



The Corporation of the Township of Brock
Special Council Minutes

December 12, 2022
Virtual Meeting

Members Present: Mayor Walter Schummer
Regional Councillor Michael Jubb
Ward 1 Councillor Peter Frank
Ward 2 Councillor Claire Doble
Ward 3 Councillor Angela Canavan
Ward 4 Councillor Cria Pettingill
Ward 5 Councillor Lynn Campbell

Staff Present: CAO Ingrid Svelnis
Clerk/Deputy CAO Fernando Lamanna
Deputy Clerk Janean Currie
Clerk's Assistant Deena Hunt
Clerk's Assistant, Stefanie Stickwood
Director of Finance / Treasurer Lisa Chen
Director of Public Works Paul Lagrandeur
Director Development Services Robin Prentice
Manager of Accounting & Tax Collector Crystal Doucette
Recreation & Leisure Coordinator Alicia Bagshaw

1. Call to Order & Moment of Silence - 10:00 a.m.

Mayor Schummer called the meeting to order at 10:00 a.m. and a quorum was present.

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 Mississaugas 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

None.

4. Public Meeting

4.1 Explanatory Note - B1845 Regional Rd 15, Beaverton - 13-2022-RA Wechsel

The purpose of this Statutory Public meeting, pursuant to the Planning Act R.S.O. 1990, was to inform the public of the details of an application to amend Zoning By-law 287-78-PL for the rezoning of lands at B1845 Regional Road 15, Beaverton, to 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. This meeting provided an opportunity for public comments on the proposed amendment. Members of Council were in attendance to observe and listen to comments.

4.2 Staff Presentation/Overview

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

- proposed zoning by-law amendment would rezone the property from Rural (RU) and Environmental Protection (EP) to Rural Residential (RR), site specific Rural Exception (RU-XX), and site specific Environmental Protection Exception (EP-XX)
- application is to sever off the existing house from the farmland
- planning processes at the Provincial, Regional, and municipal level
- the application is being concurrently processed at the Region of Durham

- located on the north side of Regional Road 15 west of Thorah Sideroad
- zoned prime agricultural land with permitted uses being agricultural and single detached dwelling
- notice of this meeting was properly circulated

4.3 Consultant/Application Presentation

Councillor Frank joined the meeting at 10:11 a.m.

Hugh Stewart, Clark Consulting Services, provided a presentation which included the following:

- Regional Official Plan Amendment (ROPA) was submitted to the Region on August 17, 2022
- ROPA public meeting - December 6, 2022 - no comments against the application
- Zoning By-law Amendment (ZBA) was submitted to Brock on August 17, 2022
- the consent application to be submitted to the Land Division Committee following adoption of ROPA
- owners of the farm operations are Wilfred, Garth, and Matthew Wechsel
- this farm owned by Garth Wechsel
- the subject house is not needed by the farm operations and is rented
- retained parcel of land will be under 100 acres
- severance meets various planning policy documents
- zoning requirement - prohibit further severances and any further residential dwellings

Resolution: C-2022-025

Moved by Councillor Campbell

Seconded by Councillor Pettingill

BE IT RESOLVED THAT the presentation and comments made during the Statutory Public Meeting with respect to the application to amend the

Zoning By-law to rezone lands at B1845 Regional Road 15, Beaverton, 13-2022-RA, be received.

CARRIED

4.4 Public Comments/Submissions

There were no public comments received.

5. Delegations

5.1 Safety Concerns - Durham Road 10, Sunderland

Communication Number 613/22

The delegate was unable to attend the meeting. The Clerk advised that the communication would be forwarded to the Region of Durham for their consideration.

Resolution: C-2022-026

Moved by Regional Councillor Jubb

Seconded by Councillor Doble

BE IT RESOLVED THAT communication number 613/22 as submitted by Kevin and Dale Matthews with respect to traffic safety concerns on Durham Road 10, Sunderland be received; and THAT Staff forward these concerns to the Region of Durham.

CARRIED

6. Closed Session

Resolution: C-2022-027

Moved by Regional Councillor Jubb

Seconded by Councillor Frank

BE IT RESOLVED THAT Council proceed into a Closed Meeting of Municipal Council at 10:18 a.m. to discuss the following matters:

- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; pursuant to Section 239(2)(e) and 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 Durham Region Development Charge Appeal & Drainage Matter.

- personal matters about an identifiable individual, including municipal employees pursuant to Section 239(2)(b) of the Municipal Act with respect to Committees & Boards and Council Appointments.

CARRIED

- 6.1 Acknowledgement Letter for OLT-22-004635 (121 Nine Mile Road) - Durham Region Development Charge Appeal
 - 6.1.1 Recess Closed Meeting at 11:01 a.m.
 - 6.1.2 Reconvened Closed Meeting at 1:56 p.m.
- 6.2 Appointment of Library Board Members
- 6.3 Appointment of Brock Committee of Adjustment and Durham Region Land Division Committee
- 6.4 Durham Active Transportation Committee
- 6.5 Drainage Matter
- 6.6 Council Advisory Committees and Boards

7. Matters from Closed Session

None.

8. Items Brought Forward - Report and Communications

Resolution: C-2022-028

Moved by Regional Councillor Jubb

Seconded by Councillor Doble

BE IT RESOLVED THAT the agenda be amended to bring forward Report 2022-PCA-014 Waterfront Area and Open Space Plan, communication numbers 562, 564, 568, 575, 579, 565 and 576 at this time.

CARRIED

- 8.1 2022-PCA-014 Waterfront Area and Open Space Plan
Director of Development Services

Resolution: C-2022-029

Moved by Regional Councillor Jubb

Seconded by Councillor Doble

BE IT RESOLVED THAT staff report 2022-PCA-014, Award for RFP No. B2022-DS-01 Waterfront Area and Open Space Plan, be received; and

THAT the Waterfront Area and Open Space Plan be awarded to Planning Partnership at a cost of \$89,968.05 (HST included) in accordance with Procurement By-law No. 3148-2022.

CARRIED

8.2 Bill 23, More Homes Built Faster Act

Pulled by Ward 4 Councillor Cria Pettingill

Communication Numbers 562/22, 564/22, 568/22, 575/22, 579/22

Resolution: C-2022-030

Moved by Councillor Pettingill

Seconded by Regional Councillor Jubb

BE IT RESOLVED THAT Communication Numbers 562/22, 564/22, 568/22, 575/22 and 579/22, Bill 23, More Homes Built Faster Act be received.

CARRIED

8.3 Application to amend the Durham Region Official Plan

Pulled by Ward 4 Councillor Cria Pettingill

Communication Number 565/22

Resolution: C-2022-031

Moved by Councillor Pettingill

Seconded by Regional Councillor Jubb

BE IT RESOLVED THAT Communication Number 565/22, Application to Amend the Durham Region Official Plan be received.

CARRIED

8.4 Strong Mayors Building Act (Bill 3)

Pulled by Regional Councillor Mike Jubb
Communication Number 576/22

Resolution: C-2022-032

Moved by Regional Councillor Jubb
Seconded by Councillor Pettingill

BE IT RESOLVED THAT Communication Number 576/22, Strong Mayors Building Act be received.

CARRIED

9. Reports

9.1 2022-PS-015 - Fire Department Responses – 2022-Q3

Fire Chief

Resolution: C-2022-033

Moved by Regional Councillor Jubb
Seconded by Councillor Canavan

BE IT RESOLVED THAT Report 2022-PS-15 Fire Department Responses-2022-Q3 be received.

CARRIED

9.2 2022-PS-016 - Fire Prevention Public Education Update 2022

Fire Chief

Resolution: C-2022-034

Moved by Councillor Canavan
Seconded by Councillor Doble

BE IT RESOLVED THAT Report-PS-016 Fire Prevention Public Education Update 2022 be received.

CARRIED

9.3 2022-PRF-019 - Brock Sports Hall of Fame

Recreation and Leisure Coordinator

Resolution: C-2022-035

Moved by Councillor Doble

Seconded by Councillor Frank

BE IT RESOLVED THAT Report 2022-PRF-019 be received; and

THAT Council approve the induction of 9 residents into the Brock Sports Hall of Fame in 2023 to offset the last 2 years of missed events; and

THAT Council approve removing the local sport awards from the Breakfast of Champions; and

THAT Council designate 2-3 Council members annually, to assist in the selection process for the Sports Hall of Fame inductees.

Amendment:

Resolution: C-2022-036

Moved by Councillor Doble

Seconded by Councillor Frank

BE IT RESOLVED THAT Resolution C-2022-035 be amended by removing 'That Council approve removing the local sport awards from the Breakfast of Champions'

CARRIED

Amended Main Motion

Resolution: C-2022-035

Moved by Councillor Doble

Seconded by Councillor Frank

BE IT RESOLVED THAT Report 2022-PRF-019 be received; and

THAT Council approve the induction of 9 residents into the Brock Sports Hall of Fame in 2023 to offset the last 2 years of missed events; and

THAT Council designate 2-3 Council members annually, to assist in the selection process for the Sports Hall of Fame inductees.

CARRIED

9.4 2022-PRF-0202 - Playground Equipment

Manager of Facilities and IT

Resolution: C-2022-037

Moved by Councillor Pettingill

Seconded by Councillor Campbell

BE IT RESOLVED THAT Report 2022-PRF-002 - Playground Equipment be received; and

THAT Council approve the site between Albert Street and Antioch Court in Sunderland as the location for installation of a new playground structure in the 2023 year.

CARRIED

9.5 2022-CO-026 - Road Rehabilitation - Repair

Director of Public Works

Resolution: C-2022-038

Moved by Regional Councillor Jubb

Seconded by Councillor Pettingill

BE IT RESOLVED THAT Report 2022-CO-026, Road Rehabilitation – Repair be received; and

THAT staff propose a Road Rehabilitation program for Council’s consideration as part of the 2023 Budget process.

CARRIED

9.6 User Fee By-Law Updates, 2022-FI-022

Resolution: C-2022-039

Moved by Councillor Doble

Seconded by Regional Councillor Jubb

BE IT RESOLVED THAT report No. 2022-FI-022 entitled “User Fees By-law Update” be received; and

THAT Council approve the Fees By-law as attached, effective January 1, 2023, and winter ice rental fees effective September 1, 2023; and

THAT as a transitional measure staff honour contractual agreements that were signed prior to December 12, 2022 for 2023 use; and

THAT Department Heads be delegated to index user fees annually based on the October CPI-Toronto rate effective January 1, 2024, except for Business Licenses and Dog Tags; and

THAT Department Heads be delegated to assess cost recovery charges in the event community user groups damage or do not return Township equipment or fixtures; and

THAT as a transitional measure while the Free Use Policy is under review, all community free-use requests be directed to staff to prepare a report outlining community benefits and the value of Township contributions; and

THAT Council direct staff to present By-law No. 3164-2022 being a by-law to implement user fees and charges for the Township of Brock.

Amendment:

Resolution: C-2022-040

Moved by Regional Councillor Jubb

Seconded by Councillor Doble

BE IT RESOLVED THAT Resolution C-2022-039 be amended by adding "without the proposed new sports field user fee included until there has been further consultation".

CARRIED

Amended Main Motion

Resolution: C-2022-039

Moved by Councillor Doble

Seconded by Regional Councillor Jubb

BE IT RESOLVED THAT report No. 2022-FI-022 entitled "User Fees By-law Update" be received; and

THAT Council approve the Fees By-law as attached, effective January 1, 2023, and winter ice rental fees effective September 1, 2023; and

THAT as a transitional measure staff honour contractual agreements that were signed prior to December 12, 2022 for 2023 use; and

THAT Department Heads be delegated to index user fees annually based on the October CPI-Toronto rate effective January 1, 2024, except for Business Licenses and Dog Tags; and

THAT Department Heads be delegated to assess cost recovery charges in the event community user groups damage or do not return Township equipment or fixtures; and

THAT as a transitional measure while the Free Use Policy is under review, all community free-use requests be directed to staff to prepare a report outlining community benefits and the value of Township contributions; and

THAT Council direct staff to present By-law No. 3164-2022 being a by-law to implement user fees and charges for the Township of Brock without the proposed new sports field user fee included until there has been further consultation.

CARRIED

Resolution: C-2022-041

Moved by Councillor Frank

Seconded by Councillor Campbell

BE IT RESOLVED THAT Council break for a recess at 12:30 p.m. and reconvene at 1:00 p.m.

CARRIED

10. Correspondence

Mayor Schummer reconvened the meeting at 1:00 p.m. and a quorum was present.

10.1 Sunderland Maple Syrup Festival 2023

Sunderland Maple Syrup Festival Committee
Communication Number 608/22

Resolution: C-2022-042

Moved by Councillor Campbell

Seconded by Councillor Canavan

BE IT RESOLVED THAT Communication 608/22, Sunderland Maple Syrup Festival 2023, submitted by the Sunderland Maple Syrup Festival Committee be received; and

THAT staff will assist with any Township road closures that are required; and

THAT the Sunderland Maple Syrup Festival will be required to contact the Region of Durham for the street closure of River Street; and

THAT the Sunderland Maple Syrup Festival will provide Township staff with their Road's Management Strategic Plan to be reviewed and

discussed with staff prior to the event held on April 1 - 2, 2023; and
THAT the Sunderland Maple Syrup Festival Committee will provide insurance prior to the event; and
THAT staff will provide snow removal and street clearing prior to the event; and
THAT staff will provide signs and pylons; and
THAT the Sunderland Memorial Community Centre washroom will be available during the event; and
THAT staff provide 6 portable washrooms and hand washing stations with the costs being absorbed by the municipality; and
THAT Council approve free exclusive use of the Arena Auditorium from Friday, March 31st starting at 4:00 p.m. - until 5:00 p.m. on Sunday, April 2nd, 2023; and
THAT the Mayor and Members of Council be present for the opening ceremonies should their schedules permit; and
THAT the Arena be available for use from April 1 - April 2, in the event of inclement weather.

CARRIED

10.2 Support Regarding Streamlining Governing Legislation for Physicians in Ontario

Pulled by Ward 4 Councillor Cria Pettingill
Communication Number 572/22

Resolution: C-2022-043

Moved by Councillor Pettingill
Seconded by Councillor Doble

BE IT RESOLVED THAT Communication Number 572/22 Support Regarding Streamlining Governing Legislation for Physicians in Ontario be received; and
THAT the Council of the Township of Brock endorse the resolutions of the Municipality of Brighton and Municipality of Huron Shores; and
THAT the resolution be circulated as listed on Communication Number 572/22.

CARRIED

10.3 Petition - ATV By-law

Ashley McIsaac
Communication Number 563/22

Resolution: C-2022-044

Moved by Regional Councillor Jubb
Seconded by Councillor Frank

BE IT RESOLVED THAT Communication Number 563/22, ATV By-Law Petition, submitted by Ashley McIsaac be received; and
THAT Council direct staff to begin the process of rescinding the ATV Bylaw to align with Ontario Reg. 316/21; and
THAT staff hold a public meeting with respect to this matter and invite Durham Regional Police Services.

CARRIED

10.4 Beaverton Winter Carnival

Beaverton Lions Club
Communication Number 570/22

Resolution: C-2022-045

Moved by Regional Councillor Jubb
Seconded by Councillor Campbell

BE IT RESOLVED THAT Communication Number 570/22, Beaverton Winter Carnival submitted by the Beaverton Lions Club be received; and
THAT staff assist with booking the Foster Hewitt Memorial Community Centre provided no other event has been previously booked; and
THAT staff permit the exclusive use of the Beaverton Fairgrounds and Parking Lot C from Friday, February 3, 2023 in the evening to end of Saturday, February 4th 2023; and
THAT staff set up barricades in Parking Lot C on Friday, February 3; and
THAT staff assist with the building of snow hills weather dependent; and
THAT staff provide picnic tables, additional garbage receptacles and 6 portable toilets; and
THAT staff provide a Free Skate from 1:00 p.m. - 3:00 p.m. on Saturday, February 4, 2023; and
THAT the Beaverton Lions be granted an exemption to the Burn Bylaw to allow for outdoor warming stations with permission from the Fire Chief; and
THAT the Beaverton Lions Club provide insurance prior to the event.

CARRIED

11. Other Business

None.

12. Consideration of Business for Which Notice was Given

None.

13. Public Questions and Clarification

There were no public questions for clarification.

Council reconvened Closed Session at 1:56 p.m.

Resolution: C-2022-046

Moved by Councillor Frank

Seconded by Councillor Canavan

BE IT RESOLVED THAT Council break for a recess at 3:17 p.m. until 3:30 p.m.

CARRIED

14. Rise from Closed Session

Regional Councillor Jubb left the meeting at 3:17 p.m.

Resolution: C-2022-047

Moved by Councillor Pettingill

Seconded by Councillor Doble

BE IT RESOLVED THAT Council rise & report from the Closed Meeting of Municipal Council at 3:30 p.m.; and,

THAT Council endorse all direction provided to staff in the Closed Meeting held on December 12, 2022; and

THAT Council approve the following resolutions:

BE IT RESOLVED THAT Report 2022-GG-041 entitled Committee of Adjustment and Land Division Committee, be received for information; and

THAT Council approve the Committee of Adjustment Terms of Reference as presented in report 2022-GG-041; and

THAT Council appoint Kitty Bavington to the Durham Region Land Division Committee; and

THAT Council direct staff to present a by-law to appoint the following individuals to the Brock Committee of Adjustment for the term 2022-2026:

- Kitty Bavington
- Mike Cole
- Negin Khorasani
- Ralph Maleus
- Gloria Stewart

BE IT RESOLVED THAT Report 2022-GG-040 entitled 2022-2026 Library Board Appointment, be received for information; and

THAT Council direct staff to prepare a by-law to appoint the following individuals to the Brock Public Library Board for the term 2022-2026:

- Negin Khorasani
- David Bauer
- Karen Enss
- Alicia Hogan
- Sherrey Helleman
- Monique Bonk
- Janice Teel
- Jordan Thackeray
- Ward 5 Councillor Campbell

BE IT RESOLVED THAT Council appoint Kamal Mirani to the Durham Region Active Transportation Committee.

CARRIED

15. By-Laws

Resolution: C-2022-048

Moved by Councillor Campbell

Seconded by Councillor Canavan

BE IT RESOLVED THAT By-law Number(s) 3158-2022, 3162-2022, 3163-2022 and 3164-2022 be taken as read, enacted and signed by the Mayor and Municipal Clerk.

CARRIED

- 15.1 By-Law Number 3158-2022, Cancel, Reduce or Refund Taxes
- 15.2 By-Law Number 3162-2022 - Appoint Members to the Township of Brock Public Library Board
- 15.3 By-Law-Number 3163-2022 - Appoint Members to the Township of Brock Committee of Adjustment
- 15.4 By-law Number 3164-2022 - New Fees and Charges

16. Confirmation By-law

By-law Number 3161-2022 - to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on December 12, 2022.

Resolution: C-2022-049

Moved by Councillor Campbell

Seconded by Councillor Frank

BE IT RESOLVED THAT By-law Number 3161-2022, being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Brock at its meeting held on December 12, 2022, be taken as read, enacted and signed by the Mayor and Clerk/Deputy CAO.

CARRIED

17. Adjournment

Resolution: C-2022-050

Moved by Councillor Doble

Seconded by Councillor Campbell

BE IT RESOLVED THAT the meeting of Council adjourn at 3:35 p.m.

CARRIED

Mayor

Clerk