



MINUTES

Council Meeting

4:00 PM - Thursday, January 13, 2022
Zoom Technology

The Council of the Municipality of Brooke-Alvinston was called to order on Thursday, January 13, 2022, at 4:00 PM, in the Zoom Technology, 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, Administrative Assistant Darlene Paolucci, and Public Works Foreman Jerrett Hodgins

Regrets:

1 CALL TO ORDER

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

2 DISCLOSURE OF PECUNIARY INTEREST

Mayor Ferguson requested that any pecuniary interests be declared when appropriate during the meeting.

3 MINUTES

a) Regular Council Meeting Minutes of December 9, 2021

RESOLUTION-2022-001

Deputy Mayor Frank Nemcek made a motion that the December 9, 2021 Council meeting minutes be approved as presented without any errors or omissions. Councillor Jamie Armstrong seconded the motion.

Carried

4 BUSINESS ARISING FROM THE MINUTES

Stephen Ikert noted at this time that the firehall tenders for work to be done in the washrooms and outside storage area was awarded to the sole bidder - JD Renovations. The bid came in at \$113,837.00 with work to begin in May. \$85,000 will come from grant money, the other from the tax base and share from Dawn-Euphemia and Southwest Middlesex as per the fire agreement.

5 DELEGATIONS & TIMED EVENTS

a) Christine Wygergangs - Shiloh Line Speed

Ms. Wygergangs was present at Council to comment on the racing cars from mainly seasonal traffic on Shiloh Line. She presented information on Community Safety Zones in which staff was requested to further investigate and provide more information to Council. Staff noted that a meeting will be scheduled with the A.W. Campbell Conservation Area to discuss additional signage.

6 CORRESPONDENCE

- a) Municipal & General Information

RESOLUTION-2022-002

Councillor Wayne Deans made a motion that the Municipal & Regular Information be received and filed. Councillor Jeannette Douglas seconded the motion.

Carried

- b) Township of Mulmur - Truth & Reconciliation

RESOLUTION-2022-003

Councillor Jamie Armstrong made a motion that the request for support from the Township of Mulmur be received and filed. Councillor Wayne Deans seconded the motion.

Carried

- c) Tay Valley Township - Province-Wide Assessment Update

RESOLUTION-2022-004

Councillor Jamie Armstrong made a motion that the Council of the Municipality of Brooke-Alvinston supports the request from Tay Valley Township to urge the government of Ontario to reconsider its decision and to direct MPAC to proceed with a province-wide assessment update in order for Ontario Municipalities to be able to collect property taxes based upon actual property values. Councillor Wayne Deans seconded the motion.

Carried

- d) City of Sarnia - "Catch and Release" Justice

RESOLUTION-2022-005

Deputy Mayor Frank Nemcek made a motion that the Council of the Municipality of Brooke-Alvinston supports the City of Sarnia request that the Federal and Provincial Governments provide meaningful improvements to the current state of "catch and release" justice in the Ontario legal system. Police Services across Ontario are exhausting precious time and resources having to manage the repeated arrests of the same offenders, which in turn, is impacting their morale, and ultimately law abiding citizens who are paying the often significant and emotional toll of this broken system. Councillor Jamie Armstrong seconded the motion.

Carried

- e) South Frontenac - Joint & Several Liability

RESOLUTION-2022-006

Councillor Jamie Armstrong made a motion that the Council of the Municipality of Brooke-Alvinston supports the Township of Frontenac's request to reaffirm its concern from October 2019 regarding joint and several liability and again request a review of the law to ensure a fair and reasonable way to ensure those who suffer losses are made whole while preventing the further scaling back of public services owing the excessive insurance costs that result from joint and several liability. Councillor Wayne Deans seconded the motion.

Carried

- f) South Frontenac - Daylight Savings Time

RESOLUTION-2022-007

Councillor Wayne Deans made a motion that the Municipality of Brooke-Alvinston supports the request from South Frontenac to support Bill 214

passed by the Legislative Assembly of Ontario in 2020 to make Daylight Saving Time standard time.

And that this resolution be forwarded to the Premier of Ontario, the Premier of Quebec, and all Ontario Municipalities, asking that further discussions with Quebec and New York State take place in order for the Eastern Time Zone to remain at standard time and to discontinue Daylight Savings Time in this zone. Councillor Jamie Armstrong seconded the motion.

Carried

- g) Multi-Municipal Wind Turbine Working Group - Wind Turbine Failures

RESOLUTION-2022-008

Councillor Jamie Armstrong made a motion that the Council support the document presented by the Wind Turbine working group on wind turbine failures. Councillor Jeannette Douglas seconded the motion.

Carried

7 STAFF REPORTS

- a) **Clerk-Administrator's Report:** Surplus Dwelling-4753 Ebenezer Road

RESOLUTION-2022-009

Councillor Wayne Deans made a motion that the Council of the Municipality of Brooke-Alvinston approve the use of the existing dwelling at 4753 Ebenezer Road by Chad and Mikayla Verberne for a 10 month period beginning March 1,2022 while a new dwelling is being constructed; and that a security deposit of \$500 be remitted to the Municipal Office prior to the issue of the building permit; and that the security deposit be held by the Municipality until the construction is complete, the demolition permit obtained and occupancy issued. Deputy Mayor Frank Nemcek seconded the motion.

Carried

- b) **Clerk-Administrator's Report:** 2022 Mileage Rate

RESOLUTION-2022-010

Councillor Wayne Deans made a motion that the Council of the Municipality of Brooke-Alvinston approve the 2022 mileage rate of \$0.575 / km. Deputy Mayor Frank Nemcek seconded the motion.

Carried

- c) **Clerk-Administrator's Report:** Municipal Health & Safety Policy 2022

RESOLUTION-2022-011

Councillor Jeannette Douglas made a motion that the Council of the Municipality of Brooke-Alvinston approve the Health & Safety Statement for 2022. Councillor Jamie Armstrong seconded the motion.

Carried

- d) **Clerk-Administrator's Report:** Meeting to Consider Drain Reports & Preliminary Budget

RESOLUTION-2022-012

Councillor Wayne Deans made a motion that a special meeting be arranged for February 3, 2022 to consider the following four drain reports: Bourne Drain, Johnson Drain, Johnson-Symington Drain and Steadman Drain No. 1 and the preliminary 2022 budget. Deputy Mayor Frank Nemcek seconded the motion.

Carried

- e) **Public Works Manager's Report:** Tree Program - 2022

RESOLUTION-2022-013

Councillor Wayne Deans made a motion that the Municipality participate in the 2022 large stock tree program offered through SCRCA and subsidize the costs of the trees ordered by \$2 each. Councillor Jeannette Douglas seconded the motion.

Carried

- f) **Clerk-Administrator's Report:** Brooke Fire Rescue Monthly Report-January 2022

RESOLUTION-2022-014

Deputy Mayor Frank Nemcek made a motion that the January 2022 Brooke Fire Rescue monthly report be received and filed. Councillor Jamie Armstrong seconded the motion.

Carried

- g) **Treasurer's Report:** Accounts Payable Listing - December 2021

RESOLUTION-2022-015

Councillor Jeannette Douglas made a motion that Council receive and file the Accounts Payable Listing for December 2021. Deputy Mayor Frank Nemcek seconded the motion.

Carried

- h) **Treasurer's Report:** Year-to-Date (to December 31) Budget to Actual Comparisons

RESOLUTION-2022-016

Councillor Wayne Deans made a motion that Council receive and file the Year-to-date (to December 31) Budget to Actual Comparisons Councillor Jamie Armstrong seconded the motion.

Carried

8 BY-LAWS

- a) By-law 1 of 2022 - Interim Tax By-law

RESOLUTION-2022-017

Councillor Jeannette Douglas made a motion that By-law 1 of 2022 be read a first, second and third time and finally passed this 13th day of January, 2022 Deputy Mayor Frank Nemcek seconded the motion.

Carried

- b) By-law 2 of 2022 - Penalty By-law

RESOLUTION-2022-018

Councillor Wayne Deans made a motion that By-law 2 of 2022 be read a first, second and third time and finally passed this 13th day of January, 2022. Councillor Jamie Armstrong seconded the motion.

Carried

- c) By-law 3 of 2022 - Borrowing By-law

RESOLUTION-2022-019

Deputy Mayor Frank Nemcek made a motion that By-law 3 of 2022 be read a first, second and third time and finally passed this 13th day of January, 2022. Councillor Jamie Armstrong seconded the motion.

Carried

9 NEW BUSINESS

a) Notice of Motion: Councillor Armstrong

That we allow the Optimist club to form an accounting under the umbrella of Brooke Alvinston for Phase 2 of the arena project.

Clerk-Administrator's Report: Optimist Request for Separate Fund under the SCF

RESOLUTION-2022-020

Councillor Jamie Armstrong made a motion that the Municipality of Brooke Alvinston act as the qualified donee and takes the funds raised by the Alvinston & District Optimist Club for the arena project identified in the fund agreement for the purpose of paying for the proposed Phase Two expansion. Deputy Mayor Frank Nemcek seconded the motion.

Carried

b) Notice of Motion: Councillor Armstrong:

That the \$62,817.92 that we received for the grant be directed to Phase 2 of the project; and that the money be used by Randy to secure services for drawings of the proposed addition.

RESOLUTION-2022-021

Councillor Jamie Armstrong made a motion that the \$62,817.92 received for the grant be directed to Phase 2 of the project; and that the money be used by Randy to secure services for drawing of the proposed addition. Councillor Wayne Deans seconded the motion.

DEFEATED. 2-3 (opposed: Mayor David Ferguson, Deputy Mayor Frank Nemcek, and Councillor Jeannette Douglas).

c) Wanstead Farmer's Co-Op - Rental

RESOLUTION-2022-022

Councillor Wayne Deans made a motion that the Council of the Municipality of Brooke-Alvinston waives the rental fee for the Talk Ask Listen Workshop. Councillor Jamie Armstrong seconded the motion.

Carried

d) Brooke Telecom - SWIFT equipment storage

RESOLUTION-2022-023

Councillor Wayne Deans made a motion that Council has no objections to Brooke Telecom storing their equipment for the SWIFT project at the MTO site while work progresses through the municipality. Deputy Mayor Frank Nemcek seconded the motion.

Carried

e) **Normal Farm Practice Hearing**

The Clerk Administrator noted that the applications for Dawn-Euphemia and Warwick have been withdrawn by the Buurma's.

f) **Silver Stick Champions**

The Mayor congratulated the following teams in winning their Silver Stick Tournaments: U13 AE, U13 Rep and U15 Rep

g) **Optimist Christmas Parade**

The Mayor congratulated the Alvinston Optimist Club on a very successful Christmas parade and thanked them for their efforts. He noted the large amount of traffic that was in town

- h) The Mayor thanked Council and staff for supporting the community through COVID. He noted that we were fortunate to keep business going with the many obstacles faced. He was optimistic that the Province will allow the arena's and businesses to open and get staff back in the workplaces soon.
- i) Councillor Douglas thanked all those involved in the Community Christmas Dinner. She noted 50 people were served and several donations resulted in various projects and people being helped.
- j) Councillor Armstrong questioned if any core services would be cut at AW Campbell Conservation Area. A report from the Conservation Authority is expected February 28th.

10 CLOSED SESSION

RESOLUTION-2022-024

Councillor Jamie Armstrong made a motion that the Council of the Municipality of Brooke-Alvinston move into closed session. Councillor Jeannette Douglas seconded the motion.

Carried

11 RISE AND REPORT

The Clerk Administrator noted in the Rise and Report that a closed session was held to discuss personal matters about an identifiable individual including employees and that:

- i) a nomination for Senior of the Year was made
- ii) that Simon Lee be appointed to the Committee of Adjustment for a three year term
- iii) that staff be directed to proceed as outlined regarding staff grid moves and
- iv) that the Clerk Administrator's performance appraisal was completed.

12 BY-LAW CONFIRMING PROCEEDINGS

- a) By-law 4 of 2022 - Confirming By-law

RESOLUTION-2022-025

Councillor Wayne Deans made a motion that By-law 4 of 2022 be read a first, second and third time and finally passed this 13th day of January 2022. Councillor Jeannette Douglas seconded the motion.

Carried

13 ADJOURNMENT

The meeting was adjourned at 5:45 p.m..

Clerk-Administrator

Mayor