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Council Minutes

Date: June 24, 2024
Time: 6:30 p.m.
Location: Council Chambers or Electronic Participation
Municipal Administrative Centre
40 Temperance Street, 2nd Floor
Bowmanville, Ontario

Members Present: Mayor A. Foster, Councillor G. Anderson, Councillor S. Elhajjeh, Councillor C. Traill, Councillor W. Woo, Councillor M. Zwart

Absent: Councillor L. Rang

Staff Present: M. Dempster, R. Maciver, T. Pinn, L. Reck, J. Newman, M. Chambers

Other Staff Present: P. Da Silva, J. MacLean, J. O'Meara, M. Pick

1. Call to Order

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

2. Moment of Reflection

Councillor Traill led the meeting in a moment of reflection.

3. Land Acknowledgement Statement

Councillor Traill recited the Land Acknowledgement Statement.

4. Declaration of Interest

5. Announcements

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

6. Presentations / Delegations

6.1 Presentation of the Mayor's Challenge Coin

Mayor Foster provided background on challenge coins which historically were awarded to soldiers who demonstrated exceptional courage and skill. Today challenge coins are used to honour those who have served their communities with distinction and dedication. The Clarington Mayor's Office Challenge Coin was created this year to acknowledge residents who make a meaningful difference in our municipality. Mayor Foster noted that this year's Clarington Mayor's Office

Challenge Coin is being presented to Mary Ann Found, who is a dedicated advocate for agriculture and education. Mayor Foster added that Mary Ann has advised the Municipality as a member of the Clarington Agricultural Advisory Committee and ran the Found Family Farm, a unique facility that combined a working farm with an educational center for schools and the public. Mayor Foster presented the coin to Mary Ann.

6.2 2024 Clarington Diversity Leadership Student Bursary Presentation

Mayor Foster presented Jenae Heron Kelly, St. Stephen's Catholic Secondary School with the First Clarington Diversity Leadership Student Bursary which was created with the goal to support the educational and career aspirations of youth who champion diversity and inclusion in their school and in the community. Mayor Foster noted the bursary, was made available by the Municipality of Clarington and is on behalf of Clarington's Diversity Advisory Committee and provides \$1,500 to an eligible graduating high-school student involved in activities and initiatives that create positive change related to diversity, inclusion, anti-racism, and accessibility in Clarington. The Mayor explained that in her submission Jenae shared her experience moving to Clarington and being part of a community where she didn't look like everyone else and the challenges and struggles of "Being too Black for the White folks and too White for the Black folks". Mayor Foster highlighted Jenae's accomplishments including being actively involved in promoting positive change by being involved in the schools Black Student Alliance, volunteering in the community, in addition to being an entrepreneur, The Mayor added that in addition to many of Jenae's accomplishments, Jenae will attend university in September to pursue the dream of becoming a lawyer. The Mayor congratulated Jenae and presented a certificate on behalf of the Members of Council.

6.3 2024 Awards of Academic Excellence

Mayor Foster welcomed students, parents, and the public to the presentation of the 23rd Annual "Awards for Academic Excellence". Local elementary and secondary schools were asked to submit the name of a student who, in their opinion, has demonstrated academic excellence combined with a commitment to leadership and community service.

John Paul Newman, Deputy Clerk, announced the following recipients of the Award of Academic Excellence: Caitlin Dalziel of Bowmanville Highschool School, Briar Isherwood of Dr. Emily Stowe Public School, Muhammad Bin-Yasir of Dr. Ross Tilley Public School, Kiril Soltesz of Duke of Cambridge Public School, Diya Gokul-Nathan of Harold Longworth Public School, Grace Elsdon of John M. James Public School, Kayleigh Trommeshauser of Lydia Trull Public School, Nathan Burnett of M.J. Hobbs Senior Public School, Morgan Martin of S.T. Worden Public School, and Cadence Tello of St. Francis of Assisi Catholic Elementary School, who could not be present due to conflicting schedules.

Mayor Foster recognized the following elementary students and presented them with a personal framed certificate:

Taylor Smith, Central Public School

Monisha Kuna, Clarington Central Intermediate School

Erin Jennings, Courtice Intermediate School

Samaira Kapoor, Courtice North Public School

Paige Worden, Good Shepherd Catholic Elementary School

Joe Ajesh Gnanapragasam, Holy Family Catholic Elementary School

Tomisin Adesanmi, Knox Christian School

Stephanie Adelanwa, Monsignor Leo Cleary Catholic Elementary School

Chelsea McConnell, St. Elizabeth Catholic Elementary School

Payton Stockwell, St. Joseph Catholic Elementary School

Logan Forbes, St. Mother Teresa Catholic Elementary School

William Bongard, The Pines Senior Public School

Hannah Hall, Vincent Massey Public School

Hayden Pomfret, Waverley Public School

Mayor Foster recognized the following secondary students and presented them with a personal framed certificate and bursary:

Sehrish Veerani, Clarington Central Secondary School

Priyanka Chote, Clarke High School

Annie Mills, Courtice Secondary School

Tise Osunsanya, Durham Christian High School

John Walchuk, Holy Trinity Catholic Secondary School

Noemie Nyemb, St. Stephen Catholic Secondary School

6.4 Allison Hansen, Rodenticide Free Ontario, regarding PUB-010-24 - Rodenticide Use in Municipal Facilities - Update

Allison Hansen, Rodenticide Free Ontario was present regarding PUB-010-24 - Rodenticide Use in Municipal Facilities - Update. Allison thanked Staff and the Members of Council for the report and encouraged them to take even bolder steps in the future on this matter. A. Hansen asked if there will be a report back to Council and what the deadline would be.

6.5 Trina Connell, BDO Canada LLP, regarding Report FSD-034-24 - 2023 Audited Financial Statements

Trina Connell, BDO Canada LLP, was present regarding Report FSD-034-24 - 2023 Audited Financial Statements. Trina provided an overview of the auditor's responsibilities including the financial statements, and fraud risks. T. Connell reviewed the audit at a glance, the status of the audit, and the audit findings. Trina explained the internal control matters, adjusted and unadjusted differences, and other required communications. T. Connell reviewed how financial statements are audited, the System of Quality Management (SoQM), their audit approach, BDO's digital audit suite, BDO's global portal, and other recommended resources.

7. Consent Agenda

7.1 Council and Standing Committee Minutes

Resolution # C-064-24

Moved by Councillor Elhajjeh
Seconded by Councillor Anderson

That all Items listed in Section 7.1, be approved on consent in accordance with the agenda, with the exception of Item 7.1.2.

Carried

7.1.1 Minutes from the regular meeting of Council dated May 27, 2024

Resolution # C-065-24

That the minutes from the regular meeting of Council dated May 27, 2024, be adopted.

7.1.3 Minutes from the Planning and Development Committee meeting dated June 17, 2024

Resolution # C-066-024

That the minutes from the Planning and Development Committee meeting dated June 17, 2024, be adopted.

7.1.2 Minutes from the General Government Committee Meeting dated June 3, 2024

Item 6.7 - FSD-027-24 - Financial Policies Update

Resolution # C-067-24

Moved by Councillor Woo
Seconded by Councillor Zwart

That Report FSD-027-24, and any related delegations or communication items, be received;

That the Draft "Financial Management Policy", as Attachment 1, be approved;

That the Revised “Multi-Year Budget Policy” as Attachment 2, be approved;

That the Revised “Development Charges Interest Policy” (formerly G17) as Attachment 3, be approved;

That the Revised “Strategic Asset Management Policy”, as Attachment 4, be approved;

That Council approved policies G5 “Capital Project Overexpenditure”, G15 “Surplus/Deficit Allocation Policy”, G16 “Bank Signing Authority”, “Debt Management Policy”, and the “1997 Accounts Receivable Collections Policy (Overdue Accounts)” be rescinded;

That By-law 97-203 be repealed; and

That all interested parties listed in Report FSD-027-24, and any delegations be advised of Council’s decision.

Carried

7.1.2 Minutes from the General Government Committee Meeting dated June 3, 2024

Resolution # C-068-24

Moved by Councillor Woo

Seconded by Councillor Zwart

That the balance of the Items in 7.1.2 - Minutes of the June 3, 2024, General Government Committee, be adopted.

Carried

7.2 Advisory Committee and Local Board Minutes

Resolution # C-069-24

Moved by Councillor Zwart

Seconded by Councillor Elhajjeh

That all Items listed in Section 7.2, be approved on consent in accordance with the agenda, with the exception of Item 7.2.5.

Carried

7.2.1 Minutes from the Clarington Active Transportation and Safe Roads Advisory Committee dated January 24, 2024

Resolution # C-070-24

That the minutes from the Clarington Active Transportation and Safe Roads Advisory Committee dated January 24, 2024, be received for information.

7.2.2 Minutes from the Accessibility Advisory Committee dated April 24, 2024

Resolution # C-071-24

That the minutes from the Accessibility Advisory Committee dated April 24, 2024, be received for information.

7.2.3 Minutes from the Bowmanville Santa Claus Parade Committee dated June 12, 2024

Resolution # C-072-24

That the minutes from the Bowmanville Santa Claus Parade Committee dated June 12, 2024, be received for information.

7.2.4 Minutes from the Clarington Heritage Committee dated May 21, 2024

Resolution # C-073-24

That the minutes from the Clarington Heritage Committee dated May 21, 2024, be received for information.

7.2.6 Minutes from the Clarington Agricultural Advisory Committee meeting dated June 13, 2024

Resolution # C-074-24

That the minutes from the Clarington Agricultural Advisory Committee meeting dated June 13, 2024, be received for information.

7.2.5 Minutes from the Diversity Advisory Committee dated May 9, 2024, and June 13, 2024

Resolution # C-075-24

Moved by Councillor Anderson
Seconded by Councillor Elhajjeh

That the Minutes from the Diversity Advisory Committee dated May 9, 2024, and June 13, 2024, be received for information;

That Council supports the Clarington Diversity Advisory Committee's position to request the Kawartha Pine Ridge District School Board take into consideration other holy holidays and align certain PA days with days of religious significance not currently reflected as holidays in the traditional school year calendar, providing students with the day off, similar to the calendars approved by the Durham District School Board and Waterloo Region District School Board;

That the request be sent to all school boards within the Municipality of Clarington; and

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

Carried

7.3 Communications

7.4 Staff Reports and Staff Memos

Resolution # C-076-24

Moved by Councillor Zwart
Seconded by Councillor Woo

That all Items listed in Section 7.4, be approved on consent in accordance with the agenda.

Carried

7.4.1 FSD-033-24 - Funding Agreement for Renewed Canada Community-Building Fund 2024 to 2034

Resolution # C-076-24

That Report FSD-033-24, and any related delegations or communication items, be received;

That the By-law attached to Report FSD-033-24, as Attachment 1, be approved to enter into an agreement with the Government of Canada to facilitate the Canada Community-Building Fund within the Province of Ontario; and

That all interested parties listed in Report FSD-033-24, and any delegations be advised of Council's decision.

7.4.2 FSD-034-24 - 2023 Audited Financial Statements

Resolution # C-077-24

That Report FSD-034-24, and any related delegations or communication items, be received;

That the Financial Statements for the Board of Management for Historic Downtown Bowmanville Business Improvement Area for the year ending December 31, 2023, be approved;

That the Financial Statements for the Board of Management for the Newcastle Central Business District Improvement Area for the year ending December 31, 2023, be approved;

That the Financial Statements for the Board of Management for the Orono Central Business District Improvement Area for the year ending December 31, 2023, be approved;

That the Financial Statements for the Municipality of Clarington Trusts for the year ending December 31, 2023, be approved;

That the Consolidated Financial Statements for the Municipality of Clarington for the year ending December 31, 2023, be approved;

That the Deputy CAO/Treasurer and Accounting Services Manager/Deputy Treasurer be authorized to sign the required letters to finalize each of the audits;

That Staff prepare the Annual Financial Report for the year ending December 31, 2023, for publication;

That the Mayor be given delegated authority to approve the final version of the financial statements, as substantially in the form attached to Report FSD-034-24; and

That all interested parties listed in Report FSD-034-24 and any delegations be advised of Council's decision.

7.5 By-laws

Resolution # C-078-24

Moved by Councillor Elhajjeh

Seconded by Councillor Anderson

That leave be granted to introduce By-laws 2024-026 to 2024-036; and

That the said by-laws be approved.

Carried

- 7.5.1 2024-026 - Being a by-law to repeal By-law 2007-231, to appoint Local Authority Services Ltd. as the investigator pursuant to sections 8, 9, 10 and 239.1 of the Municipal Act, 2001, as amended**
- 7.5.2 2024-027 - Being a by-law to repeal By-law 97-203, which established an interest charge on overdue accounts and for prescribing the amount of such charge**
- 7.5.3 2024-028 - Being a by-law to amend the Purchasing By-law 2021-077**
- 7.5.4 2024-029 - Being a By-law to amend By-law 84-63, the Comprehensive Zoning By-law for the Corporation of the Municipality of Clarington**
- 7.5.5 2024-030 - Being a By-law to amend By-law 84-63, the Comprehensive Zoning By-law for the Corporation of the Municipality of Clarington**
- 7.5.6 2024-031 - Being a By-law to amend By-law 84-63, the Comprehensive Zoning By-law for the Corporation of the Municipality of Clarington**
- 7.5.7 2024-032 - Being a By-law to amend Zoning By-law 84-63 and Zoning By-law 2005-109**
- 7.5.8 2024-033 - Being a By-law to amend Zoning By-law 84-63 Zoning and By-law 2005-109**
- 7.5.9 2024-034 - Being a by-law to authorize the execution of a Municipal Funding Agreement on the Canada Community-Building Fund with the Association of Municipalities of Ontario**

7.5.10 2024-035 - Being a by-law to close and to authorize the sale of part of a road allowance

7.5.11 2024-036 - Being a by-law to close and to authorize the sale of part of a road allowance

8. Items for Separate Discussion

A discussion took place regarding cell service in Bowmanville.

9. Business Arising from Procedural Notice of Motion

10. Unfinished Business

Resolution # C-078-24

Moved by Councillor Woo

Seconded by Councillor Traill

That the Items listed in Section 10, be tabled.

Carried

10.1 PDS-020-24 - General Amendment to Zoning By-laws 84-63 and 2005-109 – Aggregate Extraction Area Refinement (Referred from the May 13, 2024, Planning and Development Committee Meeting)

10.1.2 Correspondence from Libby Racansky regarding Report PDS-020-24 - General Amendment to Zoning By-laws 84-63 and 2005-109 - Aggregate Extraction Area Refinement

10.1.3 Correspondence from Ron Robinson regarding Report PDS-020-24 - General Amendment to Zoning By-laws 84-63 and 2005-109 - Aggregate Extraction Area Refinement

10.2 Being a By-law to amend By-law 84-63, the Comprehensive Zoning By-law for the Corporation of the Municipality of Clarington

10.3 Being a By-law to amend Zoning By-law 2005-109

11. Confidential Items

12. Confirming By-Law

Resolution # C-079-24

Moved by Councillor Anderson

Seconded by Councillor Woo

That leave be granted to introduce By-law 2024-037, being a by-law to confirm the proceedings of the Council of the Municipality of Clarington at a regular meeting held on the 24th day of June, 2024; and

That the said by-law be approved.

Carried

13. Adjournment

Resolution # C-080-24

Moved by Councillor Woo

Seconded by Councillor Anderson

That the meeting adjourn at 7:49 p.m.

Carried