



The Corporation of the Municipality of Brockton

Council Meeting Minutes

Tuesday, January 23, 2024, 7:00 p.m.

Electronic Meeting

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
Dieter Weltz, Building and Planning Manager/CBO
Nicholas Schnurr, Director of Operations

1. **Indigenous Land Acknowledgement Statement**

2. **Acceptance of Council Agenda**

Resolution 24-04-01

Moved By: B. Carl Kuhnke

Seconded By: James Lang

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on January 23, 2024 as presented.

Carried

3. **Declaration of Pecuniary Interest and General Nature Thereof**

4. **Public Meetings Required Under the Planning Act**

5. **Delegations**

6. **Minutes**

6.1 Council Minutes - January 9, 2024

6.2 Special Council Minutes (2024 Municipal Budget) - January 16, 2024

Resolution 24-04-02

Moved By: Gregory J. McLean

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton adopt the minutes of the January 9, 2024 Council Meeting and the January 16, 2024 Special Council Minutes (2024 Municipal Budget) as presented.

Carried

7. Business Arising From the Minutes

7.1 Resolution - Support City of Port Colborne on Tax Credit Increase for Volunteer Firefighters

Resolution 24-04-03

Moved By: Kym Hutcheon

Seconded By: Mitch Clark

That the Council of the Municipality of Brockton hereby support the enclosed City of Port Colborne and Township of Bonfield's resolutions advocating to increase the amount of tax credits for volunteer firefighting and search and rescue volunteer services;

And Further that a copy of this resolution be sent to the Association of Fire Chiefs of Ontario, AMO, the City of Port Colborne, and the Township of Bonfield.

Carried

7.2 Resolution - Municipal Innovation Council Participation

Resolution 24-04-04

Moved By: Tim Elphick

Seconded By: James Lang

Whereas the Municipal Innovation Council (MIC) was established in 2020 when eight municipalities in the County of Bruce came together to find savings, efficiencies and deliver services better to their residents- all with the goal of building smarter, stronger more resilient communities;

And Whereas In 2020 the Corporation of the Municipality of Brockton committed to be a member of the MIC with the goal of benefits to support Brockton residents and finding savings and efficiencies in projects and services and supporting the valued partnership with our Bruce County partners;

And Further that while the benefits of the MIC may be evident to other municipalities within Bruce County, the Council of the Municipality of Brockton has been carefully considering the value to residents when faced with difficult budgetary pressures;

And Whereas the Council of the Municipality of Brockton remains committed to finding strategic partnerships and collaborating with Bruce County municipalities in a less formal setting;

Now Therefore Be It Resolved That the Council of the Municipality of Brockton is hereby providing notice of the intent to end the financial commitment to the MIC for the 2024 and subsequent years; and further that secretarial services provided by the Municipality of Brockton should be transitioned to another partner in the near term.

Carried

7.3 Resolution - Request to Reconsider Minister's Directive under Conservation Authorities Act for Planning and Development Fees

Councillor Gregory McLean provided notice of motion to consider this resolution at the next Council Meeting.

7.4 Resolution - Council Member Conference Attendance

Councillor Gregory McLean and Councillor B. Carl Kuhnke declared conflicts of interest on this item as they would be attending the second conferences.

Resolution 24-04-05

Moved By: James Lang

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby ratify the decisions that Councillor Gregory McLean be authorized to attend the 2024 ROMA Conference January 21-23, 2024 and further that Councillor B. Carl Kuhnke be authorized to attend the 2024 AMO Conference August 18-21, 2024.

Carried

8. Reports

8.1 Animal Control/By-Law Enforcement 2023 Year-End Activity Report

Resolution 24-04-06

Moved By: Tim Elphick

Seconded By: Gregory J. McLean

That the Council of the Municipality of Brockton hereby receives Report Number BL2024-01 - Animal Control/By-Law Enforcement 2023 Year-End Activity Report, prepared by Lisa MacDonald, Animal Control/By-Law Enforcement Officer, and Dieter Weltz, Building and Planning Manager/CBO for information purposes.

Carried

8.2 Planning Activity 2023 Year End

Resolution 24-04-07

Moved By: Kym Hutcheon

Seconded By: Mitch Clark

That the Council of the Municipality of Brockton hereby receives Report Number PLN2024-01 – Planning Activity 2023 Year End, prepared by Dieter Weltz, Building and Planning Manager/CBO and Dalton Stone, Municipal Services Coordinator for information purposes.

Carried

8.3 Chief Building Official's 2023 Annual Building Department Report

Council commented on the number and monetary value of permits being issued.

Resolution 24-04-08

Moved By: B. Carl Kuhnke

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number BLDG2024-03 – Chief Building Official's 2023 Annual Building Department Report, prepared by Dieter Weltz, Building and Planning Manager/Chief Building Official for information purposes.

Carried

8.4 Chief Building Official's Activity Report for December 2023

Resolution 24-04-09

Moved By: Gregory J. McLean

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number BLDG2024-02 – Chief Building Official's Activity Report for December 2023,

prepared by Dieter Weltz, Building and Planning Manager/CBO for information purposes.

Carried

8.5 Chief Building Official's Activity Report for November 2023

Resolution 24-04-10

Moved By: Mitch Clark

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number BLDG2024-01 – Chief Building Official's Activity Report for November 2023, prepared by Dieter Weltz, Building and Planning Manager/CBO for information purposes.

Carried

8.6 December 2023 Water and Wastewater Operations Maintenance

Resolution 24-04-11

Moved By: B. Carl Kuhnke

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number UT2024-01 – December 2023 Water and Wastewater Operation Maintenance, prepared by Nicholas Schnurr, Director of Operations, for information purposes.

Carried

8.7 Municipal Load Restriction

Nicholas Schnurr, Director of Operations, responded to questions from Council about the enforcement of the load restrictions and the need for them to be posted, along with consideration for specific roads within Brockton that could not readily handle the loads given their pre-existing condition. It was noted that the load restrictions were not intended to restrict normal farming activities.

Resolution 24-04-12

Moved By: Gregory J. McLean

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number PW2024-02 - Municipal Load Restriction, prepared by Nicholas Schnurr, Director of Operations and in doing so approves a by-law coming forward designating authority to the Director of Operations to implement load restrictions on municipal roads between January 1 and December 31 as per the Highway Traffic Act.

Carried

8.8 East Ridge Business Park Tender- Phase 3A

Council discussed the process that was undertaken to ensure an accountable and transparent tendering procedure. Sonya Watson, CAO responded to an inquiry from Council advising that \$1.9 million has been budgeted for this project, which also included hydro and natural gas servicing.

Resolution 24-04-13

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton authorize taking the motion dealing with Report Number PW2024-01 - East Ridge Business Park Tender -

Phase 3A and identified as Item 8.3 on the January 9, 2024 Council Agenda that was tabled at the January 9, 2024 Council Meeting from the table for the purposes of a vote.

Carried

Resolution 24-04-14

Moved By: B. Carl Kuhnke

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number PW2024-01 – East Ridge Business Park Tender, prepared by Nicholas Schnurr, Director of Operations & Sonya Watson, Chief Administrative Officer and in doing so awards the contract to Kurtis Smith Excavating Inc. in the amount of \$1,670,800.00 plus HST.

Carried

8.9 2024 Non-Tax Funded Budget

Resolution 24-04-15

Moved By: Gregory J. McLean

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number FIN2024-01 – 2024 Non-Tax Funded Budget, prepared by Trish Serratore, Chief Financial Officer and in doing so approves bringing forward a By-Law to accept the 2024 Non-Tax Funded Municipal Budget and further approves bringing forward a By-Law to accept the 2024 Water Service Rates and Charges.

Carried

8.10 Donation Request for WDCS 80th Anniversary VE-Day Student Trip

Resolution 24-04-16

Moved By: Kym Hutcheon

Seconded By: B. Carl Kuhnke

That the Council of the Municipality of Brockton hereby receives Report Number FIN2024-02 – Donation Request for WDCS 80th Anniversary of VE Day Student Trip, prepared by Trish Serratore, Chief Financial Officer and in doing so approves a donation of \$450.00 to Walkerton District Community School (WDCS) for the 80th Anniversary VE-Day Student Trip in 2025.

Carried

8.11 NWMO Early Investment in Education and Skills Grant Update

Resolution 24-04-17

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number CAO2024-02 - NWMO Early Investment in Education and Skills Grant Update, prepared by Sonya Watson, Chief Administrative Officer for information purposes.

Carried

9. Public Notification

9.1 2024 Budget Meeting

Council discussed the preference to move the Special Council Meeting to consider the 2024 Municipal Budget to the evening prior to the Council Meeting and the approximate time required to finalize the budget. Staff noted that the Bruce County Council Chambers were not available for use during the day, but staff could inquire on the earliest availability that evening so Council could consider the budget and then hold the regular Council Meeting at 7:00 p.m. in the same location.

Action: Staff to contact the County of Bruce to determine the earliest availability to book the Council Chambers on February 6, 2024 prior to the 7:00 p.m. Council Meeting with communication being distributed in the near future to notify the public of the meeting time and location change once finalized.

10. Accounts

10.1 Accounts - \$320,484.51

Resolution 24-04-18

Moved By: James Lang

Seconded By: Gregory J. McLean

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$320,484.51.

Carried

11. Correspondence Requiring Action

11.1 Association of Ontario Road Supervisors - Municipal Equipment Operator Course

This item will be brought forward for consideration at the next Council Meeting.

12. Information

12.1 Brockton and Area Physician Recruitment and Retention Committee Minutes - November 22, 2023

12.2 South Bruce OPP Detachment Commander's Report - December 2023

12.3 Saugeen Mobility and Regional Transit Minutes - November 17, 2023

12.4 Bruce County News Release - CSWBP Launches Action Tables to Address Community Concerns

12.5 Department of Fisheries and Oceans Canada - Publication of Proposed Recovery Strategy and Action Plan for Redside Dace on the Species at Risk Public Registry

12.6 Township of Georgian Bluffs Resolution - AMO Social and Economic Prosperity Review

12.7 Grey Sauble Conservation - Risk Management Services 2023 Status Report

12.8 Township of Larder Lake Resolution - Amendment to Occupational Health and Safety Act

12.9 City of Mississauga Resolution - Landlord and Tenant Board

12.10 Town of Plympton-Wyoming Resolution - Amendment to Occupational Health and Safety Act to Clarify Definition of Employer

- 12.11 Town of Plympton-Wyoming Resolution - Prohibition of Criminals from Municipal Council
- 12.12 Township of Wainfleet Resolution - Cemetery Transfer-Abandonment Administration and Management Support Request

Resolution 24-04-19

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 24-04-20

Moved By: Kym Hutcheon
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 2024-002 - East Ridge Business Park Expansion Phase 3A Tender Acceptance By-Law
- By-Law 2024-008 - Approve 2024 Non-Tax Supported Municipal Budget By-Law
- By-Law 2024-009 - Water Service Rates and Charges By-Law
- By-Law 2024-010 - Restricted Load Period By-Law

Carried

14. Committee Minutes

Resolution 24-04-21

Moved By: James Lang
Seconded By: Gregory J. McLean

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

- Brockton Police Services Board Minutes - December 21, 2023

Carried

15. New Business Brought Forward

15.1 Update from ROMA Conference Delegation Meetings

Council thanked staff for organizing the conference attendance bookings and delegation meetings with Provincial Ministries, and noted the success of the conference and networking with Provincial Ministry representatives.

Mayor Peabody summarized the delegation meetings with the Ministry of Finance, the Ministry of Labour, Immigration, Training and Skills, the Ministry of Municipal Affairs and Housing, and the Ministry of Health, noting the support for training centres for skilled trades workers, and support for affordable housing, and advocacy efforts regarding natural gas.

16. Closed Session

Resolution 24-04-22

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton enter into Closed Session at 7:32 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 - **Provincial Offences Act Matter**
- Advice that is subject to solicitor/client privilege, including communications necessary for that purpose - **Municipal Facility Consideration**
- 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 - **Utility Company Negotiation**

Carried

Resolution 24-04-23

Moved By: B. Carl Kuhnke

Seconded By: James Lang

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

Carried

17. Confirmation of Proceedings

Resolution 24-04-24

Moved By: Kym Hutcheon

Seconded By: Mitch Clark

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 2024-011 - January 23, 2024 Confirmatory By-Law

Carried

18. Adjournment

Resolution 24-04-25

Moved By: Gregory J. McLean

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton does now adjourn at 8:18 p.m. to meet again on February 6, 2024 for the Special Council Meeting (2024 Municipal Budget) with the new meeting time and location to be finalized and communicated, followed by the regular Council Meeting at 7:00 p.m. at the Bruce County Council Chambers.

Carried

Mayor - Chris Peabody

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