



The Corporation of the Municipality of Brockton

Council Meeting Minutes

Monday, December 3, 2018, 7:00 p.m.

Bruce County Council Chambers - 30 Park Street, Walkerton, ON

Council Present: Chris Peabody, Mayor
Dan Gieruszak, Deputy Mayor
Dean Leifso, Councillor
Steve Adams, Councillor
Chris Oberle, Councillor
James Lang, Councillor
Kym Hutcheon, Councillor

Staff Present: Sonya Watson, Chief Administrative Officer
Fiona Hamilton, Clerk
Trish Serratore, Chief Financial Officer
John Strader, Roads Supervisor
Jamie Morgan, Director of Operations
Sharon Bross, Child Care Centre Supervisor
Mike Murphy, Fire Chief

1. Call to Order

The Inaugural Council Meeting was called to Order at 7:00 p.m. by Clerk, Fiona Hamilton.

2. Declaration of Office

All members read their declarations of office and were sworn in by the Clerk to form a quorum for the newly organized Council as per section 231 of the *Municipal Act, 2001* S.O. 2001, c. 25.

3. Blessing of New Council - Reverend Megan Purdy, Knox Presbyterian Church

Reverend Megan Purdy from Knox Presbyterian Church in Walkerton gave an inspiring message and blessing to the new Council.

4. Mayor Chris Peabody - Inaugural Address

Mayor Peabody presented his inaugural address to Council, staff and the public which highlighted the goals and objectives for the Municipality of Brockton over the next four years.

5. Remarks from Councillors

Deputy Mayor Gieruszak and all five Councillors addressed those present and expressing thanks and thoughts for the coming term.

Council then recessed for a brief reception to allow the public and staff to congratulate the new council members.

Resolution 18-24-407

Moved By: Steve Adams

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton does now hereby recess from the Open Session at 7:26 p.m. for a brief reception.

Carried

Resolution 18-24-408

Moved By: Steve Adams

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton does now return to Open Session at 7:47 p.m.

Carried

6. Acceptance of Council Agenda

Resolution 18-24-409

Moved By: Kym Hutcheon

Seconded By: Steve Adams

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on Monday, December 3, 2018 as presented.

Carried

7. Declaration of Pecuniary Interest and General Nature Thereof

None disclosed.

8. Public Meetings Required Under the Planning Act

There were no planning matters to consider.

9. Delegations

None scheduled.

10. Minutes

10.1 Council Minutes - November 19, 2018

Resolution 18-24-410

Moved By: Chris Peabody

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton adopt the minutes of the November 19, 2018 Council Meeting as presented.

Carried

10.2 Special Council Minutes - November 27, 2018

The Minutes from the Special Council Meeting on November 27, 2018 were accepted with the amendment that Councillors James Lang and Kym Hutcheon were also in attendance.

Resolution 18-24-411

Moved By: Chris Peabody

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton adopt the minutes of the November 27, 2018 Special Council Meeting as presented.

Carried

11. Business Arising From Minutes

Councillor Oberle requested an update on the Community Development Coordinator's Report about the Christmas Lights and was advised by Sonya Watson, Chief Administrative Officer that the Christmas Lights were scheduled to arrive on December 4, 2018 and would be installed the next day.

12. Status Reports

None.

13. Reports

13.1 Sidewalk Snow Removal Options

Jamie Morgan, Director of Operations confirmed that the individual contractors that had been contacted about removing snow from the sidewalks in Chepstow were not able to do so by 7:00 a.m. (as one contractor was not able to perform the work at all, and the other could not complete prior to 7:00 a.m.), which meant the sidewalks would not be cleared in time for children walking to school in the morning. The Director of Operations also confirmed to Council that the snow removal equipment owned by the Municipality of Brockton was reliable and any breakdowns could be easily managed.

Council then discussed the various options outlined in the report. Jamie Morgan, Director of Operations, emphasized to Council the importance of having properly insured plow operators, regardless of which option was chosen. For individual contractors, proper insurance was hard to obtain as it was too expensive or not available. Any Equipment would need to be inspected by municipal staff to ensure efficient snow removal and the ability to spread sand and salt.

Action: Staff would suggest that qualified individuals become seasonal employees of the Municipality of Brockton and, provided it passed the required inspections, would rent the necessary equipment owned by those individuals for this season. The cost of purchasing additional snow removal equipment and hiring additional staff would be included in the 2019 budget. Jamie Morgan, Director of Operations would bring forward an additional report for the next Council Meeting.

Resolution 18-24-412

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number PW2018-25 - Sidewalk Snow Removal Options, prepared by John Strader, Roads Supervisor, for information purposes and provides further direction to staff to contact interested individuals and bring a further report to Council at the next meeting.

Carried

13.2 Sidewalk Tender Addition

Resolution 18-24-413

Moved By: Dean Leifso

Seconded By: Steve Adams

That the Council of the Municipality of Brockton hereby receives Report Number PW2018-26 – Sidewalk Tender Addition, prepared by John Strader, Roads Supervisor, for information purposes.

Carried

13.3 2019 to 2023 Estimated Federal Gas Tax Payments

Council members noted that the rationale behind the lower gas tax payments was clear, it posed some difficulties as the fixed costs to the Municipality of Brockton would remain the same.

Resolution 18-24-414

Moved By: Chris Oberle

Seconded By: Dan Gieruszk

That the Council of the Municipality of Brockton hereby receives Report Number FIN2013-38 – 2019 to 2023 Estimated Federal Gas Tax Payments, prepared by Trish Serratore, CFO for information purposes.

Carried

13.4 Fees and Charges for 2019

Resolution 18-24-415

Moved By: Steve Adams

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number FIN2018-36 - Fees and Charges for 2019, prepared by Trish Serratore, Chief Financial Officer for information purposes.

Carried

13.5 Amendment to Report 2018-33 – 2019 Fees and Charges

Resolution 18-24-416

Moved By: James Lang

Seconded By: Steve Adams

That the Council of the Municipality of Brockton accepts Report Number FIN2018-39 Amendment to Report Number FIN2018-33 2019 Fees and Charges prepared by Trish Serratore, Chief Financial Officer and authorizes a by-law to come forward to adopt the 2019 Fees and Charges.

Carried

13.6 2019 OPP Annual Billing

Trish Serratore, Chief Financial Officer, responded to questions from Council and confirmed that there was no indication that the Municipality of Brockton would not receive the final allotment of the 2018 Court Services and Prisoner Transportation grant, only that the grant was still under review.

Council noted that the increased costs associated with the providing police services for court services and prisoner transportation represented a significant portion of the overall budget.

Action: Staff were directed to submit delegation requests at upcoming conference to speak with the Minister of Community Services and Corrections and to send a letter to the local MPP outlining Council's concerns as well.

Resolution 18-24-417

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report FIN2018-37 – 2019 OPP Annual Billing, prepared by Trish Serratore, CFO for information purposes.

Carried

13.7 Retail Sale of Recreational Cannabis

Council commented that the proposed regulations severely limited the scope for any local planning decisions with respect to retail sales of cannabis. Council further noted that it was not clear that funding would be made available to municipalities if they decided to opt-in after the initial early January deadline.

Action: Staff were directed to send letters to the school boards, hospital, Wellness and Emotional Support (WES) 4 Youth Online (a registered charity providing free online counselling for youth), the Canadian Mental Health Association (a mental health advocacy organization) and the Walkerton Business Improvement Area asking for specific feedback related to whether retail sales of cannabis should be permitted in the Municipality of Brockton.

Resolution 18-24-418

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number CAO2018-27 – Retail Sale of Recreational Cannabis, prepared by Sonya Watson, CAO and Terry Tuck, CBO and directs staff to provide information to

Brockton residents on the retail sale of recreational cannabis to allow for public input, looking to understand the reasoning behind residents' preference, prior to making a decision about "opting in" or "opting out" before the January 22, 2019 deadline.

Carried

13.8 2018 Municipal and School Board Election Overview and Accessibility Report

Resolution 18-24-419

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby receive Report CLK2018-16 – 2018 Municipal and School Board Election Overview and Accessibility Report, prepared by Fiona Hamilton, Clerk, for information purposes.

Carried

13.9 Proposed Changes to the Procedural By-Law

Council discussed the proposed dates, times and locations for the 2019 Council Meetings, and decided that Tuesdays at 7:00 p.m. would accommodate the firefighting training schedule for staff and provide the greatest opportunity for members of the public attend. Council also decided to hold one meeting at the Cargill Community Centre and the Elmwood Community Centre to accommodate residents living in Brockton's rural communities.

Fiona Hamilton, Clerk responded to questions from Council about adding an item to the agenda for questions from the public. Fiona Hamilton, Clerk, commented that the delegation process allowed the public to address Council in a timely manner that allowed for staff to prepare for questions.

Resolution 18-24-420

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

Whereas The Municipality of Brockton Procedural By-Law 2018-004 declares that regular council meetings shall be held the second (2nd) and fourth (4th) Monday of the month and that the day and time of regular council meetings may be altered by Council resolution;

Now Therefore, the Council of the Municipality of Brockton hereby approves the following regular council meeting dates for 2019 to be held at p.m. at the Bruce County Council Chambers, unless otherwise noted:

- Tuesday, January 8, 2019
- Tuesday, January 22, 2019
- Tuesday, February 12, 2019
- Tuesday, March 12, 2019
- Tuesday, March 26, 2019
- Tuesday, April 9, 2019
- Tuesday, April 23, 2019
- Tuesday, May 14, 2019
- Tuesday, May 27, 2019
- Tuesday, June 4, 2019
- Tuesday, June 18, 2019 (Cargill Community Centre)
- Tuesday, July 9, 2019
- Tuesday, August 13, 2019
- Tuesday, August 27, 2019
- Tuesday, September 10, 2019 (Elmwood Community Centre)
- Tuesday, September 24, 2019
- Tuesday, October 15, 2019
- Tuesday, October 29, 2019
- Tuesday, November 12, 2019
- Tuesday, November 26, 2019
- Tuesday, December 3, 2019
- Tuesday, December 17, 2019

And that these dates be circulated to all Council members and posted on the Municipal website.

Carried

13.10 Additional Amendments to the Proposed Procedural By-Law

Fiona Hamilton, Clerk confirmed that the proposed changes to the Procedural By-Law were not intended to arbitrarily cancel Delegations, but allow the Clerk to refrain from scheduling an additional delegation if there were a number of planning matters already on the agenda at a particular Council Meeting for the sake of time.

Council then discussed the proposed changes to the standing items on the agenda, and commented that they supported removing the "Status Report" section provided staff continued to submit reports to update Council about on-going projects.

Resolution 18-24-421

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby approves Report Number CLK2018-18 – Additional Amendments to the Proposed Procedural By-Law prepared by Fiona Hamilton, Clerk for information purposes, provides direction to staff regarding the Meeting Schedule for 2019 and approves the amended draft Procedural By-Law coming forward with the following additional changes:

None noted.

Carried

Resolution 18-24-422

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton receives Report CLK2018-17 – Proposed Changes to the Procedural By-Law, prepared by Fiona Hamilton, Clerk for information purposes.

Carried

13.11 2018 – 2022 Council Term Committee Structure and Mandates

Council discussed whether the Project Management Team should continue, and it was noted that many members of that Committee were frustrated with the outcome of the last project that had been proposed. Council decided that a new Project Management Team could be convened when required in the future.

Councillor Adams noted the important mandate of the Saugeen River Trail Committee, and staff confirmed that the recommendation was not that the mandate be removed, but rather that it be transferred to the Community Improvement Committee who had been working with the Saugeen River Trail Committee.

Resolution 18-24-422

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby approve Report Number CLK2018-19 – 2018-2022 Council Term Committee Structure and Mandates, prepared by Fiona Hamilton, Clerk, and in doing so approves bringing forward the Consolidated Appointment By-Law to reflect the revisions proposed.

Carried

14. Public Notification

None.

15. Accounts

15.1 Municipality of Brockton - Accounts Declaration

15.2 Accounts - \$808,927.59

Trish Serratore, Chief Financial Officer, responded to a question from Council and confirmed that the Accounts had been circulated prior to being presented on the Agenda.

Resolution 18-24-424

Moved By: Kym Hutcheon

Seconded By: Steve Adams

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$808,927.59.

Carried

16. Correspondence Requiring Action

None.

17. Information

Council decided to support a resolution similar to those passed by other municipalities regarding municipal governance structure and appearing as items 17.1, 17.8, 17.9 and 17.10 on the Agenda.

Action: Staff will prepare a similar resolution for Council's consideration and subsequent circulation with the Association of Municipalities of Ontario at the next Council Meeting.

Resolution 18-24-425

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives all items provided in Section 17. Information.

Carried

- 17.1 Association of Municipalities of Ontario - Bill 31 Reduction in Toronto City Council
- 17.2 Saugeen Economic Development Corporation - 2018 Second Quarter Newsletter
- 17.3 Notice of Public Meeting - Hinsperger Fritzall co Davidson BCOPA 232-18.31
- 17.4 Fred Kuntz, Ontario Power Generation - Community Update November 2018
- 17.5 County of Grey - Notice of Complete Application and Public Meeting for Proposed Official Plan Amendment
- 17.6 County of Grey - Notice of Adoption of Official Plan
- 17.7 Municipality of West Grey - Notice of Complete Application and Notice of Public Meeting - Beckenhauer ZA-17.18
- 17.8 Township of McKellar Resolution - Request to Province Regarding Governance Models
- 17.9 Township of Prince Resolution - Support Township of McKellar on Request to Province Regarding Governance Models
- 17.10 Township of Conmee Resolution - Support Township of Prince on Request to Province Regarding Governance Models
- 17.11 Brockton Heritage Committee Letter - Withdrawal of Proposal

The Council Members who sit on the Heritage Committee explained that the Heritage Committee decided not to submit a proposal for the use of the armoury building partly in response to the backlash the Heritage Committee Members received on social media.

Council then discussed some concerns with the initial proposed Lease Agreement with G.R.O.W. Rooted in Love Maternity Home.

Action: Sonya Watson, Chief Administrative Officer, would bring forward a Report to Council with more information about G.R.O.W Rooted in Love Maternity Home and the proposed Lease Agreement for the armoury building.

- 17.12 Notice of Public Meeting - Z-58-18.34 Batte
- 17.13 Town of Kearney Resolution - Working Group for Municipal Elections Voters List
- 17.14 Saugeen Municipal Airport Minutes - October 18, 2018
- 17.15 Saugeen Municipal Airport Minutes - November 14, 2018
- 17.16 Multi-Municipal Wind Turbine Working Group - Terms of Reference

17.17 Multi-Municipal Wind Turbine Working Group Resolution 23-2018 - Change in Meeting Structure

17.18 Multi-Municipal Wind Turbine Working Group Resolution 28-2018 - Annual Membership 2019

17.19 Multi-Municipal Wind Turbine Working Group Minutes - October 11, 2018

17.20 Ministry of Municipal Affairs and Housing Letter - Congratulations to Mayor Peabody

18. Motions

19. By-Laws

20. Committee Minutes

Resolution 18-24-426

Moved By: James Lang

Seconded By: Dean Leifso

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

- CDCF Entrance Project Committee Minutes - September 24, 2018
- CDCF Entrance Project Committee Minutes - October 9, 2018
- Heritage Committee Minutes - October 1, 2018
- Cargill and District Community Fund Minutes - October 16, 2018
- Police Services Board Minutes - September 4, 2018

Carried

20.1 CDCF Entrance Project Committee Minutes - September 24, 2018

20.2 CDCF Entrance Project Committee Minutes - October 9, 2018

20.3 Heritage Committee Minutes - October 1, 2018

20.4 Cargill and District Community Fund Minutes - October 16, 2018

20.5 Police Services Board Minutes - September 4, 2018

21. Business Brought Forward by Councillors

Mayor Peabody announced that the retirement party for the former Mayor David Inglis would be held on December 6, 2018 at the Walkerton Clean Water Water from 4:00 p.m. until 6:00 p.m.

Council then discussed the sign in Chepstow that had been destroyed by a resident and various other speed control measures that could be

adopted. Councillor Leifso advised that the black cat radar had come in over budget, but that it had already been ordered as the Police Services Board has surplus funds available in the budget due that had been allocated to training and honorariums.

Action: Staff were directed to follow the procedure adopted for the speed limit reduction on Old Durham Road and request public comments about amending the rate of speed on Thomas Street and Rideout Street to be forty (40) km per hour in the Brockton Buzz.

Councillor Oberle commented that the County of Bruce was undergoing renovations to the courthouse, and that the Municipality of Brockton should support those efforts. Councillor Oberle also commented on the need to consider the Walkerton/Hanover landfill agreement and the need to develop a dedicated downtown greenspace with public washrooms.

22. Closed Session

Resolution 18-24-427

Moved By: Dean Leifso

Seconded By: Steve Adams

That the Council of the Municipality of Brockton enter into Closed Session at 9:23 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 – **Committee Appointments**
- A proposed or pending acquisition or disposition of land by the municipality or local board
- Labour relations or employee negotiations
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board
- 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
- 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 18-24-428

Moved By: Dean Leifso

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton does hereby appoint Mayor Chris Peabody to sit as a the representative of the Municipality of Brockton on the Board of Directors for Westario Power Inc., authorizes Mayor Chris Peabody and Clerk Fiona Hamilton to sign the Westario Power Inc. Special Resolution confirming the Directors as presented and further approves the following proposed Directors for Westario Power Inc.:

- Tim Lavoie
- William Goetz
- Peter Hambly
- George Bridge
- Mitch Twolan
- Randy Hughes
- Bart Cameron
- David Smith

Carried

23. Confirmation of Proceedings

Resolution 18-24-429

Moved By: Kym Hutcheon

Seconded By: Steve Adams

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 2018-094 - December 3, 2018 Confirmatory By-Law

Carried

23.1 By-Law 2018-093 - December 3, 2018 Confirmatory By-Law

24. Adjournment

Resolution 18-24-430

Moved By: James Lang, Councillor

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton does now adjourn at 9:56 p.m. to meet again on Monday, December 17, 2018.

Carried

Mayor – Chris Peabody

Clerk - Fiona Hamilton