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## Council Minutes

**Date:** April 4, 2022  
**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:** M. Dempster, G. Acorn, S. Brake, M. Perini, T. Pinn, R. Windle, J. Gallagher, M. Chambers

**Other Staff Present:** F. Langmaid

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### 1. Call to Order

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

### 2. Moment of Reflection

Councillor Jones led the meeting in a moment of reflection.

### 3. Land Acknowledgement Statement

Councillor Jones recited the Land Acknowledgement Statement.

### 4. Declaration of Interest

Councillor Hooper declared an interest, should the item pulled, in Item 7.2 (Delegation of Karen Bella, Gather/Family Gathering Ltd, Regarding Business Parking Permit) of the General Government Committee minutes of March 21, 2022 and noted that he was withdrawing his declaration of interest on Item 8.3.4 of the same minutes, Report LGS-007-22 - Appointment to the Clarington Municipal Election Compliance Audit Committee

### 5. Announcements

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

#### Recess

Resolution # C-076-22

Moved by Councillor Anderson  
Seconded by Councillor Hooper

That the Council recess for 5 minutes to address technical issues.

**Carried**

The meeting reconvened at 6:38 p.m.

**6. Adoption of Minutes of Previous Meeting**

**6.1 Minutes of a regular meeting of Council dated March 14, 2022**

Resolution # C-077-22

Moved by Councillor Hooper

Seconded by Councillor Zwart

That the minutes of a regular meeting dated March 14, 2022, be approved.

**Carried**

**7. Presentations / Delegations (10 Minute Limit)**

Resolution # C-078-22

Moved by Councillor Hooper

Seconded by Councillor Anderson

That the Director of Public Works be requested to provide a brief synopsis of Report PWD-008-22 - Solina Traffic Report.

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

No (3): Councillor Jones, Councillor Neal, and Councillor Traill

**Carried (4 to 3)**

Stephen Brake provided a synopsis of the report and the consideration of the Report at the General Government Committee meeting.

**7.1 Erin Dahn regarding Report PWD-008-22 - Solina Traffic Report**

Erin Dahn and Brian Dahn were present regarding Report PWD-008-22 - Solina Traffic Report. Erin explained to the Members of Council that the "no heavy trucks" signs have significantly increased the safety in their neighbourhood. E. Dahn noted that, without the signs, there are safety concerns for children playing and people walking in the area. Erin added that there are also concerns with dust, debris, speeding and increased noise from the trucks. E. Dahn noted that often the trucks drive on the boulevard and do not obey the stop signs in the area. Brian Dahn continued by stating the trucks are too heavy for Concession Road 6 and would prefer that they use Taunton Road or other alternate routes. B. Dahn believes the trucks are required to obtain permits to travel on certain roads and they are not travelling on the permitted roads. Brian explained that they have estimated 1200 trucks travelling on there road during they day which causes increased noise, dust, and debris. Brian and Erin answered questions from the Members of Council.

## **7.2 Louise Stiles regarding Report PWD-008-22 - Solina Traffic Report**

Louise Stiles was present regarding Report PWD-008-22 - Solina Traffic Report. Louise lives on Concession 6 and is impacted by the dump convoy coming through their community every day. L. Stiles stated that these dump trucks are driving recklessly and speeding in order to get as many loads completed each day. Louise added that there have been times that vehicles are nearly run off the road on while driving. L. Stiles added the noise, dust and debris is a concern. Louise added that children cannot play outside as it is not safe. L. Stiles requested that the signs stay to keep their community peaceful. Louise concluded by asking for a solution to this issue. L. Stiles answered questions from the Members of Council.

## **7.3 Matt Wilson regarding Report PWD-008-22 - Solina Traffic Report**

Matt Wilson was present regarding Report PWD-008-22 - Solina Traffic Report. Matt explained that this a major safety issue. M. Wilson explained that the roads are approximately 20 feet wide and when the dump trucks pass each other they nearly collide. Matt added the trucks often drive on the boulevard, causing damage. M. Wilson has spoken with Durham Regional Police, and they support the signs staying up to ensure community safety. Matt stated that the dump trucks should be travelling on Taunton Road or Highway 407. M. Wilson stated that the trucks drive recklessly, and the signs need to stay up for the safety of the community.

## **7.4 Lauren and Colin Baker regarding Report PWD-008-22 - Solina Traffic Report**

Lauren and Colin Baker were present regarding Report PWD-008-22 - Solina Traffic Report. Lauren explained that, when standing out front of their home while their son is waiting to catch the bus, it is scary. L. Baker noted there has been a major improvement since the "no heavy trucks" signs went up and the community is peaceful. Lauren added that these signs have taken away all the concerns of safety and asked why these signs would be taken down. L. Baker would like confirmation of how long these signs will stay up to put the community at ease. Lauren and Colin answered questions from the Members of Council.

## **7.5 Pat Dyck regarding Report PWD-008-22 - Solina Traffic Report**

Pat Dyck was present regarding Report PWD-008-22 - Solina Traffic Report. Pat noted that safety is a major concern, especially for the children in the area. P. Dyck added that the trucks increase traffic and the noise in the area. Pat stated these roads are not capable of taking these types of trucks and traffic. P. Dyck stated that the "no heavy truck ban" should be permanent. P. Dyck noted these residents are entitled to peace and quiet and should be able to enjoy their properties. Pat concluded by requesting that the signs stay up permanently. P. Dyck answered questions from the Members of Council.

## **Alter the Agenda**

Resolution # C-079-22

Moved by Councillor Neal  
Seconded by Councillor Jones

That the Agenda be altered to consider Report PWD-008-22 (Item 8.1.2 of the General Government Committee minutes), at this time.

## **Carried**

### **8. Reports/Correspondence Related to Presentations/Delegations**

#### **8.1 PWD-008-22 - Solina Traffic Report (Item 8.1.2 of the General Government Committee Minutes)**

Resolution # C-080-22

Moved by Councillor Neal  
Seconded by Councillor Jones

That Report PWD-008-22 and any related communication items, be received;

That the Traffic Improvement Options be approved as follows:

1. That the NO HEAVY TRUCKS prohibition currently in effect along Concession Road 6 and Concession Road 7 be permanent;
2. That staff proceed with the installation of the red flashing beacons on the all-way stop signs at Concession Road 6 and Solina Road to be funded at the discretion of the Director of Financial Services/Treasurer;
3. That staff consult with the community on the installation of a paved shoulder for walking purposes on the east side of Solina Road south of Concession Road 6. If supported by the residents the estimated cost will be included in the 2023 Public works budget submission;
4. That staff schedule the installation of the Municipality's seasonal rubber speed cushions on Concession Road 6 later this Spring. In combination with the installation of the speed cushions that speed study data and community consultation be undertaken;
5. That following Council's approval of a Traffic Calming Guide for the Municipality that staff be directed to form a working group with a representative number of interested residents from Solina. In consultation with Public Works staff, the committee will be tasked with developing a permanent traffic calming design for Concession Road and Solina Road. If supported by the majority of the community the associated costs will be included in the 2023 Public Works budget submission; and

That all interested parties listed in Report PWD-008-22 and any delegations be advised of Council's decision.

## **Motion Divided**

Resolution # C-081-22

Moved by Councillor Neal  
Seconded by Councillor Traill

That the foregoing Resolution #C-080-22 be divided such that Traffic Improvement Option 1 be considered separately from Options 2 through 5.

## **Carried**

Resolution # C-082-22

Moved by Councillor Neal  
Seconded by Councillor Jones

That Report PWD-008-22 and any related communication items, be received;

That the Traffic Improvement Options be approved as follows:

2. That staff proceed with the installation of the red flashing beacons on the all-way stop signs at Concession Road 6 and Solina Road to be funded at the discretion of the Director of Financial Services/Treasurer;
3. That staff consult with the community on the installation of a paved shoulder for walking purposes on the east side of Solina Road south of Concession Road 6. If supported by the residents the estimated cost will be included in the 2023 Public works budget submission;
4. That staff schedule the installation of the Municipality's seasonal rubber speed cushions on Concession Road 6 later this Spring. In combination with the installation of the speed cushions that speed study data and community consultation be undertaken;
5. That following Council's approval of a Traffic Calming Guide for the Municipality that staff be directed to form a working group with a representative number of interested residents from Solina. In consultation with Public Works staff, the committee will be tasked with developing a permanent traffic calming design for Concession Road and Solina Road. If supported by the majority of the community the associated costs will be included in the 2023 Public Works budget submission; and

That all interested parties listed in Report PWD-008-22 and any delegations be advised of Council's decision.

## **Carried**

Resolution # C-083-22

Moved by Councillor Neal  
Seconded by Councillor Jones

1. That the NO HEAVY TRUCKS prohibition currently in effect along Concession Road 6 and Concession Road 7, be permanent.

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)**

### **Recess**

Resolution # C-084-22

Moved by Councillor Neal  
Seconded by Councillor Jones

That the Council recess for 10 minutes.

### **Carried**

The meeting reconvened at 8:26 p.m. with Mayor Foster in the Chair.

## **9. Consideration of Minutes**

### **9.1 Advisory Committee Minutes**

#### **9.1.1 Minutes of the Newcastle Arena Board dated March 8, 2022**

#### **9.1.2 Minutes of the Agricultural Advisory Committee of Clarington dated March 10, 2022**

#### **9.1.3 Minutes of the Clarington Diversity Advisory Committee dated March 24, 2022**

#### **9.1.4 Minutes of the Clarington Heritage Committee dated March 15, 2022**

### **9.2 Standing Committee Minutes**

#### **9.2.1 Minutes of the General Government Committee dated March 21, 2022**

Resolution # C-085-22

Moved by Councillor Hooper  
Seconded by Councillor Zwart

That Advisory Committee Report Items 9.1.1 through to 9.1.4, be approved.

### **Carried**

Resolution # C-086-22

Moved by Councillor Neal  
Seconded by Councillor Anderson

That the recommendations contained in the General Government Committee Minutes of March 21, 2022 be approved on consent, with the exception of items 6.1, 8.1.1, 8.1.3, 8.4.1, 9.1, 8.1.4 and 8.1.2 (which was considered earlier in the meeting during Reports/Correspondence Related to Presentations/Delegations).

**Carried**

**Item 6.1 - PWD-007-22 - LEAF Backyard Tree Planting Program 2022**

Resolution # C-087-22

Moved by Councillor Zwart  
Seconded by Councillor Hooper

That Report PWD-007-22, and any related communication items, be received;

That Council receive the LEAF Backyard Tree Planting Program Interim Report - Dec 2020 (Attachment 1 to Report PWD-007-22) for information;

That Council approve a new backyard tree planting pilot program at the Municipality of Clarington;

That a sole source contract for the delivery of the Backyard Tree Planting Program be awarded to Local Enhanced Appreciation of Forests (LEAF) for 2022, in the amount of \$15,000;

That the 2022 cost, in the amount of \$15,000, be funded from the existing approved 2022 Public Works Department tree planting budget;

That Council direct staff to enter into a one-year program agreement with the Region of Durham, LEAF and participating Local Area Municipalities to deliver the backyard tree planting program in 2022, with terms and conditions satisfactory to the Chief Administrative Officer, Director of Public Works; Director of Financial Services and the Director of Legislative Services;

That Council direct staff to review the performance of the LEAF Backyard Tree Planting program in 2022 prior to the 2023 budget cycle to consider whether the program should be continued in 2023; and

That all interested parties listed in Report PWD-007-22 and any delegations be advised of Council's decision.

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

No (3): Councillor Jones, Councillor Neal, and Councillor Traill

**Carried on a recorded vote (4 to 3)**

**Item 8.1.1 - PWD-006-22 - Improvements to Parking Lot at Tooley's Mill Park**

Resolution # C-088-22

Moved by Councillor Neal  
 Seconded by Councillor Jones

That Report PWD-006-22 and any related communication items, be received;

That Public Works staff be directed to ensure that all necessary improvements are completed at the Parking Lot for Tooley's Mill Park over the next few weeks;

That parking signage be installed, that indicates parking for Tooley's Mill Park is also available at the top of the hill;

That the licence agreement not be further extended unless approved by Council; and

That all interested parties listed in Report PWD-006-22 and any delegations be advised of Council's decision.

**Carried**

**Item 8.1.3 - PWD-009-22 - Region of Durham Contract D2021-43 – Courtice Trunk Sanitary Sewer & Baseline Road Reconstruction / Urbanization – Courtice Road to Trulls Road**

Resolution # C-089-22

Moved by Councillor Hooper  
 Seconded by Councillor Traill

That Report PWD-009-22 and any related communication items, be received;

That funding for the Municipality's share of joint project costs for the reconstruction / urbanization of Baseline Road from Courtice Road to Trulls Road in the amount of \$3,344,172.19 (which includes \$540,977.22 for secondary costs such as contract administration, inspection, material testing, contingencies, net HST and \$317,109.33 for design, utility relocations, and permits) be approved and be drawn from the following Public Works Department Capital Accounts:

**Baseline Road Reconstruction (Trulls Road to Courtice Road)**

Account	Amount
110-32-330-84341-7401	\$2,500,000.00

**Additional Funding Required**

Account	Amount
Municipal Capital Works Program Reserve Fund	\$48,371.07
Roads and Related Development Charges Reserve Fund	\$795,801.12

<b>Total Funding</b>	<b>\$3,344,172.19</b>
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That all interested parties listed in Report PWD-009-22 and any delegations be advised of Council's decision.

**Carried**

**Item 8.4.1 - FSD-014-22 - Miscellaneous Catch Basin and Maintenance Hole Repairs**

Resolution # C-090-22

Moved by Councillor Anderson

Seconded by Councillor Zwart

That Report FSD-014-22 and any related communication items, be received;

That Corsa Construction Limited with an estimated annual bid of \$96,300 (Net HST Rebate) being the lowest bidder meeting all terms, conditions and specifications of CL2022-8 be awarded the contract for an initial two-year term for Miscellaneous Catch Basin and Maintenance Hole Repairs, 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 three additional one-year terms;

That the funds required for the first-year term in the estimated amount of \$96,300 (Net HST Rebate) be funded from the Municipality's respective operating accounts. The funds required for the second-year term in the estimated amount of \$96,300 (Net HST Rebate) will be included in future budget accounts; and

That all interested parties listed in Report FSD-014-22 and any delegations be advised of Council's decision.

Yes (5): Mayor Foster, Councillor Anderson, Councillor Hooper, Councillor Traill, and Councillor Zwart

No (2): Councillor Jones, and Councillor Neal

**Carried on a recorded vote (5 to 2)**

**Item 9.1 - Future Connection for the Farewell Creek Trail**

Resolution # C-091-22

Moved by Councillor Neal

Seconded by Councillor Jones

That Staff be directed to complete the future connection for the Farewell Creek trail near Darlington Blvd. in 2022.

**Motion Referred, see following motions**

Resolution # C-092-22

Moved by Councillor Neal  
Seconded by Councillor Jones

That the item 9.1 - Future Connection for Farewell Creek Trail, be referred to the May 2, 2022, Council meeting.

**Carried**

**Item 8.1.4 - Memo-013-22 - Review of Traffic Control Signals at Liberty Street and Baseline Road**

Resolution # C-093-22

Moved by Councillor Hooper  
Seconded by Councillor Neal

That Item 8.1.4, Memo-013-22, Review of Traffic Control Signals at Liberty Street and Baseline Road, be received for information.

**Carried**

**9.2.1.1 Memo-017-22 - Region of Durham Contract D2021-43 – Courtice Trunk Sanitary Sewer & Baseline Road Reconstruction / Urbanization – Courtice Road to Trulls Road Additional Information**

This matter was considered during item 8.1.3 of Minutes of the General Government Committee dated March 21, 2022.

**9.2.1.2 Memo-015-22 - Courtice Uplands Parking Lot Licence Agreement**

This matter was considered during item 8.1.1 of the Minutes of the General Government Committee dated March 21, 2022.

**9.2.1.3 Correspondence from Rita Russo, Director of Education and Secretary to the Board, Kawartha Pineridge District School Board regarding Trustee Determination and Distribution Model**

This matter was considered during item 8.3.7 of the Minutes of the General Government Committee dated March 21, 2022.

**9.2.2 Minutes of the Planning and Development Committee Meeting dated March 28, 2022**

Resolution # C-094-22

Moved by Councillor Anderson  
Seconded by Councillor Hooper

That the recommendations contained in the Planning and Development Committee Report of April 4, 2022, be approved on consent, with the exception of item 5.1.1.

**Carried**

**Item 5.1.1 - PDS-017-22 - Redline Revisions to Draft Approved Plan of Subdivision and Rezoning to permit 6 additional residential dwellings – 1700 Lambs Road**

Resolution # C-095-22

Moved by Councillor Neal

Seconded by Councillor Zwart

That Report PSD-017-22 and any related communication items, be received;

That the red-lined revision to a Draft Approved Plan of Subdivision, submitted by Farsight Investments Limited to alter the lot frontages and road layout, be supported subject to the conditions contained in Attachment 1 to Report PDS-017-22;

That the proposed application for rezoning be approved and that the Zoning By-law contained in Attachment 2 to Report PDS-017-22 be passed;

That, once all conditions contained in the Official Plan with respect to the removal of the (H) Holding Symbol are satisfied, the By-law authorizing the removal of the (H) Holding Symbol be approved;

That the Durham Regional Planning and Economic Development Department and Municipal Property Assessment Corporation be forwarded a copy of Report PDS-017-22 and Council's decision; and

That all interested parties listed in Report PSD-017-22 and any delegations be advised of Council's decision.

**Carried**

- 10. Communications**
- 11. Staff Reports and Staff Memos**
- 12. Business Arising from Procedural Notice of Motion**
- 13. Unfinished Business**
- 14. Confidential Items**
- 15. By-laws**
  - 15.1 2022-018 - Being a by-law to adopt the estimates of all sums required during the year, to strike rates and levy taxes for municipal purposes for the year 2022 and to provide for the collection thereof**
  - 15.2 2022-019 - Being a By-law to amend Schedules D, E, and F of the Fee By-law 2010-142**
  - 15.3 2022-020 - Being a By-law to exempt a certain portion of Registered Plans 40M-2601 and 40M-2629 from Part Lot Control**

**15.4 2022-021 - Being a By-law to amend By-law 84-63, the Comprehensive Zoning By-law for the Corporation of the Municipality of Clarington**

**15.5 2022-022 - Being a By-law to amend By-law 84-63, the Comprehensive Zoning By-law for the Corporation of the Municipality of Clarington**

Resolution # C-096-22

Moved by Councillor Hooper  
Seconded by Councillor Anderson

That leave be granted to introduce By-laws 2022-018 to 2022-022; and

That the said by-laws be approved.

**Carried**

**16. Procedural Notices of Motion**

**16.1 Motion regarding Building Communities through Arts and Heritage Program**

**Suspend the Rules**

Resolution # C-097-22

Moved by Councillor Zwart  
Seconded by Councillor Anderson

That the Rules of Procedure be suspended to introduce a motion regarding the Building Communities through Arts and Heritage Program.

**Carried**

Resolution # C-098-22

Moved by Councillor Zwart  
Seconded by Councillor Anderson

Whereas the Newcastle Community Hall is celebrating its 100<sup>th</sup> anniversary in 2023 and is looking at various options to fund the celebration;

Whereas the Government of Canada has launched a *Building Communities through Arts and Heritage* program that supports 100% of eligible costs up to \$200,000 for programs that commemorate 100<sup>th</sup> anniversaries or greater of a local historical event or personality with a deadline of April 30, 2022;

Whereas pursuant to an Indenture dated July 30, 1923 (the "Massey Trust"), Chester Daniel Massey agreed to convey the land and the building now known municipally as the Newcastle Village Community Hall to The Corporation of the Village of Newcastle upon certain trusts, which meets the criteria of the grant based on commemorating local historical personalities;

Whereas funding by the program is conditional upon confirmation of cash and/or in-kind support from the applicant's municipal government;

Whereas By-Law 2014-094 established a municipal service board to control and manage the Newcastle Village Community Hall, 20 King Avenue West, known as the “Newcastle Village Community Hall Board and the Municipality provides ongoing support to its Hall/Arena Boards;

Whereas confirmation of cash can be provided as a letter of support indicating that the financial contribution in the 2023 budget is likely to be between a specified amount;

Now therefore be it resolved:

1. That the Council of the Municipality of Clarington supports the application by the Newcastle Village Community Hall to the Building Communities through Arts and Heritage program for the 100<sup>th</sup> anniversary of the Hall;
2. That Council supports in principle, subject to the Hall receiving funding through the program, a contribution up to \$15,000 to support the celebration. This amount subject to approval in the 2023 Operating Budget;
3. That Council provides its confirmation of financial support to submit an application to the *Building Communities through Arts and Heritage* program for the purpose of implementing a celebration in honour of the Newcastle Village Community Hall’s 100th anniversary.

**Carried**

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

Councillor Anderson enquired about the application for on-farm diversified event for the Graham Creek Property and requested an update on the current status of the application.

Councillor Traill requested that a commitment be made that the Environmental Assessment (EA) Submission for the Anaerobic Digester by this Friday.

**18. Confirming By-Law**

Resolution # C-099-22

Moved by Councillor Traill

Seconded by Councillor Zwart

That leave be granted to introduce By-law 2022-023, being a by-law to confirm the proceedings of the Council of the Municipality of Clarington at a regular meeting held on the 4th day of April, 2022; and

That the said by-law be approved.

**Carried**

**19. Adjournment**

Resolution # C-100-22

Moved by Councillor Neal

Seconded by Councillor Traill

That the meeting adjourn at 9:25 p.m.

**Carried**