



The Corporation of the Municipality of Brockton

Council Meeting Minutes

**Tuesday, September 28, 2021, 7:00 p.m.
Electronic Meeting**

Council Present: Chris Peabody, Mayor
Dan Gieruszak, Deputy Mayor
Steve Adams, Councillor
Tim Elphick, Councillor
Kym Hutcheon, Councillor
James Lang, Councillor (Absent for Items 1 to 7.3)
Dean Leifso, Councillor

Staff Present: Sonya Watson, Chief Administrative Officer
Fiona Hamilton, Clerk
Trish Serratore, Chief Financial Officer
Gregory Furtney, Director of Operations
Dieter Weltz, Building and Planning Manager

1. Acceptance of Council Agenda

Mayor Peabody called the meeting to order at 7:00 p.m. Councillor James Lang was not yet in attendance.

Resolution 21-29-01

Moved By: Kym Hutcheon

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on September 28, 2021 as presented.

Carried

2. Declaration of Pecuniary Interest and General Nature Thereof

None disclosed at this time.

3. Public Meetings Required Under the Planning Act

4. Delegations

4.1 John Bujold, Baker Tilly SGB LLP - 2020 Consolidated Financial Report

John Bujold presented an overview of the draft 2020 Consolidated Financial Report for the Municipality of Brockton, summarizing the steps taken in preparing the financial statements, the limits of those statements, and the accounting standards adopted when preparing the audit. Mr. Bujold noted that there were no material misstatements, no independence issues impacting the audit, and no significant deficiencies in internal controls or disagreements with management that could not be resolved.

Overall, the Municipality has healthy reserve and is well positioned for borrowing, and within annual repayment guidelines set by the Ministry.

Operating revenue decreased by \$236,000.00. User fees and charges decreased - some related to one-time projects from 2019, and revenue loss in recreation and child care due to the COVID-19 pandemic. There was a decrease in operating expenses to offset the revenue decrease of \$934,000.

The Municipality is in a reasonable financial position with adequate cash and net financial assets to meet current obligations and future commitments. There has been a steady increase of transfers to reserves over the past 5 years with close to 3 million dollars in reserves.

Council thanked Mr. Bujold and staff for their work in compiling information for the financial statements, commenting on the healthy financial situation for the Municipality. Council noted an update in relation to the Asset Management Plan would be prudent.

Council inquired about long-term debt, and any concerns moving forward with capital projects. Mr. Bujold explained that the Municipality's long-term debt decreased from 2019, and noted that while there is potential for new debt to be issued to fund projects, the review identifies capability of long-term borrowing, including whether the Municipality is still within the guidelines set by the Ministry.

5. Minutes

5.1 Council Minutes - September 14, 2021

Resolution 21-29-02

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton adopt the minutes of the September 14, 2021 Council Meeting as presented.

Carried

6. Business Arising From the Minutes

Council observed a moment of reflection to honour National Day of Truth and Reconciliation, reflecting on the harms of the past and the path forward towards reconciliation. Mayor Peabody informed Council about the walk and vigil planned for Thursday, September 30th along with the Municipality's flag raising ceremony.

6.1 Motion on Optometry

Resolution 21-29-03

Moved By: Tim Elphick

Seconded By: Steve Adams

Whereas to date the provincial government has not yet made a binding commitment to cover the operating costs of optometrists to deliver an eye exam;

Whereas insured eye exams in Ontario are funded at the lowest level in the entire country; and,

Whereas the fees for seniors' eye exams would have to increase by 70% to reach the next lowest province, Manitoba;

Whereas the number of seniors in Ontario has increased by more than 70% over the past 30 years and the province's own projections indicate these numbers will almost double from 2.6 million in 2020 to 4.5 million by 2046; and,

Whereas it is vital that there continue to be a sustainable high quality eye care system that residents in Brockton can access today and in the future; and,

Therefore let it be resolved that the Municipal Council of Brockton add its voice to the many cities, institutions and people calling on the Provincial government to commit to the principle that Ontario's optometrists should be compensated in line with optometrists who practice in other provinces with comparable publicly funded optometry systems, and, should receive compensation for providing OHIP insured services that is, at minimum, sufficient to cover the overhead and operating costs of delivering those services to the public.

That this resolution be shared with Premier Doug Ford, Health Minister Christine Elliott, and our local MP's and MPP's.

Carried

7. Reports

7.1 2020 Municipal Year End

Resolution 21-29-04

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number FIN2021-26 - 2020 Municipal Year End, prepared by Trish Serratore, Chief Financial Officer for information purposes and authorizes the following transfers:

- From Utilities Reserve Fund: \$197,860.01
- From Municipal Drain Reserve Fund: \$179,947.96
- To Equipment General Government Reserve Fund: \$2,881.36
- To Equipment Walkerton Fire Reserve Fund: \$6,441.25
- To Equipment Recreation Reserve Fund: \$45,015.70
- To Equipment Recreation CDCF Fund: \$25,000
- To Tax Mitigation Reserve: \$644,028

Carried

7.2 Digital Main Street Grant

Council discussed the overall amount for the grant project and the criteria/job description for the hiring. Sonya Watson, CAO explained that the position will be hired by the Municipality of Huron-Kinloss' business hub who will guide the employees in consultation with our Community Development Coordinator. Ms. Watson advised that the employee's contract is fully funded by the grant.

Resolution 21-29-05

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number ED2021-06 - Digital Main Street Grant, prepared by Paulette Peirol, Community Development Coordinator, for information purposes.

Carried

7.3 Animal Control/By-Law Enforcement Activity Update

Council thanked staff for the information provided in the report.

Resolution 21-29-06

Moved By: Tim Elphick

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number BL2021-04 - Animal Control/By-Law Enforcement Activity Update, prepared by Lisa MacDonald, Animal Control/By-Law Enforcement Officer and Dieter Wetz, Building and Planning Manager/CBO for information purposes.

Carried

7.4 By-Law Enforcement Complaint Policy

Dieter Wetz, Building and Planning Manager/Chief Building Official responded to questions from Council about the time period by which Brockton would respond to complaints and the potential for quarterly reporting to Council. Mr. Wetz clarified the procedure for responding to complaints, particularly property standards complaints.

Councillor James Lang joined the meeting at 7:27 p.m.

Resolution 21-29-07

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number BL2021-02 – By-Law Enforcement Complaint Policy, prepared by Dieter Wetz, Building and Planning Manager/CBO and in doing so approves a By-Law coming forward to adopt the By-Law Enforcement Complaint Policy.

Carried

7.5 Draft Encampment By-Law

Council discussed the procedure for making complaints and which enforcement agency should be contacted first. Council discussed whether the draft should be tabled after the Brockton Police Services Board was consulted, along with the Ontario Provincial Police directly as well.

Resolution 21-29-08

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number BL2021-03 – Draft Encampment By-Law, prepared by Dieter Wetz, Building and Planning Manager/CBO for consideration of the draft Encampment By-Law as presented; and provides further input prior to consideration of the By-Law at a future Council meeting.

Carried

7.6 Food Cycler Pilot Program

Gregory Furtney, Director of Operations, confirmed the structure of the pilot program and the cost commitment involved in participation. Mr. Furtney responded to questions from Council about the benefit of all waste diversion projects, including a wider program of curbside organic collection program. Mr. Furtney explained the difference between the unit and a normal composter, as well as whether the program would benefit rural residents.

Resolution 21-29-09

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number PW2021-19 - FoodCycler Pilot Program, prepared by Gregg Furtney, Director of

Operations, and in doing so proceeds with the unbudgeted investment into the pilot program as outlined in the proposal.

Defeated

7.7 Greenock Bridge Structure No. 0006 Rehabilitation Tender Results

Council inquired if other considerations, such as wood, were investigated for cost savings. Gregg Furtney, Director of Operations clarified that the project would only rehabilitate the existing steel truss structure.

Resolution 21-29-10

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number PW2021-18 - Greenock Bridge Structure No. 0006 Rehabilitation Tender Results, prepared by Gregg Furtney, Director of Operations and in doing so recommends that the Council of the Municipality of Brockton hereby approve cancellation of the tender due to the higher than estimated project cost and carry the project over to the 2022 budget to be retendered in the spring of 2022.

Carried

7.8 Walkerton Business Improvement Area Options for Future

Councillor Hutcheon provided feedback from the Walkerton BIA Board, and suggested revising Option 1 to specify the geographical levy limits could remain the same. Fiona Hamilton, Clerk responded to questions regarding the levy, advising that the BIA Board could choose to lower the budget while maintaining the same levy limits.

Council discussed the Board's request for additional support. Ms. Hamilton provided an overview of services that could be adjusted, but advised that a staff report would be prepared to provide further details on staffing impacts and other service assistance that could be provided by the Municipality or a contracted employee to assist the BIA.

Council inquired if the voting process could be conducted electronically as opposed to a physical mail-out. Ms. Hamilton advised that staff would research opportunities within the limits set by the legislation.

Sonya Watson, CAO explained that staff are able to use remaining funds from the mail-out account used for the Strategic Plan survey which will be a minimal cost to the Municipality as costs are only incurred for returned mail.

Resolution 21-29-11

Moved By: Steve Adams

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby approves Report Number CLK2021-32 – Walkerton Business Improvement Area Options for Future, prepared by Fiona Hamilton, Clerk for information purposes and further directs staff to complete a mail-out to all members to vote specifically on the path forward for the Walkerton Business Improvement Area (BIA) with a report to Council at the next meeting.

Carried

7.9 EPCOR Letter of Support Request

Resolution 21-29-12

Moved By: Dan Gieruszak
Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby received Report Number CAO2021-21 – EPCOR Letter of Support, prepared by Sonya Watson, Chief Administrative Officer, and further authorizes staff to send the letter of support for EPCOR’s application to the Ontario Energy Board (OEB) to amend their Limited CPCN to a Full CPCN for the Brockton natural gas project.

Carried

7.10 Municipal Services Review - 2021 Update

Resolution 21-29-13

Moved By: Steve Adams
Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number CAO2021-20 - Municipal Services Review 2021 Update, prepared by Sonya Watson, Chief Administrative Officer and Cally Mann, Municipal Executive Coordinator for information purposes.

Carried

7.11 2021-2025 Strategic Action Plan

Council discussed the action items included in the strategic plan and the ability to implement the action items. Council discussed the extent to which the strategic plan should be forward looking rather than tactical. Council tabled consideration of the strategic plan to allow additional time for review.

Resolution 21-29-14

Moved By: Dan Gieruszak
Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number CAO2021-23 – 2021-2025 Strategic Action Plan, prepared by Sonya Watson, Chief Administrative Officer and in so doing preliminary adopts the 2021-2025 Strategic Action Plan to allow staff to proceed with inclusion of departmental assignment and Key Performance Indicators prior to final approval.

Tabled

7.12 East Ridge Business Park Surplus Land Declarations

Resolution 21-29-15

Moved By: James Lang
Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby approve Report Number CAO2021-22 – East Ridge Business Park Surplus Land Declarations, prepared by Fiona Hamilton, Clerk and Sonya Watson, Chief Administrative Officer and confirms the information contained in the report.

Carried

8. Public Notification

8.1 National Day for Truth and Reconciliation - September 30, 2021

8.2 Notice of Land Disposition - East Ridge Business Park

Council are considering declaring 1.7 acres (Lot 23) and 3 acres within Lot 25 in the East Ridge Business Park surplus to the needs of the Municipality, and making them available for sale.

9. Accounts

9.1 Accounts - \$3,725,484.64

Resolution 21-29-16

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$3,725,484.64.

Carried

10. Correspondence Requiring Action

10.1 Request from Royal Canadian Legion Branch 102 - Proclaim Legion Veterans Week

Resolution 21-29-17

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton does hereby proclaim the week of November 4 to 11, 2021 Legion Veterans Week in the Municipality of Brockton.

Carried

11. Information

11.1 Notice of Public Hearing - A-2021-064

11.2 Notice of Public Meeting - C-2021-022

11.3 Notice of Consent Application - B-2021-039

11.4 Letter from Bruce County - Planning and Development Services

11.5 Brockton PSB Detachment Commander Report - June to August 2021

11.6 Ontario Power Generation - Bruce County Community Update September 2021

11.7 Bruce County Historical Society Fall 2021 Newsletter

11.8 Saugeen Municipal Airport Commission Minutes

11.9 Township of Huron-Kinloss Resolution - Supports Northumberland County and Toronto on Bill 177 Stronger Fairer Ontario Act

11.10 City of Sarnia Resolution - Renovictions

11.11 Township of Scugog Resolution - Structure Inventory and Inspections

Councillor Hutcheon request that item 11.11 be brought forward at the next meeting.

Mayor Peabody provided an update in relation to item 11.4 and the County of Bruce's update to the Official Plan and its impact on the boundary of the former Town of Walkerton. Mayor Peabody provided a notice of motion for Brockton to hire a planner for the public meeting at the County of Bruce to ensure that Brockton's concerns were given appropriate consideration. Council agreed to

vote on the Motion suggested by Mayor Peabody given the potential timing involved and the scope of work necessary.

Resolution 21-29-18

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives all items provided in Section 11. Information.

Carried

Resolution 21-29-19

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton provide up to \$5,000.00 to hire a planner to represent Brockton's interest in relation to the County of Bruce's Official Plan Review.

Carried

12. By-Laws

Resolution 21-29-20

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton authorize that the following by-laws be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2021-130 - Adopt By-Law Enforcement Complaint Policy By-Law

13. Committee Minutes

Resolution 21-29-21

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton receive the minutes of the following committees and or boards as presented:

- Brockton Police Services Board Minutes - June 17, 2021
- Cargill and District Community Fund Minutes - March 16, 2021
- Cargill and District Community Fund Executive Meeting Minutes - August 26, 2021
- Walkerton BIA Board Minutes - June 30, 2021.
- Walkerton BIA Board Minutes - July 13, 2021
- Walkerton BIA Board Minutes - August 16, 2021
- Walkerton BIA Board Minutes - September 15, 2021
- Elmwood Community Centre Board Minutes - August 3, 2021

Carried

14. New Business Brought Forward

1. Saugeen Municipal Airport

Councillor Adams advised that the concrete blocks had not yet been removed from the pilot's hangar. Councillor Adams noted that while decisions were within the authority of the Saugeen Municipal Airport Commission, Council may need to revisit the funding for that organization in the 2022 municipal budget.

2. Elmwood Joint Fire Service Awards

Councillor Lang acknowledged the recognition of members of the Elmwood Fire Department and their dedicated years of service to Brockton, including: Alfred Brenndorfer- 45 years; John Becker - 40 years; Ryan Brunner - 20 years; Chris Brunner - 20 years; Alex Dennie - 20 years; Perry McKnight - 22 years and retiring; Tim Olds - 15 years; Luc Lang - 10 years; Erich Stutzki - 10 years; Doug Cowell - 10 years; Rick Moore - 5 years; and Hannes Asaa - 5 years.

3. Letter of Thanks

Mayor Peabody informed Council that the Town of Saugeen Shores sent a letter of thanks to Brockton for the assistance with clean-up after the last major storm.

15. Closed Session

Resolution 21-29-22

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton enter into Closed Session at 8:21 p.m. in order to address a matter pertaining to:

- Security of the property of the municipality or local board
- Personal matters about an identifiable individual, including municipal or local board employees
- A proposed or pending acquisition or disposition of land by the municipality or local board -**East Ridge Business Park**
- Labour relations or employee negotiations
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board -**Subdivision Update**
- Advice that is subject to solicitor/client privilege, including communications necessary for that purpose
- A matter in respect of which a council, board, committee or other body may hold a closed meeting under another Act. 2001, c.25, s.239 (2)
- Information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency of any of them
- A trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed could reasonably be expected to prejudice significantly the competitive position or interfere significantly with contractual or other negotiations of a person, group of persons, or organization
- A trade secret or scientific, technical, commercial, financial information that belongs to the municipality or local board and has monetary value or potential monetary value
- A position, plan, procedure, criteria or instruction to be applied to any negotiation carried on or to be carried on by or on behalf of the municipality or local board - **East Ridge Business Park**
- The meeting is held for the purpose of educating or training the members and at the meeting, no member discusses or otherwise deals with any matter in a

way that materially advances the business or decision-making of the council, local board or committee.

Carried

Resolution 21-29-23

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby approve the direction provided to staff in Closed Session

Carried

16. Confirmation of Proceedings

Resolution 21-29-24

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2021-131 - September 28, 2021 Confirmatory By-Law

Carried

17. Adjournment

Resolution 21-29-25

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton does now adjourn at 9:33 p.m. to meet again on October 12, 2021.

Carried

Mayor - Chris Peabody

Clerk – Fiona Hamilton