



The Corporation of the Municipality of Brockton

Council Meeting Minutes

Tuesday, August 29, 2023, 7:00 p.m.

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

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

Council Absent: Kym Hutcheon, 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
Jessica Pinkse, Tax Collector/Deputy Treasurer

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

Resolution 23-17-01

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on August 29, 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 **Municipal Accountability and Municipal Conflict of Interest Act**

John Mascarin provided Council with a presentation about municipal roles and responsibilities that govern municipal councils, and highlighted the main principles that should guide Members of Council when making decisions to govern the municipality and respond to the needs of their constituents.

John Mascarin noted that the Supreme Court of Canada had stated that law-making was most effective when made at the level closest to the population that it would be serving, with the caveat that municipalities were created by provincial statute.

The Integrity Commissioner outlined that municipal councils exercise executive, legislative and quasi-judicial powers and functions as may be outlined in various

provincial statutes. It was noted that municipalities are best run openly, transparently and with accountability to the public.

Mr. Mascarin reviewed the ways in which municipalities were authorized to act on matters through passing by-laws, resolutions, or directing staff as a body when authorized to do so, and also reviewed the roles and responsibilities for key position described in the *Municipal Act, 2001*.

Mr. Mascarin reviewed the comments of Justice Morrocco in the Collingwood Inquiry relating to the roles and responsibilities of individual members of Council as governing the municipality.

The role of staff in the administration of the municipality was also reviewed, along with the required positions that have legislated duties.

After reviewing the general roles and responsibilities, Mr. Mascarin reviewed the duties of Members of Council when sitting on a dual role, such as a local board or tribunal.

The Integrity Commissioner responded to questions from Council about their responsibilities on separate boards and how best to deal with specific issues that Councillors may notice.

6. Minutes

6.1 Council Minutes - August 8, 2023

Resolution 23-17-02

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton adopt the minutes of the August 8, 2023 Council Meeting as presented.

Carried

7. Business Arising From the Minutes

7.1 Notice of Motion - Durham Street Pedestrian Safety

Council discussed the motion and the particular portion of Durham Street the motion was intended to cover.

Councilor McLean explained his intention in bringing the motion

Resolution 23-17-03

Moved By: Gregory J. McLean

Seconded By: Mitch Clark

Whereas Bruce County Road 4 is the busiest thoroughfare in Bruce County;

And Whereas, Bruce County Road 4 adjoins with Durham Street East (East of McNab to the Bridge itself) in the Town of Walkerton requiring a bridge to connect the two roads over the Saugeen River;

And Whereas, the Saugeen River Trail runs along either side of the bridge, and is widely used by residents and visitors;

And Whereas, the bridge is located in a prominently busy area of the Town of Walkerton, frequently used by pedestrians to cross Durham Street East as there are no other alternatives to cross the road at that location, and/or to cross to access the Saugeen River Trail;

And Whereas, there are currently no traffic calming markings, or crosswalk indicators at the intersection which creates a hazard for pedestrians;

And Whereas, Bruce County have identified deterioration with the bridge, and plan to replace the bridge over the next two years, with construction currently planned for the Spring of 2025;

And Whereas, the Council of the Municipality of Brockton passed Resolution 23 - 01-07 on January 10, 2023 noting concerns for the safety of pedestrians, and preference to act proactively to resolve possible hazards and causes for accidents and/or injury by formally requesting that Bruce County consider traffic calming measures that can be implemented at the intersection of Durham Street East and Bruce County Road 4 prior to the scheduled rehabilitation of the Durham Street Bridge;

And Whereas, as a result of staffing changes at Bruce County, further consultation that has occurred within the community regarding preferred alternatives to maintain connection to downtown Walkerton and Bruce County Council directing that a second opinion be obtained from engineers regarding alternatives for the Durham Street Bridge rehabilitation project, the Council of the Municipality of Brockton are reconsidering this resolution;

Now Therefore Be It Resolved that the Council of the Municipality of Brockton hereby request that Bruce County reconsider any traffic calming measures that can be implemented at the intersection of Durham Street East and McNab Street prior to the scheduled rehabilitation of the Durham Street Bridge.

And further that a copy of this resolution be distributed to Bruce County, B.M. Ross and Associates Ltd, Triton Engineering, the Brockton Police Services Board, and the South Bruce O.P.P. Detachment to keep all parties apprised of the concern.

Carried

8. Reports

8.1 Municipal Mileage Allowance Policy

Trish Serratore, Chief Financial Officer, explained the recommendation to bring forward a policy for certainty to reflect the Canada Revenue Agency mileage posted rate. Council discussed the proposed rate and the potential benefit of having a policy in place.

Trish Serratore, Chief Financial Officer, confirmed that the policy could be amended to be specify insurance of \$2,000,000.00 rather than \$1,000,000.00 in liability.

Resolution 23-17-04

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number FIN2023-23 – Municipal Mileage Allowance Policy, prepared by Jessica Pinkse, Tax Collector/Deputy Treasurer and Trish Serratore, Chief Financial Officer, and in doing so approves a By-Law coming forward to adopt the Mileage Allowance Policy as amended.

Carried

8.2 Social Media Policy

Resolution 23-17-05

Moved By: Gregory J. McLean

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number CLK2023-19 - Social Media Policy, prepared by Sarah Johnson, Deputy Clerk and in doing so approves a By-Law coming forward to adopt a Social Media Policy for the Municipality.

Carried

8.3 Accessible Parking Spaces at Walkerton Post Office

Resolution 23-17-06

Moved By: Tim Elphick

Seconded By: Mitch Clark

That the Council of the Municipality of Brockton hereby receives Report Number CLK2023-20 - Accessible Parking Spaces at Walkerton Post Office, prepared by Sarah Johnson, Deputy Clerk and Fiona Hamilton, Director of Legislative and Legal Services (Clerk) and in doing so approves Option 1 regarding the accessible parking spaces at 100 Scott Street, Walkerton;

And further that a By-Law be brought forward at a future Council Meeting to amend the Traffic and Parking By-Law.

Carried

8.4 Police Services Board Composition August 29, 2023 Update

Resolution 23-17-07

Moved By: Tim Elphick

Seconded By: Mitch Clark

That the Council of the Municipality of Brockton hereby receives Report Number CLK2023-18 - Police Services Board Composition August 29, 2023 Update, prepared by Sarah Johnson, Deputy Clerk for information purposes.

Carried

8.5 Business Viability Committee – Durham Street Bridge Terms of Reference

Council discussed the need for a Committee and the clear terms of reference being proposed.

Resolution 23-17-08

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby received Report Number CAO2023-14 – Business Viability Committee – Durham Street Bridge Terms of Reference, prepared by Sonya Watson, Chief Administration Officer and in doing so authorizes a By-Law coming forward to approve the Terms of Reference for the Business Viability Committee – Durham Street Bridge.

Carried

9. Public Notification

9.1 Budget Consultation 2024

The Municipality will be consulting and engaging with residents about the 2024 budget. An anonymous [survey](#) has opened for residents to provide feedback on the 2024 Municipal Budget. The survey closes September 18, 2023 at Noon. More information and the survey could be seen through the [Budget Consultation 2024 project](#) on our community engagement website, Build Your Brockton.

9.2 Bruce County Transit Needs Survey

Bruce County is undertaking a Transit Demand and Feasibility Study to examine possible transit solutions for County residents, workers, students, and visitors. A [second survey](#) has launched to help shape services and solutions that could be considered by Bruce County to address identified transit needs. The survey closes September 1, 2023.

10. Accounts

10.1 Accounts - \$4,012,181.05

Resolution 23-17-09

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$4,012,181.05.

Carried

11. Correspondence Requiring Action

12. Information

12.1 Leads Employment Services - Employment Supports for Youth and Youth Options Program

12.2 Public Hearing Notice Minor Variance A-2023-042

12.3 Public Meeting Notice - Local Official Plan Amendment L-2023-014 and Zoning By-Law Amendment Z-2023-071

12.4 Association of Municipalities of Ontario - 2022 Annual Report

12.5 Ministry of Municipal Affairs and Housing - Building Faster Fund

12.6 Drinking Water Source Protection Committee Minutes - March 31, 2023

12.7 Town of Amherstburg Resolution - Violence Against Women

12.8 Township of the Archipelago Resolution - Request to Establish a Regulatory Framework for Online Travel Agencies

12.9 Township of Emo Resolution - Black Ash Tree Classification under Endangered Species Act

12.10 Township of Greater Madawaska Resolution - Women of Ontario Say No

12.11 City of Hamilton Resolution - Provincial Amendments to Greenbelt Plan

12.12 Village of Merrickville-Wolford Resolution - Proposed Provincial Planning Statement

12.13 Northumberland County Resolution - Use of Long Term Care Funding to Support Community Care Services

- 12.14 Town of Plympton-Wyoming Resolution - Time for Changes MFIPPA
- 12.15 City of Port Colborne Resolution - Support Severn on Short Term Rentals
- 12.16 Municipality of Powassan Resolution- Legislative Amendments to Improve Municipal Codes of Conduct and Enforcement
- 12.17 Township of Puslinch Resolution - Bill 3, Special Powers and Duties of Heads of Council
- 12.18 Township of Severn Resolution - Climate Emergency Just Transition Transfer
- 12.19 City of Stratford Resolution - Strengthen Municipal Codes of Conduct

Resolution 23-17-10

Moved By: Tim Elphick
 Seconded By: Mitch Clark

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

Carried

13. By-Laws

Resolution 23-17-11

Moved By: Tim Elphick
 Seconded By: Mitch Clark

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 2023-080 - Business Viability Committee – Durham Street Bridge Terms of Reference By-Law
- By-Law 2023-081 - Adopt Social Media Policy By-Law
- By-Law 2023-082 - Adopt Mileage Allowance Policy By-Law

Carried

14. Committee Minutes

Resolution 23-17-12

Moved By: Gregory J. McLean
 Seconded By: Tim Elphick

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

- Accessibility Advisory Committee Minutes - June 23, 2023
- Brockton Parks and Recreation Minutes - June 27, 2023

15. New Business Brought Forward

1. Crosswalk at Robinson/South Streets

Councillor McLean thanked staff for the installation of the crosswalk at Sacred Heart High School.

2. AMO Conference Session on Accessibility

Councillor McLean recognized the actions taken to improve accessibility in the Municipality of Brockton.

3. Brockton Child Care Centre Parking Lot

Councillor Elphick recognized that the Brockton Child Care Centre parking lot improvements had recently been nearly completed with significant improvements to safety.

4. Dirt Pigs Event

Deputy Mayor Lang recognized the work of staff in assisting to run a successful Dirt Pigs tournament and the economic impacts associated with such a major event.

5. 40 km signs on Ridout Street

Councillor Kuhnke recognized the new 40km signs that were erected along Ridout Street in Walkerton.

6. Emergency Room Closures

Friends of the Walkerton and Chesley Hospital groups requested clarification from the Chair of the South Bruce Grey Health Centre on the rationale for closing the Emergency Departments in Chesley, Walkerton, and Durham hospitals and the inequity pertaining to the Kincardine hospital not experiencing the same number of closures.

7. Upcoming Community Events

Mayor Peabody noted that the Elmwood Homecoming Dinner and Dance, and the Run4Health in September, and an Indian music festival were important community events happening in the month of October and he encouraged Members of Council to attend.

16. Closed Session

Resolution 23-17-13

Moved By: Gregory J. McLean

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton enter into Closed Session at 9:20 p.m. in order to address a matter pertaining to:

- Labour relations or employee negotiations - **Staffing Update**
- 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 - **Agreement Extension, East Ridge Business Park Offer**

Carried

Resolution 23-17-14

Moved By: Tim Elphick

Seconded By: Mitch Clark

That the Council of the Municipality of Brockton hereby approve the direction provided to staff in Closed Session and in doing so acknowledges with regret the resignation of Rick Weber as Heavy Equipment Operator effective August 17, 2023

Carried

Resolution 23-17-15

Moved By: Tim Elphick

Seconded By: Mitch Clark

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

- By-Law 2023-083 - Appoint Colleen Gillis as Director of Community Services By-Law

Carried

Resolution 23-17-16

Moved By: Mitch Clark

Seconded By: Tim Elphick

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

- By-Law 2023-084 - MassMagna Investment Inc. Agreement of Purchase and Sale By-Law
- By-Law 2023-085 - Amend MB Civil Design Group Inc. Option to Purchase Agreement By-Law

Carried

17. Confirmation of Proceedings

Resolution 23-17-17

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby authorize amending the 2023 Council Meeting Schedule to instead hold the September 12, 2023 Council Meeting at the Elmwood Community Centre, and the September 26, 2023 Council Meeting at the Bruce County Council Chambers.

Carried

Resolution 23-17-18

Moved By: Mitch Clark

Seconded By: Tim Elphick

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 2023-086 - August 29, 2023 Confirmatory By-Law

Carried

18. Adjournment

Resolution 23-17-19

Moved By: Gregory J. McLean

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton does now adjourn at 9:43 p.m. to meet again on September 12, 2023 at the Elmwood Community Centre.

Carried

Mayor - Chris Peabody

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