

The Corporation of the Township of Brock

Council Minutes

Electronically

Session Seven

Monday, June 22, 2020

The Seventh Meeting of the Council of the Township of Brock, in the Regional Municipality of Durham, was held on Monday, June 22, 2020, electronically.

Members present: Mayor: Debbie Bath-Hadden
Regional Councillor: W.E. Ted Smith
Councillors: Michael Jubb
Claire Doble
Walter Schummer
Cria Pettingill
Lynn Campbell

Staff Members present: Municipal Clerk Becky Jamieson
(recording the minutes)
Deputy Clerk Deena Hunt
CAO Ralph Walton
Treasurer Laura Barta
Director of Public Works Paul Lagrandeur
Facilities Coordinator Craig Belfry
Chief Building Official Richard Ferguson at 3:00 p.m.

1. Call to Order and Moment of Silence

Mayor Bath-Hadden called the meeting to order at 9:30 a.m. On behalf of Council she advised that June 21 would be proclaimed as National Indigenous Peoples Day and that June 21 – 27, 2020 would be proclaimed National Indigenous Peoples Week in the Township of Brock.

Mayor Bath-Hadden advised that Mr. Ralph Walton, Regional Clerk and Director of Legislative Services in Durham Region would be joining the Township in the role of Acting CAO.

2. Disclosure of Pecuniary Interest and Nature Thereof

Councillor Lynn Campbell declared a pecuniary interest with respect to the minutes of the June 8 Council meeting, and Closed Session communication numbers 687, 633, and 688, as she is related to someone mentioned in these correspondences and refrained from any discussion or voting on the matters.

3. Announcements from Council and Staff

Suspended until further notice.

4. Presentations

Suspended until further notice.

5. Hearing of Delegations and/or Petitions

None

6. Consent Agenda

Resolution Number 1-7

MOVED by W.E. Ted Smith and SECONDED by Michael Jubb that the items listed in Section 6, Consent Agenda (a) through (g) be approved save and except communication numbers 671, 692, 689, 677, 685, and 691.

MOTION CARRIED

Councillor Campbell refrained from any discussion or voting on Resolution Number 1-7.

(a) Adoption of Minutes of Previous Meetings

(1) 8th Special Council meeting – May 29, 2020

Resolution Number 2-7

That the minutes of the 8th Special Council meeting as held on May 29, 2020, be approved.

(2) 8th In Camera Session – May 29, 2020

Resolution Number 3-7

That the minutes of the in camera session of the 8th Special Council meeting as held on May 29, 2020, be approved.

(3) 9th Special Council meeting – June 2, 2020

Resolution Number 4-7

That the minutes of the 9th Special Council meeting as held on June 2, 2020, be approved.

(4) 9th In Camera Session – June 2, 2020

Resolution Number 5-7

That the minutes of the in camera session of the 9th Special Council meeting as held on June 2, 2020, be approved

(5) 6th meeting – June 8, 2020

Resolution Number 6-7

That the minutes of the 6th Council meeting as held on June 8, 2020, be approved.

(6) 6th In Camera Session – June 8, 2020

Resolution Number 7-7

That the minutes of the in camera session of the 6th Council meeting as held on June 8, 2020, be approved

(b) Reports

690 Laura Barta – Report: 2020-CO-19, COVID-19 – Update on Tax Impacts

Resolution Number 8-7

That Council request the Regional Municipality of Durham allow for additional time to pay the July installment to ensure the Township has time to collect the funds once the state of emergency has been rescinded;

That Council authorize the Treasurer to waive penalty and interest as stipulated in the 2020 Final Property Tax By-law #2944-2020 for an additional 30 day period starting with the July 1st Penalty; and,

That the Treasurer be directed to continue to track the cost of these relief measures in the event funding becomes available.

(c) Correspondence

659 Rockin Burger and Pub – Application for a Liquor Sales Licence

Resolution Number 9-7

That communication number 659 be received; and further that Council have no objection to the request as contained therein.

684 Warren Fisher – Speeding in Ethel Park (Victoria Street)

Resolution Number 10-7

That communication number 684 be received; and further that the communication be referred to staff for a report on the feasibility of the request.

694 Cole Fox – Requesting funds from Township to cover the cost of replacing a hedge

Resolution Number 11-7

That communication number 694 be received for information and filed.

705 Gord Kirby – Request to temporarily "block off" the very top North end of Terry Clayton Avenue, Beaverton for Seven Meadows Canada Day Block Party

Resolution Number 12-7

That the request contained within communication number 705 be denied.

(d) Reports of Committees

None

(e) Motions

None

(f) By-Laws

(1) By-Law Number 2955-2020 – being a by-law to authorize the Regional Municipality of Durham (the "Region") to issue an internal debenture in the principal amount of \$1,000,000 as long-term financing for the Sunderland Fire Hall and to forward a written request to the Region to do so.

Resolution Number 13-7

By-law Number 2955-2020 – being a by-law to authorize the Regional Municipality of Durham (the "Region") to issue an internal debenture in the principal amount of \$1,000,000 as long-term financing for the Sunderland Fire Hall and to forward a written request to the Region to do so, was read a first, second and third time and passed in open Council. The Mayor and Clerk were authorized to sign the by-law on behalf of the municipality and to have same engrossed in the by-law book.

(g) Confirm the Following:

None

7. Items Extracted from Consent Agenda

Items were extracted from (b) Reports and (c) Correspondence.

671 Alicia Bagshaw – Report: 2020-PWF-06, Arena Advertising Program Review

Discussion ensued with respect to staff assuming the facility advertising program which historically was managed by volunteers from the user groups.

Resolution Number 14-7

MOVED by W.E. Ted Smith and SECONDED by Lynn Campbell That Report: 2020-PWF-06, Arena Advertising Program Review be received for information;

That Council authorize staff to revise and rename the User Group Advertising Policy;

That the coordination and collection of facility advertising be assumed by Township staff;

And, further, that 100% of the revenue generated by facility advertising by the municipality remain with the Township of Brock.

MOTION CARRIED

692 Craig Belfry – Report: 2020-CO-17, Cannington Arena Outer Structure Removal Feasibility

There was discussion with respect to a structural assessment of the Cannington arena prior to replacing the roof and the anticipated Sunderland arena renovation project to be partially funded by the Province which would increase the usage of the Cannington and Beaverton arenas. Council noted that a future discussion would consider all options for the municipal arenas.

Resolution Number 15-7

MOVED by W.E. Ted Smith and SECONDED by Cria Pettingill That Report: 2020-CO-17, Cannington Arena Outer Structure Removal Feasibility, be received for information.

MOTION CARRIED

689 Laura Barta – Report: 2020-CO-18, Debenture Issue

There was discussion with respect to financing the cost for legal and other fees for this debenture through the Development Charges Reserve Fund for Fire Services. It was noted that repayment of the debenture from the Capital Reserve Fund would be closely monitored and would not have implications on future capital projects.

Resolution Number 16-7

MOVED by Michael Jubb and SECONDED by Cria Pettingill That Report: 2020-CO-18, Debenture Issue, be received for information;

That the Regional Municipality of Durham (the “Region”) be asked to approve the passing of a by-law authorizing the issuance of a debenture as internal borrowing in the amount of \$1,000,000 for a ten year period to finance the balloon payment due on the Sunderland Fire Hall debenture;

That costs associated with the issuance of the debenture be funded from the Development Charges Reserve Fund for Fire Services; and,

That the debenture issued as internal borrowing be funded from the Township of Brock’s Capital Reserve Fund.

MOTION CARRIED

677 Brock Board of Trade – Request for funding assistance for the 2020 Tourism Summer Student Position

There was discussion with respect to the Township’s inability to provide financial support for the summer student for tourism for the 2020 season due to unexpected costs arising from the pandemic. It was noted that the Township was unsuccessful with their Canada Summer Students Job application but that BBOT were successful with their application. The Clerk advised that the Township and BBOT would continue to work together this summer on various initiatives.

Resolution Number 17-7

MOVED by Michael Jubb and SECONDED by Walter Schummer That Communication number 677 be received for information and filed.

MOTION CARRIED

685 Laura Croft – Request to Operate Food Truck

Resolution Number 18-7

MOVED by Michael Jubb and SECONDED by Claire Doble That Communication number 685 be received; and Further that Council approve the request contained therein.

The Clerk provided a summary of events with respect to this application noting that staff had attended the location on two prior occasions advising that a licence is required to operate and requesting that Ms. Croft cease operation until such time as a licence is obtained. She further noted that Ms. Croft has been licenced in prior years for a chip truck and is familiar with the process and requirements.

Discussion ensued with respect to By-law Number 2382-2011-PP, which governs the licensing of vehicles from which refreshments are sold for consumption by the public within the Township, the process to apply for a licence and importance of following the by-law for public safety, and that the fee for the licence includes the Brock Fire Department inspection.

Regional Councillor Smith requested a recorded vote.

Resolution Number 18-7

MOVED by Michael Jubb and SECONDED by Claire Doble That Communication number 685 be received; and Further that Council approve the request contained therein.

Recorded Vote

Yeas

Michael Jubb
Claire Doble
Cria Pettingill
Debbie Bath-Hadden

Nays

Lynn Campbell
Walter Schummer
W.E. Ted Smith

MOTION CARRIED

Resolution Number 19-7

MOVED by Claire Doble and SECONDED by Lynn Campbell That Council break for a recess at 11:25 a.m.

MOTION CARRIED

Mayor Bath-Hadden reconvened the meeting at 11:35 a.m. with the same members of Council and staff in attendance.

691 Craig Belfry – Report: 2020-CO-20, Commemorative Celebration Program

There was discussion with respect to staff, donors, and business owners agreeing on a location for the bench. It was noted that accessibility of the bench for those with ability challenges should be a consideration.

Resolution Number 20-7

MOVED by Claire Doble and SECONDED by Cria Pettingill That Report: 2020-CO-20, Commemorative Celebration Program be received; That staff recommends to Council that the draft Commemorative Celebration Program

application and guidelines be approved; And further, that staff recommends to Council that the proposed fees for the Commemorative Celebration Program be approved.

MOTION CARRIED

Resolution Number 21-7

MOVED by Claire Doble and SECONDED by Lynn Campbell That Council break for a recess at 11:52 a.m.

MOTION CARRIED

Mayor Bath-Hadden reconvened the meeting at 11:57 a.m. with the same members of Council and staff in attendance.

Resolution Number 22-7

MOVED by Claire Doble and SECONDED by W.E. Ted Smith That Council waive the Rules of Procedure to reconsider a matter on the agenda.

Mayor Bath-Hadden requested a recorded vote.

Recorded Vote

Yeas

Lynn Campbell
Claire Doble
Mike Jubb
Cria Pettingill
Walter Schummer
W.E. Ted Smith

Nays

Debbie Bath-Hadden

MOTION CARRIED

Resolution Number 23-7

MOVED by Claire Doble and SECONDED by W.E. Ted Smith That Communication number 694 be re-opened for reconsideration.

Mayor Bath-Hadden requested a recorded vote.

Recorded Vote

Yeas

Lynn Campbell
Claire Doble
Mike Jubb
Cria Pettingill
Walter Schummer
W.E. Ted Smith

Nays

Debbie Bath-Hadden

MOTION CARRIED

694 Cole Fox – Requesting funds from Township to cover the cost of replacing a hedge

Resolution Number 24-7

MOVED by Claire Doble and SECONDED by Michael Jubb That Council approve the request for funds to replace the hedge.

Discussion ensued with respect to the encroachment of the hedge onto municipal property resulting in complaints by pedestrians, the severity of the hedge trimming, and plans to remove the stumps and seed the area.

Mayor Bath-Hadden requested a recorded vote.

Resolution Number 24-7

MOVED by Claire Doble and SECONDED by Michael Jubb That Council approve the request for funds to replace the hedge.

Recorded Vote

Yeas

Claire Doble
Cria Pettingill

Nays

Lynn Campbell
Michael Jubb
Walter Schummer
W.E. Ted Smith
Debbie Bath-Hadden

MOTION LOST

Resolution Number 25-7

MOVED by Walter Schummer and SECONDED by Lynn Campbell That Council break for a recess at 12:34 p.m.

MOTION CARRIED

Mayor Bath-Hadden reconvened the meeting at 1:10 p.m. with the same members of Council and staff in attendance.

Resolution Number 26-7

MOVED by Lynn Campbell and SECONDED by Cria Pettingill That Communication Number 694 be received for information and filed.

MOTION CARRIED

8. Notices of Motions

- (1) Notice of Reconsideration – Communication Number 627 (Brenda Andress)

Resolution Number 27-7

MOVED by Cria Pettingill and SECONDED by W.E. Ted Smith That the requests contained in Communication Number 627 be opened for reconsideration.

MOTION CARRIED

Discussion ensued with respect to the vagueness of the request and the assumption that funding was being requested for the missing portion of fence located on the property line.

Resolution Number 28-7

MOVED by Cria Pettingill and SECONDED by Michael Jubb That Council request a staff report to come to the July 13, 2020 Council meeting.

MOTION LOST

Resolution Number 29-7

MOVED by W.E. Ted Smith and SECONDED by Lynn Campbell That Communication Number 627 be received for information and that staff inform the resident that the Township would not be participating the repair of the fence.

MOTION CARRIED

9. Other Business

(1) Councillor Michael Jubb

Councillor Jubb requested clarification on the Beaverton Harbour Park Pass program and was advised that local residents who apply for a pass would be permitted to use the harbour beach area subject to social distancing and that a Frequently Asked Questions sheet would be developed. He enquired whether all Brock beaches would be opened on July 6, 2020 and was advised that the Emergency Management Team would address this request. There was discussion with respect to the condition of the pavement at the end of Morrison Avenue.

Councillor Jubb expressed concern for the status of patio extensions for Brock businesses and was advised that staff are addressing each request and ensuring due diligence is exercised for public safety. Further discussion ensued with respect to Provincial policy and municipal policy in this regard.

At this point the video streaming failed.

Resolution Number 30-7

MOVED by Claire Doble and SECONDED by Walter Schummer That Council break for a recess at 2:20 p.m.

MOTION CARRIED

Mayor Bath-Hadden reconvened the meeting at 2:25 p.m. upon reconnection of the video streaming with the same members of Council and staff in attendance.

There was discussion with respect to staff improving communications to businesses, the mistreatment of staff by some businesses, and the limited resources to address all issues as a result of the pandemic.

(2) Councillor Claire Doble

Councillor Doble enquired as to the harbour dredging and was advised that the main harbour does not require dredging, and the outer area would be dredged after July 15 in accordance with Fisheries and Oceans Canada. There was discussion with respect to the Beaverton Harbour Splashpad repairs and abutment removal at the bridge on Mara Road during the Region's rehabilitation of that bridge.

(3) Clerk

The Clerk provided an update on the Brock Emergency Response Benefit program and recommended a staff report be brought forward which would consider revised intake guidelines for the remainder amount that was not disbursed during the initial intake.

10. Public Questions and Clarification

Suspended until further notice.

11. Closed Session

Resolution Number 31-7

MOVED by W.E. Ted Smith and SECONDED by Cria Pettingill that Council move in camera at 3:07 p.m. pursuant to Section 239(2)(b) of the Municipal Act, 2001, to discuss personal matters about an identifiable individual, including municipal or local board employees; and Section 239(2)(f) of the Municipal Act, 2001, to discuss advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

MOTION CARRIED

- (1) Ralph Walton, Acting CAO – Plans for 3-6 months

Pursuant to Section 239(2)(b) of the Municipal Act, 2001 to discuss personal matters about an identifiable individual, including municipal or local board employees.

- (2) Richard Ferguson, Chief Building Official - Personnel Matter (Confidential Memorandum – Communication number 675)

Pursuant to Section 239(2)(b) of the Municipal Act, 2001 to discuss personal matters about an identifiable individual, including municipal or local board employees.

Councillor Campbell left the meeting at 3:33 p.m.

- (3) Becky Jamieson, Municipal Clerk – Request to waive requirements in By-law number 2722-2017-AP (Confidential communication numbers 687, 633, 688)

Pursuant to Section 239(2)(b) of the Municipal Act, 2001 to discuss personal matters about an identifiable individual, including municipal or local board employees.

Pursuant to Section 239(2)(f) of the Municipal Act, 2001 to discuss advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Staff left the meeting at 3:55 p.m. with the exception of the Clerk.

- (4) Becky Jamieson, Municipal Clerk – Personnel matter (Confidential communication)

Pursuant to Section 239(2)(f) of the Municipal Act, 2001 to discuss advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Resolution Number 32-7

MOVED BY W.E. Ted Smith and SECONDED by Claire Doble that we rise from in camera at 4:07 p.m.

MOTION CARRIED

12. Confirmation By-law

By-law Number 2956-2020 – to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on June 22, 2020

Resolution Number 33-7

By-law Number 2956-2020 – to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on June 22, 2020, was read three times and passed in open Council. The Mayor and Clerk were authorized to sign the by-law on behalf of the municipality and to have same engrossed in the by-law book.

13. Adjournment

Resolution Number 34-7

MOVED by Claire Doble and SECONDED by Walter Schummer that we do now adjourn at 4:09 p.m.

MOTION CARRIED

MAYOR

CLERK