



The Corporation of the Municipality of Brockton

Council Meeting Minutes

Tuesday, May 11, 2021, 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
Gregory Furtney, Director of Operations
Mark Coleman, Director of Community Services
Sharon Bross, Brockton Child Care Centre Supervisor
Dieter Weltz, Building and Planning Manager

1. Acceptance of Council Agenda

Resolution 21-15-01

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on May 11, 2021 as presented.

Carried

2. Declaration of Pecuniary Interest and General Nature Thereof

Councillor Dean Leifso declared a conflict of interest on Item 12.5 due to professional reasons.

3. Public Meetings Required Under the Planning Act

3.1 Planning Report - Zoning By-Law Amendment Z-2020-018

Julie Steeper, Bruce County Planner, provided a summary of the planning report and informed all those in attendance that they could receive updates on the application by contacting Bruce County Planning or Clerk, Fiona Hamilton.

Ms. Steeper noted that the application was to sever a surplus farm dwelling lot, and reviewed the requirements for those types of lots to be created. It was noted that the severed parcel met all requirements and that there would be nutrient restrictions placed on the retained lot.

Ms. Steeper responded to questions from Council about the shape proposed for the lot along the western edge, suggesting that it was created to include the shed and to include lands that were not farmable. The planner for the applicant, Mr.

Davidson, confirmed that the lot land was irregularly shaped to ensure the maximum amount of farm land would remain with the retained lot for future production as per the provincial policy statements.

The applicant was invited to speak but chose not to do so. Fiona Hamilton, Clerk confirmed that no members of the public in attendance were wishing to participate in the public meeting.

Resolution 21-15-02

Moved By: Dean Leifso

Seconded By: James Lang

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 May 11, 2021, and entitled Municipality of Brockton Planning Report, and further that Council approves the proposed Zoning By-Law Amendment submitted by Everardus (Ed) and Joanna (Anita) van Vuuren, File Z-2021-018 and authorizes a Site Specific By-Law coming forward.

Carried

4. Delegations

4.1 Doug Fleet - Community Flag Pole Concerns

Doug Fleet expressed concerns regarding the current procedure of removing the National Flag for community flag raisings, and provided suggested alternatives that Council could consider pursuing to maintain the dignity of the National Flag at the intersection of Jackson and Yonge Streets in Walkerton. Council favoured investigating installing a second flag pole in an alternate location to be designated as the new community flag pole, noting that the costs could be included within the 2022 budget. Sonya Watson, Chief Administrative Officer advised that staff are currently researching costs and possible locations for a new flag pole. Council directed staff to keep Mr. Fleet informed of future decisions prior to 2022 budget deliberations.

Resolution 21-15-03

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton acknowledges the delegation from Doug Fleet on community flag pole concerns as presented.

Carried

5. Minutes

5.1 Council Minutes - April 27, 2021

5.2 Special Council Minutes (Strategic Action Plan) - May 4, 2021

Resolution 21-15-04

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton adopt the minutes of the April 27, 2021 Council Meeting and May 4, 2021 Special Council Meeting (Strategic Action Plan) as presented.

Carried

6. Business Arising From the Minutes

6.1 Resolution in Support of the Ontario Federation of Agriculture

Resolution 21-15-05

Moved By: Steve Adams

Seconded By: Dan Gieruszak

Whereas the Ontario Federation of Agriculture (OFA) acknowledges that Climate Change is happening, thereby recognizing it as a critical global challenge requiring action and investment from all governments, communities, businesses and individuals,

And whereas the OFA believes that Provincial or Federal Climate Change policies should NOT unfairly and negatively impact the ability of Ontario farmers to compete in domestic or international markets,

And whereas by the very nature of the equipment and facilities used by Ontario farmers, there are currently very limited, commercially viable alternatives to fossil fuels needed for agricultural production,

And whereas the majority of agricultural products produced are marketed in a global marketplace where farmers have little or no ability to pass on the cost of a carbon tax to the consumer,

And whereas the current carbon tax affects some commodities more than others,

And whereas Agriculture is the #1 economic activity in the Municipality of Brockton,

And whereas Brockton Municipal Council recognizes and understands the importance of a strong, sustainable Agricultural sector in all of Ontario,

Therefore, be it resolved that the Council of the Municipality of Brockton strongly supports the OFA's request for serious discussion with Federal Government representatives on the many issues outlined in the OFA's climate action and agricultural sector support document as presented by delegation to Brockton Council at its April 27, 2021 Council meeting, and further that a copy of the OFA presentation document be attached to the motion for reference,

And further that a copy of this motion be sent to municipalities across Ontario, along with the Prime Minister of Canada, Premier of Ontario, and local MP's and MPP's.

Carried

7. Reports

7.1 Brockton Child Care Centre Sunscreen Fees

Council discussed the proposal and whether the Brockton Child Care Centre Committee should have been consulted in advance of the introduction of the change. Council also discussed the need for an exemption for medical reasons such as allergies and the implementation of the program. Trish Serratore, Chief Financial Officer noted that the Brockton Child Care Centre reserve fund was depleted at the beginning of the year and while it could cover the fee this year, it would nearly deplete the reserve fund.

Resolution 21-15-06

Moved By: Kym Hutcheon

Seconded By: Steve Adams

That the Council of the Municipality of Brockton hereby receives Report Number BCCC2021-02 – Brockton Child Care Centre Sunscreen Fees, prepared by Sharon Bross, Brockton Child Care Centre Supervisor and in doing so, approves an amendment to Schedule I of the Fees and Charges By-Law to include the following:

Sunscreen:

- \$10.00 per season for children who attend 4-5 days per week
- \$8.00 per season for children who attend 2-3 days per week

Carried

7.2 Chief Building Official's Activity Report for April 2021

Council noted that the staff in the building department were very busy, particularly as they were covering for the by-law enforcement services until such time as another employee returned from maternity leave. This would leave some complaints unless a threat to life or property safety with a delayed response.

Resolution 21-15-07

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number BLDG2021-11 – Chief Building Official's Activity Report for April 2021, prepared by Dieter Weltz, Building and Planning Manager/CBO for information purposes.

Carried

7.3 2020 Building Permit Fee Annual Report

Council noted that the budget was in healthy shape and noted that some funds could potentially support additional staffing if warranted in the future.

Resolution 21-15-08

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby accepts Report Number FIN2021-12 – 2020 Building Permit Fee Annual Report, prepared by Trish Serratore, Chief Financial Officer for information purposes.

Carried

7.4 2020 Year-End COVID-19 Financial Impact

Council requested an official letter of thanks to the County of Bruce for the financial support received throughout the pandemic.

Resolution 21-15-09

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number FIN2021-13 – 2020 Year-End COVID-19 Financial Impact, prepared by Trish Serratore, Chief Financial Officer for information purposes.

Carried

7.5 Canada Summer Jobs Funding Approval

Resolution 21-15-10

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number REC2021-10 – Canada Summer Jobs Funding Approval, prepared by Mark Coleman, Director of Community Services and in doing so authorizes staff to enter into the Articles of Agreement for Project # 017783499;

Carried

7.6 Proposed Facility User Solution Insurance Coverage

Mark Coleman, Director of Community Services, provided an overview of current practices and why the Facility User Insurance Coverage was being recommended. Mr. Coleman responded to questions from Council about the potential scenarios where the coverage may be applicable and any potential costs for the end users of the facilities. Mr. Coleman underscored that the purpose of the report was to illustrate the situations where we did have legal exposure as many user groups did not carry independent insurance. Mr. Coleman also explained how the regime could be practically implemented with no additional burden to users.

Council expressed support for the principle but were hesitant to introduce any additional fees for user groups without further information on the specific users financial affect. Staff strongly urged Council to consider to reduce potential liability and as a service to user groups.

Resolution 21-15-11

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number REC2021-11– Proposed Facility User Solution Insurance Coverage, prepared by Mark Coleman, Director of Community Services and in so doing authorizes staff to proceed with implementation for inclusion in rental agreements, communication with service clubs and user groups and bringing forward the Fees and Charges By-Law.

Defeated

7.7 2021 Tender Results for Products or Services – Hot Mix and Single Surface Treatment

Resolution 21-15-12

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number PW2021-13 – 2021 Tenders for Product or Services – Hot Mix and Single Surface Treatment, prepared by Gregg Furtney, Director of Operations, and in doing so accepts the 2021 Tender Results and awards contracts to the following lowest bidders:

A. Hot Mix: The Murray Group Limited - \$94.05 per tonne excluding HST

B. Single Surface Treatment: Walker Construction Limited: at \$ 1.25/ Liter of Oil and \$38.50 / tonne of aggregate, excluding HST.

And further, in accordance with the RFT, the Municipality of Brockton shall have the option to renew the contracts for up to two (2) additional one (1) year periods.

Carried

7.8 2021 UV Disinfection System Tender Results

Resolution 21-15-13

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number UT2021-10 – 2021 UV Disinfection System Tender Results, prepared by Gregg Furtney, Director of Operations, and in doing so accepts the UV Disinfection System Tender from Stone Town Construction Limited in the amount of \$383,695, including HST, as recommended by B.M. Ross and Associates Limited.

Carried

7.9 Chepstow Culvert Construction Tender Results

Gregory Furtney, Director of Operations, responded to comments from Council and noted concerns about the potential detour route for replacement of the culvert.

Resolution 21-15-14

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number PW2021-14 – Chepstow Culvert Construction Tender Results, prepared by Gregg Furtney, Director of Operations, and in doing so approves awarding the project, as recommended by GM BluePlan, to McLean Taylor Construction Limited in the amount of \$1,847,779.05, excluding HST, and further, that the Council of the Municipality of Brockton authorizes the CFO, Trish Serratore to enter into a Long Term Debt Debenture for the Municipality's portion of the project, in the amount of \$ 511,000

Carried

7.10 April 2021 Water and Wastewater Maintenance

Resolution 21-15-15

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number UT2021-09 – April 2021 Water and Wastewater Maintenance, prepared by Gregg Furtney, Director of Operations, for information purposes.

Carried

7.11 COVID-19 Municipal Response - May 11, 2021 Update

Trish Serratore, Chief Financial Officer, responded to questions from Council about potentially speeding up the MPAC assessments for new builds.

Resolution 21-15-16

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number CLK2021-15 - COVID-19 Municipal Response - May 11, 2021 Update, prepared by Sarah Johnson, Jr. Deputy Clerk for information purposes and further confirms and ratifies all operational decisions, procedures, and cancellations put in place by staff, and the Municipal Emergency Control Group in response for the COVID-19 pandemic.

Carried

7.12 Pandemic Policies Updated

Sonya Watson, Chief Administrative Officer, responded to questions from Council about the parameters of the proposed travel advisory policy and what documentation would be required when employees returned to work. Council tabled consideration of the pandemic policies to allow staff an opportunity to review the details related to COVID leaves.

Resolution 21-15-17

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number CAO2021-08 - Pandemic Policies Updated, prepared by Sonya Watson, Chief Administrative Officer and by doing so approves a By-Law coming forward to approve the Pandemic Travel Advisory Policy and further amend the Pandemic Sick Leave/Short-Term Disability Policy and the Pandemic Self Screening Policy.

And further that Council rescind the Pandemic Absence from Work Policy.

Tabled

7.13 2021 Virtual Committee Recognition Event

Council expressed support for any efforts to support Brockton's volunteers.

Resolution 21-15-18

Moved By: James Lang

Seconded By: Dean Leifso

That the Council of the Municipality of Brockton hereby receives Report Number CLK2021-14 - 2021 Virtual Committee Recognition Event, prepared by Sarah Johnson, Jr. Deputy Clerk for information purposes.

Carried

8. Public Notification

8.1 Community Safety and Well-Being Plan Community Engagement Survey

8.2 Emergency Preparedness Week Survey

9. Accounts

9.1 Accounts - \$271,654.71

Resolution 21-15-19

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$271,654.71.

Carried

10. Correspondence Requiring Action

10.1 Community Living Walkerton and District - Flag Raising Request

Resolution 21-15-20

Moved By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby approve raising the Community Living Walkerton and District's Community Living Flag on the community flag pole located on Jackson Street and Yonge Street in Walkerton for a period of one week beginning May 17 to 21, 2021 in recognition of Community Living Month.

Carried

11. Information

Resolution 21-15-21

Moved By: Steve Adams

Seconded By: Tim Elphick

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

Carried

- 11.1 Town of Hanover - Growth Management Plan Phase 2 Final Addendum Report – Hanover/ West Grey Consultations and Next Steps
- 11.2 Bruce County Historical Society 2021 Spring Newsletter
- 11.3 Saugeen Mobility and Regional Transit Board Minutes - March 26, 2021
- 11.4 Town of Aurora Council Resolution – Support for 988, a 3-Digit Suicide and Crisis Prevention Hotline
- 11.5 Grey Highlands Resolution - Support for 988, a 3 Digit Crisis and Suicide Prevention Hotline
- 11.6 City of Brantford Resolution - Request to Withdraw Prohibition of Golf
- 11.7 South Bruce Peninsula Resolution - Lottery Licencing to Assist Small Organizations
- 11.8 Town of Hanover Notice of Public Meeting Concerning Potential Growth Areas

12. By-Laws

Councillor Leifso declared a conflict of interest in relation to item 12.5 for professional reasons and did not vote on the motion.

Resolution 21-15-22

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

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 2021-060 - Appoint RJ Burnside and Associates Limited as Dales Municipal Drain Engineer By-Law
- By-Law 2021-064 - Zoning Amendment By-Law - Van Vuuren Z-2021-018
- By-Law 2021-065 - Declare David Street Pinkerton Unopened Road Allowance Surplus By-Law
- By-Law 2021-066 - Amend Kleist Lease Agreement By-Law
- By-Law 2021-067 - Amend 584653 Ontario Limited (Zettler) Lease Agreement By-Law
- By-Law 2021-069 - Amend 2021 Borrowing from Capital Expenditures By-Law
- By-Law 2021-070 - Amend 2021 Fees and Charges By-Law
- By-Law 2021-071 - 2021 Canada Summer Jobs Agreement By-Law

Carried

13. Committee Minutes**Resolution 21-15-23**

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:

- Brockton Parks and Recreation Committee Minutes - February 2, 2021
- Durham Street Park Development Committee Minutes - April 7, 2021
- Elmwood Community Centre Board Minutes - April 6, 2021

Carried

14. New Business Brought Forward**1. 125 Years of the Walkerton Fire Department**

Councillor James Lang advised that the Walkerton Fire Department was formed on May 11, 1898 and is celebrating its 125th anniversary, and acknowledged that Director of Fire and Emergency Services, Chris Wells is the Walkerton Fire Department's 14th Fire Chief. Council extended their thanks and congratulations to the Walkerton Fire Department for their dedicated service.

15. Closed Session**Resolution 21-15-24**

Moved By: Steve Adams

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton enter into Closed Session at 8:34 p.m. in order to address a matter pertaining to:

- Security of the property of the municipality or local board -**Security Update**
- Personal matters about an identifiable individual, including municipal or local board employees
- 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 - **Road Access Matter**
- 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 -**Inter-Municipal Service Agreement, Security 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 21-15-25

Moved By: Steve Adams

Seconded By: James Lang

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

Carried

Councillor Leifso declared a conflict of interest on the motion related to the Hanover/Walkerton Landfill Agreement and did not participate in the vote.

Resolution 21-15-26

Moved By: Steve Adams

Seconded By: Kym Hutcheon

That Council of the Municipality of Brockton directs staff to send a letter to the Town of Hanover respectfully terminating negotiations regarding the Hanover-

Walkerton Landfill Agreement in favour of continuing to honour the existing Agreement.

Carried

16. Reports Continued

16.1 Walker West Water Booster Pumping Station Tender Results

Resolution 21-15-27

Moved By: Dan Gieruszak

Seconded By: Steve Adams

That the motion dealing with Item 8.9 Walker West Booster Pumping Station Tender Results from the April 27, 2021 Council Meeting be taken from the table for the purpose of a vote.

Carried

Resolution 21-15-28

Moved By: Kym Hutcheon

Seconded By: James Lang

That the Council of the Municipality of Brockton hereby receives Report Number UT2021-08 - Walker West Water Booster Pumping Station Tender Results, prepared by Gregg Furtney, Director of Operations, and in doing so approves awarding the project, as recommended by BM Ross and Associates, to Stone Town Construction Limited in the amount of \$1,329,981.84, including HST, conditionally on the resolution of

1.) the Bell Tower Easement Agreement being finalized

And 2.) upon the receipt of the securities as per the subdivision agreement.

Carried

17. Confirmation of Proceedings

Resolution 21-15-29

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 2021-073 - May 11, 2021 Confirmatory By-Law

Carried

18. Adjournment

Resolution 21-15-30

Moved By: Dan Gieruszak

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton does now adjourn at 9:38 p.m. to meet again on May 25, 2021.

Carried

Mayor - Chris Peabody

Clerk – Fiona Hamilton