



The Corporation of the Township of Brock

Council Minutes

March 27, 2023

Virtual Meeting

Members Present: Mayor Walter Schummer
Regional Councillor Michael Jubb
Ward 1 Councillor Peter Frank
Ward 3 Councillor Angela Canavan
Ward 4 Councillor Cria Pettingill
Ward 5 Councillor Lynn Campbell

Members Absent: Ward 2 Councillor Claire Doble

Staff Present: CAO Ingrid Svelnis
Clerk/Deputy CAO Fernando Lamanna
Clerk's Assistant Deena Hunt
Clerk's Assistant, Stefanie Stickwood
Fire Chief Rick Harrison
Director of Public Works Paul Lagrandeur
Director Development Services Robin Prentice

1. Zoom Link (agenda only)

2. Call to Order & Moment of Silence - 6:00 p.m.

Mayor Schummer called the meeting to order at 6:00 p.m. and a quorum was present.

3. Land Acknowledgement

It is important to begin each public gathering with a Land and Territorial Acknowledgement, to recognize the Indigenous people for being good stewards

of the land and environment, here where we are meeting today. The Township of Brock has traditionally been a hunting and fishing ground for First Nations people. We reside on and benefit from the Williams Treaty Territories, on the land of the Mississaugas and Chippewas. May we share the land as long as the sun rises, the grass grows and river flows.

4. Disclosure of Pecuniary Interest and Nature Thereof

4.1 Mayor Schummer - Request Exclusive Use of MacLeod Park - June 30 to July 2, 2023

Mayor Schummer advised, with respect to agenda item 12.8 Cannington Lions Club request, that he is a member of the Cannington Lions Club, however, declared a non-qualifying interest in the agenda item under the spirit of the Municipal Conflict of Interest Act Sec.1.1(4) and Sec.4(j) and 4(k) and would participate in discussion and voting on the matter.

5. Community Announcements

Council advised that the Sunderland Maple Syrup Festival will be hosted on April 1 and 2, 2023 in Sunderland.

6. Public Meeting

6.1 Explanatory Note - ZBA-2023-01, Part lot 17 and 18, Concession 7, Sunderland

The purpose of this Statutory Public meeting, pursuant to the Planning Act R.S.O. 1990, is to inform the public and receive public comments on the details of an application to amend Zoning By-law 287-78-PL for the rezoning of lands located at 1705 Concession Road 7, Part of Lots 17 and 18, Sunderland. The rezoning would recognize the existing dwelling as a rural residential lot to facilitate the severance of a surplus farm dwelling and to rezone the retained farmland so that no further severances or residential uses are permitted. The retained farmland will continue to be farmed as part of a larger farm operation.

Members of Council were in attendance to observe and listen to comments.

6.2 Staff Presentation / Overview

The Director of Development Services provided a presentation that included the following:

- the application proposes to sever off the existing house as it is surplus to the farming operation
- the Planning process involves Provincial, Regional and municipal consideration
- a Regional Official Plan Amendment is being processed by the Region of Durham to sever off the dwelling that is surplus to the farming operation as a result of the consolidation of non-abutting farm parcels
- a Land Division application will also be required
- subject lands are located on the north side of Concession 7 south Highway 7 and west of Sideroad 18A
- subject property is designated prime agriculture and major open space area in Brock Official Plan permitting agricultural uses and single detached dwellings
- currently zoned Rural (RU) and Environmentally Protected (EP)
- proposed rezoning would be Rural Residential (RR) for the existing dwelling, and site specific Rural (RU-XX), and Environmental (EP-XX) for the farming parcel prohibiting future severances and residential uses
- notice of this Public Meeting was circulated in accordance with the Planning Act
- a forthcoming staff report will include comments received and make a recommendation on the application

6.3 Consultant / Application Presentation

Gordon Mahoney, Michael Smith Planning Consultants provided a presentation which included the following:

- a Regional Official Plan Amendment is required for the severance of the surplus dwelling
- should the Zoning By-law Amendment application be approved, a Land Division application will be submitted
- legal description is Part Lot 17 and 18, 1705 Concession Road 7

- surrounding land uses include agricultural, woodland, solar farm, and residential
- the subject property is 39 hectares in size, 590 metres frontage on Concession Road 7, 25 hectares is farmland, 13 hectares is wooded, and 4,000 square metres is used for residential purposes
- the severance of surplus dwelling is permitted in the Planning Policy provided that the retained land of the severance is prohibited from erecting any residential dwellings
- the land proposed for severance is approximately 4,000 square metres in size with 9.15 metres of frontage, the retained land will have frontage of 580 metres and is approximately 39 hectares in size
- this application conforms to Provincial Policy, the Brock Official Plan, and the Regional Official Plan provided an amendment is approved

Resolution: C-2023-040

Moved by Councillor Canavan

Seconded by Councillor Campbell

BE IT RESOLVED THAT Council receive the presentations by Township staff and the applicant with respect to ZBA 2023-01.

CARRIED

6.4 Public Comments / Submissions

There were no public comments received.

6.5 Public Questions

There were no public questions.

7. Presentations

None.

8. Delegations / Petitions

8.1 Beaverton Common Inc. - Part lots 11 and 12, Concession 5, Thorah

Ryan Guetter, Executive Vice President, Weston Consulting and Frank Mazzotta, President, Armour Heights Developments representing

Beaverton Common Inc., provided a delegation which included the following:

Phase One - Beaverton Common Inc.

- request support of Council for a Right in Right out access to the Beaverton Common Inc. commercial property, 293 metres north of Beaver Avenue, on Highway 12
- supportive resolution would further the process with the Ministry of Transportation

Phase Two - Beaverton Common Inc.

- once municipal services are in place, construct a complex for 'age in place' community with varying levels of service provisions (retirement home with recreation centre, long-term care, medical centre, and independent living rental units 'quads')
- an opportunity to employ 250 people
- lies adjacent to, and suitable for, environmental lands and employment lands
- the Region has not yet endorsed a conversion request for this proposed complex
- request support of Council for the conversion request that was submitted to the Region of Durham; or
- that the Township submits a policy for consideration during the Regional Official Plan Amendment Review to introduce additional uses to the employment uses for this property

Council provided the following comments and questions:

- support the right in right out access
- give consideration to a partial conversion to include only the retirement home, long-term care, and the medical centre leaving the remainder as employment lands
- could the partial conversion lands be located closer to the environmental lands to the south near the Beaver River
- costs for legal advice with respect to the feasibility of the partial conversion be the onus of the developer

Staff provided the following comments:

- the Region reviewed employment land conversion requests a year and a half ago, and a draft Regional Official Plan (ROPA) has been released which, in conjunction with Council of Brock, did not support this employment land conversion
- a Council resolution to support a partial conversion of these employment lands would have to be submitted to the Region for review and a response from Regional Council
- tight timeline to meet ROPA finalization

Resolution: C-2023-041

Moved by Regional Councillor Jubb

Seconded by Councillor Frank

BE IT RESOLVED THAT the rules of procedure with respect to the length of the deputation be waived.

CARRIED

Resolution: C-2023-042

Moved by Councillor Frank

Seconded by Regional Councillor Jubb

BE IT RESOLVED THAT the comments and presentation as submitted by Weston Consulting, with respect to the Beaverton Common be received; and

THAT Council direct staff to prepare a report on options for a partial conversion of the employment lands abutting the Beaver River, to accommodate a Long Term Care Facility, a Seniors Assisted Living Complex, and a Medical Building; and

THAT the developer enter into an agreement with the Township of Brock to cover all fees related to a third party legal review on the proposed partial conversion of employment lands.

CARRIED

Resolution: C-2023-043

Moved by Regional Councillor Jubb

Seconded by Councillor Frank

BE IT RESOLVED THAT the Township of Brock supports Armour Heights Development's request for a right in/right out access on the west side of Hwy 12 for the new proposed commercial development on Hwy 12, North of Beaver Avenue in Beaverton.

CARRIED

8.2 Green space at 0 Ball Ave. Beaverton

JoAnn Marsolais, Ball Avenue resident, provided a delegation which included the following comments:

- the Trent Canal dam repair included tree removal
- last year Ball Avenue residents requested that this property be zoned as green space or parkland as it is the only place for children to play
- it is currently listed for sale
- request that it be zoned as a green space

Resolution: C-2023-044

Moved by Councillor Canavan

Seconded by Councillor Pettingill

BE IT RESOLVED THAT Delegation with respect to Green Space at 0 Ball Avenue, presented by JoAnn Marsolais be received.

CARRIED

9. **Ratification of COW Recommendations**

Resolution: C-2023-045

Moved by Regional Councillor Jubb

Seconded by Councillor Pettingill

BE IT RESOLVED THAT the Committee of the Whole recommendations from February 27, and March 13, 2023 meetings be adopted; and

THAT Council adopt the March 27, 2023 Committee of the Whole resolutions pertaining to:

- the Substance and Abuse Policy

- the Terms of References for Sunderland Town Hall Ad-Hoc Liaison Committee, Non-Profit Sector Advisory Committee, and the Tourism Advisory Committee
- the recommendations with respect to the Cannington Haunted Attraction report
- the recommendations with respect to the Beaverton Harbour parking update report

CARRIED

10. Adoption of Minutes of Previous Meetings

Resolution: C-2023-046

Moved by Councillor Pettingill
Seconded by Councillor Frank

BE IT RESOLVED THAT Council adopts all minutes of previous Council meetings as listed in Section 9.1; and receives all minutes as listed in Section 9.2.

CARRIED

10.1 Minutes of previous Council Meetings

Resolution: C-2023-047

BE IT RESOLVED THAT Council adopt the following minutes:

- Committee of the Whole - February 27, 2023
- Committee of the Whole - Closed Session - February 27, 2023
- Council - February 27, 2023
- Special Council - March 10, 2023
- Special Council - Closed Session - March 10, 2023
- Committee of the Whole - March 13, 2023

10.1.1 Committee of the Whole Meeting - February 27, 2023

10.1.2 Committee of the Whole - Closed Session - February 27, 2023

10.1.3 Council - February 27, 2023

10.1.4 Special Council - March 10, 2023

10.1.5 Special Council - Closed Session - March 10, 2023

10.1.6 Committee of the Whole - March 13, 2023

10.2 Minutes to be received

Resolution: C-2023-048

BE IT RESOLVED THAT the following minutes be received:

- Wilfrid Hall Committee - December 20, 2022
- Sunderland Town Hall Committee - November 29, 2022
- Manilla Hall Committee - February 15, 2023

10.2.1 Wilfrid Hall Committee Minutes - December 20, 2022

10.2.2 Sunderland Town Hall Board - November 29, 2022

10.2.3 Manilla Hall Board - February 23, 2023

11. Reports

None.

12. Correspondence

Resolution: C-2023-049

Moved by Councillor Campbell

Seconded by Councillor Frank

BE IT RESOLVED THAT the items listed in Section 11 Correspondence be approved save and except for Communication numbers 146/23, 86/23, 94/23, 109/23, 89/23, and 123/23.

CARRIED

12.1 Relocation of the Sunderland Cenotaph - Sunderland & District Historical Society

Communication Number 111/23

Resolution: C-2023-050

BE IT RESOLVED THAT communication number 111/23 as submitted by Sunderland & District Historical Society with respect to the possible relocation of the Cenotaph be received.

12.2 Relocation of the Sunderland Cenotaph - Denise Wilson

Communication number 119/23

Resolution: C-2023-051

BE IT RESOLVED THAT communication number 119/23 as submitted by Denise Wilson with respect to the proposed relocation of the Sunderland Cenotaph be received.

12.3 Relocation of the Sunderland Cenotaph - Lydia Doble

Communication Number 138/23

Resolution: C-2023-052

BE IT RESOLVED THAT Communication Number 138/23, Cenotaph Relocation, submitted by Lydia Doble be received.

12.4 Relocation of the Sunderland Cenotaph - Sunderland Town Hall Ad Hoc Liaison Committee

Communication Number 141/23

Resolution: C-2023-053

BE IT RESOLVED THAT Communication 141/23, Cenotaph Relocation, submitted by the Sunderland Town Hall Ad Hoc Liaison Committee be received.

12.5 Relocation of the Sunderland Cenotaph - Royal Canadian Legion Sunderland

Communication numbers 146/23 & 147/23

Resolution: C-2023-054

Moved by Regional Councillor Jubb

Seconded by Councillor Campbell

BE IT RESOLVED THAT communication number 146/23 and 147/23 as submitted by Bill Davis, President, Sunderland Legion Branch 141, with respect to relocating the Sunderland Cenotaph be received.

CARRIED

12.6 Noise By-Law Exemption Request

Stephen Burley

Communication Number 86/23

Resolution: C-2023-055

Moved by Councillor Canavan

Seconded by Councillor Campbell

BE IT RESOLVED THAT Communication Number 86/23 as submitted by Stephen Burley requesting an exemption of Noise By-law 3118-2022 be received; and

THAT Council approve the exemption with respect to Schedule 1 of the by-law for the hours of 11:00 p.m. on September 23, 2023 to 1:00 a.m. on September 24, 2023.

CARRIED

12.7 Cannington Ball Tournament BBQ Request

Bianca Hope

Communication Number 94/23

The Clerk/Deputy CAO advised that the resolution should also include May 27, 2023, which was submitted after the agenda was prepared.

Resolution: C-2023-056

Moved by Councillor Pettingill

Seconded by Councillor Canavan

BE IT RESOLVED THAT Communication Number 94/23 Cannington Ball Tournament BBQ Request, submitted by Bianca Hope be received; and THAT Council has no objection to Baseball Tournaments being held at the Cannington Ball Diamonds on the following dates of May 6, May 27, June 3, June 10-11, June 17, July 22, August 12, September 9, September 16 and September 23, 2023 provided no other events are previously scheduled; and

THAT permission be granted to operate a BBQ within the grounds of the Cannington Ball Diamonds on the following days May 6, May 27, June 3, June 17, July 22, August 12, September 9, September 23 subject to the approval of the Fire Chief; and

THAT proof of insurance with a minimum amount of \$2,000,000 and naming the Township of Brock as an additional insured be provided to staff.

CARRIED

12.8 Request Exclusive Use of MacLeod Park - June 30 to July 2, 2023

Cannington Lions Club

Communication Number 109/23

Mayor Schummer declared a conflict on this item. (Mayor Schummer advised, with respect to agenda item 12.8 Cannington Lions Club request, that he is a member of the Cannington Lions Club, however, declared a non-qualifying interest in the agenda item under the spirit of the Municipal Conflict of Interest Act Sec.1.1(4) and Sec.4(j) and 4(k) and would participate in discussion and voting on the matter.)

Resolution: C-2023-057

Moved by Councillor Canavan

Seconded by Regional Councillor Jubb

BE IT RESOLVED THAT communication number 109/23 as submitted by Cannington Lions Club with respect to Exclusive use of MacLeod Park for their Canada Day Event be received; and

THAT exclusive use of MacLeod Park from June 30 to July 2, 2023 be approved; and

THAT staff work with the Lions Club with respect to in-kind donations as requested; and

THAT the event be designated an event of municipal significance for the purpose of obtaining the Special Occasion Permit and will be subject to compliance of the Municipal Alcohol Policy; and

THAT Council approves the request subject to the receipt of proof of liability insurance in the amount of \$5,000,000 with the Township of Brock named as an additional insured.

CARRIED

12.9 Beaverton Barrel Racing Club (BBRC)

Rachelle Hamlin

Communication number 121/23

Resolution: C-2023-058

BE IT RESOLVED THAT Communication number 121/23 submitted by Rachelle Hamlin with respect to free use of the Beaverton Fairgrounds for Barrel Racing Events on May 21, June 18, July 16, August 20, and September 3, 2023 be received; and

THAT Council approve the free use of the Beaverton Fairgrounds, provided there are no other events booked on those dates and proof of insurance is provided to staff; and

THAT Council approves the hydro use on those dates; and

THAT staff work with the group to ensure waste receptacles are provided; and

THAT the Township enter into an agreement with the Beaverton Barrel Racing Club for use of the fairgrounds.

12.10 Special Occasion Permit Request

Sunderland Agricultural Society
Communication Number 124/23

Resolution: C-2023-059

BE IT RESOLVED THAT Communication Number 124/23, Request for Special Occasion Permit be received; and

THAT Council has no objection to the request to have the Sunderland Agricultural Society's Horseman's Dance on April 21, 2023 at the auditorium of the Sunderland Memorial Arena from 8:30 p.m. - 1:00 a.m. on April 22, 2023 subject to the receipt of proof of liability insurance in the amount of \$2,000,000 with the Township of Brock named as an additional insured; and Subject to obtaining a Special Occasion Permit for the event and compliance with all regulations of the Liquor Licence Board of Ontario; and

THAT Council approve the free use of the auditorium of the Sunderland Memorial Arena as per the lease agreement between the Sunderland Agricultural Society and the Township of Brock for April 21, 2023 from 9:00 a.m. - 1:00 a.m. on April 22, 2023; and

THAT Staff provide access to the Sunderland Memorial Arena at 9:00 a.m. on April 21, 2023 for set up; and

THAT Council designate this an event of municipal significance for the purpose of obtaining the required liquor licence.

12.11 Special Occasion Permit Request

Mariposa Men's League, Jeff Graham
Communication Number 135/23

Resolution: C-2023-060

BE IT RESOLVED THAT Communication Number 135/23, Special Occasion Permit Request, submitted by the Jeff Graham on behalf of the Mariposa Men's League be received; and
THAT Council has no objection to the request to have a Baseball Tournament to be held at the Sunderland Fairgrounds ball diamond from Saturday, May 27 to Sunday May 28, 2023 subject to no other events being held at the location; and
THAT proof of insurance be provided with a minimum \$2,000,000 liability and naming the Township of Brock as additional insured; and
THAT an SOP for the event be obtained and compliance is provided with all regulations of the Liquor Licence Board of Ontario; and
THAT Council designate this an event of municipal significance for the purpose of obtaining the required liquor licence.

12.12 Sunderland Music Festival Donation Request

Sunderland Lions Club
Communication Number 89/23

Resolution: C-2023-061

Moved by Regional Councillor Jubb
Seconded by Councillor Campbell

BE IT RESOLVED THAT Communication Number 89/23 as submitted by Sunderland Lions Club be received; and
THAT Council approves a \$40 donation toward an Individual Class Award for the upcoming Sunderland Music Festival scheduled for March and April 2023.

CARRIED

12.13 Rubber Duck Event - Beaver River, Cannington

Cannington Lioness Lions Club
Communication number 110/23

Resolution: C-2023-062

BE IT RESOLVED THAT communication number 110/23 as submitted by Cannington Lioness Lions Club with respect to a Rubber Duck Race in the Beaver River, Cannington on Sunday, May 28, 2023 be received; and
THAT Council approves the event subject to lottery licence requirements.

12.14 Night Market

Nourish and Development Foundation
Communication Number 139/23

Resolution: C-2023-063

BE IT RESOLVED THAT Communication 139/23 with respect to the Night Market, submitted by The Nourish and Develop Foundation be received;
and

THAT Council has no objection to the operation of the night market on May 30th, June 27th, July 25th, August 29th and September 26th.

12.15 Request for Support for Good Doctors Clinic

Township of Ramara
Communication number 123/23

Resolution: C-2023-064

Moved by Regional Councillor Jubb

Seconded by Councillor Frank

BE IT RESOLVED THAT communication number 123/23 as submitted by the Township of Ramara with respect to Good Doctors Clinic be received;
and

THAT communication number 123/23 be referred to the 2024 Budget deliberations.

CARRIED

12.16 Dog Park Comments

Katie Probst
Communication Number 134/23

Resolution: C-2023-065

BE IT RESOLVED THAT Communication Number 134/23, Dog Park Comments, submitted by Katie Probst be received.

13. Notices of Motions

13.1 Endorsement of Bill 5 - Stopping Harassment and Abuse by Local Leaders Act

Resolution: C-2023-066

Moved by Councillor Pettingill

Seconded by Regional Councillor Jubb

WHEREAS municipally elected leaders do not have an appropriate accountability structure when it comes to perpetrating violence and harassment in the workplace; and

WHEREAS a fundamental underlying principle of broadening diversity, equity, and inclusion in politics rests on the assumption that the workplace is safe; and

WHEREAS Bill 5, Stopping Harassment and Abuse by Local Leaders Act, would require Councillors to comply with the workplace violence and harassment policies of the municipality that they represent, permit municipalities to direct the Integrity Commissioner to apply to the court to vacate a member's seat for failing to comply with the municipality's workplace violence and harassment policies as well as restrict officials whose seat has been vacated from seeking immediate subsequent re-election; and

WHEREAS over 20 municipalities have formally endorsed and communicated public support for Bill 5;

WHEREAS Bill 5 would both hold accountable and protect all municipal officials;

BE IT RESOLVED THAT the Township of Brock supports Bill 5, Stopping Harassment and Abuse by Local Leaders Act; and

THAT Council direct staff to circulate this resolution to the Honourable Doug Ford, Premier of Ontario, the Honourable Steve Clark, Minister of Municipal Affairs and Housing; Stephen Blais, MPP Orleans, and Laurie Scott, MPP Haliburton-Kawartha Lakes-Brock.

CARRIED

14. By-Laws

Resolution: C-2023-067

Moved by Councillor Frank

Seconded by Councillor Canavan

BE IT RESOLVED THAT By-laws 3175-2023, 3177-2023, 3178-2023, and 3179-2023 be taken as read, enacted and signed by the Mayor and Municipal Clerk.

CARRIED

- 14.1 By-Law Number 3175-2023, to Appoint an Interim Treasurer and Deputy Treasurer
- 14.2 By-Law Number 3177-2023, to Regulate the Administration of the Harbour Facilities
- 14.3 By-Law Number 3178-2023, to Appoint Manilla Hall Community Association Members
- 14.4 By-Law Number 3179-2023, to Appoint Wilfrid Hall Community Association Members

15. Closed Session

None.

16. Rise from Closed Session

17. Other Business

- 17.1 New Food Truck Request

Ramesh Senthilnathan
Communication Number 158/23

Resolution: C-2023-068

Moved by Regional Councillor Jubb
Seconded by Councillor Pettingill

BE IT RESOLVED THAT Communication Number 158/23, New Food Truck Request, submitted by Ramesh Senthilnathan be received; and THAT Council direct staff to proceed with issuing a licence.

CARRIED

- 17.2 Trent Conservation Coalition - Drinking Water Source Protection

Communication number 162/23

Resolution: C-2023-069

Moved by Regional Councillor Jubb
Seconded by Councillor Pettingill

BE IT RESOLVED THAT the Township of Brock endorses the Township of Highlands East Deputy Mayor Cecil Ryall as the Kawartha-Haliburton municipal representative on the Trent Conservation Coalition Source Protection Committee.

CARRIED

18. Public Questions and Clarification

There were no public questions for clarification.

19. Confirmation By-law

By-law Number 3176-2023 to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on March 27, 2023.

Resolution: C-2023-070

Moved by Councillor Canavan
Seconded by Councillor Frank

BE IT RESOLVED THAT By-law Number 3176-2023, being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on March 27, 2023 be taken as read, enacted and signed by the Mayor and Clerk/Deputy CAO.

CARRIED

20. Adjournment

Resolution: C-2023-071

Moved by Regional Councillor Jubb
Seconded by Councillor Campbell

BE IT RESOLVED THAT the meeting of Council adjourn at 7:55 p.m.

CARRIED

Mayor

Clerk