



The Corporation of the Municipality of Brockton

Council Meeting Minutes

Tuesday, May 12, 2020, 7:00 p.m.
Electronic Meeting

Council Present: Chris Peabody, Mayor
Dan Gieruszak, Deputy Mayor
Steve Adams, Councillor
Tim Elphick - Councillor
Kym Hutcheon, Councillor
James Lang, Councillor
Dean Leifso, Councillor

Staff Present: Sonya Watson, Chief Administrative Officer
Fiona Hamilton, Clerk
Trish Serratore, Chief Financial Officer
Mark Coleman, Director of Community Services
Gregory Furtney, Director of Operations
Sarah Johnson, Jr. Deputy Clerk
Paulette Peirol, Community Development Coordinator

1. Acceptance of Council Agenda

Mayor Peabody called the meeting to order at 7:00 p.m.

Resolution 20-12-01

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on May 12, 2020 as presented.

Carried

2. Declaration of Pecuniary Interest and General Nature Thereof

3. Public Meetings Required Under the Planning Act

4. Delegations

4.1 Travis Burnside, Cobide Engineering Inc. and Bill Clancy - Walker West Estates Subdivision

Travis Burnside, an engineer with Cobide Engineering Inc., informed Council that the purpose of his delegation was to inform Council of the developer's preferred cost-sharing arrangement for the water booster pumping station required for the Walker West Estates Subdivision. Mr. Burnside provided a summary of discussions that were purported to have occurred in the pre-consultation meeting with previous staff members and the previous owner of the property.

Mr. Burnside noted that, in the developer's opinion, the plans for the water booster pumping station were oversized for future development, resulting in additional unfair costs to the developer - particularly in light of the projected tax and utility user fee revenue.

Mr. Burnside responded to questions from Council and confirmed the amount he projected the municipality would receive from tax revenue and utility user fees.

Mr. Clancy spoke passionately to Council about his desired 50/50 cost-sharing arrangement for the water booster pumping station for the Walker West Estates Subdivision. Mr. Clancy noted conversations he had with the previous property owner about the anticipated cost-sharing arrangements. Mr. Clancy emphasized the need for the Municipality of Brockton to be competitive with neighbouring communities and encouraged Council to adopt all measures necessary to promote development.

Council thanked Mr. Clancy for his efforts in developing Walkerton on behalf of Council and confirmed the potential tax revenue for the first phase of the Walker West Estate Subdivision.

Action: The CAO will continue to work with Mr. Clancy based on Council direction.

5. Minutes

5.1 Council Minutes - April 28, 2020

Resolution 20-12-02

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton adopt the minutes of the April 28, 2020 Council Meeting as presented.

Carried

6. Business Arising From the Minutes

Resolution 20-12-03

Moved By: Dean Leifso

Seconded By: Tim Elphick

Whereas, Canada's federal excise tax currently exempts 100% Canadian wines; and

Whereas, Australia has asked the World Trade Organization (WTO) to rule that this exemption is discriminatory; and

Whereas, if the WTO were to rule with Australia, Canadian wineries making 100% Canadian wine would no longer be exempt; and

Whereas, the present value of the excise exemption is \$39 million annually across Canada; and

Whereas, in the 13 years since this exemption was created, the production of 100% Canadian wine has increased by almost 30 million litres, representing an additional annual contribution of \$2.7 billion to the Canadian economy; and

Whereas, Bruce County, namely the Municipality of Brockton, Municipality of South Bruce, Municipality of Kincardine, Town of Southampton is home to a number of successful, award winning, boutique wineries;

Now Therefore, Be It Resolved That, the Municipality of Brockton supports the excise exemption for 100% Canadian wines; and

That, the Municipality of Brockton appeals to the Federal government to ensure the exemption remains in place by reaching an agreement with Australia prior to the WTO ruling; and

That, this motion be forwarded to: The Right Honourable Justin Trudeau, Prime Minister of Canada; The Honourable Andrew Scheer, Leader of the Official Opposition; Yves-Francois Blanchet, Leader of the Bloc Quebecois; Jagmeet Singh, Leader of the New Democratic Party of Canada; Jo-Ann Roberts, Interim Leader of the Green Party of Canada; The Honourable Mary Ng, Minister of Small Business, Export Promotion, and International Trade; Alex Ruff, Member of Parliament for Bruce-Grey-Owen Sound; AMO Member Municipalities; FCM Member Municipalities; Vintner's Quality Alliance; Ontario Craft Wineries; Ontario Craft Cider Association

Carried

Resolution 20-12-04

Moved By: Dean Leifso

Seconded By: Dan Gieruszek

Whereas Saugeen Mobility and Regional Transit (SMART) supplies an essential specialized transit service for many vulnerable and mobility challenged individuals in our community; and

Whereas the Municipality of Brockton is a member of the SMART organization; and

Whereas each member municipality financially supports the SMART organization and the service provided to each member community; and

Whereas there are multiple agencies supplying specialized transit services across Grey and Bruce Counties creating a fractured service; and

Whereas the duplication of these services is a costly and inefficient way to operate a transit service; and

Whereas the cost for SMART to deliver service continues to rise impacting the burden on taxpayers;

Now therefore be it resolved that the Council of the Municipality of Brockton hereby requests Saugeen Mobility and Regional Transit (SMART) to explore the amalgamation of specialized transit services within Grey and Bruce Counties and transition to a County-wide operation to potentially reduce transit duplication and develop transit efficiencies.

And further that a supporting letter be forwarded to the Councils of Grey and Bruce Counties and all lower-tier municipalities within Grey and Bruce Counties.

Carried

7. Reports

7.1 Downtown Walkerton Banner Designs

Sonya Watson, Chief Administrative Officer, responded to questions from Council and noted that the banners would only be single-sided.

Council discussed the benefit of proceeding with the banner project to support the downtown businesses. Ms. Watson, Chief Administrative Officer noted that

staff would confirm the font of the banners met all accessibility guidelines prior to ordering.

Resolution 20-12-05

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number ED2020-05 - Downtown Walkerton Banner Designs, prepared by Paulette Peirol, Community Development Coordinator for information purposes.

Carried

7.2 Walkerton Clean Water Legacy Scholarship Fund

Council discussed the report and future opportunities for bursary recipients.

Paulette Peirol, Community Development Coordinator, summarized the benefits of proceeding with the bursary particularly in light of the fact that the event would not be proceeding.

Ms. Watson, Chief Administrative Officer, confirmed the amount of funds being requested for the bursary.

Resolution 20-12-06

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby approves Report Number ED2020-06 – Walkerton Clean Water Legacy Scholarship Fund, prepared by Paulette Peirol, Community Development Coordinator and in doing so approves establishing a Walkerton Clean Water Legacy Scholarship Fund to create an annual bursary for students to pursue studies in clean water management or environmental protection, with an initial investment of \$2,500 that would be managed by Community Foundation Grey Bruce and include local representation on the granting committee; and

Further that a By-Law be brought forward to authorize signing and establishing the Education Fund Agreement with Community Foundation Grey Bruce as outlined.

Carried

7.3 April 2020 Water and Waste Water Maintenance Report

Resolution 20-12-07

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number UT2020-07 - April 2020 Water and Wastewater Maintenance Report, prepared by Gregg Furtney, Director of Operations, for information purposes.

Carried

7.4 Adopt-A-Highway Program

Mr. Furtney, Director of Operations, noted that the program operated on a complaints basis and that no complaints about maintenance had been received to date. Council discussed whether the program may need a facelift in the form of an updated by-law with additional accountability measures, noting that it may not be an immediate priority.

Action item: Staff will bring forward an updated by-law regarding the Adopt-A-Highway Program in the future.

Resolution 20-12-08

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number PW2020-10 – Adopt-A-Highway Program, prepared by Gregg Furtney, Director of Operations for information purposes.

Carried

7.5 Bruce County Surplus Property – 373 Bruce Road 15, Village of Pinkerton

Resolution 20-12-09

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number PW2020-12 - Bruce County Surplus Property – 373 Bruce Road 15, Village of Pinkerton, prepared by Gregg Furtney, Director of Operations for information purposes and further directs staff to contact Bruce County Representatives to express Brockton's lack of interest to purchase or acquire this surplus property.

Carried

7.6 Catherine Street and Peter Street Stormwater Outlet Spill

Gregory Furtney, Director of Operations, responded to questions from Council about the conclusion of the investigation and the unfortunate nature of the contamination in light of the Municipality of Brockton's current fiscal situation.

Trish Serratore, Chief Financial Officer, noted that staff could review all reserve funds and return to Council with recommendations. Council also discussed whether the Municipality of Brockton should consider establishing an environmental contamination reserve fund and exploring a potential additional insurance rider.

Action item: Staff will review the reserve funds and bring forward potential recommendations for consolidation by year-end.

Resolution 20-12-07

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number PW2020-11 - Catherine Street and Peter Street Stormwater Outlet Spill, prepared by Gregg Furtney, Director of Operations, for information purposes.

Carried

7.7 Closure of the Riversdale Bridge

Resolution 20-12-11

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number PW2020-13 – Closure of the Riversdale Bridge, prepared by Gregg Furtney, Director of Operations and further approves the immediate closure of the Riversdale Bridge as per the recommendation by GM BluePlan.

Carried

7.8 COVID-19 Plan to Re-open Brockton Community Garden

Resolution 20-12-12

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number REC2020-01 – COVID-19 Plan to Re-open Community Garden, prepared by Mark Coleman, Director of Community Services and in doing so approves the proposed Plan to re-open the Brockton Community Garden therein to implement appropriate health and safety protocols related to COVID-19 to support the controlled access and use of the community garden beds by the public.

Carried

7.9 COVID-19 Centennial Park Pool Closure

Council debated whether to defer the decision to close the pool until more information was received from the Province of Ontario. Council also discussed the significant loss of revenue facing the Municipality of Brockton and the uncertainty financial situation of many residents, deciding that such factors outweighed the need to wait for further guidance.

Ms. Hamilton noted the Municipality of Brockton had received correspondence from a parent of a summer student urging consideration of other measures that was received after the agenda was circulated. The correspondence had also been directed to all Members of Council.

Mr. Coleman responded to questions from Council and noted that the three (3) week period to open the pool was aside from the other capital repairs, and that the capital repairs may be delayed due to difficulties in scheduling the contractors. Mr. Coleman noted that even if the pool was to open, there may be a significant drop in revenue as families may choose not to open the pool.

Council decided to close the pool for the 2020 season due to the uncertainty surrounding the pandemic.

Resolution 20-12-13

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number REC2020-02 – COVID-19 Centennial Park Pool Closure, prepared by Mark Coleman, Director of Community Services and in doing so approves the closure of the Centennial Park Pool for the 2020 season due to anticipated operating restrictions and delayed timelines to complete capital repairs resulting from the COVID-19 Pandemic.

Carried

7.10 COVID-19 Financial Implications Update 3

Council discussed whether there may be changes to the gas tax funding due to the pandemic, or whether the overall usage may be reduced such that we may expect a reduction.

Trish Serratore, Chief Financial Officer, noted that she had not received any additional information about the gas tax funding at this time but would keep Council apprised.

Resolution 20-12-14

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby approves Report Number FIN2020-19 – COVID-19 Financial Implications Update #3, prepared by Trish Serratore, Chief Financial Officer and approves deferring the Capital and Special Projects described in Schedule B and further approves in principle the proposals made by staff in relation to the operating expenses.

Carried

7.11 Municipal Mileage Allowance Policy

Council discussed the proposed increase to the mileage rate and the timing of the consideration of the policy given the overall financial situation facing the Municipality of Brockton.

Ms. Watson noted a Policy is required for fair application for all employees. However, could understand delaying consideration of the mileage amount to a time when the financial impacts of the Covid-19 pandemic could be accurately assessed.

Resolution 20-12-15

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number FIN2020-17 – Municipal Mileage Allowance Policy, prepared by Trish Serratore, Chief Financial Officer and by doing so approves a By-Law coming forward to adopt the Mileage Allowance Policy as presented.

Tabled

7.12 Charitable Donations – Tax Receipts Policy Update

Trish Serratore, Chief Financial Officer, responded to questions from Council and confirmed how the policy would be applied to the Elmwood Community Centre as it is a joint board with the Municipality of West-Grey.

Resolution 20-12-16

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives report FIN2020-18 – Charitable Donations – Tax Receipts Policy Update, prepared by Trish Serratore, Chief Financial Officer for information purposes and by doing so accepts and authorizes the revised changes to the Charitable Donations – Tax Receipts Policy and further approves a By-Law coming forward to amend the policy, and a By-Law coming forward to amend the Brockton Heritage Committee Donation Policy By-Law which references the previous By-Law 2011-65 and Charitable Donations Policy.

Carried

7.13 Crawford Street Development**Resolution 20-12-17**

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number CAO2020-05, Crawford Street Development, prepared by staff and in so doing recommends bringing forward the appropriate By-Law to approve the Crawford Street Development Agreement and Site Plan Agreement.

Carried

7.14 Remax Land Exchange Parking Request

Council discussed the potential drawbacks associated with setting aside parking spots in a public lot as well as the need to be fair and consistent for all downtown businesses.

Resolution 20-12-18

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number CAO2020-06 - Remax Land Exchange Parking Request, prepared by Sonya Watson, CAO and in so doing authorizes the CAO to respond and does not support granting designated parking spaces at this time.

Carried

7.15 Flag Etiquette and Protocol Policy

Resolution 20-12-19

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby approves Report Number CLK2020-14 – Flag Etiquette and Protocol Policy, prepared by Fiona Hamilton, Clerk and in doing so approves a By-Law coming forward adopting the Flag Etiquette and Protocol Policy.

Carried

7.16 Broadcasting Council Meetings - Update

Council discussed the options in the report and expressed a preference for a professional appearance for the videos. Council discussed whether the option to continue using the Zoom software may pose challenges in terms of audio feedback or bandwidth limits.

Council decided to defer consideration of the options until Fiona Hamilton, Clerk was able to provide additional information in consideration of Council's comments.

Action: Fiona Hamilton, Clerk, will provide additional details about potentially broadcasting Council meetings in the future.

Resolution 20-12-20

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby approves Report Number CLK2020-15 – Broadcasting Council Meetings – Update, prepared by Fiona Hamilton, Clerk and Sarah Johnson, Jr. Deputy Clerk and in doing so directs staff to proceed with Option _____ for broadcasting meetings and Option _____ for the location of Council Meetings.

Tabled

8. Public Notification

- 8.1 Notice of Impending Lane Closures - Lobies Bridge Repair
- 8.2 Bruce County - Notice of Bruce Road 3 Construction

9. Accounts

- 9.1 Accounts - \$605,573.87

Resolution 20-12-21

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$605,573.87.

Carried

10. Correspondence Requiring Action

11. Information

Resolution 20-12-22

Moved By: James Lang

Seconded By: Dean Leifso

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

Carried

- 11.1 Minister of Innovation, Science and Industry - Response to Brockton's Resolution on Single-Use Disposable Wipes
- 11.2 Township of Armour Resolution - High Speed Internet Connectivity in Rural Ontario
- 11.3 Town of Grimsby Resolution - Support for Commercial Rent Assistance Program
- 11.4 City of Hamilton Resolution - Request to Regulate and Enforce Odour and Lighting Nuisances Related to the Cultivation of Cannabis Plants
- 11.5 Township of Montague Resolution - Support Midland on Federal Assistance for Municipalities

12. By-Laws

Resolution 20-12-23

Moved By: Steve Adams

Seconded By: Tim Elphick

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 2020-057 - Adopt Flag Etiquette and Protocol Policy By-Law
- By-Law 2020-058 - Amend Charitable Donations Tax Receipts Policy By-Law
- By-Law 2020-059 - Amend Brockton Heritage Committee Donation Policy By-Law
- By-Law 2020-061 - Crawford Street Site Plan and Development Agreements By-Law

Carried

Resolution 20-12-24

Moved By: Steve Adams

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 2020-062 - Walkerton Clean Water Legacy Scholarship Fund Agreement By-Law

Carried

13. Committee Minutes**14. New Business Brought Forward****1. Chepstow Minor Sports**

Councillor Lang noted that he had received a donation inquiry from Chepstow Minor Sports. Trish Serratore, Chief Financial Officer, noted that she had already investigated the situation and the donation would be forthcoming.

2. Burn Ban

Councillor Lang also noted that Hanover had lifted the restriction on recreational fires and requested an update on the burn ban that was in place across Bruce County. Sonya Watson, Chief Administrative Officer, noted that the Fire Chiefs had a meeting arranged to discuss the burn ban and that a coordinated approach was recommended.

2. Local Board Updates

Deputy Mayor Gieruszak provided Council with updates from two local boards. The Saugeen Municipal Airport has received confirmation from Transport Canada that the investigation initiated in the past year was completed and all files closed. Deputy Mayor Gieruszak also informed Council that the Saugeen Valley Conservation Authority Board of Directors was pleased to have hired a new General Manager.

3. Walkerton 150

Councillor Elphick informed Council that the Walkerton 150 Committee had met and was planning on moving forward with an event planned for the New Year's Eve, barring any on-going pandemic related restrictions.

4. Arena Floor

Councillor Adams requested an update on the condition of the arena floor, noting that staff had brought forward concerns that extending the ice surface may damage the underlying floor. Mark Coleman, Director of Community Services, noted that a company was hired to complete an assessment and Council would be informed of the results when available.

5. Covid-19 Update

Mayor Peabody provided Council with an update regarding the number of positive covid-19 test results and shared that the region of the Grey Bruce Health Unit was the only region in the province without a single covid-19 related death.

6. Brockton Business Town Hall

Mayor Peabody announced that Lisa Thompson, MPP and Prabmeet Sing-Sarkaria, MPP, had both agreed to participate in a Brockton Business Town Hall

on May 20, 2020 and hosted by the Municipality of Brockton and the Walkerton Business Improvement Area to discuss ways to support local businesses.

15. Closed Session

Resolution 20-12-25

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton enter into Closed Session at 9:05 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 -**Memorandum of Understanding**
- A proposed or pending acquisition or disposition of land by the municipality or local board
- Labour relations or employee negotiations - **Staffing Proposal**
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board
- 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 - **Development 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 20-12-26

Moved By: James Lang

Seconded By: Dean Leifso

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

Carried

16. Confirmation of Proceedings

Resolution 20-12-27

Moved By: Steve Adams

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 2020-063 - May 12, 2020 Confirmatory By-Law

Carried

17. Adjournment

Resolution 20-12-28

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton does now adjourn at 10:43 p.m. to meet again on May 26, 2020.

Carried

Mayor - Chris Peabody

Clerk – Fiona Hamilton