Seconded by Councillor Hooper

That Report LGS-020-21 be received;

That the resignation of Terri Gray be received with thanks;

That the Committee consider the applications for appointment to the Clarington Public Library Board, and that the vote be conducted to appoint the citizen representatives, in accordance with the Appointment to Boards and Committees Policy;

That Heather Graham be appointed to the Clarington Heritage Committee for a term ending December 31, 2022 or until a successor is appointed; and

That all interested parties listed in Report LGS-020-21 be advised of Council's decision.

Carried

Clarington Public Library Board

That Nancy Brandon be appointed to the Clarington Public Library Board for a term ending December 31, 2022 or until a successor is appointed.

Recess

Resolution # GG-381-21
Moved by Mayor Foster
Seconded by Councillor Hooper

That the Committee recess for 10 minutes.

Carried

The meeting reconvened at 11:09 a.m. with Councillor Neal in the Chair.

16. Financial Services Reports

Councillor Neal chaired this portion of the meeting.

16.1 FSD-029-21 Unsuccessful Tax Sale

Resolution # GG-382-21
Moved by Mayor Foster
Seconded by Councillor Zwart

That Report FSD-029-21 be received;

That Council hereby directs the Treasurer to register a Notice of Vesting for the property known as Roll No. 18 17 010 050 10420 0000; Highway 2; PIN 26608-0089(LT); PT LT 25 CON 2 DARLINGTON AS IN N78601 (SECONDLY) pursuant to subsections 379(5b) and (7.1) of the *Municipal Act, 2001*; and

That the Treasurer be authorized, under Section 354(2) and (3) of the *Municipal Act 2001* to write-off taxes as uncollectible and charge back the proportionate amounts under Section 353(2) and (3) to the Region of Durham and the Province of Ontario.

Carried

16.2 FSD-030-21 2020 Building Permit Fees Annual Report

Resolution # GG-383-21
Moved by Councillor Hooper
Seconded by Councillor Anderson

That Report FSD-030-21 be received for information.

Carried

16.3 FSD-031-21 Supply and Deliver One Pumper Truck

Resolution # GG-384-21
Moved by Mayor Foster
Seconded by Councillor Hooper

That Report FSD-031-21 be received;

That Dependable Emergency Vehicles with a bid amount of \$798,414.05 (Net HST Rebate) providing the lowest overall cost and meeting the passing threshold and all terms, conditions and specifications of RFP2021-3, be awarded the contract for the Supply and Delivery of One Pumper Truck as required by the Emergency and Fire Services Department;

That pending satisfactory performance, pricing and budget approval, the Purchasing Manager, in consultation with the Director of Emergency and Fire Services and the Director of Public Works, be given authority to extend the contract for up to four additional years after the award of this contract for similar future pumper truck requirements;

That the estimated funds required for this project in the amount of \$800,550.00 (Net HST Rebate) include \$798,414.05 (Net HST Rebate) for the pumper truck and equipment and other costs such as manuals, radio installations and licensing in the estimated amount of \$2,135.95 (Net HST Rebate) be funded by the Municipality as follows:

Description	Account Number	Amount
EMS Vehicle Replacement – (2021)	110-28-388-82824-7401	\$800,550

That all interested parties listed in Report FSD-031-21 and any delegations be advised of Council’s decision.

Carried

17. CAO Office Reports

17.1 CAO-003-21 Economic Development Services in Clarington

Resolution # GG-385-21
 Moved by Councillor Hooper
 Seconded by Councillor Zwart

That Report CAO-003-21 be received;

That Staff be directed to negotiate a renewal contract with the Clarington Board of Trade (which will require Council approval) substantially on the terms set out in section 7.4 of this report;

That, in accordance with Policy 7.3.1 of the Clarington Official Plan, Staff be directed to retain a consultant to prepare an Economic Development Strategy at an estimated cost of \$50,000 (up to 90% funded through development charges);

That a full-time employee be hired to assist with the delivery of the services described in section 7.6 of this report, with the cost to be covered through a corresponding reduction to the CBOT contract; and

That all interested parties listed in Report CAO-003-21 and any delegations be advised of Council's decision.

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

No (2): Councillor Jones, and Councillor Neal

Absent (1): Councillor Traill

Carried on a recorded vote (4 to 2)

See following motions

Resolution # GG-386-21
Moved by Councillor Neal
Seconded by Councillor Jones

That the foregoing Resolution #GG-385-21 be divided such that each paragraph be considered separately.

Motion Lost

Resolution # GG-387-21
Moved by Councillor Neal
Seconded by Councillor Jones

That the Rules of Procedure be suspended to allow Members of Committee to speak to the foregoing Resolution #GG-385-21 for a second time.

Carried

The foregoing Resolution #GG-385-21 was then carried on a recorded vote.

18. New Business – Consideration

18.1 Declaration of Interest at Advisory Committee Meetings (Councillor Neal)

Resolution # GG-388-21
Moved by Councillor Neal
Seconded by Councillor Jones

That the declaration of interest portion of the agenda for Advisory Committees be deleted.

Referred

See following motions

Suspend the Rules

Resolution # GG-389-21
Moved by Councillor Neal
Seconded by Councillor Hooper

That the Rules of Procedure be suspended to extend the meeting for an additional 10 minutes until 12:10 p.m.

Carried

Resolution # GG-390-21
Moved by Councillor Jones
Seconded by Councillor Neal

That the foregoing Resolution #GG-388-21 be referred to the June 14, 2021 Council meeting.

Carried

See following motions

Suspend the Rules

Resolution # GG-391-21
Moved by Councillor Hooper
Seconded by Councillor Zwart

That the Rules of Procedure be suspended to extend the meeting for an additional 5 minutes until 12:15 p.m.

Carried

Resolution #GG-390-21 was then put to a vote and carried.

The Committee recessed for their one hour scheduled break in accordance with the Procedural By- law.

The meeting reconvened at 1:15 p.m. with Mayor Foster in the Chair.

18.2 Fire Inspections (Councillor Neal)

Resolution # GG-392-21
Moved by Councillor Neal
Seconded by Councillor Anderson

Whereas there have been recent fatalities from fires in older housing stock in Durham Region;

Now therefore be it resolved that the Provincial Government be urged to institute mandatory fire inspections for houses and multi-unit dwellings older than 50 years.

Carried

19. Unfinished Business

19.1 LGS-017-21 Procedural By-law Review (Referred from the May 10, 2021 General Government Committee Meeting)

Resolution # GG-393-21

Moved by Councillor Neal

Seconded by Mayor Foster

That Report LGS-017-21 be received;

That the By-law attached to Report LGS-017-21 as Attachment 5 to Report LGS-017-21, repealing and replacing Clarington's Procedural By-law 2015-029, be approved with the following amendments:

That section 9.2.5 of the by-law (Delegation time Limits), and related sections, be amended by deleting the words "five (5)" and replacing with the words "ten (10)", so that delegations are permitted to speak for 10 minutes at Council and Committee meetings;

That Section 4.11 of the by-law (Length of Meetings), and related sections, be amended by adding a section that ensures the remaining agenda items be placed on the next regular meeting of the same type in the event that the meeting adjourns in accordance with Sections 4.11.1 and 4.11.2;

That Section 4.9.1 of the by-law (Closed Meetings), and related sections, be amended by deleting the words "in accordance with Sub-section 239 (2)(3) of the *Municipal Act, 2001*" and replacing with the words "if the subject matter deals with any of the matters in sub-section 239 (2) or 239 (3) of the *Municipal Act, 2001*";

That the Procedural Motion definition, within Section 1 of the by-law (Definitions), and related sections, be amended by:

- adding the words "indefinitely" after the words "to table";
- That the words "To defer" be added as item f); and
- That the remaining items be renumbered;

That Section 2.5.1 of the by-law (Agenda Restrictions), and related sections, be amended by adding the words "at the request of a member of the public" after the words "The Municipal Clerk shall refuse";

That the by-law be amended by adding the following section:

"That the items of New Business be placed on the respective part of the agenda";

That Section 10.12.9 of the by-law (Motions Introduced Orally), and related sections, be amended by adding "To defer" to the list of items;

That Section 10.12.21 of the by-law (Motion to Table), and related sections, be amended by adding the words "or defer" after the words "A motion simply to table";

That subsection 10.12.27 of the by-law (Motion to Divide), and related sections be amended by:

adding a new section after subsection 10.12.27(b):

“The Chair calls the vote on the motion to divide, which is debatable.”;

replacing subsection 10.12.27(d) with the following:

“The matter of the divided item(s) are now being considered with the same mover and seconder as the original. The Chair calls the vote on the divided item(s).”;
and

That the subsections be renumbered accordingly; and

That Staff be directed to prepare a report recommending the new meeting schedule to reflect the changes approved in the new Procedural By-law, effective September 1, 2021.

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

No (2): Councillor Jones, and Councillor Neal

Absent (1): Councillor Traill

Carried on a recorded vote (4 to 2)

See Following Motions

Amendment:

Resolution # GG-394-21

Moved by Councillor Zwart

Seconded by Councillor Anderson

That the foregoing resolution #GG-393-21 be amended by adding the following after paragraph 2:

That the following words from Section 7.3.1 (Announcements) be removed from the proposed by-law and any related sections:

“that will occur within one week of the meeting, unless a regular Council/Committee meeting is not scheduled within one week.”

Carried Later in the Meeting, see following motion

Amendment:

Resolution # GG-395-21
Moved by Councillor Neal
Seconded by Councillor Jones

That the foregoing Resolution #GG-394-21 be amended by adding the following after paragraph 2:

That Section 7.3.1 of the by-law (Announcements), and related sections, be amended by adding the following words "That announcements regarding past events not be permitted".

Motion Lost

The foregoing Resolution #GG-394-21 was then put to a vote and carried.

Resolution # GG-396-21
Moved by Councillor Neal
Seconded by Councillor Jones

That the Rules of Procedure be suspended to allow Members of Committee to speak to the foregoing Resolution #GG-393-21 for a second time.

Carried

Amendment:

Resolution # GG-397-21
Moved by Councillor Neal
Seconded by Councillor Jones

That the foregoing Resolution #GG-393-21 be amended by adding the following after paragraph 2:

"That Staff be directed to report back on a possible amendment to the Procedural By-law to include Proxy Voting".

Yes (2): Councillor Jones, and Councillor Neal

No (4): Mayor Foster, Councillor Anderson, Councillor Hooper, and Councillor Zwart

Absent (1): Councillor Traill

Motion Lost on a recorded vote (2 to 4)

Amendment:

Resolution # GG-398-21
Moved by Councillor Neal
Seconded by Councillor Jones

That the foregoing Resolution #GG-393-21 be amended by adding the following section:

"That, for Unfinished Business items, the Member of Council who was in the Chair when the matter was referred, that Member of Council shall be in the Chair when the matter is on the following agenda".

Motion Lost

The foregoing Resolution #GG-393-21 was then put to a recorded vote and carried as amended.

20. Confidential Reports

21. Adjournment

Resolution # GG-399-21
Moved by Councillor Anderson
Seconded by Councillor Zwart

That the meeting adjourn at 2:18 p.m.

Carried