



MINUTES

Council Meeting

4:00 PM - Thursday, July 8, 2021
Municipal Office

The Council of the Brooke-Alvinston was called to order on Thursday, July 8, 2021, at 4:00 PM, in the Municipal Office, with the following members present:

Council Present: Mayor David Ferguson, Deputy Mayor Frank Nemcek, Councillor Jeannette Douglas, Councillor Jamie Armstrong, and Councillor Wayne Deans

Staff Present: Clerk Administrator Janet Denkers, Treasurer Stephen Ikert, Public Works Manager Randy Hills, Fire Chief Steve Knight, Parks and Recreation Supervisor Kevin Miller, and Rob Nesbitt

Regrets:

1 CALL TO ORDER

The Mayor called the meeting to order at 4:00 p.m..

2 DISCLOSURE OF PECUNIARY INTEREST

3 MINUTES

a) Meeting Minutes of June 24, 2021

RESOLUTION-2021-210

Deputy Mayor Frank Nemcek made a motion that the Minutes of the June 24, 2021 regular session of Council be approved as presented without any errors or omissions. Councillor Wayne Deans seconded the motion.

Carried

4 BUSINESS ARISING FROM THE MINUTES

There was no business arising from the minutes.

5 DELEGATIONS & TIMED EVENTS

a) Planning Application: Kucera OP/Zoning

Present for the meeting was Ryan Kucera (applicant); Nancy McCann (neighbour)

The Planner reviewed with Council his comments on the Zoning By-law Amendment, Official Plan Amendment and Site Plan Agreement

After much discussion, it was noted that the site plan agreement be amended to note a 30 ft. landscaped strip along the north side of the property.

RESOLUTION-2021-211

Councillor Wayne Deans made a motion that the Council of the Municipality of Brooke-Alvinston approve the applicant's request for Council to consider a proposed amendment to the Municipal Official Plan in accordance with Section 22.2.1 of the Planning Act; and that Council authorize the Mayor and Clerk Administrator to sign the By-laws for amendments to the Official Plan, Zoning

By-law and the site plan as amended to include a 30 ft strip of grassed area on Centre Street. Councillor Jamie Armstrong seconded the motion.

Carried

b) Treasurer's Report: Fees Review and By-law

The Treasurer presented the proposed fees for Council consideration. There were no comments from the public received on the proposed fees.

RESOLUTION-2021-212

Councillor Jeannette Douglas made a motion that Council review and approve the Updated Municipal Fees Schedules as presented and pass the related By-law. Councillor Wayne Deans seconded the motion.

Carried

6 CORRESPONDENCE

a) Municipal & General Correspondence

RESOLUTION-2021-213

Deputy Mayor Frank Nemcek made a motion that the correspondence presented be received and filed. Councillor Jeannette Douglas seconded the motion.

Carried

b) Town of Petrolia Resolution Re: SCRCA makeup

RESOLUTION-2021-214

Councillor Wayne Deans made a motion that the Council of the Municipality of Brooke-Alvinston support the June 14, 2021 resolution from the Town of Petrolia to request that the SCRCA look into the possibility of restructuring the Committee from the 20 members to 11 or 13 as a suggestion. Councillor Jamie Armstrong seconded the motion.

Carried 3-1 (opposed: Deputy Mayor Frank Nemcek).

c) Municipality of St. Charles Resolution Re: Municipal Land Transfer Tax

RESOLUTION-2021-215

Councillor Wayne Deans made a motion that the resolution presented by the Municipality of St. Charles in reference to Municipal Land Transfer Tax be received and filed. Deputy Mayor Frank Nemcek seconded the motion.

Carried

d) Town of Fort Erie Resolution Re: Licensing of Cannabis Operations

RESOLUTION-2021-216

Councillor Wayne Deans made a motion that the resolution presented by the Town of Fort Erie in reference to the Licensing of Cannabis Operations - previously operating illegally be received and filed. Councillor Jamie Armstrong seconded the motion.

Carried

7 STAFF REPORTS

a) Clerk Administrator's Report: Revision to Noise By-law 8 of 2021

RESOLUTION-2021-217

Councillor Jeannette Douglas made a motion that Council approve the revision to By-law 8 of 2021 (Noise By-law - section 3.9) to specify the timeframe loudspeakers should only be permitted between the hours of 12 noon and 11 p.m. and no longer than two (2) consecutive days if a ball tournament or similar event is booked; if a third day of an event is planned, the hours of a loudspeaker be allowed from 12 noon to 6 p.m.. Councillor Jamie Armstrong seconded the motion.

Carried

- b) **Treasurer's Report:** By-law to Authorize Borrowing for Shiloh Project

RESOLUTION-2021-218

Deputy Mayor Frank Nemcek made a motion That Council pass the By-law 36 of 2021 to approve the Submission of an Application to Ontario Infrastructure and Lands Corporation (OILC) for the Long-term Financing of the Shiloh Line Project for \$650,000, as directed by resolution 2021-142 at the May 13, 2021 Council meeting. Councillor Wayne Deans seconded the motion.

Carried

- c) **Parks & Recreation Supervisor's Report:** Auditorium Flooring

The Parks & Recreation Supervisor advised that he received an updated quote from one of the bidders for the sanding, replacing and finishing of the 5,200 ft² oak parquet floor in the BAICCC.

RESOLUTION-2021-219

Councillor Jeannette Douglas made a motion that R.G. Gibson & Sons Hardwood Flooring's quoted price of \$24,447 for the sanding, replacing and finishing of the hardwood floor; and the quoted price of \$2,200 from Jim Mihalik Flooring for extension of ceramic tile be approved. Councillor Jamie Armstrong seconded the motion.

Carried

- d) **Drainage Superintendent Report:** Petition for Drainage Works
(Parker-Lucas & Acton Drain)

RESOLUTION-2021-220

Councillor Wayne Deans made a motion that Council accepts the petition presented and submitted by Tom Shea and appoints R. Dobbin Engineering under section 4 of the Drainage Act. Deputy Mayor Frank Nemcek seconded the motion.

Carried

- e) **Drainage Superintendent Report:** Drain Maintenance Requests
(Zavitz Campbell & Kelly Drain)

RESOLUTION-2021-221

Councillor Jeannette Douglas made a motion that the requests for maintenance on the Zavitz Campbell be received under section 78 of the Drainage Act and that Council appoint R. Dobbin Engineering to prepare a report; and that the request for maintenance on the Kelly Drain be forward to the Drainage Superintendent with the power to act. Councillor Wayne Deans seconded the motion.

Carried

- f) **Drainage Superintendent Report:** Drain Maintenance Request
(Cook Drain)

RESOLUTION-2021-222

Councillor Jamie Armstrong made a motion that the request for maintenance on the Cook Drain be referred to the Drainage Superintendent with the power to act. Councillor Wayne Deans seconded the motion.

Carried

8 BY-LAWS

- a) Proposed By-law 32 of 2021 - Official Plan Amendment (Kucera)

RESOLUTION-2021-223

Councillor Jamie Armstrong made a motion that By-law 32 of 2021 be read a first, second and third time and finally passed this 8th day of July 2021. Councillor Jeannette Douglas seconded the motion.

Carried

- b) Proposed By-law 33 of 2021 - Zoning By-law Amendment (Kucera)

RESOLUTION-2021-224

Councillor Wayne Deans made a motion that By-law 33 of 2021 be read a first, second and third time and finally passed this 8th day of July, 2021. Councillor Jamie Armstrong seconded the motion.

Carried

- c) Proposed By-law 34 of 2021 - Site Plan Agreement

RESOLUTION-2021-225

Deputy Mayor Frank Nemcek made a motion that By-law 34 of 2021 be read a first, second and third time and finally passed this 8th day of July, 2021. Councillor Jeannette Douglas seconded the motion.

Carried

- d) Proposed By-law 35 of 2021 - Fees and Services By-law

RESOLUTION-2021-226

Councillor Wayne Deans made a motion that By-law 35 of 2021 be read a first, second and third time and finally passed this 8th day of July 2021. Councillor Jamie Armstrong seconded the motion.

Carried

- e) Proposed By-law 36 of 2021 - By-law to authorize a loan through Infrastructure Ontario

RESOLUTION-2021-227

Deputy Mayor Frank Nemcek made a motion that By-law 36 of 2021 be read a first, second and third time and finally passed this 8th day of July 2021. Councillor Jamie Armstrong seconded the motion.

Carried

- f) Proposed By-law 37 of 2021 - Revised Noise By-law

RESOLUTION-2021-228

Councillor Wayne Deans made a motion that By-law 37 of 2021 be read a first, second and third time and finally passed this 8th day of July, 2021. Councillor Jeannette Douglas seconded the motion.

Carried

9 NEW BUSINESS

- a) Letter of Inquiry Re: Municipal Services

The submitted letter from Stephen & Colette Grover was received and noted. The study currently being worked on by MIG Engineering on the Centre Street Sanitary & Water Extension is expected to be completed within the month. Staff were requested to keep an open dialogue with the Grover's as the study is presented and reviewed.

- b) Letter of Request Re: Hydro - Senior Condo Property

Kevin and Lisa Tizzard were present to answer questions from Council. It was noted that a precedent would be set for other development in the Municipality should Council absorb some of the costs presented. The request was subsequently not supported.

- c) Request for outdoor meeting space

RESOLUTION-2021-229

Councillor Jamie Armstrong made a motion that the Council of the Municipality of Brooke-Alvinston has no objections with the proposed drive in Bible teaching meetings to be held the week of July 18-23 at the BAICCC for a cost of \$25 per evening and proof of insurance. Councillor Jeannette Douglas seconded the motion.

Carried

- d) Councillor Douglas thanked Council, staff and the volunteers for their involvement in making another successful Canada Day albeit the challenges presented.
- e) Councillor Armstrong requested the Parks & Recreation Supervisor to meet with the PARC Committee for input on projects in the municipality including the BAICCC.

10 CLOSED SESSION

11 RISE AND REPORT

12 BY-LAW CONFIRMING PROCEEDINGS

- a) Proposed Confirming By-law 38 of 2021

RESOLUTION-2021-230

Councillor Wayne Deans made a motion that the confirming By-law 38 of 2021 be read a first, second and third time and finally passed this 8th day of July, 2021 Councillor Jamie Armstrong seconded the motion.

Carried

13 ADJOURNMENT

Councillor Nemcek made a motion to adjourn the meeting at 5:23 p.m..

Clerk-Administrator

Mayor