

The Corporation of the Township of Brock

Council Minutes

Electronically

Session Eleven

Monday, October 26, 2020

The Eleventh Meeting of the Council of the Township of Brock, in the Regional Municipality of Durham, was held on Monday, October 26, 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: Deputy Clerk Deena Hunt
(recording the minutes)
Clerk's Assistant Lesley Donnelly
Receptionist Stefanie Stickwood
Acting CAO Ralph Walton
Treasurer Laura Barta
Chief Building Official Richard Ferguson
Director of Public Works Paul Lagrandeur
Fire Chief Rick Harrison
Planner Debbie Vandenakker

1. Call to Order and Moment of Silence

Mayor Bath-Hadden called the meeting to order at 7:00 p.m.

2. Disclosure of Pecuniary Interest and Nature Thereof

None

3. Announcements from Council and Staff

Suspended until further notice.

4. Presentations

Suspended until further notice.

5. Hearing of Delegations and/or Petitions

- (1) Mr. Mike Walters – Lake Simcoe Region Conservation Authority's 2020 Budget Companion and Annual Operating Priorities

Mayor Bath-Hadden advised that Mr. Walters is retiring after 35 years with the Lake Simcoe Region Conservation Authority.

Mr. Walters, CAO, LSRCA, provided a presentation overviewing the annual Budget Companion which provides an update on the budget and programs within each of the seven service areas, the proposed annual operating priorities for 2020, and future plans.

Resolution Number 1-11

MOVED by W.E. Ted Smith and SECONDED by Lynn Campbell that the rules of procedure with respect to the length of the deputation be waived.

MOTION CARRIED

Councillors requested further information with respect to shrinking the floodplain and whether Federal funding is available and were advised that the floodplain

mapping indicates areas of concern across the watershed with respect to water conveyance (eg. barriers created due to railways, undersized culverts, etc.) and opportunities would be reviewed with municipalities to reduce their floodplains. Mr. Walters advised that Environment Canada primarily provides funding for the Lake Simcoe Clean-Up Fund and projects to improve water quality. He advised that, while the majority of funding is through the Provincial flood program, the objective is to have a combination of Federal, Provincial, and municipal funding.

Councillors requested clarification with respect to salt reduction in commercial settings and were advised that litigation has been a concern with slips, trips and falls and representatives from commercial property owners provided input on salt applications at the LSRCA's Freshwater Roundtable. He advised that Provincial guidelines are required to address this concern and then industry education and monitoring would follow.

6. Consent Agenda

Resolution Number 2-11

MOVED by Lynn Campbell and SECONDED by W.E. Ted Smith that the items listed in Section 6 Consent Agenda be approved save and except communication numbers 1436, 1422, the 9th Committee of the Whole meeting, 1417, and 1418.

MOTION CARRIED

(a) Adoption of Minutes of Previous Meetings

- (1) 10th Meeting of Council – September 28, 2020

Resolution Number 3-11

That the minutes of the 10th Council meeting as held on September 28, 2020, be approved.

(d) Reports of Committees

- (1) 8th Committee of the Whole Meeting – October 5, 2020

Resolution Number 4-11

That the minutes of the 8th Committee of the Whole meeting as held on October 5, 2020, be approved.

- (3) 9th Committee of the Whole meeting, In Camera Session – October 19, 2020

Resolution Number 5-11

That the minutes of the 9th Committee of the Whole meeting, In Camera Session, as held on October 19, 2020, be approved.

(e) Motions

- (1) One Year Extension of deadlines in O. Reg. 588/17: Asset Management Planning for Municipal Infrastructure

Resolution Number 6-11

WHEREAS the COVID-19 pandemic has had significant financial and operational impacts on Ontario municipalities;

AND WHEREAS municipalities have had to divert resources towards addressing the immediate needs of the pandemic and maintaining service delivery standards despite evolving restrictions and limited funds;

AND WHEREAS the Government of Ontario has regulated municipal asset management through O.Reg. 588/17: Asset Management Planning

for Municipal Infrastructure under the Infrastructure for Jobs and Prosperity Act, 2015;

AND WHEREAS O.Reg. 588/17 mandates that every municipality shall prepare an asset management plan in respect of its core municipal infrastructure assets by July 1, 2021, and in respect of all of its other municipal infrastructure assets by July 1, 2023;

AND WHEREAS the key components of an asset management plan as required by the regulation are:

1. Infrastructure
2. Levels of Service
3. Lifecycle Management and Financial Strategy

AND WHEREAS there is a concern amongst Municipal Finance Officers' Association of Ontario (MFOA) members and their municipalities that current capacity challenges (redeployment of staff, and lack of available resources) will result in limitations for purposeful asset management planning;

AND WHEREAS Ontario municipalities do not anticipate the current capacity challenges to be resolved in the short-term;

NOW THEREFORE BE IT RESOLVED that The Township of Brock supports MFOA's letter to the Ministry of Infrastructure requesting a one-year extension of deadlines in O.Reg. 588/17: Asset Management Planning for Municipal Infrastructure under the Infrastructure for Jobs and Prosperity Act, 2015; so that all municipalities can focus on the immediate needs of the pandemic and engage in municipal asset management planning when capacity challenges are resolved.

7. Items Extracted from Consent Agenda

(b) Reports

1436 Becky Jamieson – Report: 2020-CO-56, Santa Claus Parades in Brock

Resolution Number 7-11

MOVED by Lynn Campbell and SECONDED by Michael Jubb That Report: 2020-CO-56, Santa Claus Parades in Brock be received for information; and,

That the request from the Sunderland Santa Claus Parade, as contained in Communication number 1401, be denied; and,

That the Health Department requirements for Santa Claus parades be provided to the three event organizers; and,

That the Township of Brock's approval for any parade event be subject to meeting the guidelines of the Durham Region Health Department; and,

That staff be authorized to work with parade organizers on the implementation of their parade once the Health Department's guidelines have been met; and,

That staff be directed to work with the Sunderland Santa Claus Parade organizers to develop a COVID-safe stationary parade plan for 2020.

Councillors enquired whether Durham Region Health approves the stationary parade model and were advised in the affirmative.

Councillors enquired whether the parade organizers should submit new plans to which the Acting CAO advised not, that staff understand the sense of urgency and would provide support to the organizers.

Concerns were expressed for liability insurance coverage for parades during the pandemic and that the Province announced legislation addressing liability protection for non-profits during covid to which the Acting CAO advised that staff would follow up.

Resolution Number 7-11

MOVED by Lynn Campbell and SECONDED by Michael Jubb That Report: 2020-CO-56, Santa Claus Parades in Brock be received for information; and,

That the request from the Sunderland Santa Claus Parade, as contained in Communication number 1401, be denied; and,

That the Health Department requirements for Santa Claus parades be provided to the three event organizers; and,

That the Township of Brock's approval for any parade event be subject to meeting the guidelines of the Durham Region Health Department; and,

That staff be authorized to work with parade organizers on the implementation of their parade once the Health Department's guidelines have been met; and,

That staff be directed to work with the Sunderland Santa Claus Parade organizers to develop a COVID-safe stationary parade plan for 2020.

MOTION CARRIED

(c) Correspondence

1417 Mr. Guy Giorno, Integrity Commissioner – Report on Complaint – Miller vs. Bath-Hadden, 2020 ONMIC 12

1418 Fasken Martineau DuMoulin LLP – Transparency: Code of Conduct File CC-2020-02, Miller vs. Bath-Hadden, 2020 ONMIC 12

Councillors advised that they would prefer more time to review the documentations and that the matter be considered at the next regular Council meeting.

Resolution Number 8-11

MOVED by Walter Schummer and SECONDED by Claire Doble that Council defer consideration of Communication Numbers 1417 and 1418 to the next regular Council meeting.

MOTION CARRIED

1422 Durham District School Board – Student safety and crossing guards in our community

Councillor Campbell expressed appreciation for the efforts of staff on this matter.

Resolution Number 9-11

MOVED by Lynn Campbell and SECONDED by Cria Pettingill that Communication Number 1422 be received for information and filed.

MOTION CARRIED

(b) Reports of Committees

(2) 9th Committee of the Whole meeting - October 19, 2020

Mayor Bath-Hadden requested that the minutes reflect her attendance later in the meeting.

Resolution Number 10-11

That the minutes of the 9th Committee of the Whole meeting, as held on October 19, 2020, as amended, be approved.

8. Notices of Motions

(1) Notice of Motion – Alternate Council Member to Regional Council

Resolution Number 11-11

MOVED by Michael Jubb and SECONDED by Walter Schummer

WHEREAS the Municipal Act Subsection 268(1) allows that the Council of a local municipality may appoint one of its Members as an Alternate Council Member, to act in place of a person who is a member of the councils of the local municipality and its upper-tier municipality, when the person is unable to attend a meeting of the upper-tier Council for any reason; and,

WHEREAS Brock Township Council deems it prudent to make such an appointment;

NOW THEREFORE BE IT RESOLVED that Brock Township Council make such an appointment and that the Municipal Clerk so advise the Regional Clerk of the appointment.

The Acting CAO enquired as to when the alternate Council member would be appointed to which Mayor Bath-Hadden advised that interested members should provide their written reasons for consideration at the next Council meeting.

The Acting CAO advised that one alternate person is named for the term of Council.

Resolution Number 11-11

MOVED by Michael Jubb and SECONDED by Walter Schummer

WHEREAS the Municipal Act Subsection 268(1) allows that the Council of a local municipality may appoint one of its Members as an Alternate Council Member, to act in place of a person who is a member of the councils of the local municipality and its upper-tier municipality, when the person is unable to attend a meeting of the upper-tier Council for any reason; and,

WHEREAS Brock Township Council deems it prudent to make such an appointment;

NOW THEREFORE BE IT RESOLVED that Brock Township Council make such an appointment and that the Municipal Clerk so advise the Regional Clerk of the appointment.

MOTION CARRIED

(2) Notice of Reconsideration

A recorded vote was requested by Regional Councillor Smith.

Resolution Number 12-11

MOVED by W.E. Ted Smith and SECONDED by Cria Pettingill that Council approve the reconsideration of a matter previously addressed.

Recorded Vote

Yeas

W.E. Ted Smith
Claire Doble
Michael Jubb
Cria Pettingill
Walter Schummer

Nays

Debbie Bath-Hadden
Lynn Campbell

MOTION CARRIED by 2/3 Vote

Resolution Number 13-11

MOVED by Cria Pettingill and SECONDED by W.E. Ted Smith that the request from Mr. Gerry Green regarding compensation for the replacement of his hedge be reconsidered.

Councillors advised that the damage to the hedge was repaired at a cost of \$1,695 following which there was discussion with respect to whether the repair costs were excessive to which staff advised in the affirmative.

Councillors enquired whether staff performed standard brushing work at the location and if staff were clear on property lines to which the Director of Public Works advised in the affirmative, noting that only overhanging branches were brushed back.

Councillors expressed concern for setting a precedent and advised that each situation should come to Council for consideration.

Mayor Bath-Hadden requested a recorded vote.

Resolution Number 13-11

MOVED by Cria Pettingill and SECONDED by W.E. Ted Smith that the request from Mr. Gerry Green regarding compensation for the replacement of his hedge be reconsidered.

Recorded Vote

Yeas

Cria Pettingill
W.E. Ted Smith
Walter Schummer

Nays

Debbie Bath-Hadden
Lynn Campbell
Claire Doble
Michael Jubb

MOTION LOST

(3) Notice of Motion – Beaverton Supportive Housing Communications

Resolution Number 14-11

MOVED by Michael Jubb and SECONDED by Claire Doble that staff be directed to only share information on the Township's social media platforms related to public information sessions or public meetings related to Durham Region's Beaverton Supportive Housing project.

Councillors enquired whether social media platforms include the Township website and were advised in the affirmative.

The Acting CAO clarified that it is the Township's practise to share, on social media, Durham Region's service information and that this resolution would apply only to the Region's information which addresses the proposed Supportive Housing in Beaverton and would not apply to public information sessions or public meetings in that regard.

Councillors enquired as to a specific Communication Policy for the Township to which the Acting CAO advised that the Social Media Policy governs what and who may post information and has been adequate.

Councillors advised that, in this instance, control of what may be shared is warranted.

Councillors expressed concern for censorship, lack of transparency, and the requirement to provide facts/information to the public.

Councillors enquired whether the Municipal Act addresses this form of information sharing and were advised that staff would follow up.

Councillors expressed concern for non-factual information being shared on this subject.

Mayor Bath-Hadden requested a recorded vote.

Resolution Number 14-11

MOVED by Michael Jubb and SECONDED by Claire Doble that staff be directed to only share information on the Township's social media platforms related to public information sessions or public meetings related to Durham Region's Beaverton Supportive Housing project.

Recorded Vote

Yeas

Michael Jubb
Claire Doble
Cria Pettingill
Walter Schummer

Nays

Debbie Bath-Hadden
Lynn Campbell
W.E. Ted Smith

MOTION CARRIED

Resolution Number 15-11

MOVED by Michael Jubb and SECONDED by Walter Schummer that Council break for a recess at 8:32 p.m.

MOTION CARRIED

Mayor Bath-Hadden reconvened the meeting at 8:41 p.m. with the same members of Council and staff in attendance with the exception of the Treasurer.

9. By-laws

None

10. Other Business

(1) COVID-19 Update

None

(2) Councillor Jubb advised that the Beaverton Pier's fencing was removed to which the Director of Public Works advised that staff would follow up.

(3) Committee of the Whole direction from October 19 meeting - Motion

11. Public Questions and Clarification

There were no public questions for clarification.

The Director of Public Works left the meeting and the Planner joined the meeting at 8:44 p.m.

12. Closed Session

Resolution Number 16-11

MOVED by W.E. Ted Smith and SECONDED by Claire Doble that Council move in camera at 8:45 p.m. 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 the purpose.

MOTION CARRIED

Resolution Number 17-11

MOVED BY Claire Doble and SECONDED by Lynn Campbell that we rise from in camera at 10:00 p.m.

MOTION CARRIED

Resolution Number 18-11

MOVED BY Claire Doble and SECONDED by Michael Jubb

1. **WHEREAS** the Township of Brock's Official Plan recognizes the need to encourage a range of housing opportunities for rental housing and ownership housing which is available to all socio-economic levels and which includes group homes, assisted housing, transitional housing and crisis care facilities ("Supportive Housing");
2. **AND WHEREAS** Supportive Housing needs to be carefully located within the Township of Brock to balance the need for such uses to be strategically located and integrated in the community to provide access to all public amenities and services while meeting the health and safety needs of existing residents and visitors to the Township, ensuring adequate separation standards and limits on the total number of Supportive Housing development in the Township;
3. **AND WHEREAS** the Township of Brock's Official Plan provides that the Beaverton Harbor Area is intended to be a focal point of the community wherein the health and safety of all residents and visitors is of paramount concern and any development within the area will be planned in a manner that does not pose a threat to the health of residents and visitors;
4. **AND WHEREAS** the policies of the Township of Brock's Official Plan and Zoning By-law No. 287-78-PL ("Zoning By-law") do not currently regulate the appropriate location of Supportive Housing in a manner that is sensitive to the existing and planned character of the Beaverton Harbor Area;
5. **AND WHEREAS** the provisions of the Township of Brock's Zoning By-law do not permit Manufactured Dwelling Houses consisting of prefabricated components to be located anywhere within the municipality or regulate the performance standards thereof;
6. **AND WHEREAS** the appropriate location and performance standards related to Manufactured Dwelling Houses consisting of prefabricated components in the Township's Zoning By-law needs to be carefully considered by Council;
7. **AND WHEREAS** due to the Regional Municipality of Durham's proposal to develop modular Supportive Housing at 133 Main St., Beaverton, it has become evident that the Township of Brock's Official Plan policies and Zoning By-law permitted uses and performance standards must be updated to address the unanticipated impacts that unregulated modular construction and the location of Supportive Housing proposals may otherwise impose upon existing and future residents and visitors of the Beaverton Harbor Area and the Township of Brock.

NOW THEREFORE BE AND IT IS HEREBY RESOLVED THAT:

1. Staff be directed to undertake a thorough review and study of the Township of Brock's Supportive Housing and modular construction policies, permitted uses, and performance standards in order to protect the health and safety of existing and future residents and visitors of the Township of Brock;
2. The Township Solicitor together with the appropriate staff be directed to prepare a draft interim control by-law temporarily prohibiting the use of:
 - A. Modular construction, including Manufactured Dwelling Houses consisting of pre-fabricated components; and
 - B. The location, use, regulation, development standards, total number, and separation distances for Supportive Housing in the entire Township of Brock.
3. The Township Clerk be directed to forward this Resolution to the Regional Clerk for consideration at the Regional Meeting of Council on October 28, 2020.

Councillors Doble and Jubb advised that it is important to ensure that any supportive housing and modular construction be implemented safely and effectively within Brock at an approved location and would support the motion.

Mayor Bath-Hadden, Regional Councillor Smith, and Councillor Campbell expressed concern for the financial impact that would be a result of this motion and would not support the motion.

Regional Councillor Smith advised that he is aware of manufactured dwelling houses within Brock.

Councillor Pettingill advised that she does not have budgetary concerns with respect to this motion, the research is fundamental, and she would support the motion.

Councillor Schummer advised that, while he understands the budgetary concerns, would support the motion advising that this could open more conversation with the Region of Durham.

Mayor Bath-Hadden requested a recorded vote.

Resolution Number 18-11

MOVED BY Claire Doble and SECONDED by Michael Jubb

1. **WHEREAS** the Township of Brock's Official Plan recognizes the need to encourage a range of housing opportunities for rental housing and ownership housing which is available to all socio-economic levels and which includes group homes, assisted housing, transitional housing and crisis care facilities ("Supportive Housing");
2. **AND WHEREAS** Supportive Housing needs to be carefully located within the Township of Brock to balance the need for such uses to be strategically located and integrated in the community to provide access to all public amenities and services while meeting the health and safety needs of existing residents and visitors to the Township, ensuring adequate separation standards and limits on the total number of Supportive Housing development in the Township;
3. **AND WHEREAS** the Township of Brock's Official Plan provides that the Beaverton Harbor Area is intended to be a focal point of the community wherein the health and safety of all residents and visitors is of paramount concern and any development within the area will be planned in a manner that does not pose a threat to the health of residents and visitors;

4. **AND WHEREAS** the policies of the Township of Brock's Official Plan and Zoning By-law No. 287-78-PL ("Zoning By-law") do not currently regulate the appropriate location of Supportive Housing in a manner that is sensitive to the existing and planned character of the Beaverton Harbor Area;
5. **AND WHEREAS** the provisions of the Township of Brock's Zoning By-law do not permit Manufactured Dwelling Houses consisting of prefabricated components to be located anywhere within the municipality or regulate the performance standards thereof;
6. **AND WHEREAS** the appropriate location and performance standards related to Manufactured Dwelling Houses consisting of prefabricated components in the Township's Zoning By-law needs to be carefully considered by Council;
7. **AND WHEREAS** due to the Regional Municipality of Durham's proposal to develop modular Supportive Housing at 133 Main St., Beaverton, it has become evident that the Township of Brock's Official Plan policies and Zoning By-law permitted uses and performance standards must be updated to address the unanticipated impacts that unregulated modular construction and the location of Supportive Housing proposals may otherwise impose upon existing and future residents and visitors of the Beaverton Harbor Area and the Township of Brock.

NOW THEREFORE BE AND IT IS HEREBY RESOLVED THAT:

1. Staff be directed to undertake a thorough review and study of the Township of Brock's Supportive Housing and modular construction policies, permitted uses, and performance standards in order to protect the health and safety of existing and future residents and visitors of the Township of Brock;
2. The Township Solicitor together with the appropriate staff be directed to prepare a draft interim control by-law temporarily prohibiting the use of:
 - A. Modular construction, including Manufactured Dwelling Houses consisting of pre-fabricated components; and
 - B. The location, use, regulation, development standards, total number, and separation distances for Supportive Housing in the entire Township of Brock.
3. The Township Clerk be directed to forward this Resolution to the Regional Clerk for consideration at the Regional Meeting of Council on October 28, 2020.

Recorded Vote

Yeas

Claire Doble
Michael Jubb
Cria Pettingill
Walter Schummer

Nays

Debbie Bath-Hadden
Lynn Campbell
W.E. Ted Smith

MOTION CARRIED

Resolution Number 19-11

MOVED BY Michael Jubb and SECONDED by Claire Doble

1. **WHEREAS** the Region of Durham has proposed the development of a modular supportive housing project at 133 Main St. in Beaverton (the "Project");
2. **AND WHEREAS** the Region of Durham rescinded its previous decision to issue a Request for Proposal for the purpose of soliciting supportive housing

proposals at the Regional Meeting of Council on June 26, 2019, in order for the funds to be reallocated and used directly by the Region to approve the sole sourcing of the Project to Horizon North Inc. (or its affiliate NRB) at the Regional Meeting of Council on July 29, 2020;

3. **AND WHEREAS** the Township of Brock's Official Plan provides that the Beaverton Harbor Area is intended to be a focal point of the community wherein the health and safety of all residents and visitors is of paramount concern and any development within the area will be planned in a manner that does not pose a threat to the health of residents and visitors;
4. **AND WHEREAS** the Township of Brock does not permit Manufactured Dwelling Houses in any zone;
5. **AND WHEREAS** the Project does not meet the "Public Use" permissions of the Township of Brock's Zoning By-law No. 278-78-PL;
6. **AND WHEREAS** despite the requirement of the Region's Purchasing By-law No. 16-2020 ("Purchasing By-law") that:
 - A. The Social Services Department, or any other applicable department, provide the Purchasing Section with a valid justification for procurements described in Appendix "C"; and
 - B. The Social Services Department, or any other applicable department, complete a business case including all pertinent facts that gave rise to the sole source procurement in accordance with Appendix "D"

there is no publicly available proof that the Regional Council of the Regional Municipality of Durham approved a sole source agreement with Horizon North Inc. (or its affiliate NRB) for the design, delivery and installation of approximately 50 modular affordable supportive housing rental units at 133 Main St., Beaverton according to the provisions of Purchasing By-law, namely,

- A. The goods and services of the sole source purchase can be supplied only by a particular supplier and no reasonable alternative or substitute goods or services exist due to an absence of competition for technical competition, or any other applicable reason pursuant to section 1.1 of Appendix "C";
- B. There is no extreme urgency requiring this sole source purchase pursuant to section 1.3 of Appendix "C"; and,
- C. A Business Case was not completed pursuant to section 7.2 of the by-law or in accordance with Appendix "D".

NOW THEREFORE BE AND IT IS HEREBY RESOLVED THAT:

1. The Township Clerk be directed to forward this Resolution to the Regional Clerk for consideration at the Regional Meeting of Council on October 28, 2020, requesting that the Region immediately:
 - A. Rescind the approval of the sole source agreement to Horizon North Inc. (or its affiliate NRB) on the grounds that the approval did not conform to the Purchasing By-law for the reasons set out above;
 - B. Not pursue the Project because the Zoning By-law does not permit the uses proposed by the Project;
 - C. Not tender the Project until the Township of Brock completes its study of supportive housing and Manufactured Dwelling Houses to determine the appropriate location, performance standards, and construction method of such uses and until the regulations are enacted permitting same.

Councillor Jubb advised that he would support the motion noting that the studies are necessary to enact an Interim Control By-law.

Regional Councillor Smith expressed concern for the reference in the motion to not permitting manufactured dwellings within the municipality given that there are existing ones.

Mayor Bath-Hadden requested a recorded vote.

Resolution Number 19-11

MOVED BY Michael Jubb and SECONDED by Claire Doble

1. **WHEREAS** the Region of Durham has proposed the development of a modular supportive housing project at 133 Main St. in Beaverton (the “Project”);
2. **AND WHEREAS** the Region of Durham rescinded its previous decision to issue a Request for Proposal for the purpose of soliciting supportive housing proposals at the Regional Meeting of Council on June 26, 2019, in order for the funds to be reallocated and used directly by the Region to approve the sole sourcing of the Project to Horizon North Inc. (or its affiliate NRB) at the Regional Meeting of Council on July 29, 2020;
3. **AND WHEREAS** the Township of Brock’s Official Plan provides that the Beaverton Harbor Area is intended to be a focal point of the community wherein the health and safety of all residents and visitors is of paramount concern and any development within the area will be planned in a manner that does not pose a threat to the health of residents and visitors;
4. **AND WHEREAS** the Township of Brock does not permit Manufactured Dwelling Houses in any zone;
5. **AND WHEREAS** the Project does not meet the “Public Use” permissions of the Township of Brock’s Zoning By-law No. 278-78-PL;
6. **AND WHEREAS** despite the requirement of the Region’s Purchasing By-law No. 16-2020 (“Purchasing By-law”) that:
 - A. The Social Services Department, or any other applicable department, provide the Purchasing Section with a valid justification for procurements described in Appendix “C”; and
 - B. The Social Services Department, or any other applicable department, complete a business case including all pertinent facts that gave rise to the sole source procurement in accordance with Appendix “D”

there is no publicly available proof that the Regional Council of the Regional Municipality of Durham approved a sole source agreement with Horizon North Inc. (or its affiliate NRB) for the design, delivery and installation of approximately 50 modular affordable supportive housing rental units at 133 Main St., Beaverton according to the provisions of Purchasing By-law, namely,

- A. The goods and services of the sole source purchase can be supplied only by a particular supplier and no reasonable alternative or substitute goods or services exist due to an absence of competition for technical competition, or any other applicable reason pursuant to section 1.1 of Appendix “C”;
- B. There is no extreme urgency requiring this sole source purchase pursuant to section 1.3 of Appendix “C”; and,
- C. A Business Case was not completed pursuant to section 7.2 of the by-law or in accordance with Appendix “D”.

NOW THEREFORE BE AND IT IS HEREBY RESOLVED THAT:

1. The Township Clerk be directed to forward this Resolution to the Regional Clerk for consideration at the Regional Meeting of Council on October 28, 2020, requesting that the Region immediately:
 - A. Rescind the approval of the sole source agreement to Horizon North Inc. (or its affiliate NRB) on the grounds that the approval did not conform to the Purchasing By-law for the reasons set out above;
 - B. Not pursue the Project because the Zoning By-law does not permit the uses proposed by the Project;
 - C. Not tender the Project until the Township of Brock completes its study of supportive housing and Manufactured Dwelling Houses to determine the appropriate location, performance standards, and construction method of such uses and until the regulations are enacted permitting same.

Recorded Vote

Yeas

Michael Jubb
Claire Doble
Cria Pettingill
Walter Schummer

Nays

Debbie Bath-Hadden
Lynn Campbell
W.E. Ted Smith

MOTION CARRIED

Mayor Bath-Hadden, Regional Councillor Smith, and Councillor Campbell advised that the authority for Site Plan Control should remain with staff.

Councillors advised that site plans would be provided to Council with the assistance of staff input.

Regional Councillor Smith advised that Site Plan Control is typically left with staff to avoid political influence.

Mayor Bath-Hadden requested a recorded vote.

By-law Number 2981-2020 – being a by-law to amend By-law Number 2109-2007-PL, being a by-law to establish a site plan control area for the Township of Brock

Resolution Number 20-11

MOVED by Claire Doble and SECONDED by Michael Jubb that By-law Number 2981-2020 being a by-law to establish a site plan control area for the Township of Brock pursuant to section 41(2) of the Planning Act, R.S.O. 1990, chapter P.13, as amended, be read a first, second and third time and passed in open Council and that the Mayor and Clerk be authorized to sign the by-law on behalf of the municipality and to have same engrossed in the by-law book.

Recorded Vote

Yeas

Claire Doble
Michael Jubb
Cria Pettingill
Walter Schummer
W.E. Ted Smith

Nays

Debbie Bath-Hadden
Lynn Campbell

MOTION CARRIED

13. Confirmation By-law

By-law Number 2980-2020 – to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on October 26, 2020

Resolution Number 21-11

MOVED by W.E. Ted Smith and SECONDED by Walter Schummer that By-law Number 2980-2020, to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on October 26, 2020, be read three times and passed in open Council. The Mayor and Clerk be authorized to sign the by-law on behalf of the municipality and to have same engrossed in the by-law book.

MOTION CARRIED

14. Adjournment

Resolution Number 22-11

MOVED by Lynn Campbell and SECONDED by Cria Pettingill that we do now adjourn at 10:32 p.m.

MOTION CARRIED

MAYOR

DEPUTY CLERK