



The Corporation of the Municipality of Brockton

Council Meeting Minutes

Tuesday, November 28, 2023, 7:00 p.m.

Electronic Meeting

Council Present: Chris Peabody, Mayor
James Lang, Deputy Mayor
Mitch Clark, Councillor
Tim Elphick, Councillor
Kym Hutcheon, Councillor
B. Carl Kuhnke, Councillor
Gregory J. McLean, Councillor

Staff Present: Sonya Watson, Chief Administrative Officer
Fiona Hamilton, Director of Legislative and Legal Services (Clerk)
Sarah Johnson, Deputy Clerk
Trish Serratore, Chief Financial Officer
Dieter Weltz, Building and Planning Manager/CBO
Nicholas Schnurr, Director of Operations
Colleen Gillis, Director of Community Services
Chris Wells, Director of Fire and Emergency Services

1. Indigenous Land Acknowledgement Statement

2. Acceptance of Council Agenda

Deputy Mayor Lang acted a Chairperson and called the meeting to order at 7:00 p.m.

Resolution 23-23-01

Moved By: Kym Hutcheon

Seconded By: Mitch Clark

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on November 28, 2023 as presented.

Carried

3. Declaration of Pecuniary Interest and General Nature Thereof

4. Public Meetings Required Under the Planning Act

5. Delegations

5.1 Alectra Convergent JV - Greenock Battery Energy Storage System Project

Tremor Temchin, Convergent Energy, and David Anders, Alectra, provided a quick overview of the proposed project and the Independent Electricity System Operator's ("IESO") procurement process for battery energy storage systems throughout the Province of Ontario, along with a confirmation of the timelines that were involved.

David Anders noted that the Council resolution under consideration was only to show support through the IESO procurement process, and if the project was selected, planning applications, environmental approvals and site plan control agreements would be required prior to finalizing the project.

Tremor Temchin summarized the proposed monetary community benefit the proponents were offering in the amount of \$250,000.00 for each year of the project. Tremor emphasized the extent to which the Convergent and Alectra partnership was open to working with the Municipality of Brockton to consider related future infrastructure needs.

Tremor Temchin and David Anders responded to questions from Council about the IESO procurement timeline and other potential future projects.

Council also discussed the need for strong landscaping to create a visual barrier and made inquiries about the number of product failures experienced by Convergent. Tremor Temchin and David Anders further responded to questions from Council about potential ongoing communications with the community between submitting a proposal and the final site selection. The delegates also provided information about what level of environmental oversight would be required through the project approval stages.

5.2 Adam Dales - Battery Energy Storage Solution Considerations

Adam Dales, Greenock resident, presented to Council with his concerns about the communication of the project to residents, noting the costs associated with infrastructure and upgrades that would need to be completed to the roads, and the poor location choice as the project has a potential to harm a provincially significant wetland. Mr. Dales further discussed concerns with fire response, and opinions that the project may not benefit the community, as it has been proposed. Council was asked to consider the risks associated with the project and impact to residents.

Adam Dales responded to questions from Council and provided his position on the IESO's review of the potential project location.

6. Minutes

6.1 Council Minutes - November 14, 2023

Resolution 23-23-02

Moved By: Tim Elphick

Seconded By: Gregory J. McLean

That the Council of the Municipality of Brockton adopt the minutes of the November 14, 2023 Council Meeting as presented.

Carried

7. Business Arising From the Minutes

7.1 Municipality of North Perth Resolution - Support Midland on Catch and Release Justice in Ontario

Resolution 23-23-03

Moved By: B. Carl Kuhnke

Seconded By: Kym Hutcheon

That the Corporation of the Municipality of Brockton hereby support the resolution from the Town of Midland requesting that the Federal and Provincial Governments make improvements to the current state of "catch and release" justice in the Ontario legal system since 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 financial and emotional toll of this broken system.

And further that a copy of this resolution be sent to the Town of Midland.

Carried

8. Reports

8.1 Alectra Battery Storage Proposal -Greenock Project

Sonya Watson, Chief Administrative Officer, responded to questions from Council and confirmed that both a Committee of Adjustment process and a Site Plan Control process would be undertaken to address environmental, archaeological concerns, infrastructure needs, fire and emergency response protocols and required visual screenings.

Council discussed the further processes that would occur and expressed appreciation for the strong resident engagement demonstrated by residents regarding the project.

Resolution 23-23-04

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number CAO2023-21 – Alectra Battery Storage Proposal Greenock Project *as amended*, prepared by Dalton Stone, Municipal Services Coordinator & Sonya Watson, Chief Administrative Officer, for information purposes and in doing so provides a supporting resolution as prepared by Alectra Convergent Development JV for Council’s consideration for Option A as written;

And Further, Council directs staff to provide the following comments as part of the commenting period related to Alectra’s proposal: Option A - a 10-acre site located on one property parcel, significantly set back from Concession Rd 10;

And Further that a clause be added to the motion that a Planning Application under Section 45(2)(b) will be required to ensure a due diligence process related to the site, including a public commenting period occurs.

Carried

Resolution 23-23-05

Moved By: Gregory J. McLean

Seconded By: B. Carl Kuhnke

Whereas the Proponent is proposing to construct and operate a Long-Term Reliability Project, as defined and with the characteristics outlined below, under the Long-Term Request for Proposals (“LT1 RFP”) issued by the Independent Electricity System Operator (“IESO”);

Address: CON 10 PT LOT 6 PT LOT 7, Greenock, N0G 1J0

Site Coordinates: 44.18795417260721, -81.28820355931587

Interconnection Coordinates: 44.18351384857977, -
81.29332373375121

Maximum Project Size: 250 MW / 1000 MWh

Parcel Size: 20 Acres

Soil Class: Not prime agriculture

Proposed COD: May 2028

And Whereas pursuant to the LT1 RFP, Proposals that receive the formal support of the local jurisdictional authorities of all the project communities in which the Long-Term Reliability Project is located in the form of a support resolution will be awarded Rated Criteria points for the purpose of ranking the Proposal in relation to other Proposals for a contract under the LT1 RFP;

Now Therefore Be It Resolved That the Council of the Municipality of Brockton hereby support the development, construction and operation of the Long-Term Reliability Project in the Municipality of Brockton;

And Further that the Municipality of Brockton require that a Planning Application under Section 45(2)(b) will be submitted to ensure a due diligence process related to the site, including a public commenting period;

And Further That this resolution's sole purpose is to enable the Proponent to receive Rated Criteria Points under LT1 RFP or to satisfy its obligations under any awarded LT1 Contract and may not be used for the purpose of any other form of approval in relation to the Proposal or Long Term Reliability Project or for any other purpose. Rated Criteria points will be used to rank the Proponent's Proposal in relation to other Proposals received by the IESO under the LT1 RFP.

Carried

8.2 Thomas Solutions Rental vs Purchase

Chris Wells, Director of Fire and Emergency Services, responded to questions from Council and explained the department specific alterations that could be transported to another vehicle. Chris Wells responded to questions from Council and confirmed that the fire reserve fund had a specified purpose for mandated equipment replacement.

Trish Serratore, Chief Financial Officer, further confirmed that most reserve funds had dedicated purposes such that there were few opportunities to pull funds out of longer-term investments. Fire Chief Wells confirmed that while the truck was not deficient, the arrangement with Thomas Solutions had no buy-out options that would allow Brockton to benefit from the fact that the equipment had low kilometres.

Chief Wells responded to questions from Council about the terms and conditions that were assigned as part of the Agreement with Thomas Solutions regarding the pick-up truck and confirmed he could opt out at anytime, but the company would retake possession of the truck.

Resolution 23-23-06

Moved By: Kym Hutcheon

Seconded By: Gregory J. McLean

That the Council of the Municipality of Brockton hereby receives Report Number FIRE2023-05 – Thomas SolutionS Rental vs. Purchase, prepared by Chris Wells, Director of Fire and Emergency Services and in doing so provides staff further direction on the preferred option to ensure the Municipality is meeting its goals both from a financial and sustainability point of view: Option C - Purchase financing through CIBC for a 60 Month term at 5.866% with a monthly payment of \$1,622.58* for a total cost of \$97,354.80.

Carried

8.3 Master Servicing Plan Update

Resolution 23-23-07

Moved By: Tim Elphick

Seconded By: Gregory J. McLean

That the Council of the Municipality of Brockton hereby receives Report Number UT2023-13 - Master Servicing Plan Update, prepared by Nicholas Schnurr, Director of Operations for information purposes.

Carried

8.4 Animal Control and By-Law Enforcement Activity Report August to October 2023

Council discussed the number of false alarms being reported and the funds being recovered through that process.

Resolution 23-23-08

Moved By: B. Carl Kuhnke

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number BL2023-04- Animal Control/By-Law Enforcement Activity Report August to October 2023, prepared by Lisa MacDonald, Animal Control/By-Law Enforcement Officer and Dieter Weltz, Building and Planning Manager/CBO for information purposes.

Carried

8.5 Chief Building Official's Activity Report for October 2023

Resolution 23-23-09

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number BLDG2023-16 – Chief Building Official's Activity Report for October 2023, prepared by Dieter Weltz, Building and Planning Manager/CBO for information purposes.

Carried

8.6 Chief Building Official's Activity Report for September 2023

Resolution 23-23-10

Moved By: Gregory J. McLean

Seconded By: B. Carl Kuhnke

That the Council of the Municipality of Brockton hereby receives Report Number BLDG2023-14 – Chief Building Official's Activity Report for September 2023, prepared by Dieter Weltz, Building and Planning Manager/CBO for information purposes.

Carried

8.7 Replacement Floor Scrubber

Colleen Gillis, Director of Community Services responded to an inquiry from Council confirming that the scrubber would be a riding model.

Resolution 23-23-11

Moved By: Kym Hutcheon

Seconded By: Mitch Clark

That the Council of the Municipality of Brockton hereby receives Report Number REC2023-33- Replacement of Floor Scrubber, prepared by Colleen Gillis, Director of Community Services and in doing so approves the purchase of a new floor scrubber using surplus operating funds from 2023 Recreation Community Centre budget

Carried

8.8 Cargill District Community Foundation Donation

Resolution 23-23-12

Moved By: Tim Elphick

Seconded By: Gregory J. McLean

That the Council of the Municipality of Brockton hereby receives Report Number REC2023-34 - Cargill District Community Foundation Donation, prepared by Colleen Gillis, Director of Community Services for information purposes.

Carried

8.9 Enabling Accessibility Fund Grant Approval – Phase II Optimist Park Playground

Resolution 23-23-13

Moved By: B. Carl Kuhnke

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number FIN2023-33 – Enabling Accessibility Fund Grant Approval – Phase II Optimist Park Playground, prepared by Trish Serratore, Chief Financial Officer and in doing so authorizes a By-Law coming forward when available to enter into an agreement with Employment and Social Development Canada, and further and further authorizes the Clerk and Treasurer to execute the agreement for the funds.

Carried

8.10 Saugeen Valley Conservation Authority 2024 Draft Budget

Resolution 23-23-14

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby receives Report Number FIN2023-35 – Saugeen Valley Conservation Authority 2024 Draft Budget, prepared by Trish Serratore, Chief Financial Officer for information purposes.

Carried

8.11 MPAC Data Sharing Services Agreement

Resolution 23-23-15

Moved By: Gregory J. McLean

Seconded By: B. Carl Kuhnke

That the Council of the Municipality of Brockton hereby receives Report Number FIN2023-34 - MPAC Data Sharing Services Agreement, prepared by Trish Serratore, Chief Financial Officer and in doing so authorizes a By-Law coming forward to enter into a MPAC Data Sharing Services Agreement.

Carried

8.12 Govstack Website Refresh Proposal

Sarah Johnson, Deputy Clerk and Fiona Hamilton, Director of Legislative and Legal Services (Clerk) responded to an inquiry about the implementation cost to transition to Govstack, and the annual maintenance costs being included in the 2024 budget. Council encouraged updating the website to be more user-friendly for residents to access information.

Resolution 23-23-16

Moved By: Kym Hutcheon

Seconded By: B. Carl Kuhnke

That the Council of the Municipality of Brockton hereby receives Report Number CLK2023-25 – Govstack Website Refresh Proposal, prepared by Sarah Johnson, Deputy Clerk, and in doing so grants pre-budget approval for the Municipality to enter into an agreement with GHD to implement the Govstack Content Management System and further approves the cost of implementation in the amount of \$28,409.60 to be funded from the website reserve fund with ongoing annual costs of \$6,429.60/year to be included in the 2024 Municipal Budget, and further approves an exemption from the Purchasing and Procurement Policy to remain with GHD.

Carried

8.13 Enabling Accessibility Fund Mid Size Project Stream Application

Resolution 23-23-17

Moved By: Tim Elphick

Seconded By: Gregory J. McLean

That the Council of the Municipality of Brockton hereby approves Report Number REC2023-35 – Enabling Accessibility Fund Mid-Size Project Stream Application, prepared by Fiona Hamilton, Director of Legislative and Legal Services (Clerk) for information and further approves proceeding with a joint application to the enabling accessibility fund mid size stream with the Municipality of West Grey for improvements to the Elmwood Community Centre related to entrance and access and an elevator, conditional on the Municipality of West Grey also approving the application.

Carried

8.14 Walkerton Minor Hockey Donation Request

Resolution 23-23-18

Moved By: B. Carl Kuhnke

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton hereby receives Report Number FIN2023-30 – Walkerton Minor Hockey Donation Request, prepared by Colleen Gillis, Director of Community Services and in doing so approves a donation in the amount of \$529.40 to Walkerton Minor Hockey for the facility rental.

Carried

9. Public Notification

9.1 Breakfast with Santa

The Walkerton and District Optimist Club are hosting Breakfast with Santa on Saturday, December 2, 2023 at the Walkerton Legion (505 Scott Street) from 9:00 a.m. to 1:00 p.m. by donation. Bring your letters for Santa!

9.2 Brunch with Santa

The Cargill and District Community Foundation are hosting Brunch with Santa on Sunday, December 3, 2023 from 9:30 to 11:30 a.m. at the Cargill Community Centre (999 Greenock-Brant Townline). Tickets are \$12.00 for adults, \$6.00 for children ages 5-10, Free for children ages 4 and under.

10. Accounts

10.1 Accounts - \$1,435,608.39

Resolution 23-23-19

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$1,435,608.39.

Carried

11. Correspondence Requiring Action

12. Information

12.1 South Bruce O.P.P. Detachment Commander's Report - September-October 2023

12.2 Crime Stoppers of Grey Bruce - Tipster's Magazine Fall 2023

12.3 Multi-Municipal Energy Working Group Correspondence

12.4 Physician Recruitment and Retention Committee Minutes - March-October 2023

12.5 Township of Coleman Resolution - Conservation Officer Reclassification

12.6 Town of Halton Hills Resolution - Support Grimsby on Guaranteed Livable Income

12.7 Town of South Bruce Peninsula Resolution - Amend Highway Traffic Act for Use of Automated Speed Enforcement Systems

Resolution 23-23-20

Moved By: Gregory J. McLean

Seconded By: B. Carl Kuhnke

That the Council of the Municipality of Brockton hereby receives all items provided in Section 12. Information.

Carried

13. By-Laws

Resolution 23-23-21

Moved By: Kym Hutcheon

Seconded By: Mitch Clark

That the Council of the Municipality of Brockton authorize that the following by-laws be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2023-113 - 2024 Interim Tax Levy By-Law
- By-Law 2023-114 - Amended EPCOR Natural Gas Model Franchise Agreement By-Law
- By-Law 2023-115 - MPAC Data Sharing and Services Agreement By-Law

- By-Law 2023-116 - Optimist Park Phase II Enabling Accessibility Fund Grant Agreement By-Law

Carried

14. Committee Minutes

Resolution 23-23-22

Moved By: Tim Elphick

Seconded By: Gregory J. McLean

That the Council of the Municipality of Brockton receive the minutes of the following committees and or boards as presented:

- Brockton Police Services Board Minutes - September 7, 2023
- Accessibility Advisory Committee Minutes - October 27, 2023

Carried

15. New Business Brought Forward

1. Gratitude for Deputy Mayor

Mayor Peabody thanked Deputy Mayor Lang for his leadership while Mayor Peabody visited family.

2. Christmas Market

Deputy Mayor Lang noted that some downtown businesses expressed interest in assisting on a Committee to support the 2024 Hometown Christmas Market.

Sonya Watson, Chief Administrative Officer noted that staff were analyzing the overall event strategy and determining future plans.

Action: Staff to determine how best to accommodate volunteer assistance, along with any future capital improvements to the park (such as lighting for the stage).

16. Closed Session

Resolution 23-23-23

Moved By: B. Carl Kuhnke

Seconded By: Kym Hutcheon

That the Council of the Municipality of Brockton enter into Closed Session at 8:55 p.m. in order to address a matter pertaining to:

- Personal matters about an identifiable individual, including municipal or local board employees - **Designated Heritage Property Consideration, Physician Recruitment Details, Encampment Update**
- Labour relations or employee negotiations - **Staffing Update**

Carried

Resolution 23-23-24

Moved By: Mitch Clark

Seconded By: Tim Elphick

That the Council of the Municipality of Brockton hereby approves the direction provided by staff in Closed Session and in doing so acknowledges the hiring of Symen VanDerVlies as Heavy Equipment Operator effective November 20, 2023.

Carried

Resolution 23-23-25

Moved By: Gregory J. McLean

Seconded By: B. Carl Kuhnke

That the Council of the Municipality of Brockton approves the Letter of Agreement with Jaclyn Robinson attached to this Resolution.

Carried

17. Confirmation of Proceedings

Resolution 23-23-26

Moved By: Gregory J. McLean

Seconded By: Mitch Clark

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2023-117 - November 28, 2023 Confirmatory By-Law

Carried

18. Adjournment

Resolution 23-23-27

Moved By: Tim Elphick

Seconded By: Gregory J. McLean

That the Council of the Municipality of Brockton does now adjourn at 9:38 p.m. to meet again on December 12, 2023.

Carried

Original Signed By

Mayor - Chris Peabody

Original Signed By

Director of Legislative and Legal Services (Clerk) – Fiona Hamilton