



The Corporation of the Municipality of Brockton

Council Meeting Minutes

Tuesday, November 12, 2019, 7:00 p.m.

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

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

Staff Present: **Sonya Watson, Chief Administrative Officer**
 Fiona Hamilton, Clerk
 Trish Serratore, Chief Financial Officer

1. Service Recognition Award

1.1 Retirement Recognition Certificate - Terry Tuck, Chief Building Official

This item was deferred until another date due to the inclement weather conditions.

2. Acceptance of Council Agenda

Mayor Peabody called the meeting to order at 7:00 p.m. Council decided to defer a number of items to another date due to inclement weather conditions.

Resolution 19-23-01

Moved By: Kym Hutcheon

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on November 12, 2019 with the following items to be considered at the next regular Council Meeting due to the inclement weather:

1.1 Retirement Recognition Certificate - Terry Tuck, Chief Building Official

8.1 Building Permit Fee Increase

8.2 Ministry Proposal to Create Administrative Authority for Building Code Services

13.5 By-law 2019-147

5.1 Matt Farrell - Bill Henderson Award Presentation

Carried

3. Declaration of Pecuniary Interest and General Nature Thereof

4. Public Meetings

4.1 Public Meeting about Increasing Building Permit Fees

Mayor Peabody noted that there were no members of the public in attendance due to the weather. It was noted that the public would be provided another opportunity to participate at a subsequent meeting.

Mayor Peabody invited comments from members of Council that staff could communicate to the Chief Building Official for discussion at the next public meeting.

5. Delegations

5.1 Matt Farrell, Intermediate Past President of Ontario Building Officials Association - Bill Henderson Award Presentation

This item was deferred due to the inclement weather.

6. Minutes

6.1 Council Minutes - October 29, 2019

Resolution 19-23-02

Moved By: Steve Adams

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton adopt the minutes of the October 29, 2019 Council Meeting as presented.

Carried

7. Business Arising From the Minutes

7.1 Fischer Dairy Road Smoking Information Bulletin

Council discussed the merits of sending the information bulletin, given that Council was not satisfied with the response of the Grey Bruce Health Unit. Some members of Council also discussed whether residents would view the proposed information bulletin as a capitulation and felt that the information bulletin did not give residents any sense of a potential solution.

Council also considered whether a town hall meeting would be a better avenue to show residents Council's commitment to finding a solution. Council confirmed that Walkerton District Community School be provided the opportunity to decide whether the information bulletin should be distributed solely by Brockton, with Mayor Peabody, Councillor Adams and Councillor Lang hand delivering the information bulletin.

Action: The Information Bulletin be amended to diplomatically remove the logo of the Grey Bruce Health Unit and offer to host a Town Hall Meeting (inviting affected residents and students) at a date to be determined.

Resolution 19-23-03

Moved By: Steve Adams

Seconded By: Dean Leifso

That the motion dealing with Report Number CLK2019-33 – Fischer Dairy Road Smoking Information Bulletin and identified as item 7.11 under the "Reports" section of the October 15, 2019 Council Agenda that was tabled at the October 15, 2019 Council Meeting be taken from the table for purposes of a vote.

Carried

Resolution 19-23-04

Moved By: Kym Hutcheon

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby approves Report Number CLK2019-33 – Fischer Dairy Road Smoking Information Bulletin, prepared by Fiona Hamilton, Clerk and in doing so approves a Smoking Information Bulletin being distributed to residents along Fischer Dairy Road and Hinks Street in Walkerton to inform them about the changes to the *Smoke Free Ontario Act, 2017*.

Carried

8. Reports

8.3 Donation Request – Women’s House Serving Bruce and Grey

Mayor Peabody invited Council to discuss what amount of donation should be provided to the Women's House Serving Bruce and Grey, with Council supporting a donation of \$300.00.

Resolution 19-23-05

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby Report Number FIN2019-39 – Donation Request - Women’s House Serving Bruce and Grey, prepared by Trish Serratore, Chief Financial Officer and in doing so provides the following direction to staff regarding the donation request; \$300.

Carried

8.4 2018 Municipal Year End

Resolution 19-23-06

Moved By: Dean Leifso

Seconded By: Steve Adams

That the Council of the Municipality of Brockton hereby receives Report Number FIN2019-30 – 2018 Municipal Year End, prepared by Trish Serratore, Chief Financial Officer for information purposes and authorizes the following transfers:

- Utilities Reserve Fund: \$195,017.92
- Child Care Reserve Fund: \$14,098.78
- General Working Reserve: \$2,250.30
- **Total Surplus: \$211,367**

Carried

8.5 September 2019 Status Report

Resolution 19-23-07

Moved By: Chris Oberle

Seconded By: Dan Gieruszek

That the Council of the Municipality of Brockton hereby receives Report Number FIN2019-34 – September 2019 Status Report, prepared by Trish Serratore, Chief Financial Officer for information purposes.

Carried

8.6 2020 Ontario Municipal Partnership Fund (OMPF) Notification

Mayor Peabody provided an update that he had been contacted by MPP Lisa Thompson to confirm that Brockton's funding would decline by only \$300.00, noting that other municipalities in Bruce County were experiencing far more severe cuts.

Resolution 19-23-08

Moved By: Chris Oberle

Seconded By: Dan Gieruszk

That the Council of the Municipality of Brockton hereby receives Report Number FIN2019-38 – 2020 Ontario Municipal Partnership Fund (OMPF) Notification, prepared by Trish Serratore, Chief Financial Officer for information purposes.

Carried

8.7 Walkerton Baptist Church

Councillor Leifso informed Council that the Brockton Heritage Committee had toured the site and was impressed with the potential, particularly the ability to display the artifacts that had been collected by the Heritage Committee.

Other Members of Council noted that a better option may be to use some of the funds for archives if a new facility were built, particularly given the potential cost in displaying items to the standard of a museum. Council also discussed whether the potential building could be used for other municipal purposes (such as to facilitate committee meetings, community hub with potential rental income, etc.).

Resolution 19-23-09

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number CLK2019-38 – Walkerton Baptist Church, prepared by Fiona Hamilton, Clerk for information purposes and further approves proceeding with option two.

Defeated

8.8 Former Elmwood Public Library Property Transfer

Resolution 19-23-10

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby approves Report Number CLK2019-37 – Former Elmwood Public Library Transfer, prepared by Fiona Hamilton, Clerk and in doing so approves a By-Law coming forward to authorize the sale and transfer of the property legally described as PT LT 2-3 PL 80 BENTINCK AS IN GS17213 AND GS119083; WEST GREY; being all of PIN 37198-0191(LT) to the Corporation of the Municipality of West Grey.

Carried

8.9 G.R.O.W. rooted in love Maternity Home Six Month Update

Fiona Hamilton, Clerk confirmed that the facility was not being used for any residential uses.

Resolution 19-23-11

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby receives Report Number CAO2019-31 – G.R.O.W. rooted in love Maternity Home Six Month Update, prepared by Fiona Hamilton, Clerk and Sonya Watson, Chief Administrative Officer for information purposes.

Carried

8.10 Walker West Estates Inc. Pre-Servicing Agreement

Resolution 19-23-12

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby receives Report Number CAO2019-29 - Walker West Estates Inc. Pre-Servicing Agreement, prepared by Sonya Watson, Chief Administrative Officer for information purposes and further approves a by-law coming forward to authorize the Amendments to the Pre-Servicing Agreement with Walker West Estates Inc.

Carried

8.11 Bruce Power 2020 Summer Block Party

Resolution 19-23-13

Moved By: Kym Hutcheon

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number CAO2019-30 - Bruce Power 2020 Summertime Block Party, prepared by Sonya Watson, Chief Administrative Officer, for information purposes and in doing so accepts the offer of Bruce Power to host the 2020 Summer Block Party in Walkerton on July 18, 2020; and further directs staff to work with Bruce Power staff on plans for the event.

Carried

9. Public Notification

9.1 Land Disposition Notice - Joseph Street, Walkerton

9.2 Notice - Heritage Designation of Armoury Building in Walkerton

10. Accounts

10.1 Accounts - \$977,146.26

Resolution 19-23-14

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$977,146.26.

Carried

11. Correspondence Requiring Action

11.1 Municipal Delegations at ROMA 2020 Conference

Council discussed what delegations should be requested, and decided that Mayor Peabody should ask to speak to the Minister of Health and Long-Term Care about the issues arising out of the changes to the *Smoke Free Ontario Act, 2017*, the Minister of the Solicitor General about the importance of the grant for policing costs associated with the courthouse, and the Minister of Energy, Northern Development and Mines about the need for natural gas service to be extended to all areas of Brockton.

12. Information

- 12.1 LAS Natural Gas Program - 2017-2018 Period Reserve Fund Rebate
- 12.2 Ministry of Agriculture, Food and Rural Affairs Appeal Tribunal - Notice of Hearing for Russell Drain
- 12.3 Ministry of Transportation - Notice of Study Commencement on Highway 9
- 12.4 Next Generation 911 - Internal Messaging and Interagency Advisory Panel Terms of Reference
- 12.5 Enbridge Gas Application to Ontario Energy Board Application - 2020 Natural Gas Rates
- 12.6 Ontario Power Generation - Community Update October 2019
- 12.7 Drinking Water Source Protection Committee Minutes - July 26, 2019
- 12.8 Saugeen Mobility and Regional Transit Minutes - September 27, 2019
- 12.9 Township of Ramara Resolution - Conservation Authority Exit Clause

Resolution 19-23-15

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

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

Carried

13. By-Laws

Resolution 19-23-16

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

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 2019-143 - Rescind By-Law 2016-030 By-Law
- By-Law 2019-144 - Amend Walker West Estates Inc. Pre-Servicing Agreement By-Law
- By-Law 2019-145 - Bang the Table Agreement By-Law
- By-Law 2019-146 - Transfer of Former Elmwood Public Library to West Grey By-Law

Carried

14. Committee Minutes

Resolution 19-23-17

Moved By: Dean Leifso

Seconded By: James Lang

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

- Heritage Committee Minutes - October 7, 2019
- Community Improvement Committee Minutes - October 7, 2019
- Elmwood Fire Department Joint Board of Management Minutes - March 13, 2019
- Elmwood Fire Department Joint Board of Management Minutes - May 8, 2019
- Elmwood Fire Department Joint Board of Management Minutes - August 14, 2019
- Elmwood Fire Department Joint Board of Management Minutes - September 18, 2019

Carried

15. New Business Brought Forward

1. Mayor's Breakfast

Mayor Peabody announced that the next Mayor's Breakfast would occur on Tuesday, November 19, 2019 at the Best Western Plus in Walkerton.

2. Rough Camping By-law

Mayor Peabody requested that Council direct staff to prepare a Rough Camping By-law over the winter months for Council's consideration in the Spring.

3. Elmwood Tree Lighting Ceremony

Councillor Oberle informed Council that the Elmwood Tree Lighting ceremony would be held on November 24, 2019 at 4:30 p.m. in Elmwood.

4. Snowmobiles in West River Road

Council discussed the need for additional signage and enforcement along the trails of Walkerton to ensure that snowmobiles were restricted only to authorized trails.

16. Closed Session

Resolution 19-23-18

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton enter into Closed Session at 8:20 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, Councillor Update, Sewer Consideration**
- A proposed or pending acquisition or disposition of land by the municipality or local board
- Labour relations or employee negotiations

- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board - **Settlement Confirmation**
- Advice that is subject to solicitor/client privilege, including communications necessary for that purpose - **Legal Opinion**
- 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 - **Lease Agreement**
- 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 19-23-19

Moved By: Dan Gieruszak

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby approves the direction provided to staff in Closed Session and in doing so accepts with the most sincere regret the resignation of Councillor Chris Oberle effective November 13, 2019 and directs staff to bring back a further report outlining the various options in accordance with the Municipal Act, 2001.

Carried

17. Confirmation of Proceedings

Resolution 19-23-20

Moved By: Chris Oberle

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 2019-148 - November 12, 2019 Confirmatory By-Law

Carried

18. Adjournment

Resolution 19-23-21

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton does now adjourn at 8:45 p.m. to meet again on November 26, 2019.

Carried

Mayor - Chris Peabody

Clerk – Fiona Hamilton