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Joint General Government and Planning and Development Committees

Minutes

Date: October 25, 2021
Time: 9:30 AM
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, S. Brake, R. Maciver, T. Pinn, J. Gallagher, M. Perini, R. Windle

Other Staff Present: B. Weiler, F. Langmaid, A. Burke, L. Backus, T. Gamble, S. Parish, B. Radomski, B. Rice, K. Richardson, C. Salazar, E. Schaefer

1. Call to Order

Councillor Anderson called the meeting to order at 9:30 a.m.

2. Land Acknowledgement Statement

Councillor Zwart led the meeting in the Land Acknowledgement Statement.

3. Declaration of Interest

There were no disclosures of interest stated at this meeting.

4. Announcements

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

5. Public Meetings

5.1 Public Meeting to Seek Comments on the Draft Wilmot Creek Neighbourhood Secondary Plan

Lisa Backus, Principal Planner and Stacey McCulloch, Plan Partnership, made a verbal presentation to accompany an electronic presentation.

Suspend the Rules

Resolution # JC-036-21

Moved by Councillor Hooper
Seconded by Mayor Foster

That the Rules of Procedure be suspended to extend the Presentation for an additional 6 minutes.

Carried

Sandra Moore, President of Wilmot Creek Homeowners' Association (WCHA) was present to provide comments. Ms. Moore explained that the WCHA has been involved since the beginning of the project and expressed her concerns relating to the construction phase and entrance into the community during that time. She stated that the residents have an issue with noise mitigation with the new development as they are still awaiting the train whistle cessation. Ms. Moore added that the residents are concerned with the entrance security and explained that they support the plan and will continue to be involved in all phases of the development.

5.1.1 PDS-052-21 Wilmot Creek Neighbourhood Secondary Plan

Resolution # JC-037-21

Moved by Mayor Foster
Seconded by Councillor Jones

That Report PDS-052-21 be received;

That the proposed Secondary Plan and Official Plan Amendment (COPA 2021-0005) continue to be reviewed and processed;

That Staff report back to Council with a Recommendation Report; and

That all interested parties listed in Report PDS-052-21 and any delegations be advised of Council's direction regarding this Public Meeting report.

Carried

5.2 Public Meeting for a Proposed Plan of Subdivision and Zoning By-law Amendment

Brandon Weiler, Senior Planner, made a verbal presentation to accompany an electronic presentation.

Paul King, Planning and Development Consultant, was present on behalf of the applicant. Mr. King provided an overview of the location, proposed development, and the existing zoning of the site. He explained the planning policy framework and noted the property is within the urban boundary, meets the PPS standard and conforms with the Region of Durham's Official Plan.

Mr. King stated that the lands are located within the build-up area of Map B of Clarington's Urban Structure and added that the development proposal conforms to the Built Form requirements for new neighbourhoods. He provided an overview of the supporting studies and plans that were completed to support the application. Mr. King displayed an aerial photo of the detailed draft plan and thanked Members of Committee for their time.

Derek Hart, Property Owner of 686 North Street, was present regarding the application. Mr. Hart expressed his concern regarding the driveway easement onto his property.

5.2.1 PDS-053-21 Applications by Beach Road Villas Inc., Golf Vista Homes Corporation and Panterra Inc. for a Draft Plan of Subdivision and Zoning By-law Amendment to Permit 131 Residential Units in Newcastle

Resolution # JC-038-21

Moved by Councillor Zwart
Seconded by Mayor Foster

That Report PDS-053-21 be received for information only;

That Staff receive and consider comments from the public and Council with respect to the Draft Plan of Subdivision and Zoning By-law applications; and

That all interested parties listed in Report PDS-053-21 and any delegations be advised of Council's decision.

Carried

The Public Meeting concluded at 10:42 a.m.

6. Presentations/Delegations

6.1 David Veenstra, St. Marys Cement Community Relations Committee Co-Chair, and Tanya Pardy, Ruben Plaza, Yhon Downie and John Fahey, St. Marys Cement, Regarding the St. Marys Cement Community Relations Committee Annual Update

David Veenstra, St. Marys Cement Community Relations Committee, was present regarding the St. Marys Cement Community Relations Committee (CRC) Annual Report. He explained the background of the committee and what type of information is included in the annual report. Mr. Veenstra stated that the CRC helps find viable solutions for air quality, noise, and operations of St. Marys. He explained that the Cedar Crest Beach erosion continues to impose on-going challenges to residents.

John Fahey outlined the topics that the CRC committee discussed in 2021. He stated that a Blast Liaison Committee was created to share blasting activities, engage with the community, and added that blasting experts are brought in to evaluate and assist in mitigating blasts.

Mr. Fahey explained where the air monitoring locations are and stated that they are created to monitor and address any concerns that are submitted from residents. He provided an overview of the 2020 St. Marys blast summary, vibration levels, PM10 continuous monitoring program, PM10 HiVol Monitoring Program, 2020 NOx emissions, and SO2 Emissions. Mr. Fahey provided an overview of the 2020 community concerns received by St. Marys and how they addressed those concerns. He noted the environmental improvements for the community including the Ultimate Cell Continuous Combustion Unit (UC3) and Alternative Low Carbon Fuel program. Mr. Fahey stated that the corporation is committed to being carbon neutral by 2050 and noted their community engagement. Mr. Plaza and Mr. Veenstra answered questions from Members of Committee.

Resolution # JC-039-21

Moved by Mayor Foster
Seconded by Councillor Zwart

That the Delegation of David Veenstra, St. Marys Cement Community Relations Committee Co-Chair, and Tanya Pardy, Ruben Plaza, Yhon Downie and John Fahey, St. Marys Cement, Regarding the St. Marys Cement Community Relations Committee Annual Update, be received with thanks.

Carried Later in the Meeting, see following motion

Suspend the Rules

Resolution # JC-040-21

Moved by Mayor Foster
Seconded by Councillor Hooper

That the Rules of Procedure be suspended to allow Ruben Plaza, St. Marys Cement, to answer questions from Members of Committee.

Carried

Resolution # JC-041-21

Moved by Councillor Neal
Seconded by Mayor Foster

That the Rules of Procedure be suspended to allow Members of Committee to speak to the foregoing Resolution #JC-039-21 for a second time.

Carried

The foregoing Resolution #JC-039-21 was then put to a vote and carried.

6.2 Renata Young, Regarding a Request to Move Streetlight on Harry Lee Crescent in Bowmanville

Renata Young was present regarding a request to move a streetlight on Harry Lee Crescent in Courtice. She presented Tom Spanidis to speak on her behalf. Mr. Spanidis explained that Ms. Young is requesting a resolution, to relocate the streetlight that encroaches on her property. He provided an overview of the property development phases and stated that Ms. Young was under the impression she purchased a house with a 3-car garage. Mr. Spanidis cited the consultant declaration and compared drawings of the property. He explained that Ms. Young wasn't given the correct plan and was advised that the pole was not going to be an obstruction to the driveway. Mr. Spanidis stated that the pole was never addressed and questioned if a home can be built knowing there is an obstruction to the driveway and if the builder applied for a variance for the streetlight.

Renata Young stated that she spoke to the builder and confirmed they are reviewing the matter. She explained that she met with the developer and builder and stated that the developer said they can move the pole, but the boulevard would still stick out. Ms. Young noted that Mayor Foster and Councillor Hooper visited her property and agreed the streetlight should be moved.

Suspend the Rules

Resolution # JC-042-21

Moved by Councillor Jones

Seconded by Councillor Zwart

That the Rules of Procedure be suspended to extend the delegation for an additional 2 minutes.

Carried

Ms. Young explained that the developer didn't follow the protocols and stated that it should be moved at their expense. She noted that the grading and boulevard should have been changed and requested to have the streetlight relocated so she has access to her driveway and garage.

Resolution # JC-043-21

Moved by Mayor Foster

Seconded by Councillor Hooper

That the delegation of Renata Young regarding a Request to Move Streetlight on Harry Lee Crescent in Bowmanville, be referred to Staff.

Carried

6.3 Brian Reid regarding the Application Process for the Samuel Wilmot Nature Area Management Advisory Committee (Agenda Item 9.3.3)

Brian Reid withdrew his delegation.

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

The meeting reconvened at 1:02 p.m. with Councillor Anderson in the Chair.

6.4 Wendy Bracken regarding Provincial Review of Ontario Regulation 79/15: Alternative Low-Carbon Fuels of the Environmental Protection Act (Agenda Item 9.1.3)

Wendy Bracken was present regarding the Provincial Review of Ontario Regulation 79/15 Alternative Low-Carbon Fuels of the Environmental Protection Act. Ms. Bracken stated that there are long standing concerns that remain unaddressed and need attention. She expressed her concerns regarding the regulation having no limits on the number of materials used in fuel blends or on important fuel parameters including halogen content. Ms. Bracken stated that the regulation is a back door pass exempting industries burning garbage from requiring a waste ECA under the Environmental Assessment Act. Ms. Bracken added that respected environmental groups, law associations, and citizens registered major concerns when the regulation was first released. She expressed her concerns regarding the carbon dioxide emission intensity report, the ALCF sample and monitoring requirements. Ms. Bracken explained that she was disturbed to hear the comments from St. Marys regarding dioxins and furans. She added that dioxins and furans are happening and displayed the reference reports. Ms. Bracken expressed her concerns regarding O. Reg 419/05.

Suspend the Rules

Resolution # JC-044-21

Moved by Councillor Zwart

Seconded by Councillor Jones

That the Rules of Procedure be suspended to extend the delegation for an additional 5 minutes.

Carried

Ms. Bracken explained that O. Reg. 79/15 fails to require monitoring/reporting of GHG emissions and includes no verification mechanism. She stated that St. Marys predicted significantly lower CO₂ intensities, but the emissions were higher in the ALCF trail. Ms. Bracken requested that Committee support Councillor Zwart's motion, listed on the agenda as item 9.1.3, and to include citizens in the discussion with the Ministry. Ms. Bracken answered questions from Members of Committee.

6.5 Wendy Bracken regarding concerns regarding St. Marys Cement's application to amend their current ECA to install an "Ultimate Cell Continuous Combustion Unit" in the cement kiln in Bowmanville (ERO 019-4320)

Wendy Bracken was present regarding St. Marys Cement's application to amend their current ECA to install an "Ultimate Cell Continuous Combustion Unit" in the cement kiln in Bowmanville (ERO 019-4320). She stated that the environmental registry website is not accessible to the public and had to request information. Ms. Bracken expressed her concerns regarding the application and how it will promote combustion. She stated that their testing doesn't measure UC₃ emission impacts and that additional GHG emissions/impacts should also be monitored. Ms. Bracken stated that she is concerned with the redacted information of ALCF tonnages. She explained that the overview of ERO comments is due Friday, October 29, 2021, and urged Staff to submit comments. Ms. Bracken noted that she is concerned with the timing of the application and the insufficient documentation provided.

Resolution # JC-045-21

Moved by Councillor Zwart
Seconded by Mayor Foster

That the Delegation of Wendy Bracken, regarding St. Marys Cement's application to amend their current ECA to install an "Ultimate Cell Continuous Combustion Unit" in the cement kiln in Bowmanville (ERO 019-4320), be referred to Staff to submit comments to the Ministry.

Referred

See following motion

Resolution # JC-046-21

Moved by Mayor Foster
Seconded by Councillor Hooper

That Item 6.5, delegation of Wendy Bracken, regarding Concerns regarding St. Marys Cement's application to amend their current ECA to install an "Ultimate Cell Continuous Combustion Unit" in the cement kiln in Bowmanville (ERO 019-4320), be considered after Item 6.7.

Carried

6.6 Linda Gasser regarding Provincial Review of Ontario Regulation 79/15: Alternative Low-Carbon Fuels of the Environmental Protection Act (Agenda Item 9.1.3)

Linda Gasser was present regarding Provincial Review of Ontario Regulation 79/15 Alternative Low-Carbon Fuels of the Environmental Protection Act. Ms. Gasser requested that the consultation challenges be considered for inclusion on Item 9.1.3. She provided examples on the challenges of obtaining any material from St. Marys. Ms. Gasser expressed her concerns regarding the timing of the application and stated she was not notified of the application even though she is registered as an interested party. She added that there are no supporting documents on St. Marys website or indigenous consultation on the application. Ms. Gasser suggested changes to Item 9.1.3.

6.7 Linda Gasser regarding concerns regarding St. Marys Cement's application to amend their current ECA to install an "Ultimate Cell Continuous Combustion Unit" in the cement kiln in Bowmanville (ERO 019-4320)

Linda Gasser withdrew her delegation regarding this matter.

Resolution #JC-045-21 was now before Committee.

Resolution # JC-045-21

Moved by Councillor Zwart

Seconded by Mayor Foster

That the Delegation of Wendy Bracken, regarding St. Marys Cement's application to amend their current ECA to install an "Ultimate Cell Continuous Combustion Unit" in the cement kiln in Bowmanville (ERO 019-4320), be referred to Staff to submit comments to the Ministry.

Motion Withdrawn

Resolution # JC-047-21

Moved by Mayor Foster

Seconded by Councillor Zwart

That the delegation of Wendy Bracken regarding St. Marys Cement's application to amend their current ECA to install an "Unlimate Cell Continuous Combustion Unit" in the cement kiln in Bowmanville (ERO 019-4320), be referred to Staff to submit comments to the ERO by Friday, October 29, 2021.

Carried

Suspend the Rules

Resolution # JC-048-21

Moved by Councillor Jones
Seconded by Councillor Zwart

That the Rules of Procedure be suspended to add the delegation of Kerry Meydam to the Agenda.

Carried

6.8 Kerry Meydam, Regarding Item 9.1.3 Provincial Review of Ontario Regulation 79/15: Alternative Low-Carbon Fuels of the Environmental Protection Act (Agenda Item 9.1.3)

Kerry Meydam was called upon and was not present.

7. Reports/Correspondence Related to Presentations/Delegations

8. Communications

Resolution # JC-049-21

Moved by Mayor Foster
Seconded by Councillor Hooper

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

Carried

8.1 Minutes of the Energy from Waste - Waste Management Advisory Committee dated September 28, 2021

Resolution # JC-050-21

That Communication Item 8.1, Minutes of the Energy from Waste - Waste Management Advisory Committee dated September 28, 2021, be received for information.

8.2 Minutes of the Historic Downtown Bowmanville Business Improvement Area dated September 14, 2021

Resolution # JC-051-21

That Communication Item 8.2, Minutes of the Historic Downtown Bowmanville Business Improvement Area dated September 14, 2021, be received for information.

8.3 Minutes of the Ganaraska Region Conservation Authority dated September 16, 2021

Resolution # JC-052-21

That Communication Item 8.3, Minutes of the Ganaraska Region Conservation Authority dated September 16, 2021, be received for information.

8.4 Minutes of the Newcastle Business Improvement Area dated October 14, 2021

Resolution # JC-053-21

That Communication Item 8.4, Minutes of the Newcastle Business Improvement Area dated October 14, 2021, be received for information.

9. Staff Reports and Staff Memos

9.1 Planning and Development Services

9.1.1 PDS-054-21 Lake Ontario Shoreline Management Plan Update

Resolution # JC-054-21

Moved by Mayor Foster
Seconded by Councillor Zwart

That Report PDS-054-21 be received for information.

Carried

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

Resolution # JC-055-21

Moved by Mayor Foster
Seconded by Councillor Zwart

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.

Referred

Later in the meeting, see following motions.

Amendment:

Resolution # JC-056-21

Moved by Councillor Neal

Seconded by Councillor Jones

That the foregoing resolution #JC-055-21 be amended by adding the following after paragraph 3:

That Section 3.2 b and c of the proposed by-law, be amended by replacing the words "Clarington Official Plan " with the words "Clarington zoning by-laws".

Referred

See following motion.

Resolution # JC-057-21

Moved by Councillor Neal

Seconded by Councillor Jones

That Report PDS-055-21, be referred to the November 1, 2021, Council meeting.

Carried

9.1.3 New Business - Provincial Review of Ontario Regulation 79/15: Alternative Low-Carbon Fuels of the Environmental Protection Act (Councillor Zwart)

Resolution # JC-058-21

Moved by Councillor Zwart

Seconded by Mayor Foster

Whereas the Municipality of Clarington is one of only two communities in Ontario where a local manufacturing facility (St. Marys Cement) has been granted approved under Regulation 79/15 (O.Reg. 79/15) of the Environmental Protection Act to use Alternative Low Carbon Fuel (ALCF) in place of the use of coal and petroleum coke, the location of which is in close proximity to a municipal solid waste thermal treatment facility;

Whereas O.Reg. 79/15 sets out eligible alternative fuel sources that include municipal waste, exempts certain approved ALCF activities from requiring a waste disposal Environmental Compliance Approval, and establishes limited operational parameters for approved facilities but does not stipulate applicable air quality monitoring or emissions control requirements;

Whereas the Ministry of Environment, Conservation and Parks (MECP) recently consulted with the public on proposed changes to O.Reg. 79/15 to make it easier for energy-intensive industries to substitute the use of fossil fuels with ALCFs;

Whereas residents of Clarington brought forward concerns to local Council with regard to the proposed changes to O.Reg 79/15, which were informed by their familiarity with the application of the legislation locally; and

Whereas the MECP's current review of O.Reg. 79/15 did not propose changes to other components of, or potential gaps in the legislation that were a concern to Council and area residents when consulted during St. Marys Cement's recent application for the expanded use of ALCFs;

Therefore, be it resolved that the Municipality of Clarington continues to support the objective to reduce the use of fossil fuels and their associated greenhouse gas (GHG) emissions and address climate change;

That the Municipality of Clarington respectfully requests the Provincial Government undertake a full review of O.Reg. 79/15 under the Environmental Protection Act with a view to:

- Providing greater control and monitoring of fuel content and on the emissions from approved facilities to ensure the advancement of GHG reduction is not being achieved at the cost of impacted air quality or community health;
- Ensuring the cumulative effects of proposals on communities is considered as part of a thorough and comprehensive assessment of applications for ALCF use; and
- Providing mechanisms to monitor and verify that cumulative effects are not occurring and a fulsome analysis to ensure GHG reductions are being achieved by fuel switching.

That a copy of this resolution be forwarded to the Honourable David Piccini, Minister of Environment, Conservation and Parks, MPP (Northumberland-Peterborough South) and Lindsey Park, MPP (Durham).

Carried as Amended

Later in the meeting, see following motion.

Amendment:

Resolution # JC-059-21

Moved by Councillor Zwart

Seconded by Mayor Foster

That the foregoing Resolution #JC-059-21 be amended by adding the following:

That bullet 3 be amended by adding the word "adverse" after the words "verify that" and replacing the word "at" with the word "are" after the word "effects"; and

That the following be added at the end, as bullet four:

Improved public awareness of proposed projects and access to project information.

Carried Later in the Meeting, see following motion

Recess

Resolution # JC-060-21

Moved by Councillor Neal
Seconded by Councillor Jones

That the Committee recess for 5 minutes, to address technical issues.

Carried

The meeting reconvened at 2:52 p.m. with Councillor Anderson in the Chair.

Amendment to the Amendment:

Resolution # JC-061-21

Moved by Mayor Foster
Seconded by Councillor Neal

That the foregoing Resolution #JC-059-21 be amended by adding the following:

That the words "and communications" be inserted after the word "mechanisms" and the word "publicly" be added after the words "monitor and"; and

That the following be added to the last paragraph:

That a copy of Council's decision be forwarded to Loyalist Township Council.

Carried

That the foregoing Resolution #JC-059-21 was then put to a vote and carried, as amended.

Main Motion as Amended:

Resolution # JC-062-21

Moved by Councillor Zwart
Seconded by Mayor Foster

Whereas the Municipality of Clarington is one of only two communities in Ontario where a local manufacturing facility (St. Marys Cement) has been granted approved under Regulation 79/15 (O.Reg. 79/15) of the Environmental Protection Act to use Alternative Low Carbon Fuel (ALCF) in place of the use of coal and petroleum coke, the location of which is in close proximity to a municipal solid waste thermal treatment facility;

Whereas O.Reg. 79/15 sets out eligible alternative fuel sources that include municipal waste, exempts certain approved ALCF activities from requiring a waste disposal Environmental Compliance Approval, and establishes limited operational parameters for approved facilities but does not stipulate applicable air quality monitoring or emissions control requirements;

Whereas the Ministry of Environment, Conservation and Parks (MECP) recently consulted with the public on proposed changes to O.Reg. 79/15 to make it easier for energy-intensive industries to substitute the use of fossil fuels with ALCFs;

Whereas residents of Clarington brought forward concerns to local Council with regard to the proposed changes to O.Reg. 79/15, which were informed by their familiarity with the application of the legislation locally; and

Whereas the MECP's current review of O.Reg. 79/15 did not propose changes to other components of, or potential gaps in the legislation that were a concern to Council and area residents when consulted during St. Marys Cement's recent application for the expanded use of ALCFs;

Therefore, be it resolved that the Municipality of Clarington continues to support the objective to reduce the use of fossil fuels and their associated greenhouse gas (GHG) emissions and address climate change;

That the Municipality of Clarington respectfully requests the Provincial Government undertake a full review of O.Reg. 79/15 under the Environmental Protection Act with a view to:

- Providing greater control and monitoring of fuel content and on the emissions from approved facilities to ensure the advancement of GHG reduction is not being achieved at the cost of impacted air quality or community health;
- Ensuring the cumulative effects of proposals on communities is considered as part of a thorough and comprehensive assessment of applications for ALCF use;
- Providing mechanisms and communications to monitor and publicly verify that adverse cumulative effects are not occurring and a fulsome analysis to ensure GHG reductions are being achieved by fuel switching; and
- Improved public awareness of proposed projects and access to project information.

That a copy of this resolution be forwarded to the Honourable David Piccini, Minister of Environment, Conservation and Parks, MPP (Northumberland-Peterborough South) and Lindsey Park, MPP (Durham), and Loyalist Township Council.

Carried

9.2 Public Works

Councillor Hooper chaired this portion of the meeting.

9.2.1 PWD-027-21 Proposed Amendment to By-law 2014-059 to allow for All-Way Stop Signs at Various Locations

Resolution # JC-063-21

Moved by Councillor Neal

Seconded by Councillor Jones

That Report PWD-027-21 be received;

That the By-law attached to Report PWD-027-21, as attachment 1, be approved;
and

That all interested parties listed in Report PWD-027-21 and any delegations be advised of Council's decision.

Carried

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

Resolution # JC-064-21

Moved by Mayor Foster

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

9.2.3 New Business - Lighting at Courtice Dog Park (Councillor Jones)

Resolution # JC-065-21

Moved by Councillor Jones

Seconded by Councillor Neal

Whereas the residents of Courtice enjoy the use of the Courtice Leash Free Dog Park and have been requesting lighting for safety and increased enjoyment of the park especially during the winter months;

Be it resolved that Staff investigate and install lighting at the Courtice Leash Free Dog Park with appropriate funding from the Outdoor Recreation Misc. Upgrade Account.

Referred

Later in the meeting, see following motion.

Resolution # JC-066-21

Moved by Mayor Foster
Seconded by Councillor Zwart

That the foregoing Resolution #JC-065-21 be referred to the 2022 Budget Deliberations.

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)

Later in the meeting, see following motion.

Resolution # JC-067-21

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 #JC-066-21 for a second time.

Carried

Resolution # JC-068-21

Moved by Councillor Neal
Seconded by Councillor Jones

That the foregoing Resolution #JC-066-21 be amended by replacing “the 2022 Budget Deliberations” to “the November 1, 2021, Council Meeting.”

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

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

Absent (1): Councillor Traill

Motion Lost on a recorded vote (3 to 3)

The foregoing Resolution #JC-066-21 was then carried on a recorded vote.

9.3 Legislative Services

Councillor Jones chaired this portion of the meeting.

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

Resolution # JC-069-21

Moved by Mayor Foster
Seconded by Councillor Hooper

That Report LGS-027-21, and any related communication items, be received;

That the draft By-law containing an updated Policy F110, Use of Corporate Services for Election Purposes, Attachments 1 & 2 to Report LGS-027-21, be approved; and

That all interested parties listed in Report LGS-027-21 and any delegations be advised of Council's decision.

Carried as Amended

Later in the meeting, see following motion.

Resolution # JC-070-21

Moved by Councillor Neal
Seconded by Councillor Hooper

The foregoing Resolution #JC-069-21 be amended by adding the following after paragraph 2:

That Policy F110, Use of Corporate Resources for Election Purposes, be amended by adding the following to Section 5.7:

Announcements and quotations by all Members of Council, which normally may appear in the one-page quarterly update of local Municipal news containing Council decisions and major news stories from the Municipality in public communications.

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

Absent (1): Councillor Traill

Carried on a recorded vote (6 to 0)

Main Motion as Amended:

Resolution # JC-071-21

Moved by Mayor Foster
Seconded by Councillor Hooper

That Report LGS-027-21, and any related communication items, be received;

That the draft By-law containing an updated Policy F110, Use of Corporate Services for Election Purposes, Attachments 1 & 2 to Report LGS-027-21, be approved with the following amendment:

That Policy F110, Use of Corporate Services for Election Purposes, be amended by adding the following to Section 5.7:

Announcements and quotations by all Members of Council, which normally may appear in the one-page quarterly update of local Municipal news containing Council decisions and major news stories from the Municipality in public communications; and

That all interested parties listed in Report LGS-027-21 and any delegations be advised of Council's decision.

Carried

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

Resolution # JC-072-21

Moved by Councillor Hooper
Seconded by Mayor Foster

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

9.3.3 New Business - Application Process for the Samuel Wilmot Nature Area Management Advisory Committee (Councillor Traill)

Councillor Traill notified the Clerk's Division prior to the meeting to withdraw her motion.

9.3.4 New Business - Jury Lands Ditching (Councillor Traill)

Councillor Traill notified the Clerk's Division prior to the meeting to withdraw her motion.

9.3.5 New Business - Recreation Vehicle Storage (Councillor Traill)

Councillor Traill notified the Clerk's Division prior to the meeting to withdraw her motion.

9.4 Financial Services

9.4.1 FSD-049-21 Roadmap for Community Board Sustainability

Resolution # JC-073-21

Moved by Councillor Zwart
Seconded by Mayor Foster

That Report FSD-049-21 and any related communication items, be received;

That Staff work with the hall and arena boards to determine the preferred structure of a Municipal Services Board or a Municipal Facility and bring back to Council the appropriate by-laws;

That Staff include in the 2022 budget for consideration the costs to fund, and if necessary, procure, winter control, grass-cutting/garden maintenance, pest control and waste management services at the hall and arena boards;

That Council approves in principle the four-step roadmap for Community Board Sustainability; and

That all interested parties listed in Report FSD-049-21 and any delegations be advised of Council's decision.

Carried

9.4.2 FSD-046-21 CL2021-18 Flett Street and Parkway Avenue Reconstruction

Resolution # JC-074-21

Moved by Councillor Hooper

Seconded by Mayor Foster

That Report FSD-046-21 and any related communication items, be received;

That Coco Paving Inc. with a total bid amount of \$701,136.73 (net HST Rebate) being the lowest compliant bidder meeting all terms, conditions and specifications of Tender CL2021-18 be awarded the contract for the work required to complete the Flett St. and Parkway Ave. Reconstruction project;

That GHD Limited with a total bid amount of \$38,261.76 (net HST Rebate) being the lowest compliant bidder meeting all terms, conditions and specifications of the PQ2019-1 roster process be awarded the contract for the contract administration and inspection portion of this project;

That the total funds required for this project in the amount of \$830,400.00 (net HST rebate), which includes the construction cost of \$701,136.73 (net HST rebate); contract administration and inspection cost of \$38,261.76 (net HST rebate) and other costs such as design, material testing, and contingencies in the amount of \$91,001.51 (net HST rebate) is within the approved project budget and will be funded as follows:

Description	Account Number	Amount
Parkway Ave Area Reconstruction	110-32-330-83202-7401	\$285,000
Flett St. Reconstruction and Parkway Cres Sidewalk	110-36-330-83357-7401	470,000
Sidewalk Replacement	110-36-331-83215-7401	75,400

That all interested parties listed in Report FSD-046-21 and any delegations be advised of Council's decision.

Carried

9.4.3 FSD-047-21 Toyota Trail Connection - Soper Creek Trail to Bowmanville Cemetery

Resolution # JC-075-21

Moved by Councillor Zwart
 Seconded by Mayor Foster

That Report FSD-047-21 and any related communication items, be received;

That CSL Group Ltd. with a total bid amount of \$767,503.53 (net HST Rebate) being the lowest compliant bidder meeting all terms, conditions and specifications of Tender CL2021-1 be awarded the contract for the work required to complete the Toyota Trail Connection – Soper Creek Trail to Bowmanville Cemetery;

That the total funds required for this project in the amount of \$930,600.00 (net HST rebate), which includes the construction cost of \$767,503.53 (net HST rebate); and other costs such as survey, design, tendering, material testing, tree clearing, inspection and contract administration, permit fees and contingencies, in the amount of \$163,096.47 (net HST rebate) will be funded by as follows:

Description	Account Number	Amount
Toyota Trail – Soper Creek Trail to Haines	110-32-325-83379-7401	\$620,000
Various Erosion Protection Works	110-36-340-83437-7401	60,000
Municipal Capital Works Reserve Fund	511-00-000-00000-7418	25,060
Development Charge – Park Development Reserve Fund	584-00-000-00000-7418	225,540

That all interested parties listed in Report FSD-047-21 and any delegations be advised of Council’s decision.

Carried

9.4.4 FSD-048-21 Appointment of Alternate to Audit and Accountability Committee

Resolution # JC-076-21

Moved by Mayor Foster
 Seconded by Councillor Anderson

That Report FSD-048-21 and any related communication items, be received;

That, in accordance with the Appointment to Committee policy, Councillor Zwart be appointed to the Audit and Accountability Committee;

That the Terms of Reference of the Audit and Accountability Committee be amended to add an alternate member of Council; and

That all interested parties listed in Report FSD-048-21 and any delegations be advised of Council's decision.

Carried

9.5 CAO Office

Mayor Foster chaired this portion of the meeting.

9.5.1 Memo from Andy Allison, Chief Administrative Officer, Regarding Executive Recruiting Services for Recruitment of a Chief Administrative Officer

Resolution # JC-077-21

Moved by Councillor Zwart
Seconded by Councillor Hooper

That Item 9.5.1, Memo from Andy Allison, Chief Administrative Officer, Regarding Executive Recruiting Services for Recruitment of a Chief Administrative Officer, be referred to the November 1, 2021, Council Meeting.

Carried

10. New Business – Consideration

11. Unfinished Business

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

Members of Committee asked questions to the Department Heads.

Suspend the Rules

Resolution # JC-078-21

Moved by Councillor Neal
Seconded by Councillor Jones

That the Rules of Procedure be suspended to extend the meeting until 5:00 p.m.

Carried

Resolution # JC-079-21

Moved by Councillor Neal
Seconded by Councillor Jones

That the Director of Finance/Treasurer report back on whether growth pays for growth.

Carried

Resolution # JC-080-21

Moved by Councillor Anderson
Seconded by Councillor Neal

That the Director of Public Works report back on how York Region paid for their whistle cessation and how certain stops were chosen.

Carried

13. Confidential Items

13.1 Confidential Report CAO-010-21 Potential Disposition of Land

Resolution # JC-081-21

Moved by Councillor Neal
Seconded by Councillor Zwart

That Confidential Report CAO-010-21 be received;

That recommendation 2 b be approved; and

That all interested parties listed in Report CAO-010-21 be advised of Council's decision.

Carried

14. Adjournment

Resolution # JC-082-21

Moved by Councillor Neal
Seconded by Councillor Jones

That the meeting adjourn at 4:48 p.m.

Carried