



# MINUTES

## Council Meeting

4:30 PM - Thursday, May 9, 2024  
Municipal Office

The Council of the Municipality of Brooke-Alvinston was called to order on Thursday, May 9, 2024, 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 & Recreation Manager Greg Thornicroft, Public Works Superintendent Jamie Butler, and Engineer Ray Dobbin

**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 April 25, 2024

#### **RESOLUTION-2024-173**

Deputy Mayor Frank Nemcek made a motion that the minutes from the April 25, 2024 regular session of Council be approved as presented without error or omission. Councillor Craig Sanders seconded the motion.

**Carried**

### 4 BUSINESS ARISING FROM THE MINUTES

There was no business arising from the minutes.

### 5 DELEGATIONS & TIMED EVENTS

The Mayor requested a motion to bring all 3 drains to the floor for the consideration.

#### **RESOLUTION-2024-174**

Deputy Mayor Frank Nemcek made a motion that the Hay Drain, 6 & 7 Sideroad Drain and Crang Drain be brought to the floor for consideration. Councillor Craig Sanders seconded the motion.

**Carried**

a) Hay Drain - Consideration

#### **RESOLUTION-2024-175**

Deputy Mayor Frank Nemcek made a motion that the landowner be approved to do the required work on the drain under the supervision of the Drainage Superintendent. Councillor Jenny Redick seconded the motion.

**Carried**

**RESOLUTION-2024-176**

Councillor Don McCabe made a motion that the report on the Hay Drain be adopted. Councillor Jenny Redick seconded the motion.

**Carried**

**b) 6-7 Sideroad Drain - Consideration**

Assessed owners present: Ron Martin, Jeff Lassaline, Doug MacDougall, John Douglas and Alex MacDougall

Doug MacDougall noted he is only assessed 30ha not 40ha as indicated in the report. The Engineer indicated he would check the validity of this and report back.

Jeff Lassaline indicated that he did not receive notice of the onsite meeting (only the north half as indicated in previous report received notice).

**RESOLUTION-2024-177**

Councillor Don McCabe made a motion that the report on the 6 & 7 Sideroad Drain be referred back to the Engineer and that a subsequent onsite meeting be arranged inviting all those listed in the 2024 schedule of assessment. Councillor Craig Sanders seconded the motion.

**Carried**

**c) Crang Drain - Consideration**

**RESOLUTION-2024-178**

Deputy Mayor Frank Nemcek made a motion that the report on the Crang Drain be adopted. Councillor Craig Sanders seconded the motion.

**Carried**

**6 CORRESPONDENCE**

**a) Municipal Information**

**RESOLUTION-2024-179**

Councillor Craig Sanders made a motion that the correspondence distributed and circulated be received and filed. Deputy Mayor Frank Nemcek seconded the motion.

**Carried**

**b) Request from Lambton Farm Safety**

Don McCabe declared a conflict of interest as he is appointed to the Lambton Farm Safety Committee and left the room.

**RESOLUTION-2024-180**

Deputy Mayor Frank Nemcek made a motion that being the event proposed is free to the public, being held during normal operating hours of the Parks & Recreation Department, there are no vendors or sales planned and the focus is on farm safety, the Council of the Municipality of Brooke-Alvinston adjusts the rate of the event to the public black out fee of \$229 and this fee will be taken from the 2024 approved annual donation to Lambton Farm Safety for 2024. Councillor Craig Sanders seconded the motion.

**Carried**

**c) Correspondence Requiring Action**

### **RESOLUTION-2024-181**

Deputy Mayor Frank Nemcek made a motion that the Patient Medical Equipment Spring Appeal letter from FCHS Foundation be received and filed. Councillor Craig Sanders seconded the motion.

**Carried**

### **RESOLUTION-2024-182**

Deputy Mayor Frank Nemcek made a motion that the request for sponsorship from the Guardian Angels 4th annual golf tournament be received and filed. Councillor Craig Sanders seconded the motion.

**Carried**

### **RESOLUTION-2024-183**

Councillor Craig Sanders made a motion that the request for support from the City of St. Catherines regarding Provincial regulations to restrict keeping of non native ("exotic") wild animals. Councillor Jenny Redick seconded the motion.

**Carried**

## **7 STAFF REPORTS**

- a) **Drainage Superintendent's Report:** Crang Drain & Elliott Tait Drain Tender

### **RESOLUTION-2024-184**

Councillor Don McCabe made a motion that the bid from JLH Excavating in the amount of \$15,504.10 (including HST) for the drainage work be approved. Councillor Craig Sanders seconded the motion.

**Carried**

- b) **Drainage Superintendent's Report** - Drain Maintenance Requests

### **RESOLUTION-2024-185**

Councillor Don McCabe made a motion that the request for drainage improvements under section 78 for the Saunders Drain be referred to the Drainage Superintendent with the power to act. Councillor Craig Sanders seconded the motion.

**Carried**

- c) **Treasurer's Report:** By-law to Adopt the Municipality's 2024 Tax Rates

### **RESOLUTION-2024-186**

Councillor Jenny Redick made a motion that Council pass the By-Law to provide for the adoption of the 2024 tax rates for the Municipality of Brooke-Alvinston. Councillor Craig Sanders seconded the motion.

**Carried**

- d) **Treasurer's Report:** Accounts Payable Listing - April 2024

### **RESOLUTION-2024-187**

Councillor Craig Sanders made a motion that Council receive and file the Accounts Payable Listing for April 2024. Deputy Mayor Frank Nemcek seconded the motion.

**Carried**

- e) **Public Works Superintendent's Report:** Half load restrictions in town limits

### **RESOLUTION-2024-188**

Councillor Craig Sanders made a motion that the report on half load limits be

received and filed for information; and that the Public Works Superintendent be directed to provide an updated version of the by-law for Council review. Councillor Don McCabe seconded the motion.

**Carried**

- f) **Clerk Administrator's Report:** Alvinston Pharmacy Ramp

**RESOLUTION-2024-189**

Deputy Mayor Frank Nemcek made a motion that the draft agreement be accepted as amended and that the Clerk and Mayor be authorized to sign. Councillor Jenny Redick seconded the motion.

**Carried**

- g) **Clerk-Administrator's Report:** Recent Delegations / Presentations

Don McCabe noted the municipal leader presentation should be posted on the website for information.

**RESOLUTION-2024-190**

Councillor Jenny Redick made a motion that the report be received and filed for information. Councillor Craig Sanders seconded the motion.

**Carried**

- h) **Clerk Administrator's Report:** Meetings with the Optimist Representative

**RESOLUTION-2024-191**

Councillor Jenny Redick made a motion that the report prepared by the Clerk Administrator regarding meetings with the Optimist Rep be received and filed. Councillor Craig Sanders seconded the motion.

**Carried**

- i) Jenny Redick made a Notice of Motion for the May 23rd, 2024 Council meeting: that a Committee for the Optimist Project be called the Community Arena Improvement Committee.

- j) **Clerk Administrator's Report:** FCC AgriSpirit Fund 2024

**RESOLUTION-2024-192**

Deputy Mayor Frank Nemcek made a motion that Council approve the application for additional rubber flooring at the BAICCC to be applied for under the FCC AgriSpirit Fund. Councillor Craig Sanders seconded the motion.

**Carried**

## **8 BY-LAWS**

- a) By-law 16 of 2024 - Carpenter Drain (third & final reading)

**RESOLUTION-2024-193**

Councillor Craig Sanders made a motion that By-law 16 of 2024 be read a third and final time. Deputy Mayor Frank Nemcek seconded the motion.

**Carried**

- b) By-law 24 of 2024 - Tax Rate By-law

**RESOLUTION-2024-194**

Councillor Jenny Redick made a motion that By-law 24 of 2024 be read a first, second and third time and finally passed this 9th day of May, 2024. Councillor Craig Sanders seconded the motion.

**Carried**

- c) By-law 25 of 2024 - Hay Drain (1st & 2nd Reading)

**RESOLUTION-2024-195**

Deputy Mayor Frank Nemcek made a motion that By-law 25 of 2024 be read a first and second time. Councillor Don McCabe seconded the motion.

**Carried**

- d) By-law 26 of 2024 - Crang Drain (1st & 2nd Reading)

**RESOLUTION-2024-196**

Councillor Jenny Redick made a motion that by-law 26 of 2024 be read a first and second time. Councillor Don McCabe seconded the motion.

**Carried**

**9 NEW BUSINESS**

The Public Works Superintendent noted that maintenance gravel is complete and the new plough arrived.

The Mayor noted Jeannette Douglas is a recipient of the Women of Excellence Award.

The Parks & Recreation Manager informed Council that the new toilets at the BAICCC are being installed.

**10 CLOSED SESSION**

**11 RISE AND REPORT**

**12 BY-LAW CONFIRMING PROCEEDINGS**

- a) By-law 28 of 2024 - Confirming By-law

**RESOLUTION-2024-197**

Councillor Jenny Redick made a motion that the Confirming By-law be read a first, second and third time and finally passed this 9th day of May, 2024. Councillor Craig Sanders seconded the motion.

**Carried**

**13 ADJOURNMENT**

The meeting adjourned at 5:02 p.m. with a motion from Frank Nemcek

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Clerk-Administrator

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Mayor