

The Corporation of the Township of Brock

Council Minutes - Draft

September 27, 2021 Virtual Meeting

Members Present: Mayor John Grant

Regional Councillor Smith

Ward 1 Councillor Michael Jubb Ward 2 Councillor Claire Doble

Ward 3 Councillor Walter Schummer Ward 4 Councillor Cria Pettingill Ward 5 Councillor Lynn Campbell

Staff Present: CAO Ingrid Svelnis

Clerk/Deputy CAO Fernando Lamanna

Deputy Clerk Maralee Drake Clerk's Assistant Deena Hunt

Receptionist/Clerk's Assistant Stefanie Stickwood

Fire Chief Rick Harrison

Director of Public Works Paul Lagrandeur Chief Building Official Richard Ferguson

Interim Director of Finance/Treasurer Sheila Strain

Planner, Debbie Vandenakker (at 7:47 p.m.)

By-Law Enforcement/Canine Control Supervisor Sarah

Beauregard-Jones

Manager Recreation, Parks and Facilities David Tompkins

1. Call to Order & Moment of Silence - 5:00 p.m.

Mayor Grant called the electronic meeting to order at 5:00 p.m. and confirmed a quorum was present via electronic participation.

2. 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 Mississauga's and Chippewas. May we share the land as long as the sun rises, the grass grows and river flows.

3. Disclosure of Pecuniary Interest and Nature Thereof

3.1 Mayor Grant - Short Term Rental Concerns (Delegation 5.1)Mayor Grant declared a pecuniary interest as he owns a Bed & Breakfast.

4. Presentations

4.1 LSRCA Presentation

Dr. Brian Ginn, Limnologist, Certified Lake Manager, and Dr. Ben Longstaff, General Manager, Integrated Watershed Management, Lake Simcoe Region Conservation Authority (LSRCA), provided an update with respect to Lake Simcoe health and a land-lake phosphorus disconnect which included:

- Roles in lake research
 - historically the Province of Ontario and Ministry of Environment Conservation & Parks monitored offshore water quality; the Ministry of Natural Resources & Forestry monitored anything fish related; and LSRCA monitors shallow water habitat, directs people to relevant agencies, and investigates new issues
- 3 key stressors to Lake Simcoe phosphorus, invasive species, climate change
- Lake Simcoe Protection Plan in place since June 2009 protect/restore cold water fish species
- limnology theory stipulates that increased phosphorus load lowers oxygen levels, however, Lake Simcoe defies this
- what is going on? climate change & hydrology changes, invasive mussels and invasive plants could be affecting the lake

- precipitation is changing, extreme events are driving up phosphorus loads
- historical information of invasive mussel species and invasive aquatic plants
- beach postings and bacteria monitored by Regional health units, widespread issue in Great Lakes Region and globally
- summary Lake Simcoe is doing well but phosphorus challenges include extreme rain events, and invasive species; must consider physical, chemical, and biological changes and their interactions in the lake

Council discussed and deliberated the information provided by the presenters and provided the following comments/enquiries:

- goby fish increased in the lake
- aquatic plants increased in Brock
- beach postings resulting from prevailing winds keeping bacteria in the basin
- Goodyear farms update
- determining which issues to be addressed
- tributaries as contributors to phosphorus loading
- Upper York Sewage Solutions
- removal of invasive species requires a permit

Dr. Ginn advised that goby's were discovered in the lake in 2010 and native aquatic plants prefer silt/mud whereas starry stonewort prefer sand/shallow water which is prevalent in the eastern basin. Dr. Longstaff noted that phase 2 for Goodyear farms is progressing well. Dr. Ginn advised that lake ecological models are being developed to determine the impact of the disappearance/or increase of invasive species and noted that a wholistic approach to the lake is required. Dr. Ginn advised that the tributaries contributing the most phosphorus are the Holland, Black, Beaver, and Talbot Rivers.

The Fire Chief joined the meeting at 5:25 p.m.

Resolution: 1-9

Moved by Councillor Pettingill **Seconded by** Councillor Schummer

BE IT RESOLVED THAT the presentation on Lake Simcoe health and a land-lake phosphorus disconnect by the Lake Simcoe Region Conservation Authority be received for information.

CARRIED

4.2 Climate and Sustainability Program Update

lan McVey, Manager of Sustainability, Durham Region, provided a presentation which focused on the following points:

- Why does community-scale climate action matter?
- Durham's Climate Action Plans Durham Community Climate Adaptation Plan 2016, Durham Community Energy Plan 2019
- Durham's community-wide GHG profile 2 key sectors are residential buildings and personal transportation
- Approved Durham Region corporate GHG reduction targets (2025 -20%; 2030 -40%; 2045 net zero)
- Carbon budget management process Finance, Works and other departments to integrate carbon consideration into asset management planning
- Corporate Climate Action priorities to 2025 key areas being solid waste, facilities, and fleet groups
- Durham Home Energy Retrofit Program
 - Home energy coach online platform as well as experts via video or phone consultations
 - anticipated outcomes for 2022-2026 (1,000 homes over the next 4 years)
 - o timelines March 1, 2022 launch of the online platform
- E-Mission (Durham.ca/emission) electric vehicle roadshow, electric vehicle charging stations
- Green development for new development working with builders to generate cost data to be reviewed by municipalities in the fall

- Durham flood-related initiatives working with LSRCA on updating urban and riverine flood risk data
- Tree Planting Programs urban backyard program, Brock has shown an interest in participating; a larger property tree planting program to kick off in the fall

Council discussed and deliberated the information provided by the presenter and provided the following comments/enquiries:

- the monitoring and status of greenhouse gas emissions targets
- collaboration of upper and lower tier municipalities for fleet/capital purchases
- EV roadshow in Brock
- Home Energy retrofit applicable to Brock

Mr. McVey advised that Council would receive an updating report on climate change in January/February 2022. He noted that a market characterization analysis would be performed to review the age of homes across the Region and heating sources and could identify potential candidate homes/buildings for the retrofit program.

The By-law Enforcement/Canine Control Supervisor joined the meeting at 5:47 p.m.

Resolution: 2-9

Moved by Councillor Pettingill Seconded by Councillor Doble

BE IT RESOLVED THAT the Climate and Sustainability Program Update presented by Ian McVey be received for information.

CARRIED

5. Delegations and/or Petitions

5.1 Short Term Rental Concerns

Mayor Grant declared a conflict on this item. (Mayor Grant declared a pecuniary interest as he owns a Bed & Breakfast.)

Mayor Grant vacated the Chair and Deputy Mayor Smith assumed the Chair at 6:19 p.m.

Ms. Kristen Engel advised that her concerns with short term rental properties includes noise, rude behaviour, garbage, parking, and the number of people permitted within one rental unit. She advised that police have been called to the area 7 times in the past 6 weeks and enquired as to the enforcement of existing by-laws, licencing for short term rentals, and consequences to property owners when renters exhibit bad behaviour.

Staff advised that the short term rental (STR) survey is complete, Ramara Township has been consulted with respect to their STR licencing process, and a report would be forthcoming to 2022 budget discussions.

Council advised that the Durham Region Police Services should be contacted each time a resident has concerns and that Durham Region Health Department could address the health and safety concerns with respect to the number of people in one rental unit.

Resolution: 3-9

Moved by Councillor Doble
Seconded by Councillor Campbell

BE IT RESOLVED THAT the communication #1191/21 from Kristen Engel regarding Short Term Rental Concerns be forwarded to staff.

CARRIED

- 5.1.1 Mayor Grant refrained from discussing and voting on Resolution 3-9 following which he resumed the position of Chair.
- 5.2 Request for Fence By-law Exemption (Note: relates to Report 2021-PS-020 & By-law 3077-2021)

Tracy and Eugene Dubecki advised that their request for an exemption to the Fence By-law is included in the agenda and enquired whether Council had any questions.

Council provided the following questions/comments:

- would the 4 foot high fence be changed to 6 feet high and be facing a street?
- obstructed site lines may reduce the safety of walkers
- precedent setting within subdivisions

Ms. Dubecki advised that they wish to install a 6 foot high fence in their side yard to join with the builder's 6 foot fence in the back yard noting that it faces a street which has a sidewalk on the opposite side.

Staff advised that Fence By-law exemptions are considered on a case by case basis.

Mayor Grant requested that Report 2021-PS-020 be considered at this time to which Council agreed.

5.3 Fence By-law Amendment Request – 53 Pollock Ave, Beaverton, 2021-PS-020 (Note: relates to Delegation 5.2 & By-law 3077-2021)

Resolution: 4-9

Moved by Councillor Doble **Seconded by Regional Councillor Smith**

BE IT RESOLVED THAT Staff Report 2021-PS-020 be received for information; and,

THAT Council grant a variance for a side yard fence for 53 Pollock Avenue Beaverton, having a total height of 1,830 mm (6ft) from the Township's Fence By-law 786-85-PP, as shown on Schedule '1' attached; and,

THAT communication 1192/21 from Eugene and Tracey Dubecki requesting an exemption from the fence by-law be received.

CARRIED

Resolution: 5-9

Moved by Councillor Campbell **Seconded by** Councillor Pettingill

THAT Council break for a recess at 6:47 p.m.

CARRIED

6. **Consent Agenda**

Mayor Grant reconvened the meeting at 7:00 p.m. with the same members of Council and staff in attendance.

Resolution: 6-9

Moved by Councillor Campbell Seconded by Councillor Pettingill BE IT RESOLVED THAT the items listed on Section 6, Consent Agenda be approved save and except 6.3.1 (2021-PRF-010), 6.3.3 (2021-PS-022), 6.4.3 (Report: AMO Conference), 6.4.5 (1169/21), and 6.4.8 (1201/21).

CARRIED

6.1 Adoption of Minutes of Previous Meetings

Resolution: 7-9

BE IT RESOLVED THAT Council adopt the following minutes:

- 15th Special Meeting of Council August 11, 2021
- 8th Meeting of Council August 23, 2021
- 5th Meeting of Planning & Community Affairs August 23, 2021
- 8th Meeting of Committee of the Whole September 13, 2021
- 8th Meeting of Committee of the Whole Closed Session September 13, 2021
- 6.1.1 15th Special Meeting of Council August 11, 2021
- 6.1.2 8th Meeting of Council August 23, 2021
- 6.1.3 5th Meeting of Planning & Community Affairs August 23, 2021
- 6.1.4 8th Meeting of Committee of the Whole September 13, 2021
- 6.1.5 8th Meeting of Committee of the Whole Closed Session September 13, 2021
- 6.2 Advisory Committee Minutes for Information

Resolution: 8-9

BE IT RESOLVED THAT Council receive the following minutes:

- Brock Environmental Advisory Committee Minutes April 8, 2021
- Brock Accessibility Advisory Committee Minutes May 18, 2021
- Beaverton Harbour Advisory Committee Minutes August 4, 2021
- 6.2.1 Brock Environmental Advisory Committee Minutes April 8, 2021
- 6.2.2 Brock Accessibility Advisory Committee Minutes May 18, 2021
- 6.2.3 Beaverton Harbour Advisory Committee Minutes August 4, 2021

6.3 Reports

See delegation and extracted agenda items.

- 6.4 Correspondence
 - 6.4.1 Request to continue one way street in Beaverton

Robert Soper

Communication No. 1000/21

Resolution: 9-9

BE IT RESOLVED THAT the request to extend the one way street on North Street, north of Simcoe, submitted by Robert Soper be referred to staff for a report.

6.4.2 Proclamation Request - September as Big Brothers Big Sisters month

Communication No. 1155/21

Resolution: 10-9

BE IT RESOLVED THAT the month of September be proclaimed as Big Brother Big Sisters month in the Township of Brock.

6.4.3 AMO Policy Update - Draft Resolution for Municipal Recognition of September 30th as National Day for Truth and Reconciliation (Note: relates to Item 9.1)

AMO

Communication No. 1163/21

Resolution: 11-9

BE IT RESOLVED THAT the AMO Policy Update - Draft Resolution for Municipal Recognition of September 30th as National Day for Truth and Reconciliation be received.

6.4.4 Beaverton Horticultural Society Raised Beds at the Beaverton Harbour Project 2021

Beaverton Horticultural Society Communication No. 1180/21

Resolution: 12-9

BE IT RESOLVED THAT the correspondence received from the Beaverton Horticultural Society regarding the Raised Beds at the Beaverton Harbour Project 2021 be received and that a letter of thanks be sent to the Beaverton Horticultural Society; and,

THAT Council approve the request for the Beaverton Horticultural Society to continue to use the raised beds at the Beaverton Harbour in 2022.

6.4.5 Request for Yield sign to change to Stop Sign (Queen and Munro Streets)

Ashley McCurdy Communication No.1199/21

Resolution: 13-9

BE IT RESOLVED THAT the request for the yield sign at Queen and Munro Streets in Cannington to change to a stop sign referred to staff for a report.

6.4.6 Lakeridge Health Issues Call for Proposals for Identification of a Site for a Proposed New Hospital in Durham Region

Lakeridge Health
Communication No. 1210/21

Resolution: 14-9

BE IT RESOLVED THAT the Lakeridge Health Call for Proposals for Identification of a Site for a Proposed New Hospital in Durham Region be received for information.

6.4.7 Request for Permission to host the 2021 Beaverton Santa Claus Parade

Beaverton Lions Club Communication No. 1211/21

Resolution: 15-9

BE IT RESOLVED THAT Council has no objections for the request to host the 2021 Beaverton Santa Claus Parade on November 19, 2021 subject to a road occupancy permit being obtained from the Durham Region Works Department, and traffic control assistance being obtained from Durham Regional Police Services.

6.4.8 Request for Emergency Evacuation Site - Sunderland Arena

Paula Goode

Communication No. 1212/21

Resolution: 16-9

BE IT RESOLVED THAT Council has no objections to the Sunderland Early Learning Childcare Centre using the Sunderland Arena as an emergency shelter from September 2021 to September 2022.

6.4.9 Request for Permission to host the 2021 Sunderland Santa Claus Parade

Joan Down

Communication No. 1213/21

Resolution: 17-9

BE IT RESOLVED THAT Council has no objections for the request to host the 2021 Sunderland Santa Claus Parade on December 11, 2021 subject to a road occupancy permit being obtained from the Durham Region Works Department, and traffic control assistance being obtained from Durham Regional Police Services and, THAT Council approves free use of the Sunderland Memorial Arena for the public skate subject to ice time being booked with Parks and Recreation Staff.

6.5 By-Laws

Resolution: 18-9

BE IT RESOLVED THAT By-law 3071-2021, By-law 3074-2021 and By-law 3077-2021 be taken as read, enacted and signed by the Mayor and Municipal Clerk

6.5.1 By-Law Number 3071-2021

Being a By-law under the provisions of Section 3 of the Emergency Management Act, R.S.O 1990, Chapter E. 9, as amended, to amend By-law Number 1750-2002-PP, being a By-law to adopt an Emergency Plan for the Corporation of the Township of Brock.

6.5.2 By-law Number 3074-2021

Being a By-law to appoint a Municipal Law Enforcement Officer for the Corporation of the Township of Brock pursuant to Section 15 of the Police Services Act, R.S.O. 1990, as amended.

6.5.3 By-law Number 3077-2021 (Note: relates to Delegation 5.2 & Report 2021-PS-020)

Being a By-law to amend By-law Number 786-85-PP, Being a By-law to regulate Fence Construction in the Corporation of the Township of Brock (Part V - Residential Fences).

- 6.6 Items Extracted from Consent Agenda
 - 6.6.1 Permission to Apply for MacLeod Park Cenotaph Grant, 2021-PRF-010

Resolution: 19-9

19-9

Moved by Councillor Schummer Seconded by Councillor Jubb

BE IT RESOLVED THAT REPORT 2021-PRF-010 Permission to Apply for MacLeod Park Cenotaph Grant be received; and,

THAT the Council grants permission for an application to be made to the Community War Memorials Grant program, given the memorial is on Township property; That Staff will advise whether the Legion will take the lead or whether the Township will after they continue their discussions; and,

THAT Council will consider contributing money to assist with the community contribution portion of the grant application with funds being made available through the Insurance Reserve, with the amount not yet known; and,

THAT The Township offer to manage the receipt of funds of any possible community fundraising program so that donations from the public can qualify for a charitable tax receipt and that staff will work with The Legion to accomplish this if acceptable to all parties.

CARRIED

6.6.2 2021 Accessibility Awards - Memorandum- 2021-PS-022

Resolution: 20-9

Moved by Regional Councillor Smith **Seconded by** Councillor Campbell

BE IT RESOLVED THAT Memorandum 2021-PS-022, regarding the 2021 Accessibility Award be received and That Council endorse the nominations as follows:

- "That BAAC recommend the Nourish and Develop Foundation Thrift Hub be nominated for the 2021 Township of Brock Accessibility Award for their automatic doors, ramps, spacious aisles and friendly offers of assistance to shoppers."
- "That BAAC recommend a second 2021 Township of Brock Accessibility Award be presented, and that Jolene Munro be nominated for the 2021 Township of Brock Accessibility Award for her longstanding dedication and engagement with the Brock Accessibility Advisory Committee, and for her numerous actions and presence as a role model that promote and support accessibility throughout our community."
- "That The Nourish and Develop Foundation, Mobile Food
 Market be nominated for the 2021 Durham Region Accessibility
 Award for their efforts in providing healthy food in an accessible
 manner to residents throughout the Township, specifically to
 those residents who are located in food deserts, and those who
 have difficulty travelling and leaving their homes, especially
 during a pandemic"

CARRIED

6.6.3 Councillor Conference Report - AMO Conference

Mayor John Grant Communication No. 1159/21

Resolution: 21-9

Moved by Councillor Schummer **Seconded by** Regional Councillor Smith

BE IT RESOLVED THAT The AMO Conference Councillors Report as submitted by Mayor John Grant be received for information and be referred to staff for consideration in the 2022 budget and 2023 Strategic Plan review.

CARRIED

6.6.4 Request for Support to address impacts of COVID-19

Mayor Dan Carter, City of Oshawa Communication No. 1169/21

Resolution: 22-9

Moved by Councillor Schummer Seconded by Councillor Doble

BE IT RESOLVED THAT the Request for Support from COVID-19 Impacts letter from Mayor Dan Carter, City of Oshawa be received; and,

THAT letters of support be circulated to Durham Regional Police Services, Durham Regional Social Services Department, Lakeridge Health and the Ministry of Municipal Affairs and Housing.

CARRIED

6.6.5 Scrap Metal and Bottle Drive - October 2, 2021

Cannington Lions Club Communication No. 1201/21

Resolution: 23-9

Moved by Councillor Schummer Seconded by Councillor Jubb

BE IT RESOLVED THAT the request from the Cannington Lions Club to host a Scrap Metal and Bottle Drive on October 2, 2021 at the Rick MacLeish Memorial Community Centre Parking lot be received and approved.

CARRIED

7. **Notices of Motions**

7.1 Phosphorus Recycling Facility

Resolution: 24-9

Moved by Councillor Pettingill Seconded by Councillor Jubb

WHEREAS the Holland Marsh Polder Phosphorus Recycling Facility is a proposed \$40-million capital project by York Region; and

WHEREAS the Facility will reduce phosphorous runoff into the Holland River and Lake Simcoe by up to 40% and thereby protect the Lake's watershed from algae growth, resulting in better protection for the region's aquatic habitats, increased ecosystem biodiversity and protection of drinking water sources; and

WHEREAS the federal government has announced funding of up to \$16 million for the Facility and York Region funding of up to \$25 million as part of their broader Upper York Sewage Solutions Project; and

WHEREAS further to the June announcement and introduction of the York Region Wastewater Act by the Ontario Minister of the Environment, Conservation and Parks, which, if passed, would put on hold the Environmental Assessment application for the Upper York Sewage Solutions Project.

BE IT THEREFORE RESOLVED THAT the Township of Brock, respectfully request that York Region, the Government of Canada and the Province of Ontario work collaboratively to move the Holland Marsh Polder Phosphorous Recycling Facility forward notwithstanding the "paused" status of the broader Upper York Sewage Solutions Project, including proceeding to an Environmental Assessment for the Facility commencing in 2021 and;

THAT the Province of Ontario support the funding of the Holland Marsh Polder Phosphorous Recycling Facility's construction and;

THAT Council direct staff to forward a copy of this resolution to the federal Minister of Infrastructure and Communities; the provincial Minister of the Environment, Conservation and Parks; Lake Simcoe Region Conservation Authority including all MPP's, MPs and municipalities within the Lake Simcoe Watershed.

CARRIED

8. Council Member Updates

Council members identified recent and upcoming community events.

9. Other Business

9.1 September 30th - National Day for Truth and Reconciliation (Note: relates to item 6.4.3)

Councillor Pettingill left the meeting at 7:40 p.m.

Resolution: 25-9

Moved by Regional Councillor Smith **Seconded by** Councillor Jubb

WHEREAS the Truth and Reconciliation Commission released its final report on June 2, 2015, which included 94 Calls to Action to redress the legacy of residential schools and advance the process of Canadian reconciliation;

AND WHEREAS the recent discoveries of remains and unmarked graves across Canada have led to increased calls for all levels of government to address the recommendations in the TRC's Calls to Action:

AND WHEREAS all Canadians and all orders of government have a role to play in reconciliation;

AND WHEREAS Recommendation #80 of the Truth and Reconciliation Commission called upon the federal government, in collaboration with Aboriginal peoples, to establish, as a statutory holiday, a National Day for Truth and Reconciliation to ensure that public commemoration of the history and legacy of residential schools remains a vital component of the reconciliation process;

AND WHEREAS the Federal Government has announced September 30th, 2021, as the first National Day for Truth and Reconciliation (National Orange Shirt Day) and a statutory holiday;

THEREFORE, BE IT RESOLVED THAT the Council of the Corporation of the Township of Brock does hereby commit to recognizing September 30th, 2021 as the National Day for Truth and Reconciliation (National Orange Shirt Day) by sharing the stories of residential school survivors, their families and communities.

CARRIED

9.2 COVID protocols

Staff advised that no concerns with respect to proof of vaccination have been received, the Emergency Control Group would be reviewing the request for increased capacity at the arenas, and the security company is operating well.

10. Closed Session

Staff left the meeting at 7:46 p.m. with the exception of the CAO, Clerk/Deputy CAO, Deputy Clerk, Clerk's Assistant, and Chief Building Official.

The Planner joined the meeting at 7:47 p.m.

Resolution: 26-9

Moved by Councillor Doble
Seconded by Councillor Schummer

BE IT RESOLVED THAT Council proceed into a Closed Meeting of Municipal Council at 7:47 p.m. to discuss the following matters:

- to discuss litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; pursuant to Section 239(2)(e); and,
- to discuss advice that is subject to solicitor-client privilege, including communications necessary for that purpose, pursuant to Section 239(2)(f) of the Municipal Act with respect to Beaverton Supportive Housing

CARRIED

10.1 Beaverton Supportive Housing

11. Rise from Closed Session

Resolution: 27-9

Moved by Councillor Campbell **Seconded by** Councillor Schummer

BE IT RESOLVED THAT Council rise & report from the Closed Meeting of Municipal Council at 8:44 p.m.; and,

THAT Council endorse all direction provided to staff at the Closed Meeting of Municipal Council held on September 27, 2021.

CARRIED

12. Matters from Closed Session

None.

13. Public Questions and Clarification

None.

14. Confirmation By-law

By-law Number 3075-2021 - to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on September 27, 2021.

Resolution: 28-9

Moved by Regional Councillor Smith **Seconded by** Councillor Schummer

BE IT RESOLVED THAT By-law Number 3075-2021, being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on September 27, 2021 be taken as read, enacted and signed by the Mayor and Clerk/Deputy CAO

CARRIED

15. Adjournment

Resolution: 29-9

Moved by Councillor Jubb Seconded by Councillor Doble

BE IT RESOLVED THAT the meeting of Council adjourn at this time (8:45 p.m.).

CARRIED	
Mayor	
Clerk	