



The Corporation of the Municipality of Brockton

## Council Meeting Minutes

Tuesday, February 22, 2022, 7:00 p.m.

Electronic Meeting

**Council Present:** Chris Peabody, Mayor  
Dan Gieruszak, Deputy Mayor  
Steve Adams, Councillor  
Tim Elphick, Councillor (Absent for Items 7.2, 16 to 18)  
Kym Hutcheon, Councillor  
James Lang, Councillor  
Dean Leifso, Councillor

**Staff Present:** Sonya Watson, Chief Administrative Officer  
Fiona Hamilton, Director of Legislative and Legal Services (Clerk)  
Sarah Johnson, Deputy Clerk  
Trish Serratore, Chief Financial Officer  
Gregory Furtney, Director of Operations  
Chris Wells, Director of Fire and Emergency Services  
Dieter Weltz, Building and Planning Manager/CBO

### 1. Acceptance of Council Agenda

#### Resolution 22-07-01

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on February 22, 2022 as presented.

**Carried**

### 2. Declaration of Pecuniary Interest and General Nature Thereof

Councillor Tim Elphick declared a conflict of interest in relation to Item 7.2, 16, and a matter in Closed Session.

### 3. Public Meetings Required Under the Planning Act

### 4. Delegations

#### 4.1 Nuclear Waste Management Organization - Environment Program Update 2022 Biodiversity Studies

Joanne Jacyk, Nuclear Waste Management Organization (NWMO) Manager Environment Program presented an overview of the biodiversity studies program (co-designed with the Municipality of South Bruce) to understand existing environments in the area of the Teeswater subwatershed. Ms. Jacyk reviewed the pillars of the program, noting NWMO's focus on community involvement opportunities. Ms. Jacyk informed Council that the program would involve aquatic habitat mapping, sampling environmental DNA and species within water bodies, observing wildlife habitats, and ecosystem mapping. Ms. Jacyk advised that

NWMO would be collaborating with the University of Guelph for the data collection to better understand the current environment.

Ms. Jacyk noted that the NWMO would be working with the Saugeen Valley Conservation Authority and would be inviting private landowners within the study area to participate in the study. Ms. Jacyk advised Council that letters would be distributed to residents within the week, and further informed Council on the program's timeline.

Council asked about the secondary property being considered for the project. Ms. Jacyk confirmed that the program would be similar in the Township of Ignace with minor adjustment as many lands are owned by the Crown.

Ms. Jacyk confirmed that identifying information from residents would remain confidential as the plots were randomized after final selection.

#### 4.2 Stephen Cobean, Cobide Engineering Inc. - Zettler Municipal Drain Engineer's Report

Stephen Cobean, Cobide Engineering Inc. provided an overview of the Engineer's Report, informing Council that a property owner has asked to reassess the design of the drain and adjust the cost estimates based on the new proposed design, which would require an amended Engineer's Report.

Mr. Cobean explained that the Zettler Municipal Drain involved approximately 310 acres, including a main open drain behind the Chepstow ball diamonds, as well as the five (5) closed drain branches. Mr. Cobean explained the approximate sizing of the drain pipes, noting that the current drain was undersized and has experienced large sediment build up over the years. The proposal was to upsize the existing closed section and close the downstream portion of the drain to allow the property owners to use their lots more efficiently.

Mr. Cobean explained the new Petition submitted to extend the existing drain across the road. As required by the Saugeen Valley Conservation Authority a biologist had been retained who was scheduled to begin work in the Spring.

Mr. Cobean summarized the current assessments included in the Engineer's Report, which may be reduced if smaller pipes were used. Mr. Cobean advised that the total construction costs were estimated at \$772,210, with some grant funding available from the Ontario Ministry of Agriculture, Food, and Rural Affairs.

Mr. Cobean responded to an inquiry from Council advising that cost estimated for the resized drain are being finalized in the next week.

Mayor Chris Peabody invited members of the public to comment on the Zettler Municipal Drain.

Howard Zettler voiced concerns on the project's delay, and communication with landowners. Council advocated for the residents affected by the drain's delay.

Gerry Sluys advised that the landowner requesting the 1.5 inch co-efficiency drain wished to continue with the project in any event, but would appreciate information about the revised pricing.

Dave Kuntz, representing the Chepstow Lions Club, inquired whether the 30 acres of land rented to a neighbouring farmer would be eligible for grant funding.

Council suggested calling a Special Council Meeting on Monday, February 28, 2022 at 7:00 p.m. to consider the amended Engineer's Report and Provisional By-Law.

**Action: Staff to circulate notices to affected landowners of the Special Council Meeting to consider the amended Engineer's Report and Provisional By-Law.**

4.3 Carol De Rosie - Third Party Review of Nursing Staff Shortages at the South Bruce Grey Heath Centre

Carol De Rosie began her presentation by thanking all those who participated in the review and emphasized the mission and vision statement of the South Bruce Grey Health Centre.

Ms. De Rosie summarized the three categories of her report and responded to questions from Council. Council noted how important staff retention was for patient safety and collaboration.

Ms. De Rosie described the use of "professional workload form" in the healthcare setting to inform management and the union that proper patient care was not possible due to certain circumstances. Ms. De Rosie also explained the process used in many places to allow individuals other than RN's to make staffing calls and plans for the next day. It was noted that the use of casual, potentially formerly retired nurses could be a useful tool in resolving the nursing shortage. Council discussed the potential to include permissive language to this effect in the collective agreement.

Council thanked Ms. De Rosie for her report and suggestions, noting that many were not within Brockton's authority to change, but that Council was committed to assisting where possible.

**5. Minutes**

5.1 Council Minutes - February 8, 2022

5.2 Special Council Meeting Minutes - February 15, 2022 (Budget)

**Resolution 22-07-02**

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton adopt the minutes of the February 8, 2022 Council Meeting and the February 15, 2022 Special Council Meeting (2022 Municipal Budget) as presented.

**Carried**

**6. Business Arising From the Minutes**

**7. Reports**

7.1 Adopt Zettler Municipal Drain Engineer's Report

**Resolution 22-07-03**

Moved By: Tim Elphick

Seconded By: Steve Adams

That the Council of the Municipality of Brockton hereby accepts the petition for new drainage works for Part Lot 1 Concession 7 in the former Township of Greenock and that Council appoint Cobide Engineering Inc. to make an examination of the area, by By-Law or Resolution, (*Drainage Act RSO, 1990, Section 8*) once the 30 day notification period required under Section 5(1) of the *Drainage Act* has expired.

**Carried**

**Resolution 22-07-04**

Moved By: Dean Leifso

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby defers consideration of Report Number DRAIN2022-03 – Adopt Zettler Municipal Drain Engineer's Report, prepared by Sarah Johnson, Deputy Clerk and Fiona Hamilton, Director of Legislative and Legal Services (Clerk) and By-Law to provisionally adopt the Zettler Municipal Drain until a later date: February 28, 2022.

**Carried**

7.2 Third Party Report Nursing Shortage and South Bruce Grey Health Centre (SBGHC)

**Resolution 22-07-05**

Moved By: Steve Adams

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby receives Report Number CAO2022-09 – Third Party Report Nursing Shortage and South Bruce Grey Health Centre (SBGHC), prepared by Sonya Watson, Chief Administrative Officer for information purposes.

**Carried**

7.3 Building Department E-Permitting

**Resolution 22-07-06**

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby approves Report Number BLDG2022-05 – Building Department E-Permitting, prepared by Dieter Weltz, Building and Planning Manager/CBO and in doing so approves and authorizes utilizing the work of the LAS buying group and approves awarding the contract and entering into agreement with Cloudpermit for the delivery of E-Permitting Services.

**Carried**

7.4 Proposed Fire Protection Minimum Certification Standards

Fire Chief Wells provided a summary of his intention to submit comments and highlighted the potential impact on longer term firefighters. Fire Chief Wells responded to questions from Council about the comments that would be submitted on behalf of both fire departments servicing Brockton.

**Resolution 22-07-07**

Moved By: Kym Hutcheon

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby accepts Report Number FIRE2022-02 – Proposed Fire Protection Minimum Certification Standards, prepared by Chris Wells, Director of Fire and Emergency Services and in doing so authorizes staff to submit comments to the Ministry of the Solicitor General on the proposed regulation under the Fire Protection and Prevention Act that would establish mandatory minimum certification standards for specific fire protection services as outlined.

**Carried**

7.5 February 2022 Walker West Booster Pumping Station Update

Gregory Furtney, Director of Operations, outlined to Council the steps that were being taken to try to ensure the parts for the booster pumping station arrived as soon as possible. Mr. Furtney described the efforts made to keep the developer informed of the project's progress.

**Resolution 22-07-08**

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number UT2022-04 – February 2022 Walker West Booster Pumping Station Project Update, prepared by Gregg Furtney, Director of Operations, for information purposes.

**Carried**

7.6 2021 Property Tax Arrears

**Resolution 22-07-09**

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number FIN2022-06 – 2021 Property Tax Arrears, prepared by Jessica Reinhart, Tax Collector/Deputy Treasurer for information purposes.

**Carried**

7.7 Budgeting Software Solution

**Resolution 22-07-10**

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number FIN2022-07 – Budgeting Software Solution, prepared by Trish Serratore, Chief Financial Officer and in doing so authorizes staff to enter into agreement with Public Sector Digest for the Budgeting Software Solution.

**Carried**

7.8 Bruce Grey Mentorship Donation Request

**Resolution 22-07-11**

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number FIN2022-08 – Bruce Grey Mentorship Donation Request, prepared by Trish Serratore, Chief Financial Officer and in doing so approves the donation of \$150.00 to Bruce Grey Mentorship.

**Carried**

7.9 COVID-19 Municipal Response - February 22, 2022 Update

**Resolution 22-07-12**

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number CLK2022-03 – COVID-19 Municipal Response – February 22, 2022 Update, prepared by Sarah Johnson, Deputy Clerk for information purposes and further confirms and ratifies all operational decisions, procedures, and cancellations put in place by staff, and the Municipal Emergency Control Group in response for the COVID-19 pandemic.

**Carried**

**7.10 Municipal Solicitor**

Sonya Watson, Chief Administrative Officer responded to questions from Council and advised that fees were reviewed in competitive processes conducted by neighbouring Municipalities. Staff noted the benefit to Brockton in having a three year commitment regarding legal fees.

Council discussed the beneficial content of reports, advice, and local knowledge provided by The Ross Firm. Fiona Hamilton, Director of Legislative and Legal Services (Clerk) noted the dedicated municipal service provided by Ms. Grove-McClement.

**Resolution 22-07-13**

Moved By: James Lang

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby approved Report Number CAO2022-10 - Municipal Solicitor, prepared by Sonya Watson, Chief Administrative Officer and in doing so approves continuing with the legal services of Tammy Grove- McClement and the Ross Firm as the municipal solicitor with current rates to continue until December, 2025; and further confirms this appointment through the Consolidated Appointment By-Law; and further the CAO is authorized to seek alternate legal advice for specialized matters as she deems necessary.

**Carried**

**8. Public Notification**

**9. Accounts**

**9.1 Accounts - \$1,017,177.04**

**Resolution 22-07-14**

Moved By: Dean Leifso

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$1,017,177.04.

**Carried**

**10. Correspondence Requiring Action**

**10.1 2022 Good Roads Conference Requests for Municipal Delegations**

Council suggested submitting delegations to the Minister of Municipal Affairs and Housing advocating for affordable housing, and the impact of the Minister's Zoning Order in Walkerton; to the Minister of Health advocating for the importance of rural healthcare in the context of the nursing shortages; and to the Minister of Tourism, Culture and Sport regarding recreational facility funding.

## **11. Information**

- 11.1 Bruce County Public Library Media Release - Valentines for Seniors
- 11.2 Public Meeting Notice - Zoning By-Law Amendment Z-2021-089
- 11.3 Consent Application Notice - B-2021-118
- 11.4 Ontario Power Generation - Bruce County Community Update February 2022
- 11.5 Clean Energy Frontier - February Update
- 11.6 Saugeen Mobility and Regional Transit Board Minutes - December 3, 2021
- 11.7 City of Brantford Resolution - Addressing the Revolving Door of Justice: Accountability for Sureties and Swift Justice
- 11.8 Municipality of Central Elgin Resolution - Joint and Several Liability
- 11.9 Township of Front Yonge Resolution - Dissolving the Ontario Land Tribunal
- 11.10 Town of Gravenhurst Resolution - Dissolve the Ontario Land Tribunal
- 11.11 Township of Puslinch Resolution - Support Adjala-Tosorontio on Funding Support for Infrastructure Projects
- 11.12 Township of South Glengarry Resolution - Support Prince Edward County on Abandoned Cemeteries
- 11.13 Township of South Glengarry Resolution - Joint and Several Liability
- 11.14 City of Thorold Resolution - Dissolve the Ontario Land Tribunal

### **Resolution 22-07-15**

Moved By: Steve Adams

Seconded By: Tim Elphick

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

**Carried**

## **12. By-Laws**

### **Resolution 22-07-16**

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 2022-026 - 2022 Borrowing for Capital Expenditures By-Law

**Carried**

## **13. Committee Minutes**

- 13.1 Brockton Parks and Recreation Committee Minutes - October 19, 2021
- 13.2 Brockton Parks and Recreation Committee Minutes - December 1, 2021

Fiona Hamilton, Director of Legislative and Legal Services (Clerk) responded to questions from Council and advised that draft Terms of Reference have been prepared for the Project Management Team and the Brockton Parks and Recreation Committee and those Terms of Reference would come forward for Council's consideration in the near future.

**Resolution 22-07-17**

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:

- Brockton Parks and Recreation Committee Minutes - October 19, 2021
- Brockton Parks and Recreation Committee Minutes - December 1, 2021

**Carried**

**14. New Business Brought Forward****1. Relocation of Slide at the Walkerton Optimist Park**

Councillor Elphick requested a staff report with information about moving the slide at the Optimist Park rather than incurring the cost of building the retaining wall. Sonya Watson, Chief Administrative Officer, confirmed that the relocation of the slide would be part of the report coming forward.

**Action: Mark Coleman, Director of Community Services to bring forward a report with additional information on the proposed retaining wall at the Walkerton Optimist Park, including a consideration of whether the slide could be moved.**

**2. Walkerton Firefighters vs. South Bruce O.P.P Hockey Game**

Council remarked on the successful hockey game between the Walkerton Fire Department and South Bruce O.P.P. that occurred on Family Day with proceeds being donated to the Saugeen Hospice.

**15. Closed Session****Resolution 22-07-18**

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton enter into Closed Session at 8:50 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 Agreement of Purchase and Sale**
- 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 - **Third Party Review**
- 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 22-07-19**

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

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

**Carried**

**16. Third Party Report Nursing Shortage and South Bruce Grey Health Centre (SBGHC)**

**Resolution 22-07-20**

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton references Report Number CAO2022-09 – Third Party Report Nursing Shortage and South Bruce Grey Health Centre (SBGHC), prepared by Sonya Watson, Chief Administrative Officer and directs staff to proceed with Options 1 and 2 as outlined, along with requesting a meeting with MPP Lisa Thompson about the matter.

**Carried**

**Resolution 22-07-21**

Moved By: James Lang

Seconded By: Kym Hutcheon

That the Municipality of Brockton Council hereby supports the recommendations outlined in the February 16th, 2022 report entitled “Critical Nursing Shortage at South Bruce Grey Health Centre: Multi-Site”, prepared by Carol De Rosie, and in so doing seeks the support of the Municipality of Kincardine, the Municipality of Arran-Elderslie and the County of Bruce to support requesting that the South Bruce Grey Health Centre Board to review and adopt the recommendations as outlined in the report.

**Carried**

**17. Confirmation of Proceedings**

**Resolution 22-07-22**

Moved By: Steve Adams

Seconded By: Dan Gieruszak

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 2022-128 - February 22, 2022 Confirmatory By-Law

**Carried**

**18. Adjournment**

**Resolution 22-07-23**

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton does now adjourn at 10:15 p.m. to meet again on March 8, 2022.

**Carried**

---

Mayor - Chris Peabody

---

Director of Legislative and Legal Services (Clerk) – Fiona Hamilton