



The Corporation of the Municipality of Brockton

Council Meeting Minutes

**Tuesday, September 8, 2020, 7:00 p.m.
Electronic Meeting**

Council Present: Chris Peabody, Mayor
Dan Gieruszak, Deputy Mayor
Tim Elphick, Councillor
Kym Hutcheon, Councillor (Items 15-17 only)
James Lang, Councillor
Dean Leifso, Councillor (departed prior to Items 16 and 17)

Council Absent Steve Adams, Councillor

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

1. Acceptance of Council Agenda

Resolution 20-20-01

Moved By: Tim Elphick

Seconded By: James Lang

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on September 8, 2020 as presented.

Carried

2. Declaration of Pecuniary Interest and General Nature Thereof

Councillor Leifso declared a conflict of interest in relation to an item to be considered in the closed session for professional reasons.

3. Public Meetings Required Under the Planning Act

3.1 Planning Report - Zoning By-Law Amendment - Wilkie Z-2020-039

Ms. Steeper provided information for the public about being added to the public registry to receive updates about the application. Ms. Steeper then provided an overview of the planning report, indicating that the proposed accessory building could not be built on the applicant's adjacent property. The area was likely to have archeological interest, but the ministry did not require a report for this type of application.

According to Ms. Steeper, the land is designated to have high archaeological potential due to its proximity from the lake, but due to previous historical disturbances from the creation of the lake an archaeological assessment is not required. No concerns or objections were received from agencies or members of the public.

Mayor Peabody invited questions from Council, and members of the public.

Kari Detzler inquired the applicant's intended use of the shed. Ms. Steeper confirmed the intended use for personal residential storage use. Applicant, Todd Wilkie, confirmed that the shed would be used for personal use of storage such as boats and vehicles.

Resolution 20-20-02

Moved By: Tim Elphick

Seconded By: Dan Gieruszek

That the Council of the Corporation of the Municipality of Brockton has considered and hereby accepts the Planning Report prepared by Julie Steeper, Bruce County Planner, dated September 8, 2020, and entitled Municipality of Brockton Planning Report, and further that Council approves the proposed Zoning By-Law Amendment submitted by Todd Wilkie and Susan Weigel, File Z-2020-039 and authorizes a Site Specific By-Law coming forward.

Carried

4. Delegations

4.1 Steve and Pat O'Neil - Safety Concerns on Sideroad 30N and Concession 10

Steve and Pat O'Neil presented their concerns with speeding and reckless passing of vehicles as Sideroad 30 is often used as a connector between Chelsey and Hanover. Mr. O'Neil advised that the road is used by farmers, the Amish community, cyclists, and trucks, and noted the hills and knolls along the sideroad. Mr. O'Neil requested that "No Passing" signs be installed to warn residents; and suggested the speed limit be reduced to 60 km/hr to assist with public safety.

Council discussed that the County Road should be used instead of Sideroad 30, noting the hills and lack of shoulders on the road and advocated for signage to be installed. Council suggested that the Black Cat Radar be installed to collect speeding data on the road in addition to increased signage. Council discussed whether rumble strips could be installed on the road.

Action: Gregory Furtney, Director of Operations to investigate possible traffic calming measures that could be placed on Sideroad 30, and install No Passing signs.

4.2 Tom Wingfield - Pleasure Valley Road Concerns

Mr. Wingfield described challenges with snowmobiles along Pleasure Valley Road, noting that vehicles parking and backing up along the roadway could create a hazard in the winter. Mr. Wingfield also informed Council of his concerns with the lack of provincial legislation regulating snowmobiles from travelling on roads such as Pleasure Valley Road. Mr. Wingfield was concerned with snowmobiles travelling in front of his property, rather than using the median.

4.3 Karen Buratynski, Manager Ontario Federation of Snowmobile Clubs District 9 - Pleasure Valley Road Concerns

Ms. Buratynski advised that snowmobile trails are built on landowners' properties with their permission; however, there are times when roads are used as connectors which are allowed under the Motorized Snow Vehicle Act. In 2019, a culvert was installed which altered the trail access; therefore, riders had to be directed East which intersects Pleasure Valley Road. Riding over the culvert is unsafe unless there is sufficient snow and riders must obey OFSC risk

management guidelines which require trails to be a minimum of 9 ft wide which is not possible on the current median due to the culvert.

Ms. Buratynski informed Council that the OFSC and Hanover-Neustadt Snowmobile Club had been in ongoing discussions with Mr. Wingfield over the past year, and have made site visits to the area to advise if alternate crossing could be possible. The consensus of the clubs is that the decision cannot be made until snow accumulation begins. The OFSC will try to utilize the median as often as possible but cannot do so without sufficient snow in order to not put riders at risk.

Action: Council directed staff to conduct a site visit with Hanover Snowmobile Club and other interested parties to determine if the trail could be redirected to improve safety along that corridor.

5. Minutes

5.1 Council Minutes - August 25, 2020

Resolution 20-20-03

Moved By: Tim Elphick

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton adopt the minutes of the August 25, 2020 Council Meeting as presented.

Carried

6. Business Arising From the Minutes

7. Reports

7.1 Pleasure Valley Road Petition - OFSC

Resolution 20-20-04

Moved By: James Lang

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number PW2020-25 – Pleasure Valley Road Petition – OFSC, prepared by Cally Mann, Municipal Executive Coordinator, for information purposes.

Carried

7.2 August 2020 Water and Waste Water Maintenance Report

Gregory Furtney, Director of Operations, noted that the Municipality of Brockton had not yet assumed the pumping station in the Fischer Dairy Road subdivision.

Resolution 20-20-05

Moved By: Dean Leifso

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number UT2020-13 – August 2020 Water and Wastewater Maintenance Report, prepared by Gregory Furtney, Director of Operations for information purposes.

Carried

7.3 OES to ERPA Electronic Recycling Agreement

Resolution 20-20-06

Moved By: Tim Elphick

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby receives Report Number PW2020-27 - OES to EPRA Electronic Recycling Agreement, prepared by Gregory Furtney, Director of Operations and in doing so authorizes a By-Law coming forward to enter into an agreement with the Electronic Products Recycling Association (EPRA).

Carried

7.4 Grey Transit Route: Durham to Walkerton

Council discussed the proposed location of the Bus Stop. Gregory Furtney, Director of Operations, responded to questions from Council about the bus stop. Mr. Furtney noted that if the location was deferred, the by-law would need to be deferred to the next meeting. Mr. Furtney described the ease of turning on to Durham Street and snow removal concerns as a possible factor in identifying the bus stop location. Council suggested moving the location of the bus stop to Scott Street and Victoria Street in Walkerton, noting the additional parking available for riders.

Council directed staff to amend the by-law with the alternate location for the next meeting.

Resolution 20-20-07

Moved By: Dean Leifso

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby receives Report Number PW2020-26– Grey Transit Route: Durham to Walkerton, prepared by Gregory Furtney, Director of Operations and in doing so approves a By-Law coming forward entering into a Bus Stop Agreement with Grey County.

Carried

7.5 2021 Fees and Charges

Fiona Hamilton, Clerk responded to questions from Council about the steps involved in declaring a dangerous dog, as well as the appropriate amount to be charged as a deposit for registering deeming by-laws.

Council also discussed the challenges associated with the Brockton Child Care Centre fees and whether the closure of the registry office would result in any cost savings to residents. Sonya Watson, Chief Administrative Officer advised that a report will be brought forward on September 22, 2020 about the Brockton Child Care Centre.

Resolution 20-20-08

Moved By: Tim Elphick

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number FIN2020-28 - 2021 Fees and Charges, prepared by Trish Serratore, Chief Financial Officer for information purposes.

Carried

7.6 Fairtax/GrantMatch - Grant Application Contract Renewal

Council discussed the background and history of the relationship with Fairtax as a grant writer. Council asked what training could be put into place to allow these services to be completed in-house. Sonya Watson, Chief Administrative Officer, noted that there have been significant staff changes in the treasury department, with some individuals training to reach the qualifications needed for their positions. Ms. Watson also noted the risk of bringing a person in house given that Brockton may not be successful in obtaining any grant funding.

Council also discussed the term of the agreement and the demands on staff for preparing the applications along with the qualifications needed to be successful in obtaining grant funds before deciding to renew the Agreement for a one (1) year term.

Resolution 20-20-09

Moved By: Dean Leifso

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby receives Report Number FIN2020-29 – Fairtax/GrantMatch – Grant Application Contract Renewal, prepared by Trish Serratore, Chief Financial Officer and in doing so authorizes the updated grant application agreement as presented by GrantMatch Corp., formally known as Fairtax; and authorizes a By-Law coming forward to authorize signing the agreement.

Carried

7.7 Emergency Replacement of Roof Top HVAC Units Walkerton Community Centre

Mark Coleman, Director of Community Services reflected on unfortunate timing of the equipment needing replacing, but noted that the system had reached its two-year lifecycle. Council agreed to replace the system, and advocated for long-term planning for the future of Walkerton Community Centre.

Resolution 20-20-10

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby approves Report Number REC2020-15 - Emergency Replacement of Roof Top HVAC Units Walkerton Community Centre, prepared by Mark Coleman, Director of Community Services and in doing so approves the quote from Emke Schaab for 2 RTU's in the amount of \$21,700.00 plus HST.

Carried

7.8 Brockton Strategic Action Plan 2025

Sonya Watson, Chief Administrative Officer advised that the Strategic Action Plan will be deferred until 2021 due to staff limitations and the preference to involve input from the Senior Management Team. Trish Serratore, Chief Financial Officer responded to questions from Council on the funding, noting that there are no limitations or deadline on the Provincial one-time funding.

Resolution 20-20-11

Moved By: Dean Leifso

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby receives Report Number CAO2020-16 - Brockton Strategic Action Plan 2025, prepared by Sonya Watson,

Chief Administrative Officer, and in doing so approves the CAO authorizing an agreement with Bill Winegard and Associates for work related to the Brockton Strategic Action Plan 2025 in the amount of \$14,850.00 to be funded by Provincial One-time funding to initiate in 2021.

Carried

7.9 Koelen Municipal Drain Tender

Fiona Hamilton, Clerk confirmed that two tenders were received but one was non-compliant and therefore was not attached to the report. Ms. Hamilton also confirmed that the amount was within nine (9) per cent of the engineer's estimate.

Resolution 20-20-12

Moved By: Dean Leifso

Seconded By: Dan Gieruszek

That the Council of the Municipality of Brockton hereby approves Report Number DRAIN 2020-03 – Koelen Municipal Drain Tender, prepared by Sarah Johnson, Jr. Deputy Clerk and Fiona Hamilton, Clerk and in doing so approves a By-Law coming forward to accept the tender from Robinson Farm Drainage Limited in the amount of \$39,098.00 plus H.S.T. for the construction of the Koelen Municipal Drain 2020.

Carried

7.10 Walkerton Business Improvement Area Strategic Planning Session

Resolution 20-20-13

Moved By: Tim Elphick

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby approves Report Number CLK2020-31 - Walkerton Business Improvement Area Strategic Planning Session, prepared by Fiona Hamilton, Clerk and in doing so accepts with regret the resignation of Randy Saunders as President, appoints Jessie Bates as President and Richard Popiez as Vice-President;

and further directs staff to bring forward a report exploring the feasibility of using the lower level of the Walkerton Public Library property as a possible combined BIA office and Visitor Information Centre;

and further directs staff to bring forward a by-law revising the governance structure of the Walkerton Business Improvement Area to be seven levied members.

Carried

7.11 Smoking Enforcement By-Law

Fiona Hamilton, Clerk responded to inquiries from Council that staff had corresponded with the Principal of Walkerton District Community School verbally who was willing to educate students on the parameters of the by-law.

Ms. Hamilton advised that the impacts of COVID-19 may affect the situation; however, some students may still continue to smoke. Staff hope that the Grey Bruce Health Unit can assist with smoking cessation programs.

Council voiced their sympathies for neighbouring residents affected by the issue, but noted concerns with enforcement, including the process of charging minors.

Resolution 20-20-14

Moved By: Tim Elphick

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby approves Report Number CLK2020-29 – Smoking Enforcement By-Law, prepared by Fiona Hamilton, Clerk and in doing so approves a By-Law coming forward restricting smoking within the Municipality of Brockton.

Carried

8. Public Notification

- 8.1 McGivern Street Reconstruction

9. Accounts

- 9.1 Accounts - \$693,309.12

Resolution 20-20-15

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$693,309.12.

Carried

10. Correspondence Requiring Action

11. Information

- 11.1 Enbridge Gas Inc. - Municipality of Brockton Fire Services Recipient of 2020 Project Assist Campaign
- 11.2 Council of Ontario Medical Officers of Health - Public Health System Evaluation Report and Lessons from First Peak of COVID-19
- 11.3 Ministry of Agriculture, Food and Rural Affairs - Security from Trespass and Protecting Food Safety Act, 2020
- 11.4 Town of Fort Erie Resolution - Support Elliott Lake on Private Members Bill M-36
- 11.5 Town of Mono - Letter to Ministry of Municipal Affairs and Housing Supporting Investment in Rural Broadband Infrastructure

Resolution 20-20-16

Moved By: Dan Gieruszak

Seconded By: Tim Elphick

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

Carried

12. By-Laws

Resolution 20-20-

Moved By: James Lang

Seconded By: Dan Gieruszak

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 2020-095 - Zoning Amendment By-Law Wilkie Z-2020-039

- By-Law 2020-096 - Electronic Products Recycling Association Agreement By-Law
- ~~By-Law 2020-097 - County of Grey Bus Stop Agreement By-Law~~
- By-Law 2020-098 - GrantMatch Corp. Agreement By-Law
- By-Law 2020-099 - Koelen Municipal Drain Tender Acceptance By-Law

Carried

Resolution 20-20-18

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby supports the application of Barry's Construction and Insulation Ltd. for an extension to the lapsing date for a draft plan of subdivision for one (1) additional year that was filed with the County of Bruce and dated August 21, 2020.

Carried

Resolution 20-20-19

Moved By: Dean Leifso

Seconded By: Dan Gieruszk

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 2020-100 - Barry's Construction and Insulation Ltd. Payment Extension Agreement

Carried

13. Committee Minutes

Resolution 20-20-20

Moved By: James Lang

Seconded By: Dean Leifso

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

- Elmwood Community Centre Board Minutes - August 4, 2020

Carried

14. New Business Brought Forward

1. Closure of Registry Offices

Councillor Leifso noted that many county registry offices be closed to move to an electronic format which will result in decreased service for residents and developers. Councillor Leifso provided Notice of Motion that the Province of Ontario reconsider the decision to close the offices.

2. Thank you to Educators

Mayor Peabody thanked those working in the educational sector, along with the bus drivers, for working diligently to return students to school in the face of many challenges.

15. Closed Session

Resolution 20-20-21

Moved By: Dean Leifso

Seconded By: James Lang

That the Council of the Municipality of Brockton enter into Closed Session at 8:32 p.m. in order to address a matter pertaining to:

- Security of the property of the municipality or local board - **IT Replacement Proposal**
- Personal matters about an identifiable individual, including municipal or local board employees - **Drainage Issue**
- A proposed or pending acquisition or disposition of land by the municipality or local board - **East Ridge Business Park**
- Labour relations or employee negotiations - **Staffing Updates**
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board - **Small Claims Court Matter, Local Board Update**
- 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
- 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
- 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

Carried

Resolution 20-20-22

Moved By: James Lang

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby approve the direction provided to staff in Closed Session and in doing so accepts with regret the resignation of Lynne Davidson, Recreation and Wellness Programmer effective September 30, 2020,

And further that the Council of the Municipality of Brockton accepts with regret the retirement notice of Raymond Holliday, Chief Building Official effective December 31, 2020 and supports the Chief Administrative Officer's plan to move forward with recruitment of a Building and Planning Manager/Chief Building Official with the realignment of duties as outlined.

And further that the Council of the Municipality of Brockton accepts with regret the retirement of Mike Murphy, Fire Chief effective October 2, 2020 and further that Mayor Peabody and Deputy-Mayor Gieruszak sit on the hiring committee for the position.

Carried

Resolution 20-20-23

Moved By: Kym Hutcheon

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 2020-101 - Peter Louric Agreement of Purchase and Sale By-Law

Carried

16. Confirmation of Proceedings

Resolution 20-20-24

Moved By: Dean Leifso

Seconded By: James Lang

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 2020-102 - September 8, 2020 Confirmatory By-Law

Carried

17. Adjournment

Resolution 20-20-25

Moved By: Tim Elphick

Seconded By: James Lang

That the Council of the Municipality of Brockton does now adjourn at 9:54 p.m. to meet again on September 22, 2020.

Carried

Mayor - Chris Peabody

Clerk – Fiona Hamilton