



The Corporation of the Municipality of Brockton

Council Meeting Minutes

Tuesday, January 22, 2019, 7:00 p.m.

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

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

Council Absent: Dean Leifso, Councillor

Staff Present: Sonya Watson, Chief Administrative Officer
Fiona Hamilton, Clerk
Terry Tuck, Chief Building Official
Jamie Morgan, Director of Operations
John Strader, Roads Supervisor
Michael Murphy, Fire Chief
Trish Serratore, Chief Financial Officer

1. Acceptance of Council Agenda

Mayor Peabody called the Council Meeting to Order at 7:00 p.m.

Resolution 19-02-01

Moved By: Kym Hutcheon

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on January 22, 2019 as presented.

Carried

2. Declaration of Pecuniary Interest and General Nature Thereof

Councillor Oberle declared a conflict of interest with respect to item 15 - Municipal Drain due to a relationship with one of the affected landowners.

3. Public Meetings Required Under the Planning Act

- 3.1 Planning Report - JDR Development Inc. c/o Ron Davidson Z-69-18.36 - Prepared by John Ghent, Bruce County Planner

Mark Paoli, Bruce County Senior Planner advised that there was a sign-in sheet for all members of the general public in attendance at the meeting. Mark Paoli then presented the Report prepared by John Ghent and discussed the public comments that were submitted with respect to this Application. One landowner met with the developer and no longer in opposes the project as the developer confirmed that the view from the front of the street would remain unchanged.

Mr. Paoli then summarized the provisions in the zoning by-laws of neighboring municipalities and noted that the Municipality of Brockton had the lowest permitted maximum lot coverage of comparable municipalities in the County of Bruce. Mr. Paoli confirmed that the proposed Application was recommended as it would conform to the applicable policy frameworks.

The Applicant, Mr. Ron Davidson, explained that the application was in response to the trend in Bruce County for homes with all the living spaces on one floor along with the smaller lots sizes dictated in the County of Bruce Official Plan.

There were no comments from the members of the public in attendance when invited to comment by Mayor Peabody.

Resolution 19-02-02

Moved By: Dan Gieruszak

Seconded By: James Lang

That the Council of the Corporation of the Municipality of Brockton has considered and hereby accepts the Planning Report prepared by John Ghent, Bruce County Planner, dated January 22, 2019 and entitled Municipality of Brockton Planning Report and further that Council approves the proposed zoning amendment to the Municipality of Brockton Comprehensive Zoning By -Law 2013-26 applied for by Ron Davidson Planning Consultant for land described as Lots 1 to 46, 56 to 75, Registered Plan 3M-242 in the Municipality of Brockton, Roll Number 410436000613201 to:

- Change the zoning symbol on Lots 1 to 46, 56 to 75, Registered Plan 3M-242 from Urban Residential (R2) to Urban Residential Special Provisions R2-6
- Permit maximum lot coverage of 40% in lands zoned as R2-6

Carried

4. Delegations

4.1 GMBluePlan - Bridge No.11 (Greenock)

John Slocombe, Engineer and Project Manager with GM BluePlan attended the Council Meeting with Greg Nelson, a Structural Engineer, to present an overview of the Bridge 11 (Greenock) project and describe the environmental approval process. The condition of Bridge 11 (Greenock) has deteriorated to the extent that Mr. Slocombe believed it may not be suitable for its intended purpose and alternative solutions were required.

Mr. Slocombe confirmed that the discretionary public consultation period for the Bridge 11 (Greenock) project had been completed last year. The next stage, according to Mr. Slocombe, was to consider the cultural, technological, economic and natural environments associated with the various alternative solutions to arrive at a recommended solution. The four alternative solutions discussed by Mr. Slocombe were 1) take no action and allow the bridge to deteriorate, 2) repair or rehabilitate the bridge, 3) replace the bridge with a new structure or 4) remove the bridge, make turn around circles and return the area to a more natural environment.

According to Mr. Slocombe, the approaches to Bridge 11 (Greenock) presented significant challenges as the slope would require either that large portions of earth be removed or the elevation and length of the bridge be extended to achieve the speed limit of 50 kilometers an hour. Both of these options were likely to be significantly costly.

After reviewing the applicable environments, and given the technical challenges surrounding the approaches to Bridge 11 (Greenock), GM BluePlan recommended removing the bridge and creating turn around areas. Mr. Slocombe confirmed that GM BluePlan would receive comments and feedback from the public until February 15, 2019 and the public comments would be considered in the final report to Council.

Mr. Slocombe responded to questions from Council and confirmed that despite the fact that nearby roads were closed for winter maintenance, the volume of traffic using Bridge 11 (Greenock) made it difficult to justify the repair/replacement costs. Council then discussed the increased costs associated with the project and other potential uses for Bridge 11 (Greenock).

Members of the general public in attendance at the meeting were invited to ask Mr. Slocombe questions. Mr. Slocombe confirmed that it would be technically challenging even to achieve a speed of 5 kilometers and stated that the use of large culverts would require additional input from the Saugeen Valley Conservation Authority.

4.2 Adam and Ron De Visser - Request to Rebuild Concession 14 East, Brant

Adam De Visser informed Council about the deteriorating condition of Concession 14 East in the former Township of Brant and emphasized the extent to which the road is used and relied on by farms and other agricultural businesses in the area. According to Mr. De Visser, although the gravel road is frequently graded, there are large potholes that pose significant challenges for heavy trucks and, after a rainfall, make the road nearly impassable for smaller vehicles. There are twenty-four permanent residences, one Mennonite school, one historic landmark and many large farming businesses located along Concession 14 East, Brant.

Ron De Visser confirmed the comments made by Adam De Visser and explained that Concession 14 East needed to be entirely rebuilt. Ron De Visser provided Fiona Hamilton, Clerk with numerous letters written by local residents in support of rebuilding Concession 14 East who stated that Concession 14 East was critical to supporting their agricultural businesses. Ron De Visser also mentioned that there were other safety concerns as children were walking daily to the Mennonite alongside vehicles that were difficult to control due to the potholes and large ruts.

Mayor Peabody thank Adam and Ron De Visser for their presentation on behalf of Council and noted the large number of people in attendance at the meeting to support the request to rebuild Concession 14 East in the former Township of Brant.

5. Minutes

5.1 Council Minutes - January 8, 2019

Resolution 19-02-03

Moved By: Steve Adams

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton adopt the minutes of the January 8, 2019 Council Meeting as presented.

Carried

6. Business Arising From the Minutes

Sonya Watson, Chief Administrative Officer confirmed that she had been in contact with staff from the County of Bruce to discuss the Walkerton Courthouse but that a meeting had not yet been scheduled. Mayor Peabody informed Council that he would be meeting with the Minister of Community and Correctional Services on January 28, 2019 to discuss the continued operations of the Walkerton Courthouse.

7. Reports

7.1 Concession 14 Brant Development Consideration

John Strader, Roads Supervisor, responded to questions from Council and confirmed that including a roads study in the 2019 Budget would be another component of the Asset Management Plan. Mr. Strader stated the gravel roads would be included in the roads study as most of these roads, even those that had recently been rebuilt, were deteriorating faster as a result of the size and weight of farm equipment and increased heavy truck traffic.

Council then discussed a number of other roads in the Municipality of Brockton that required attention and directed staff to include a comprehensive roads study in the 2019 Budget to allow Council to prioritize which roads should be rebuilt. Council noted that roads reconstruction would be a priority to assist in supporting the economic development of the farming community in the Municipality of Brockton.

Action: Staff will include a roads study in the 2019 Municipal Budget.

Resolution 19-02-04

Moved By: James Lang

Seconded By: Steve Adams

That the Council of the Municipality of Brockton hereby receives Report Number PW2019-04 – Concession 14 Brant Development Consideration, prepared by John Strader, Roads Supervisor, for information purposes and further provides direction to staff in consideration of reconstructing Concession 14 Brant as follows:

That a roads study be included in 2019 Municipal Budget.

Carried

7.2 Cargill and District Community Fund Building Permit Fee

Resolution 19-02-05

Moved By: Dan Gieruszak

Seconded By: Steve Adams

That the Council of the Municipality of Brockton hereby accepts Report Number 2019-01 – Cargill and District Community Fund Building Permit Fee, prepared by Trish Serratore, Chief Financial Officer and approves adding the building permit fee to the total tendered amount of the Cargill and District Community Fund entrance project; and in so doing that the Municipality of Brockton's commits to paying forty percent of the tendered amount.

Carried

7.3 2018 Building Permit Comparisons

Resolution 19-02-06

Moved By: Steve Adams

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number BLDG2019-02 - 2018 Building Permit Comparisons, prepared by Terry Tuck, Chief Building Official for information purposes.

Carried

7.4 Brockton Fire and Emergency Services 2018 Year End Report

Michael Murphy, Fire Chief noted that although the number of calls had increased in 2018 as a result of legislation requiring carbon monoxide detectors in every residence, the length of the calls had decreased. Overall, the number of calls in 2018 was fairly consistent with previous years.

Resolution 19-02-07

Moved By: Kym Hutcheon

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number FIRE2019-01 - Brockton Fire and Emergency Services 2018 Year End Report, prepared by Michael Murphy, Fire Chief for information purposes.

Carried

7.5 Brant and Greenock Landfill Operational Hours Change

Jamie Morgan, Director of Operation clarified that the recommendation from staff was to change the landfill hours on Saturdays only. Council discussed feedback from residents requesting an additional day at the Greenock landfill and directed staff to consider adding an additional day to the 2019 Budget.

Action: Staff will review the request to add an additional day at the Greenock landfill and bring a report forward for Council's consideration.

Resolution 19-02-08

Moved By: Kym Hutcheon

Seconded By: Steve Adams

That the Council of the Municipality of Brockton hereby receives Report Number PW2019-05 – Brant and Greenock Landfill Operational Hours Change, prepared by Jamie Morgan, Director of Operations and approves changing the operational hours at the Brant and Greenock Landfills on Saturdays only to 8:00 a.m. to 4:00 p.m. to accommodate service needs at the sites.

Carried

7.6 December Water Wastewater Maintenance Report

Resolution 19-02-09

Moved By: Steve Adams

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number UT2019-01 - December Water Wastewater Maintenance Report, prepared by Jamie Morgan, Director of Operations for information purposes.

Carried

7.7 Request to Proceed with Tender Process for Tile Work at the Centennial Pool

Council noted that the tile work had been replaced fairly recently, and Eric McDougall, Parks, Recreation and Facilities Manager confirmed that the tender would include a warranty to avoid similar deficiencies. Council also noted that it

would be helpful to receive a report outlining the overall condition and projected lifespan of the pool.

Action: Staff will bring forward a report after the 2019 Budget has been determined outlining the overall condition and projected lifespan of the pool.

Resolution 19-02-10

Moved By: James Lang

Seconded By: Steve Adams

That the Council of the Municipality of Brockton hereby approves Report Number REC2019-01 - Request to Proceed with Tender Process for Tile Work at the Centennial Pool, prepared by Eric McDougall, Parks, Recreation and Facilities Supervisor and in doing so approves funding of approximately \$65,000 to replace the Centennial Pool tile and directs staff to start the tender bid process to complete the work at the Walkerton Centennial Park Pool to ensure continued operations in 2019.

Carried

7.8 Brockton Area Family Health Team Facility Usage Agreement

Council supported the initiative and commended staff on developing low cost recreational programming.

Resolution 19-02-11

Moved By: James Lang

Seconded By: Steve Adams

That the Council of the Municipality of Brockton hereby receives Report Number REC2019-02 – Brockton Area Family Health Team Facility Usage Agreement, prepared by Lynne Davidson, Brockton Programmer and by doing so approves waiving facility rental fees for the Brockton and Area Family Health Team to support the CHANGE programming.

Carried

7.9 Greenock Swamp Signage

Council Members noted that they had also observed it was difficult for some individuals to find the start of the Greenock Swamp Tour.

Resolution 19-02-12

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number ED2019-01 - Greenock Swamp Signage, prepared by Paulette Peirol, Community Development Coordinator, for information purposes and approves the expenditure and proceeding with the signage requested to support the tour.

Carried

7.10 Health and Safety Policy and Terms of Reference

Resolution 19-02-13

Moved By: James Lang

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton receives Report Number HS2019-01 – Occupational Health and Safety Policy and Health and Safety Advisory Committee Terms of Reference, prepared by Chris Wells, Health and

Safety Coordinator for information purposes and approves a By-Law coming forward adopting the amended Municipal Occupational Health and Safety Policy H04-99-11;

Further that the Council of the Municipality of Brockton rescind By-Law 2006-14, By-Law 2014-044, By-Law 2015-024, By-Law 2016-008, and By-Law 2017-009 as a housekeeping matter and;

Further that the Council of the Municipality of Brockton hereby approves the updated Health and Safety Advisory Committee Terms of Reference.

Carried

7.11 Brockton Child Care Centre Outstanding Fees

Council asked Trish Serratore, Chief Financial Officer, the average amount of an unpaid child care account. At the end of the meeting, Council were informed that approximately half of all outstanding accounts were less than five dollars indicating unpaid interest charges that could be written off, while the largest unpaid balance was \$2,000.00. Council noted that steps should be taken to prevent unpaid accounts accruing to that extent.

Resolution 19-02-14

Moved By: Steve Adams

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby receives Report Number BCCC2019-01 – Brockton Child Care Centre Outstanding Fees, prepared by Sharon Bross, Supervisor Brockton Child Care Centre for information purposes.

Carried

7.12 Walkerton UV Disinfection System Feasibility Study

Jamie Morgan, Director of Operations, confirmed that the only options available to comply with federal legislation were to use additional chemicals or, the more popular and widespread option, to adopt a UV disinfection system.

Resolution 19-02-15

Moved By: James Lang

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby approves Report Number UT2019-02 Walkerton UV Disinfection System Feasibility Study prepared by Sonya Watson, Chief Administrative Officer and further approves the final feasibility study prepared by BM Ross as presented.

Carried

8. Public Notification

9. Accounts

9.1 Accounts - \$302,631.24

Resolution 19-02-16

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 \$302,631.24.

Carried

10. Correspondence Requiring Action

11. Information

1. Items 11.3 and 11.4 – Letters from Resident

Councillor Hutcheon asked staff to respond to items 11.3 and 11.4, the letters from a resident regarding winter maintenance in Chepstow and allowing retail cannabis use, and inform the resident that a roads study would be included in the 2019 Budget. Fiona Hamilton, Clerk, advised that staff had also already called the resident to discuss the winter maintenance requests.

Action: Staff would respond to the resident about the inclusion of the roads study in the 2019 Budget and about the decision to allow retain cannabis stores in the Municipality of Brockton.

2. Item 11.6 – 2018 Ontario Association of Police Services Boards Annual General Meeting Executive Summary

Councillor Oberle stated that he appreciated receiving item 11.6, the Executive Summary from the 2018 Ontario Association of Police Services Boards Annual General Meeting with the Agenda and Councillor Adams stated similar reports would be provided to the Clerk and included in the future.

Action: Staff will include any reports provided by the Police Services Board with the documents provided to Council in the Agenda Package.

3. Item 11.2 Highway 21 and Bruce Road 20 Petition

Councillor Lang provided an updated on item 11.2, the letter from the Ministry of Transportation about the Petition for Highway 21 and Bruce Road 20 and stated that the Ministry of Transportation would not be taking any action at that intersection in the immediate future, although there was some discussion about the County of Bruce installing a camera to analyze "near-miss" traffic incidents.

Noted: The Ministry of Transportation will not be taking any action at the intersection of Highway 21 and Bruce Road 20 at this time.

Resolution 19-02-17

Moved By: James Lang

Seconded By: Kym Hutcheon

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

Carried

- 11.1 Notice of Public Meeting - Z-33-18.31 Hinsperger Fritzall c/o Davidson
- 11.2. Ministry of Transportation - Response to Petition for Highway 21 and Bruce Road 20
- 11.3. Letter from Resident - Concession 7 Chepstow Road Maintenance Concern
- 11.4. Letter from Resident - Sale of Cannabis Concern
- 11.5. Municipal Property Assessment Corporation (MPAC) - 2018 Year-End Assessment Report
- 11.6. Brian Read, Police Services Board Member - 2018 Ontario Association of Police Services Boards Annual General Meeting Executive Summary
- 11.7. Ontario Energy Board Notice - Enbridge Gas and Union Gas Natural Gas Rate Increase

- 11.8. Bruce County - Partnership with Ryerson University for Entrepreneur Opportunity Network
- 11.9. Bruce County - Economic Impact of Tourism Study
- 11.10. Town of Shelburne Resolution - Municipal Voter's List
- 11.11. Town of Georgina Resolution - Bill 66 Ontario Competitiveness Act
- 11.12. Ministry of Community Safety and Correctional Services - Delegation Meeting

We have received confirmation that the Honourable Sylvia Jones will meet with Mayor Peabody from the Municipality of Brockton at the Rural Ontario Municipal Association (ROMA) Conference.

12. By-Laws

Resolution 19-02-18

Moved By: Dan Gieruszak

Seconded By: Steve Adams

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 2019-005 - Zoning Amendment By-Law - JDR Development c/o Ron Davidson Z-69-18.36

Carried

Resolution 19-02-19

Moved By: Kym Hutcheon

Seconded By: Dan Gieruszak

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 2019-006 - Adopt Municipal Occupational Health and Safety Policy By-Law
- By-Law 2019-007 - Appoint Head for Municipal Freedom of Information Requests By-Law
- By-Law 2019-008 - Bluewater District School Board Agreement By-Law
- By-Law 2019-009 - West Grey Joint Recreation Agreement By-Law

Carried

13. Committee Minutes

Resolution 19-02-20

Moved By: James Lang

Seconded By: Steve Adams

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

- Heritage Committee Minutes - December 3, 2018
- CDCF Cargill Community Centre Entrance Project Committee Minutes - December 4, 2018
- Elmwood Community Centre Board Minutes - December 18, 2018
- Economic Development Committee Minutes - November 19, 2018

Carried

14. New Business Brought Forward

- 1. Police Services Board

Councillor Adams stated that he had attended the first Police Services Board meeting and confirmed that the Board was still short the provincial appointees and would return to meeting once per month. Councillor Adams informed the other Council Members that the contract between the Municipality of Brockton and the Ontario Provincial Police for policing would expire in June 2019 and that each municipality in Ontario would be required to implement a community safety plan.

Action: Councillor Adams would bring forward more information about the community safety plan when available.

2. Greenock Landfill

Councillor Lang noted that he had received complaints from residents about the Greenock landfill only being open on weekends. Councillor Oberle and Councillor Hutcheon noted that they had received similar complaints, as well as complaints about the restrictions on the types of waste accepted at the Greenock Landfill.

Action: Staff will bring forward a report about potentially extending the hours at the Greenock Landfill and detailing the items that were currently being accepted at that location.

3. Cargill and District Community Fund Cargill Community Centre Entrance Project

Councillor Lang stated that the Cargill and District Community Fund Cargill Community Centre Entrance Project Committee were concerned about having a project manager assigned to avoid any potential deficiencies. Sonya Watson, Chief Administrative Officer, noted that Michael Murphy, Fire Chief, would take over the role of project manager for that project for the next year.

Noted: Michael Murphy, Fire Chief, would take over the role of project manager for the Cargill Community Centre Entrance Project for the next year.

4. Ontario Provincial Police Contract

Councillor Oberle stated that, in his opinion, the Municipality of Brockton should explore alternate proposals for providing police services to the Municipality of Brockton, including approaching other municipally owned services like the Town of Saugeen Shores or the Municipality of West Grey about extending their police services. Councillor Oberle also noted that there had been some discussion about a potential county-wide police service in the County of Grey. After some discussion by Council, Councillor Oberle provided notice that he would bring a Motion for debate at the next meeting that staff be directed to approach other municipally owned police services about the interest and/or cost of extending those services to the Municipality of Brockton, as well as directing staff to initiate discussions about a county-wide police service in the County of Bruce prior to renewing the contract with the Ontario Provincial Police in June 2019.

Noted: Councillor Oberle will bring forward a Motion for debate at the Council Meeting on February 12, 2019.

14.5 Physician Recruitment

Sonya Watson, Chief Administrative Officer, advised Council that she had been notified that Bruce Power would be providing \$11,000.00 for Physician Recruitment and Retention for Brockton and South Bruce.

Noted: Bruce Power would be providing \$11,000.00 for Physician Recruitment and Retention.

15. Closed Session

Councillor Oberle declared a conflict of interest due to a personal relationship with one of the affected landowners of the Russell Municipal Drain.

Resolution 19-02-21

Moved By: Kym Hutcheon

Seconded By: Steve Adams

That the Council of the Municipality of Brockton enter into Closed Session at 8:52 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 - **Staffing Update**
- A proposed or pending acquisition or disposition of land by the municipality or local board - **Preliminary Consideration of Property**
- Labour relations or employee negotiations
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board - **Municipal Drain**
- 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 19-02-22

Moved By: Kym Hutcheon

Seconded By: Steve Adams

That the Council of the Municipality of Brockton accepts with regret the resignation of Mike Becker as Heavy Equipment Operator and further approves the direction provided to staff in the Closed Session.

Carried

16. Confirmation of Proceedings

Resolution 19-02-23

Moved By: Steve Adams

Seconded By: James Lang

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 2019-010 - January 22, 2019 Confirmatory By-Law

Carried

17. Adjournment

Resolution 19-02-24

Moved By: James Lang

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton does now adjourn at 9:32 p.m. to meet again on February 12, 2019.

Carried

Mayor - Chris Peabody

Clerk – Fiona Hamilton