



City of Brockville
Council Meeting Minutes
6:00 PM - Tuesday, October 11, 2022
Virtual Meeting

The Council meeting was called to order on Tuesday, October 11, 2022, at 6:00 PM, in the Virtual Meeting, with the following present:

Members Present:

Mayor Mike Kalivas, Councillor David Beatty, Councillor Philip Deery, Councillor Jeff Earle, Councillor Jane Fullarton, Councillor Larry Journal, Councillor Nathalie Lavergne, Councillor Cameron Wales, and Councillor Matt Wren

Regrets:

Staff:

Lynn Murray, Acting City Clerk, Peter Raabe, Director of Engineering & Infrastructure Services, Anne Shropshire, Manager, Cultural Services, and Phil Wood, Director of Operations

MOTION TO MOVE INTO CLOSED SESSION (5:00 PM)

THAT pursuant to *Municipal Act*, 2001, Section 239 Sub. 2, k, Council resolve itself Closed Session, closed to the public to consider:

1. a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board. 2001, c. 25, s. 239 (2); 2017, c. 10, Sched. 1, s. 26. (Solid Waste Contract)

CARRIED

CLOSED MEETING MATTER(S)

REPORT OF THE CLOSED SESSION

Moved by: Councillor Wren

Seconded by: Councillor Lavergne

THAT Council rise from the Closed Session without reporting.

CARRIED

MAYOR'S REMARKS

Mayor Kalivas offered his condolences to Barclay family with the passing of Jim Barclay, the founder of the Barclay Funeral Home. His Worship shared that Councillor Journal indicated that this past weeks Harvest Sharing had collected

over 5,000 pounds of food items and \$38,000 in donations. Mayor Kalivas reminded everyone that the voter letters have been mailed and if you haven't received one to contact the Clerk's office. Voting begins on October 17th and goes through to October 24th at 8:00 pm.

DISCLOSURE OF INTEREST

Nil.

ADOPTION OF COUNCIL MINUTES

Moved by: Councillor Beatty

THAT the minutes of the Council Meeting of September 27, 2022 be adopted and circulated as read.

CARRIED

CORRESPONDENCE, COMMUNICATIONS AND PETITIONS

Nil.

DELEGATIONS

Nil.

STAFF REPORTS

1. **2022-202**
Staff Update on River of Lights Sponsorship 2022

Moved by: Councillor Earle

THAT Council receive staff report 2022-202 - Staff Update on River of Lights Sponsorship 2022

AND THAT Council approve any shortfall (to a maximum of \$1,430) in sponsorship to be taken from Fiscal Policy, if required.

For: Councillor Earle, Mayor Kalivas, Councillor Beatty, Councillor Deery, Councillor Fullarton, Councillor Journal, Councillor Lavergne, Councillor Wales, and Councillor Wren

CARRIED 9-0 on a recorded vote

PLANNING AND OPERATIONS COMMITTEE

Councillor C. Wales, Chair
Councillors D. Beatty, P. Deery, A. Koolwine, Citizen Member
Meeting held October 4, 2022

POC - CONSENT AGENDA

All matters listed under Consent Agenda are considered to be routine and will be enacted by one motion. Should a Council member wish an alternative action from the proposed recommendation, the Council member shall request that this matter be moved to “separate” the item.

Moved by: Councillor Wales

THAT the following items, as listed on the Planning and Operations Committee agenda are recommended to be passed by Consent Agenda:

For: Mayor Kalivas, Councillor Beatty, Councillor Deery, Councillor Earle, Councillor Fullarton, Councillor Journal, Councillor Lavergne, Councillor Wales, and Councillor Wren

CARRIED 9-0 on a recorded vote

1. Butlers Creek Home Association
Diane Miller, President

THAT staff identify costs associated with subsidizing the installation of backflow preventers; and

THAT staff report back to POC in either November or December 2022.

2. **2022-196**
Proposed Amendments
Downtown Brockville Community Improvement Plan Area and
Brownfield's Incentive Program
125 Stewart Boulevard, Brockville

THAT the Downtown Brockville Community Improvement Plan and Brownfield's Incentive Program - Priority Area 1 boundary be expanded to include lands described as Part of Lots 5 and 6, Plan 238, and Part of Lot 12, Concession 1, as in LR133104, LR74470, LR41159, except LR66143,

S/T LR127622, City of Brockville, County of Leeds, with municipal address of 125 Stewart Boulevard; and

THAT Staff prepare the agreement and bring it back to the Committee for review.

3. **2022-184**

Draft Plan of Subdivision, Official Plan Amendment and Zoning By-law Amendment - Windsor Drive at Centennial Road

THAT Official Plan Amendment No. 21 respecting lands described as Lots 16-20, 24-66, 70-76, 80-84, Plan 271; PCL A, C, Plan 271; Mary Street, Prince Street, Elizabeth Drive, Irvine Place, Francis Place, Coronation Crescent, Unnamed Street, Plan 271, between Lots 42 & 43 (Closed by LR210961): Part of Lot 23, Plan 271; Part PCL B, Plan 271, as in LR207491; Brockville, and Part of Lot 12, Concession 2, Elizabethtown as in LR77318; Brockville, to redesignate the property from "*Neighbourhood Development Area*" subject to "*Significant Woodlands*" and "*Source Water Protection*" considerations to "*Neighbourhood Development Area*" subject to "*Source Water Protection*" considerations, be approved;

THAT Zoning By-law 050-2014 be amended for lands described as Lots 16-20, 24-66, 70-76, 80-84, Plan 271; PCL A, C, Plan 271; Mary Street, Prince Street, Elizabeth Drive, Irvine Place, Francis Place, Coronation Crescent, Unnamed Street, Plan 271, between Lots 42 & 43 (Closed by LR210961): Part of Lot 23, Plan 271; Part PCL B, Plan 271, as in LR207491; Brockville, and Part of Lot 12, Concession 2, Elizabethtown as in LR77318; Brockville, to rezone the lands from "*H1-R1 – Single Detached Residential Zone*", in part, "*H1-C1 – Local Commercial Zone*", in part, and "*OS – Open Space Zone*", in part, subject to "*Source Water Protection*" considerations to "*R2A – Single Detached Residential Zone*", in part, "*R3A – General Residential Zone*", in part, "*R4A – General Residential Special Exception Zone*", in part, "*R6 – Multiple Residential Zone*", in part, and "*OS – Open Space Zone*", in part, subject to "*Source Water Protection*" considerations. The special exceptions relate to permitting 50 back-to-back townhouse dwelling units with reduced yards as well as the establishment of a new definition for a back-to-back townhouse dwelling.

THAT Holding Symbol "H1" be placed on the the property until such time that the City is satisfied that full municipal services (water, sewage, storm) are adequate and available.

THAT approval be granted for Draft Plan of Subdivision on lands previously described above, subject to the following conditions:

- That these conditions shall apply to the Draft Plan prepared by Stantec Geomatics Ltd., Project No. 161614361-131, showing 9 streets, and Blocks 1 through 210, inclusive, said Streets and Blocks being delineated as to use on the afore-mentioned Draft Plan;
- That the proposed Streets shown on this Draft Plan shall be dedicated as a public highway and named accordingly as per City of Brockville Policy 2028 - Street Naming or Renaming;
- That prior to Final Approval of the Plan of Subdivision, the Owner shall enter into a Subdivision Agreement with the City of Brockville which shall address the following:
 - All of the requirements, financial and otherwise, of the City of Brockville concerning, but not limited to, the provision of roads, street lighting, easements and the installation of services, drainage facilities, and parkland dedication (if applicable);
 - The requirements of the Brockville Fire Department for an acceptable number of hydrant locations and capacity to ensure emergency services access and fire fighting capabilities;
 - The requirements of Canada Post with respect to the location, installation of Community Mailboxes and associated easement(s) and consideration of various conditions as set out by Canada Post. In addition, all such work must comply with current Canada Post requirements as provided by Canada Post at the time of start of construction, including any/all temporary requirements that Canada Post may have;
 - The requirements of Enbridge Gas Distribution Inc., with respect to the provision of easement(s), installation and clearance requirements, a composite utility plan, street grading requirements, field survey information, road cross-sections, and consideration of various other conditions as set out by Enbridge Gas Distribution Inc.;
 - The requirements of Hydro One Networks Inc., with respect to the installation of electrical servicing, associated easement(s) and road cross-sections, and consideration of various other conditions as set out by Hydro One Networks Inc.;
 - The requirements of Cogeco Cable Canada Inc., with respect to the provision of easement(s) and installation of Cable servicing.
 - The requirements of Bell Canada with respect to the provision of easement(s) and installation of

- communication/telecommunication infrastructure and consideration of various other conditions as set out by Bell.
- That prior to final approval of the Plan, lot grading, drainage, erosion and sediment control, and services plan with best management practices be prepared by a qualified Professional Engineer for the Owner, to the satisfaction of the City of Brockville and the Cataraqui Region Conservation Authority, and that appropriate text to implement its findings shall be included in the Subdivision Agreement;
 - That prior to the final approval of the Plan, a detailed Stormwater Management Report shall be prepared by a qualified Professional Engineer for the Owner, to the satisfaction of the City of Brockville and the Cataraqui Region Conservation Authority, and that appropriate text to implement its findings shall be included in the Subdivision Agreement;
 - That in conjunction with the proposed construction plan, the Owner shall provide specific locations and dates (i.e. set-up and removal) for all construction/sales buildings, structures and/or trailers, outdoor toilets, etc. Said locations shall be to the satisfaction of the City of Brockville prior to placement. Any and all such temporary structures shall be located only for so long as is necessary for the work in progress;
 - That no tree clearing be permitted prior to an approved Tree Saving Plan and/or Tree Replanting Plan being approved by the City of Brockville and that any tree clearing of the site only be permitted outside the bird breeding season (April 15 to July 31);
 - That the Owner shall be responsible for all costs involved with lands required to be dedicated, conveyed or granted, including but not limited to, easement(s) over, or under, to the City of Brockville and/or the appropriate authority or authorities, and the conveyances to the City of Brockville of Blocks 208 and 209 as 0.3 metre reserves;
 - That prior to Final approval, the appropriate lands be conveyed to the City for use as a parkette's, leisure area's and pathways, equipped as a children's play area (where required) and to the satisfaction of the city and representing a minimum of 5% of the available land;
 - That prior to Final approval of this plan, the owner shall pay any and all outstanding taxes levied against the Plan;
 - That prior to Final approval of this plan, the owner is required to satisfy any and all requirements of the Operations Department, including, but not limited to, right-of-way design requirements, pathway connection requirement and intersection upgrades (both on and off site).

- That, if final approval of the Plan is not granted within three (3) years of the date of approval of the Draft Plan, and no extensions have been granted, Draft approval shall lapse in accordance with Section 51(32) of the Planning Act, R.S.O. 1990, c.P.13. It is the sole responsibility of the Owner to make such application for extension of Draft approval;
- That the Final Plan, as approved by the City of Brockville, must be registered within sixty (60) days of the date of final approval or the City's approval may be withdrawn in accordance with Section 51(59) of the Planning Act, R.S.O. 1990, c.P.13;

THAT Council authorize the Mayor and Clerk to execute a Pre-Servicing Agreement between the Corporation of the City of Brockville and Juliada Holding Inc., for various work on lands, being the Stirling Meadows Subdivision, subject to finalization and acceptance by staff of the servicing design and issuance of any required Ministry approvals; and,

THAT the necessary by-laws, be enacted.

4. **2022-195**
Engineering Report - Public Works Salt Dome

THAT Council receive report SR2022-195 for information; and

THAT staff return to a future budget meeting with recommendation on the future of City salt storage.

5. **2022-198**
Fleet Capital - Sale of Surplus Equipment

THAT Council receive report SR2022-198; and

THAT Council approve the sale of public works unit #5508 loader to Brandt Tractor for \$57,000; and

THAT Council approve \$41,721.60 including net HST to purchase three attachments for the City's backhoe; and

THAT the cost of the backhoe attachments be funded by the proceeds of sale of public works unit #5508 loader.

6. **2022-191**

2022/2023 Winter Maintenance Policy

THAT staff report SR2022-191 be received; and

THAT the Winter Maintenance Policy Appendix Schedules for Roadway and Sidewalk routes be amended to include updated maintenance routes; and

THAT the Winter Maintenance Policy be amended to:

- Identify areas of the Brock Trail that will be included in the winter maintenance schedule.
- Identify areas of the Brock Trail that will not included in the winter maintenance schedule and will be signed as unmaintained and closed during winter.
- Update the winter maintenance timeframe objective as it relates to the Brock Trail in accordance with O.Reg 366/18.
- Removal of Schedule C - Sidewalk Area Service on Weekends and Holidays.
- Update road plow route schedules.
- Update sidewalks plow routes schedules.
- Include new winter road patrol representative route schedule.
- Include new hand shovel location schedule.

;and

THAT Council enact any necessary by-laws.

POC - REGULAR AGENDA

1. 1863 Committee
(Market St W Properties)

Moved by: Councillor Wales

THAT the 1863 Committee requests be referred to Council; and

THAT the fundraising deadline be extended to May 2023.

For: Councillor Wales and Councillor Wren

Against: Mayor Kalivas, Councillor Beatty, Councillor Deery, Councillor Earle, Councillor Fullarton, Councillor Journal, and Councillor Lavergne

DEFEATED 2-7 on a recorded vote

Moved by: Councillor Fullarton

THAT Council authorize staff to continue with the demolition of the city owned buildings located at 4,6,8 Water Street West and 8,10 Market St. West; and

THAT demolition expenses not to exceed \$80,000 funded by parking reserve; and

THAT staff re-establish the tendered agreement with the successful demolition contractor; and

THAT staff report back to Council with a summary of the expenses for this project.

For: Mayor Kalivas, Councillor Beatty, Councillor Deery, Councillor Earle, Councillor Fullarton, Councillor Journal, and Councillor Lavergne

Against: Councillor Wales and Councillor Wren

CARRIED 7-2 on a recorded vote

ECONOMIC DEVELOPMENT, RECREATION AND TOURISM COMMITTEE

Councillor J. Fullarton, Chair

Councillor M. Wren and J. McTavish, Citizen Member

Meeting held October 4, 2022

EDRTC- CONSENT AGENDA

All matters listed under Consent Agenda are considered to be routine and will be enacted by one motion. Should a Council member wish an alternative action from the proposed recommendation, the Council member shall request that this matter be moved to "separate" the item.

Moved by: Councillor Fullarton

THAT the following items, as listed on the Economic Development, Recreation and Tourism Committee agenda are recommended to be passed by Consent Agenda:

For: Mayor Kalivas, Councillor Beatty, Councillor Deery, Councillor Earle, Councillor Fullarton, Councillor Journal, Councillor Lavergne, and Councillor Wren

CARRIED 8-0 on a recorded vote

1. **2022-201**
2022 Tall Ships Festival

THAT Council receive Report 2022-201; and

THAT Council authorize staff to submit a deposit of \$5,000 USD be paid to Tall Ships America for the 2025 Tall Ships Challenge; and

THAT the balance of the surplus from the 2022 Tall Ships Festival be held in Reserve to offset the costs of the future Tall Ships Festivals.

2. **2022-192**
Cultural Services Update (six months)

THAT Council receive staff report SR2022-192 for information.

3. **2022-200**
Amendment to Capital Project
Brockville Arts Centre Stage Lift

THAT Council approve an amendment to the Capital Project - Brockville Arts Centre Stage Lift, allowing staff to purchase two manual, elevated adjustable platform devices in lieu one hydraulic lift platform; and

THAT the purchase be funded from the Capital Reserve Fund.

4. **2022-193**
Reynolds Park - Founder's Forest Concept

THAT Council approve the inclusion of the founder's forest into the Reynolds Park redevelopment.

5. **2022-194**

Brock Trail - Ferguson Falls

THAT Council receive staff report SR2022-194; and

THAT Council approve additional work to add a section of trail to Ferguson Falls with pathway and features, to the Central Ave. Brock Trail construction contract with LA Knapp Construction; and

THAT Council approve additional expenses not to exceed \$80,000 funded by donations fundraised by the Brock Trail Committee.

EDRTC - REGULAR AGENDA

Nil.

NEW BUSINESS - REPORT FROM MEMBERS OF COUNCIL

Nil.

UNFINISHED BUSINESS

Nil.

EMERGENCY BUSINESS

Nil.

BY-LAWS

1. 078-2022

Amendment to By-law 113-1980 Being a By-law to Govern the Proceedings of Council to Amend Notice of Special Meetings and add Details to Amend In Camera Meeting Details

READING OF THE BYLAWS

Moved by: Councillor Journal

Seconded by: Councillor Deery

THAT By-law Numbered 078-2022 be introduced and the same be now read a first, second and third time, signed by the Mayor and Clerk, sealed with the Seal of the Corporation and be recorded.

CARRIED

CONFIRMATORY BYLAW

Moved by: Councillor Journal
Seconded by: Councillor Deery

THAT By-law Number 079-2022 to confirm the Proceedings of Council at its meeting held on October 11, 2022 be read a first, second and third time, signed by the Mayor and Clerk, sealed with the Seal of the Corporation and be recorded.

CARRIED

MAYOR'S ANNOUNCEMENTS

The Mayor reminded everyone that Voting opens next week on October 17th and runs through until 8 pm on October 24th. He noted that there are Voter Help Centres if you require assistance during the voting period. Refer to your voter's letter for information about voting and the hours and locations of the help centres.

MEDIA QUESTION PERIOD

ADJOURNMENT

Moved by: Councillor Journal
Seconded by: Councillor Deery

THAT Council adjourn its proceedings until the next regular meeting scheduled for October 25, 2022.

CARRIED

The meeting adjourned at 7:13 pm.

Mayor

Acting City Clerk