



MINUTES

Council Meeting

4:30 PM - Thursday, July 13, 2023
Municipal Office

The Council of the Municipality of Brooke-Alvinston was called to order on Thursday, July 13, 2023, at 4:30 PM, in the Municipal Office, with the following members present:

Council Present: Mayor David Ferguson, Deputy Mayor Frank Nemcek, Councillor Craig Sanders, Councillor Don McCabe, and Councillor Jenny Redick

Staff Present: Clerk Administrator Janet Denkers, Treasurer Stephen Ikert, Fire Chief Steve Knight, Parks and Recreation Manager Greg Thornicroft, and Public Works Superintendent Jamie Butler

Regrets:

1 CALL TO ORDER

The Mayor called the meeting to order at 4:30 p.m..

2 DISCLOSURE OF PECUNIARY INTEREST

The Mayor requested that any pecuniary interests be declared at the appropriate time.

3 MINUTES

a) Regular Council Meeting Minutes of June 22, 2023

RESOLUTION-2023-238

Deputy Mayor Frank Nemcek made a motion that the regular Council meeting minutes of June 22, 2023 be approved as presented without error or omissions. Councillor Don McCabe seconded the motion.

Carried

4 BUSINESS ARISING FROM THE MINUTES

There was no business arising from the minutes.

5 DELEGATIONS & TIMED EVENTS

a) Presentation by Integrity Commissioner

John Mascarin presented his report on the Municipal Conflict of Interest Application 2023-01 Re: Councillor Nemcek and Councillor Redick.

b) Friends of Campbell House

The Friends of Campbell House presented information to Council on the preservation of the Campbell House and its importance to the community.

RESOLUTION-2023-239

Deputy Mayor Frank Nemcek made a motion that the delegations of John Mascarin and Friends of Campbell House be brought to the floor. Councillor Don McCabe seconded the motion.

Carried

6 CORRESPONDENCE

- a) Municipal Information

RESOLUTION-2023-240

Councillor Craig Sanders made a motion that the circulated correspondence be received and filed. Councillor Jenny Redick seconded the motion.

Carried

- b) Town of Bradford West Gwillimbury

RESOLUTION-2023-241

Councillor Don McCabe made a motion that the request for support from the Town of Bradford West Gwillimbury regarding the right to repair movement be supported. Councillor Craig Sanders seconded the motion.

Carried

- c) Municipality of North Perth

RESOLUTION-2023-242

Deputy Mayor Frank Nemcek made a motion that the request from the Municipality of North Perth be received and filed. Councillor Jenny Redick seconded the motion.

Carried 3-1 (opposed: Councillor Don McCabe).

- d) Town of Fort Erie

RESOLUTION-2023-243

Councillor Jenny Redick made a motion that the request from the Town of Fort Erie be received and filed. Deputy Mayor Frank Nemcek seconded the motion.

Carried

- e) Town of Petrolia

RESOLUTION-2023-244

Councillor Jenny Redick made a motion that the request for support from the Town of Petrolia to recommend that the province considers amending the current regulations for licensed home-based childcare operators to increase allowable spaces. Councillor Craig Sanders seconded the motion.

Carried

- f) Township of Selwyn

RESOLUTION-2023-245

Councillor Jenny Redick made a motion that the request from the Township of Selwyn be received and filed. Deputy Mayor Frank Nemcek seconded the motion.

Carried

7 STAFF REPORTS

- a) **Clerk Administrator's Report:** Requests from the Optimist Club - Tanner Redick Memorial Ball Tournament

Councillors Redick and Nemcek declared a Conflict of Interest and did not participate in the vote.

RESOLUTION-2023-246

Councillor Don McCabe made a motion that the Council of the Municipality of Brooke-Alvinston declares the Tanner Redick Memorial Ball Tournament being held July 27-30, 2023 as an event of municipal significance and acknowledges that the Alvinston Optimist Club will be applying for a Special Occasion Permit (SOP) for the Brooke-Alvinston-Inwood Community Centre Complex / Pavilion / Grounds at 3310 Walnut Street; and that

The Council of the Municipality of Brooke-Alvinston waive section 3.9 of By-law 37 of 2021 to allow noise to extend to 2 a.m. during the 2023 Memorial Tournament. Councillor Craig Sanders seconded the motion.

Carried

- b) **Clerk Administrator's Report:** Surplus Dwelling-Petrolia Line

RESOLUTION-2023-247

Councillor Craig Sanders made a motion that the Council of the Municipality of Brooke-Alvinston approve the use of the existing dwelling at 7523 Petrolia Line by Dan Macrae for a 6 month period beginning August 1, 2023 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

- c) **Clerk Administrator's Report:** Four Counties Transportation

RESOLUTION-2023-248

Councillor Craig Sanders made a motion that this report be received and filed for information. Councillor Don McCabe seconded the motion.

Carried

- d) **Treasurer's Report:** Accounts Payable Listing - June 2023

RESOLUTION-2023-249

Councillor Jenny Redick made a motion that Council receive and file the Accounts Payable Listing for June 2023. Councillor Don McCabe seconded the motion.

Carried

- e) **Treasurer's Report:** Tile Drainage Debenture

RESOLUTION-2023-250

Councillor Don McCabe made a motion that Council authorize and direct the Treasurer to sign the "Offer to Sell" (attached) and the Mayor and the Treasurer be authorized and directed to sign the Tile Drainage Debenture 2023-08 (attached) to provide for the borrowing by the Municipality of Brooke-Alvinston of \$32,100 from the Minister of Finance; and

That the appropriate By-Law 34 of 2023 (attached), imposing special annual drainage rates as set out in Schedule A to the By-law, upon the land as described, for a period of ten years, in respect of the money borrowed under the Tile Drainage Act, be passed and enacted. Councillor Jenny Redick seconded the motion.

Carried

- f) **Treasurer's Report:** Appointment of Banking Authorities By-law

RESOLUTION-2023-251

Councillor Jenny Redick made a motion that Council enact By-law 35 of 2023 being a by-law to authorize officers act on behalf of the the Corporation of the Municipality of Brooke-Alvinston with respect to all banking matters and to bind the Corporation with such matters. Councillor Don McCabe seconded the motion.

Carried

- g) **Treasurer's Report:** Year-to-Date (to June 30) Budget to Actual Comparisons

RESOLUTION-2023-252

Councillor Craig Sanders made a motion that Council receive and file Year-to-date (to June 30) Budget to Actual Comparisons Councillor Jenny Redick seconded the motion.

Carried

- h) **Public Works Superintendent's Report:** LaSalle Line

RESOLUTION-2023-253

Councillor Craig Sanders made a motion that Council receive and file the report for information. Deputy Mayor Frank Nemcek seconded the motion.

Carried

- i) **Fire Chief's Report:** Amendments to By-law 42 of 2020 - By-law to enter into a Fire Services Agreement to Jointly Operate a Fire Department

RESOLUTION-2023-254

Councillor Craig Sanders made a motion to review, provide feedback, and adopt changes to the Joint Fire Service agreement at time of renewal January 1, 2024. Deputy Mayor Frank Nemcek seconded the motion.

Carried

- j) **Fire Chief's Report:** Amendment to Zoning Bylaw 27 of 2018 - Location of Shipping Containers

RESOLUTION-2023-255

Councillor Craig Sanders made a motion to amend Bylaw 27 of 2018 to permit the future development, and installation of a firefighter training facility at the Alvinston Fire Station using shipping containers. An additional clause to Section 3.3.6 - Shipping Containers All Zones - (c) "A Shipping Container, either single or stacked, shall be permitted for use as a fire training facility providing all building, fire code, National Fire Protection Association and fire industry standards are met or exceeded". Councillor Don McCabe seconded the motion.

Carried

8 BY-LAWS

- a) By-law to approve a Tile Loan

RESOLUTION-2023-256

Councillor Craig Sanders made a motion that By-law 34 of 2023 be read a first, second and third time and finally passed this 13th day of July, 2023. Deputy Mayor Frank Nemcek seconded the motion.

Carried

- b) By-law to Appoint Banking Authorities

RESOLUTION-2023-257

Councillor Jenny Redick made a motion that Bylaw 35 of 2023 be read a first, second and third time and finally passed this 13th day of July, 2023 Councillor Don McCabe seconded the motion.

Carried

9 NEW BUSINESS

- a) It was noted that the Tractor Pull is being held July 14th at the Fairgrounds.
- b) The Clerk Administrator reminded and encouraged Council to attend the Open House for the Official Plan Update on July 20th at the Fire Hall
- c) The Clerk Administrator requested Council advise if they would be attending the Warden's banquet
- d) The Clerk Administrator advised the Dressing Room drawings were received and the price received the previous day. A report will be forthcoming at the next meeting.
- e) Councillor McCabe note the LFA Safety Day for Children had a fantastic crowd.
- f) **Notice of Motion (Councillor Sanders)**
That staff be directed to report on the Shiloh Line curve at the Peak of Mosa and measures to prevent further accidents.
- g) **Notice of Motion (Councillor Nemcek)**
Moved, that Brooke-Alvinston request the St. Clair Region Conservation Authority take demolition of Campbell House off the table for a period of three years while every feasible avenue is pursued to restore and maintain this valuable heritage asset for the use and enjoyment of the community. This should include 1) clarification of the legislative and financial accountability for the maintenance and restoration of Campbell House (any pending MOU between Municipality and SCRCA); 2) exploration of options for raising funds (donations, memberships, grants) by the Friends of Campbell Park; 3) development with the help of a heritage consultant of a three to five-year plan to complete most urgent repairs to Campbell House, as well as a ten-year plan for full restoration and ongoing maintenance.
- h) **Notice of Motion (Councillor Nemcek)**
Moved, that Brooke-Alvinston develop a policy for repealing a heritage designation asap (in consultation with Lambton County Planning and Development Services) that includes the requirement of a Heritage Impact Assessment at the expense of the requesting party.
- i) **Notice of Motion (Craig Sanders)** - that staff prepare a report for consideration at the next meeting on ice allocation.
- j) Councillor Redick requested that other providers be invited to look at the sound system at the arena.

10 CLOSED SESSION

11 RISE AND REPORT

12 BY-LAW CONFIRMING PROCEEDINGS

- a) Confirming By-law

RESOLUTION-2023-258

Councillor Don McCabe made a motion that By-law 36 of 2023 be read a first, second and third time and finally passed this 13th day of July, 2023. Councillor Jenny Redick seconded the motion.

Carried

13 ADJOURNMENT

Councillor Sanders made a motion to adjourn the meeting at 6:05 p.m..

Clerk-Administrator

Mayor