



The Corporation of the Municipality of Brockton

## Council Meeting Minutes

Tuesday, June 20, 2023, 7:00 p.m.

Cargill Community Centre, 999 Greenock-Brant Townline, Cargill N0G 1J0

**Council Present:** Chris Peabody, Mayor  
James Lang, Deputy Mayor  
Mitch Clark, Councillor  
Tim Elphick, Councillor  
Kym Hutcheon, Councillor  
B. Carl Kuhnke, Councillor  
Gregory J. McLean, Councillor

**Staff Present:** Sonya Watson, Chief Administrative Officer  
Fiona Hamilton, Director of Legislative and Legal Services (Clerk)  
Trish Serratore, Chief Financial Officer  
Sarah Johnson, Deputy Clerk  
John Strader, Roads Supervisor  
Dieter Weltz, Building and Planning Manager/CBO

1. **Indigenous Land Acknowledgement Statement**
2. **Acceptance of Council Agenda**

### **Resolution 23-14-01**

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 June 20, 2023 as presented.

**Carried**

3. **Declaration of Pecuniary Interest and General Nature Thereof**
4. **Public Meetings Required Under the Planning Act**
5. **Delegations**
- 5.1 **EPCOR Natural Gas Expansion Project Update**

Thomas Stachowski, Project Developer EPCOR and Susannah Robinson, Vice President EPCOR, provided Council with an update to the natural gas expansion project that has been underway for the past few years. Ms. Robinson noted the Ontario Energy Board prescribed the items that were required to be included in the Application, especially in relation to the profitability index.

Ms. Robinson noted that the project was not likely to be approved because the increased costs meant the expansion would no longer meet the profitability index. As a result, EPCOR submitted a revised application to the Ontario Energy Board with a scaled back project to meet the profitability index. The Ministry of Energy encouraged EPCOR to apply to make best use of the funding envelope that had been committed.

Ms. Robinson explained the next steps to inform the community and file the Leave to Construct application with the Ontario Energy Board in the hope of beginning construction in April of 2024. Ms. Robinson noted the importance of having another community information session to reveal the new scaled back project which would be completed in two phases.

Ms. Robinson noted that the second phase of the revised project would only occur if additional funding became available through the Ministry of Energy. Ms. Robinson displayed a map to show which areas were already serviced and the scope of the revised project. It was noted that about 84% of the original plan would still be part of the project, including two major agricultural producers.

Ms. Robinson and Mr. Stachowski responded to questions from Council about the areas that would be included if additional funding was announced, and the method used to determine the possible servicing routes. Mr. Stachowski confirmed that the houses along the Brant-Elderslie Townline would require the most expensive connections to make because they would be fed directly from the high-pressure line.

## 5.2 Saugeen Mobility and Regional Transit (S.M.A.R.T.) Update

Stephan Labelle, S.M.A.R.T Manager, provided an overview of the composition and history of S.M.A.R.T., along with a summary of the services provided by the organization.

Mr. Labelle explained the fee structure in place for users and the funding provided by municipalities, particularly the role of the gas tax funding. Mr. Labelle noted that Brockton had over 400 active clients with increased ridership over the past year as close to pre-pandemic years.

Mr. Labelle emphasized the central importance of providing mobility services to some of Brockton's most vulnerable community members, often for medical appointments, but also for work and social purposes. Mr. Labelle also described the three levels of service that S.M.A.R.T. was considering, along with the type of investment required for those levels of service.

Mr. Labelle responded to questions from Council about the current details of the fleet and any possible relationships with other transportation services throughout the region. It was noted that the vehicles travelled at least 50,000 km per year, and 100% of the vehicles would be used on a daily basis. Each vehicle was estimated to cost approximately \$150,000.00.

Council expressed support for the valuable services provided by S.M.A.R.T.

## 6. Minutes

### 6.1 Council Minutes - June 6, 2023

#### **Resolution 23-14-02**

Moved By: James Lang

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton adopt the minutes of the June 6, 2023 Council Meeting as presented.

**Carried**

## 7. Business Arising From the Minutes

Mayor Peabody provided an update on the discussion held at Bruce County Council regarding the Durham Street Bridge Replacement, noting that a resolution was passed to have another engineer consider a Bailey Bridge on the North side of the river by the William Street condos and Old Garage Pizza, as well as considering the use of a wooden bridge. It was noted it was up to Deputy Mayor Lang to act as an advocate in the absence of the Mayor as the next County Council meeting would be held on July 6, 2023.

### 7.1 Project Management Committee

Deputy Mayor Lang described his objective in bringing forward the motion to assist with working alongside staff in pursuing grant applications to ensure continuity of services to residents.

Council debated the scope of the motion in terms of whether it should focus directly on an arena given the timing related to the Terms of Reference. It was noted that grant applications would not be successful without first having a fundraising committee established.

Council discussed the need for fundraising for an arena, as well as other future projects, and the benefit of having the Project Management Committee established to assist with planning for municipal facilities, including a new arena. Fiona Hamilton, Director of Legislative and Legal Services (Clerk) noted that the Terms of Reference could provide additional detail on the scope of the Committee, including a fundraising component for a new arena, and that the Committee could be convened to consider other municipal projects as needed.

#### **Resolution 23-14-03**

Moved By: James Lang

Seconded By: Kym Hutcheon

Whereas the Council of the Municipality of Brockton underwent a review of all Committees and Local Boards throughout 2020;

And Whereas the Council of the Municipality of Brockton in consultation with the Parks and Recreation Committee recommended creating a separate Committee to assist with planning for a new municipal facility, such as an arena;

And Whereas the Council of the Municipality of Brockton passed Resolution 20-27-20 approving creating a stand-alone Project Management Committee to assist with project planning for new facilities for the Municipality of Brockton;

Now Therefore Be It Resolved that the Council of the Municipality of Brockton hereby request that the Project Management Committee Terms of Reference be brought forward for adoption by By-Law, and that the Project Management Committee membership be established in order to convene a meeting;

And further that a fundraising campaign be initiated for a new municipal arena.

**Carried**

### 7.2 Support Town of Lincoln on Municipal Heritage Register

#### **Resolution 23-14-04**

Moved By: Gregory J. McLean

Seconded By: Tim Elphick

Whereas the Municipal Heritage Register is an important tool for the recognition, preservation and protection of cultural heritage properties within the Municipality of Brockton and throughout the Province of Ontario;

And Whereas the Municipal Heritage Register allows municipalities to regulate demolition on properties protected under section 27 of the Ontario Heritage Act, to allow for evaluation of potential heritage value or significance, thereby ensuring that their potential cultural heritage value is preserved for future generations;

And Whereas listing a property on the Municipal Heritage Register recognizes a property's potential cultural heritage value, and is generally less complex, time-consuming, and economically burdensome to local municipalities than pursuing the designation of a property as outlined within the existing process, which requires extensive research and documentation;

And Whereas the new legislative requirements of the Ontario Heritage Act associated with Bill 23 mandate assessment of all properties on the Municipal Heritage Register within two years, resulting in need for an unreasonable amount of resources and major budget implications for a local municipality within the short 2-year timeline;

And Whereas the Municipality of Brockton has 24 listed properties on the Municipal Heritage Register;

And Whereas the new requirement to remove the listed property after 2 years leaves resources exposed, and unprotected for up to 5 years;

Therefore Be It Resolved that the Council of the Municipality of Brockton supports the Town of Lincoln in addressing this resolution to the government of the Province of Ontario, affirming the importance of the Municipal Heritage Register and its role in preserving the cultural heritage of municipalities throughout the Province;

Be It Further Resolved that this Council of the Municipality of Brockton encourages the government of the Province of Ontario to maintain the previous provisions of Section 27 of Ontario Heritage Act which promote the retention and expansion of the Municipal Heritage Register, keeping listed properties on the registry indefinitely, rather than for a maximum of 2 years in order to provide adequate time for the municipality to consider the heritage value of properties and, if necessary, initiate the designation process, before they may be demolished, and allowing properties to be relisted within an unlimited timeframe;

Be It Further Resolved that the Council of the Municipality of Brockton circulate this resolution to the Town of Lincoln, the Premier of Ontario, the Heritage Branch of the Ministry of Citizenship and Multiculturalism, the Association of Municipalities of Ontario (AMO), and Ontario Heritage Trust.

**Carried**

## **8. Reports**

### **8.1 EPCOR Natural Gas Update June 2023**

#### **Resolution 23-14-05**

Moved By: Tim Elphick

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby approves Report Number CAO2023-10 - EPCOR Natural Gas Update June 2023, prepared by Sonya Watson, Chief Administrative Officer and in doing so continues to support EPCOR's efforts to provide natural gas service to areas of Brockton.

**Carried**

## 8.2 Fotheringham Holding Symbol Removal

Mayor Peabody noted the assistance provided by the Ministry of Environment in expediting the development.

Fiona Hamilton, Director of Legislative and Legal Services (Clerk) noted that Council may wish to confirm that no comments were received from the agencies that were circulated prior to voting. No comments were received from members of the public or agencies.

### **Resolution 23-14-06**

Moved By: James Lang

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby approves Report Number BLDG2023-08, Fotheringham Holding Symbol Removal, prepared by Dieter Weltz, Building and Planning Manager/CBO for information purposes, and authorizes Municipal Staff to proceed with the removal of the Holding symbol conditional for File Number Zoning Amendment By-Law – Fotheringham Z-2021-067 – Holding Removal from the property currently zoned as R2-10-H – Residential Low Density Multiple Special with Holding as the proponent has met the conditions of the Holding

**Carried**

## 8.3 Early Investment in Education and Skills 2023 Mid-Year Update

### **Resolution 23-14-07**

Moved By: Kym Hutcheon

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number CAO2023-09 – Early Investment in Education and Skills 2023 Mid-Year Update, prepared by Sonya Watson, Chief Administrative Officer for information purposes.

**Carried**

## 8.4 May 2023 Water and Wastewater Operations Maintenance

### **Resolution 23-14-08**

Moved By: B. Carl Kuhnke

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number UT2023-08 – May 2023 Water and Wastewater Operations and Maintenance, prepared by Nicholas Schnurr, Director of Operations, for information purposes.

**Carried**

## 8.5 Future Municipal Complex Location

Council commented on the costs that have been incurred to date and the extensive history related to the site location, including the reports provided by external consultants. Council also highlighted the number of residential units that were planned adjacent to the East Ridge Business Park location. It was also noted that Brockton may not qualify for additional grant funding if the facility would be located in a flood plain.

Council also noted the visibility and accessibility of locations as important factors for consideration, as well as the need to consider community feedback.

Sonya Watson, Chief Administrative Officer, confirmed that the infrastructure in that area has been accommodating the siting for a future complex. Grant funding has been submitted based on that site. With Council confirmation of a commitment to reserve for Municipal purposes advanced work can be initiated to bring this vision to fruition and look at alternative grant funding opportunities with a committee focused on this project.

**Resolution 23-14-09**

Moved By: James Lang

Seconded By: B. Carl Kuhnke

That the Council of the Municipality of Brockton hereby receives Report Number CAO2023-11 – Future Municipal Complex Location, prepared by Sonya Watson, Chief Administrative Officer, Trish Serratore, CFO/Acting Director of Community Services, Fiona Hamilton, Director of Legislative and Legal Services (Clerk) and in doing so confirms the land located within the East Ridge Business Park as noted on the attached map shall be reserved for a Municipal Complex.

**Carried**

**9. Public Notification**

**9.1 Committee/Volunteer Recognition Event**

The Municipality of Brockton is recognizing the dedication of our Committees of Council, Local Boards, and Service Clubs on Thursday, June 22, 2023 from 4:30 to 6:30 p.m. at the Cargill Community Centre. The Good Neighbour Award and Walkerton and District Optimist Club's Outstanding Youth Award will both be presented at the Committee/Volunteer Recognition Event.

Fiona Hamilton, Director of Legislative and Legal Services (Clerk) noted the opportunity for Council to thank Brockton's Committees and Service Clubs for their generous dedication to our community.

**9.2 Canada Day Celebrations**

Join us on Saturday, July 1, 2023 to celebrate Canada Day with a BBQ, musical entertainment, free swims, family activities and cake! The event begins at 11:30 a.m. and runs until 3:00 p.m. in Centennial Park, Walkerton. Learn more at [Brockton.ca/CanadaDay](https://Brockton.ca/CanadaDay)

**9.3 Market Garden Grand Opening**

The Market Garden (park located on Durham Street, Walkerton) will officially open on Wednesday, July 12, 2023 with a celebration from 12:00 noon to 1:00 p.m.! We thank everyone who donated towards this community project! Learn more at [Brockton.ca/MarketGarden](https://Brockton.ca/MarketGarden).

**10. Accounts**

**10.1 Accounts - \$891,006.42**

**Resolution 23-14-10**

Moved By: B. Carl Kuhnke

Seconded By: James Lang

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$891,006.42.

**Carried**

**11. Correspondence Requiring Action**

## **12. Information**

- 12.1 Public Meeting Notice - Zoning By-Law Amendment Z-2023-047
- 12.2 Bruce County News Release - Bruce County Council Approves 2023-2026 Strategic Plan
- 12.3 Bruce Community Futures Corporation and Saugeen Economic Development Corporation - Letter of Thanks for Sponsorship of 3rd Hawks' Nest Competition
- 12.4 South Bruce OPP Detachment Commander Report - May 2023
- 12.5 Saugeen Mobility and Regional Transit Board Minutes - March 24, 2023
- 12.6 Saugeen Mobility and Regional Transit Board Minutes - April 28, 2023
- 12.7 Township of Bonfield Resolution - Support County of Prince Edward on Changes to PPS
- 12.8 Township of Bonfield Resolution - Support for Cambridge on Highway Traffic Act Amendment for ASE System
- 12.9 Township of Bonfield Resolution - Support Fort Frances on Opioid Crisis
- 12.10 Township of Bonfield Resolution - Support Ontario Big City Mayor's on Code of Conduct Amendments
- 12.11 Township of Bonfield Resolution - Support Town of Lincoln on Municipal Heritage Register
- 12.12 Town of Bradford West Gwillimbury Resolution - Right to Repair Movement
- 12.13 Township of Georgian Bluffs Resolution - Support Limerick on regarding tax sale proceeds;
- 12.14 Municipality of Huron Shores Resolution - Health Care Crisis
- 12.15 Township of McGarry Resolution - School Bus Stop Arm Cameras
- 12.16 Municipality of Mississippi Mills Resolution - Support South Glengarry on Rural Education Funding
- 12.17 Municipality of Mississippi Mills Resolution - Support North Perth on School Bus Stop Arm Cameras
- 12.18 Municipality of Mississippi Mills Resolution - Support Waterloo on Privacy for Candidates on Municipal Elections Act Forms
- 12.19 Municipality of Mississippi Mills Resolution - Support Port Colborne on Oath of Office
- 12.20 Municipality of Mississippi Mills Resolution - Support Plympton-Wyoming on Reducing Municipal Insurance Costs
- 12.21 Municipality of Mississippi Mills Resolution - Support Plympton-Wyoming on Bill 5
- 12.22 Town of Newmarket Resolution - Bill 5
- 12.23 Municipality of Trent Lakes Resolution - Oath of Office
- 12.24 Municipality of West Grey Resolution - Support Cambridge on Highway Traffic Act Amendments
- 12.25 Municipality of West Grey Resolution - Support Tweed on Bell-Hydro Infrastructure

**Resolution 23-14-11**

Moved By: B. Carl Kuhnke

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives all items provided in Section 12. Information.

**Carried**

**13. By-Laws**

**Resolution 23-14-12**

Moved By: James Lang

Seconded By: B. Carl Kuhnke

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 2023-065 - Amend Traffic and Parking By-Law (Ridout Street)
- By-Law 2023-066 - Holding Removal By-Law Fotheringham Z-2021-067
- By-Law 2023-067 - Establish Part 1 on Plan 3R-10640 (Creighton Road) as a Public Highway By-Law

**Carried**

**14. Committee Minutes**

**Resolution 23-14-13**

Moved By: B. Carl Kuhnke

Seconded By: Tim Elphick

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

- Brockton Heritage Committee Minutes - April 3, 2023
- Brockton Police Services Board Minutes - May 18, 2023

**Carried**

**15. New Business Brought Forward**

**1. Golf for Hospice**

Deputy Mayor Lang recognized the golf tournament to fundraise for the Saugeen Hospice. Councillor Kuhnke noted the ongoing online auction which also supported the hospice.

**2. Retirement of South Bruce O.P.P. Detachment Commander**

Councillor Elphick noted that South Bruce O.P.P. Detachment Commander, Krista Miller, had retired, and a celebration was held to recognize her 30 years of service. It was noted that interviews were occurring for the new Detachment Commander and an update would be provided in the near future.



### 3. False Alarm By-Law

Councillor Elphick advised that the Brockton Police Services Board recommended that Council direct staff to review the False Alarm By-Law, noting that the Board provided comments on amendments that could be considered.

**Action: Staff to review the False Alarm By-Law in the future and bring forward an update to Council**

### 4. Saugeen River Water Blessing

Councillor McLean thanked Council for their support of the Saugeen River Water Blessing held on June 11, 2023 with Elder Shirley John, noting there were over 80 people in attendance.

### 5. Victoria Jubilee Hall Performances

Councillor McLean noted that the Sing! Show Chorus were performing June 22-25, 2023 at Victoria Jubilee Hall.

## 16. Closed Session

### **Resolution 23-14-14**

Moved By: Tim Elphick

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton enter into Closed Session at 8:06 p.m. in order to address matters pertaining to:

- Labour relations or employee negotiations - **Staffing Update**
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board - **By-Law Enforcement Matter, Equipment Matter, Small Claims Court Matter**
- 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 - **Shared Agreement Consideration**

**Carried**

### **Resolution 23-14-15**

Moved By: B. Carl Kuhnke

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby approve the direction provided to staff in Closed Session and in doing so acknowledges the hiring of Dan McCoy, Heavy Equipment Operator, effective June 12, 2023, and Thomas Dosman, Facilities and Parks Maintainer effective June 27, 2023.

**Carried**

## 17. Confirmation of Proceedings

### **Resolution 23-14-16**

Moved By: B. Carl Kuhnke

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 2023-068 - June 20, 2023 Confirmatory By-Law

**Carried**

**18. Adjournment**

**Resolution 23-14-17**

Moved By: Kym Hutcheon

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton does now adjourn at 8:38 p.m. to meet again on July 11, 2023.

**Carried**

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Mayor - Chris Peabody

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