



If this information is required in an alternate format, please contact the Accessibility Co-ordinator at 905-623-3379 ext. 2131

Council Minutes

Date: November 1, 2021
Time: 6:30 p.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, G. Acorn, S. Brake, R. Maciver, T. Pinn, M. Perini, R. Windle, J. Gallagher, M. Chambers

Other Staff Present: F. Langmaid

1. Call to Order

Mayor Foster called the meeting to order at 6:30 pm.

2. Moment of Reflection

Councillor Anderson led the meeting in a moment of reflection.

3. Land Acknowledgement Statement

Councillor Anderson recited the Land Acknowledgement Statement.

4. Declaration of Interest

There were no declarations of interest.

5. Announcements

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

Suspend the Rules

Resolution # C-347-21

Moved by Councillor Jones
Seconded by Councillor Traill

That the Rules of Procedure be suspended to add Kim Churchill as a delegation regarding Item 9.2.3 of the October 25, 2021, Joint Committees Minutes - Lighting at Courtice Dog Park.

Yes (3): Mayor Foster, Councillor Hooper, and Councillor Zwart

No (4): Councillor Anderson, Councillor Jones, Councillor Neal, and Councillor Traill

Carried Later in the Meeting, see following motion (3 to 4)

Mayor Foster ruled the motion out of order. Councillor Jones challenged the ruling of the Chair that referred items are not in order at a Council meeting and cannot be considered as they are to be included on a future meeting agenda.

The question "Will the ruling of the Chair be sustained?" was put to a recorded vote and lost.

Yes (3): Mayor Foster, Councillor Hooper, and Councillor Zwart

No (4): Councillor Anderson, Councillor Jones, Councillor Neal, and Councillor Traill

Carried on a recorded vote (3 to 4)

The foregoing Resolution #C-347-21 was then carried on a recorded vote.

6. Adoption of Minutes of Previous Meeting(s)

6.1 Minutes of a regular meeting of Council dated October 18, 2021

Resolution # C-348-21

Moved by Councillor Hooper
Seconded by Councillor Zwart

That the minutes of a regular meeting dated October 18, 2021, be approved.

Carried

7. Presentations / Delegations

7.1 Farkhunda Muhtaj, Captain of the Afghanistan Women's National Soccer Team - Recognition of Operation Soccer Balls Initiative

Mayor Foster recognized Farkhunda Muhtaj, Captain of the Afghanistan Women's National Soccer Team for her efforts and dedication to the Operation Soccer Balls Initiative. He explained that Ms. Muhtaj worked together with an international coalition of US military and intelligence officials and humanitarian groups on a rescue mission to assist in relocating 26 female members of the soccer team, including family members from safe house to safe house, and eventually brought to

safety from Afghanistan to Portugal this past September. Mayor Foster added that Ms. Muhtaj provided support to the members of the team and their families during this emotional and challenging time. Mayor Foster virtually presented the certificate to Ms. Muhtaj and thanked her on behalf of the Members of Council for her ongoing humanitarian work.

Ms. Muhtaj, who joined the meeting from Portugal, thanked the Members of Council. She explained that Operation Soccer Balls, was an international coalition, there were many individuals involved and it allowed the women's national soccer team to be able to continue to do what they love which is to play the game of soccer. Ms. Muhtaj explained to the Members of Council she will be living in Portugal for a year to assist the newcomers to Portugal to be able to integrate into society. She added that it is crucial to promote an inclusive society, and to ensure that everyone is playing a roll to support those who have been uprooted from Afghanistan during these difficult and unstable times.

7.2 Kim Churchill regarding Item 9.2.3 of the October 25, 2021, Joint Committees Minutes - Lighting at Courtice Dog Park

Kim Churchill was present regarding Item 9.2.3 of the October 25, 2021, Joint Committees Minutes - Lighting at Courtice Dog Park. She explained that she is a local resident and frequent user of the Courtice Dog Park. Ms. Churchill noted that there are many residents of Courtice who would like to use the dog park in the evenings but are unable to as it is too dark and the residents feel unsafe. She is asking for the dog park to be lit for a couple of hours in the evening. Ms. Churchill requested that the lights be installed or that the lights from the adjacent turf field be turned on to assist with the lighting at the dog park. She answered questions from the Members of Council.

Alter the Agenda

Resolution # C-349-21

Moved by Councillor Jones

Seconded by Councillor Neal

That the Agenda be altered to consider Item 9.2.3 of the October 25, 2021, Joint Committees Minutes - Lighting at Courtice Dog, at this time.

Carried

Resolution # C-350-21

Moved by Councillor Jones
Seconded by Councillor Neal

That Staff be directed to install lighting, as soon as possible, at the Courtice Leash Free Dog Park with appropriate funding from the Outdoor Recreation Misc. Upgrade Account.

Yes (3): Councillor Jones, Councillor Neal, and Councillor Traill

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

Motion Lost on a recorded vote, see following motions (3 to 4)

Amendment:

Resolution # C-351-21

Moved by Councillor Anderson
Seconded by Councillor Neal

That the foregoing Resolution #C-350-21 be amended by adding the following at the end:

"That the lights, on the sports field adjacent to the Courtice Leash Free Dog Park, be turned on daily from 5:00 pm to 9:00 pm, from now until the beginning of daylight savings time in the spring of 2022."

Yes (6): Mayor Foster, Councillor Anderson, Councillor Hooper, Councillor Jones, Councillor Neal, and Councillor Traill

No (1): Councillor Zwart

Carried (6 to 1)

The foregoing Resolution #C-350-21 was then put a recorded vote and lost.

Resolution # C-352-21

Moved by Councillor Jones
Seconded by Councillor Neal

That Staff be directed to install solar lighting, as soon as possible, at the Courtice Leash Free Dog Park with appropriate funding from the Outdoor Recreation Misc. Upgrade Account; and

That the lights, on the sports field adjacent to the Courtice Leash Free Dog Park, be turned on daily from 5:00 pm to 9:00 pm from now until the beginning of daylight savings time in the spring of 2022.

Motion Withdrawn, later in the meeting, see following motions

Amendment:

Resolution # C-353-21

Moved by Councillor Anderson
Seconded by Councillor Traill

That the foregoing Resolution #C-352-21 be amended by adding the following at the end:

"That Staff be directed to install solar lighting for the other two Leash Free Dog Parks in Clarington provided it is relatively cheaper than \$40,000 each."

Motion Withdrawn, later in the meeting, see following motions

Recess

Resolution # C-354-21

Moved by Councillor Anderson
Seconded by Councillor Jones

That the Council recess for five minutes.

Carried

The meeting reconvened at 8:05 pm with Mayor Foster in the Chair.

Councillor Anderson withdrew Resolution #C-353-21.

Councillor Jones withdrew Resolution #C-352-21.

Resolution # C-355-21

Moved by Councillor Jones
Seconded by Councillor Anderson

That Staff be directed to install solar lighting, as soon as possible, at the Courtice and Bowmanville Leash Free Dog Parks with appropriate funding from the Outdoor Recreation Misc. Upgrade Account; and

That the lights, on the sports field adjacent to the Courtice Leash Free Dog Park, be turned on daily from 5:00 pm to 9:00 pm from now until the earlier of the beginning of daylight savings time in the spring of 2022 or when the permanent lights have been installed.

Yes (4): Councillor Anderson, Councillor Jones, Councillor Neal, and Councillor Traill

No (3): Mayor Foster, Councillor Hooper, and Councillor Zwart

Carried on a recorded vote (4 to 3)

8. Reports/Correspondence Related to Presentations/Delegations

9. Consideration of Minutes

9.1 Advisory Committee Minutes

9.1.1 Minutes of the Samuel Wilmot Nature Area Management Advisory Committee dated September 14 and October 19, 2021

Resolution # C-356-21

Moved by Councillor Hooper
Seconded by Councillor Zwart

That Advisory Committee Minutes Item 9.1.1, Samuel Wilmot Nature Area Management Advisory Committee dated September 14 and October 19, 2021, be approved.

Carried

9.2 Standing Committee Minutes

9.2.1 Minutes of the Joint General Government and Planning and Development Committee Meeting dated October 25, 2021

Resolution # C-357-21

Moved by Councillor Neal
Seconded by Councillor Anderson

That the recommendations contained in the Minutes of the Joint General Government and Planning and Development Committees of October, 25, 2021 be approved on consent, with the exception of items 8, 9.1.2, 9.2.2, 9.3.1, and 9.3.2.

Carried

Item 8 - Communications

Resolution # C-358-21

Moved by Councillor Neal
Seconded by Councillor Zwart

That Communication Items 8.1 to 8.4, be received for information.

Carried

**Item 9.1.2 - Report PDS-055-21 - Recommendation - Additional Dwelling Units
- Official Plan and Zoning Bylaw Amendments**

Alter the Agenda

Resolution # C-359-21

Moved by Councillor Jones
Seconded by Councillor Neal

That the Agenda be altered to consider Unfinished Business Item 13.2 - Report PDS-055-21 Recommendation - Additional Dwelling Units - Official Plan and Zoning Bylaw Amendments, at this time.

Carried

Resolution # C-360-21

Moved by Councillor Neal
Seconded by Councillor Jones

That the matter of Report PDS-055-21 and the Memo from Ryan Windle dated October 29, 2021 regarding additional dwelling units, be referred to consideration of the Zone Clarington By-law.

Yes (3): Councillor Jones, Councillor Neal, and Councillor Traill

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

Motion Lost (3 to 4)

Resolution # C-361-21

Moved by Councillor Zwart
Seconded by Councillor Hooper

That Report PDS-055-21 be received;

That the Official Plan Amendment 129, attached to PDS-055-21 as Attachment 3, be approved;

That the Zoning Bylaw Amendment, attached to PDS-055-21 as Attachment 4, be approved;

That Staff from Legislative Services present to Council a new Bylaw to replace Bylaw 97-77 to require Additional Dwelling Units be registered with the Municipality;

That staff approve applications for Additional Dwelling Units only after Council approves the new Bylaw to replace Bylaw 97-77 to require Additional Dwelling Units be registered with Municipality;

That Staff be directed to request in writing the Ministry of Municipal Affairs and Housing review the restrictions to provide further flexibility for Additional Dwelling Units within the Greenbelt Plan and the Oak Ridges Moraine Conservation Plan;

That Staff monitor the implementation of these Amendments for Additional Dwelling Units for one (1) year after approval of the Amendments and report this monitoring to Council with any recommended changes to policies, standards, or processes; and

That all interested parties listed in Report PDS-055-21 and any delegations be advised of Council's decision.

Yes (4): Councillor Anderson, Councillor Jones, Councillor Neal, and Councillor Traill

No (3): Mayor Foster, Councillor Hooper, and Councillor Zwart

Carried as Amended on a Recorded Vote Later in the Meeting, See following Motions (4 to 3)

Amendment:

Resolution # C-362-21

Moved by Councillor Neal
Seconded by Councillor Jones

That the foregoing Resolution #C-361-21 be amended with the following changes to Attachment 3, Official Plan Amendment 129, Section 2, Subsection 6.3.7 and 6.3.7:

"That the words "outside of the Environmental Protection Area as identified in this Official Plan" be replaced with "outside of the Environmental Protection Area as identified in the Zoning By-law.""

Yes (4): Councillor Anderson, Councillor Jones, Councillor Neal, and Councillor Traill

No (3): Mayor Foster, Councillor Hooper, and Councillor Zwart

Carried on a recorded vote (4 to 3)

Resolution # C-363-21

Moved by Councillor Neal
Seconded by Councillor Jones

That the foregoing Resolution #C-361-21 be amended with the following changes to Attachment 4, the Zoning Bylaw Amendment, Section 4, Subsection 3.2 b and 3.2 c:

"That the words "Clarington Official Plan" be replaced with "Zoning By-law.""

Yes (4): Councillor Anderson, Councillor Jones, Councillor Neal, and Councillor Traill

No (3): Mayor Foster, Councillor Hooper, and Councillor Zwart

Carried on a recorded vote (4 to 3)

The foregoing Resolution #C-361-21 was then carried, as amended, on a recorded vote.

Item 9.2.2 - Memo from Stephen Brake, Director of Public Works, Regarding Samuel Wilmot Nature Area Viewing Platform Replacement

Resolution # C-364-21

Moved by Councillor Neal
Seconded by Councillor Zwart

That the use of the Outdoor Recreation Miscellaneous account, to fund the overage for the Samuel Wilmot Nature Area Viewing Platform Replacement project, be approved.

Carried

Item 9.3.1 - LGS-027-21 2022 Municipal Elections – Use of Corporate Resources for Election Purposes – Policy F110

Resolution # C-365-21

Moved by Councillor Neal
Seconded by Councillor Jones

That Report LGS-027-21 - 2022 Municipal Elections – Use of Corporate Resources for Election Purposes – Policy F110, be referred to the November 8, 2021 General Government Committee meeting.

Carried

Item 9.3.2 - LGS-028-21 Additional Dwelling Unit Registration By-law

Resolution # C-366-21

Moved by Councillor Neal
Seconded by Councillor Jones

That Report LGS-028-21, and any related communication items, be received; and

That the By-law, included as Attachment 1 to Report LGS-028-21, be approved.

Carried

Recess

Resolution # C-367-21

Moved by Councillor Hooper
Seconded by Councillor Zwart

That the Council recess for 10 minutes.

Carried

The meeting reconvened at 9:24 pm with Mayor Foster in the Chair.

10. Communications

11. Staff Reports and Staff Memos

12. **Business Arising from Procedural Notice of Motion (For Consideration at Subsequent Meeting)**
13. **Unfinished Business**
- 13.1 **Anaerobic Digester Environmental Assessment (Matter referred from the October 18, 2021 Council Meeting)**
- 13.1.1 **Report PDS-056-21 - Request for a Full Environmental Assessment for the Mixed Waste Transfer/Pre-Sort and Anaerobic Digestion Organics Processing Facility**

Resolution # C-368-21

Moved by Councillor Neal
Seconded by Councillor Traill

That Report PDS-056-21, and any related correspondence, be received for information;

That Option 1 and Option 2, as outlined in PDS-056-21, be pursued;

That the necessary funding be allocated from the Tax Rate Stabilization Fund, not to exceed \$50,000; and

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

Carried

- 13.1.2 **Anaerobic Digester Environmental Assessment - (Motion from Councillor Neal) - Referred from the October 18, 2021 Council Meeting**

Resolution # C-369-21

Moved by Councillor Neal
Seconded by Councillor Jones

That the motion requesting an Anaerobic Digester Environmental Assessment, be referred November 29, 2021 General Government Committee meeting.

Carried

13.1.3 Memo from Ryan Windle, Director of Planning and Development Services regarding Requirements to Request a Full Environmental Assessment for the Mixed Waste/Pre-sort and AD Organics Processing Facility (Referred from the October 18, 2021 Council Meeting)

Resolution # C-370-21

Moved by Councillor Hooper
Seconded by Councillor Zwart

That the Memo from Ryan Windle, Director of Planning and Development Services regarding Requirements to Request a Full Environmental Assessment for the Mixed Waste/Pre-sort and AD Organics Processing Facility, be received for information.

Carried

13.2 Report PDS-055-21 - Additional Dwelling Units - Official Plan and Zoning Bylaw Amendments (Referred from the October 25, 2021 Joint Committees Meeting)

Report PDS-055-21 - Additional Dwelling Units - Official Plan and Zoning Bylaw Amendments was considered earlier in meeting during the consideration of the Standing Committee Minutes.

13.3 Memo from Andy Allison, Chief Administrative Officer, Regarding Executive Recruiting Services for Recruitment of a Chief Administrative Officer (Referred from the October 25, 2021 Joint Committees Meeting)

Resolution # C-371-21

Moved by Councillor Zwart
Seconded by Councillor Hooper

That the following individuals be appointed to the CAO Selection Committee:

- Ken Knox
- Gary Polonsky
- Mary Mogford
- Karen Fisher

Carried

14. Confidential Items

15. By-laws

15.1 2021-079 - Being a by-law to amend By-law 2014-059 entitled “a By-law to Regulate Traffic and Parking on Highways, Private Property and Municipal Property”

15.2 2021-080 - Being a By-law to adopt the Use of Corporate Resources for Election Purposes Policy, and Repeal By-law 2018-028

15.3 2021-081 - Being a By-law to license and regulate additional dwelling units in the Municipality of Clarington.

15.4 2021-082 - Being a By-law to amend By-law 84-63 and By-law 2005-109

15.5 2021-083 - being a By-law to exempt a certain portion of Registered Plan 40M-2615 from Part Lot Control

Resolution # C-372-21

Moved by Councillor Hooper
Seconded by Councillor Neal

That leave be granted to introduce By-laws 2021-079 to 2021-083 with the exception of By-laws 2021-080, 2021-081, and 2021-082.

That the said by-laws be approved.

Carried

16. Procedural Notices of Motion (For Consideration at Subsequent Meeting)

17. Questions to Department Heads / Request for Staff Report(s)

18. Confirming By-Law

Resolution # C-373-21

Moved by Councillor Neal
Seconded by Councillor Zwart

That leave be granted to introduce By-law 2021-084, being a by-law to confirm the proceedings of the Council of the Municipality of Clarington at a regular meeting held on the 1st day of November, 2021; and

That the said by-law be approved.

Carried

19. Adjournment

Resolution # C-374-21

Moved by Councillor Neal
Seconded by Councillor Zwart

That the meeting adjourn at 9:58 pm.

Carried