

Administration and Operations Committee Minutes

Date: Time: Location:	December 13, 2022 6:00 p.m. Council Chambers 7 Broadway Street West Paris, ON
Present:	Mayor Bailey, Kyle, MacAlpine, Oakley, Howes, Bell, Peirce, Chambers, Miller, Coleman, Garneau
Staff:	Lee, Boyd, Duesling, Newton, Mifflin, Stevenson, Walton, Bergeron, Cicman, Crozier, Ellins, Gable, Glassford, Hunter, Meyers, Schaefle, Staley, Weidhaas, Welchman, Porter, and Davis

1. Attendance

2. Election of Chair and Vice Chair

Nancy Davis, Deputy Clerk called for nominations for the position of Chair of the Administration and Operations Committee.

Councillor Bell nominated Councillor Peirce. Councillor Peirce accepted the nomination.

Moved by Councillor Coleman Seconded by Mayor Bailey

That the nominations for the position of Chair be closed;

And, that Councillor Peirce be declared Chair of the Administration and Operations Committee.

Carried

The Deputy Clerk called for nominations for the position of Vice Chair of the Administration and Operations Committee.

Councillor Miller nominated Councillor Howes. Councillor Howes accepted the nomination.

Moved by Mayor Bailey Seconded by Councillor Peirce

That nominations for the position of Vice Chair be closed;

And, that Councillor Howes be declared Vice Chair of the Administration and Operations Committee.

Page 2

Councillor Peirce in the Chair.

3. Approval of Agenda

Moved by Councillor Coleman Seconded by Mayor Bailey

That the Administration and Operations Committee agenda for December 13, 2022, be approved, with an addition under Other Business (Unintended Consequences of Urban Intensification)

Carried

4. Declaration of Pecuniary Interests

None

5. Delegations / Petitions / Presentations

5.1 Bob Mattice and Carol Richards re: Development Fee Refund

Bob Mattice and Carol Richards made a request for the reimbursement of development charges assessed for the redevelopment of 19 Highway 53. They noted a previous request for reimbursement of the fees to Council was denied in July 2021. Mr. Mattice and Ms. Richards expressed the opinion that the five-year build timeframe in the development charges by-law is arbitrary and encourages people to leave derelict structures standing. They reported that the house was demolished in April 2013, they purchased the lot in 2019, and that they missed the five-year build timeframe by one year. They voiced an inability to obtain a building permit due to COVID / lockdowns and sought a change to the five-year build timeframe.

In response to questions, Pam Duesling, General Manager of Development Services reported that the issuance of building permits was uninterrupted due to COVID, demolition of the house was between April 2010 and April 2013, and that the building permit was issued June 29, 2021.

Moved by – Councillor Chambers Seconded by – Councillor Miller

That a grant in lieu of the development charges be given to the applicants, Bob Mattice and Carol Richards.

Motion Defeated

5.2 Jessica Robbins re: Change of Address Request

Jessica Robbins, 51 Norwich Road, Scotland, made a presentation supporting her request for an address change to a neighbouring property with the address of 51 Church St West, Scotland. She expressed concerns towards the ability to correctly locate and identify one property from the other as her property is approximately 620 meters away from the neighbouring property of the same number. Ms. Robbins expressed the desire to change the neighbouring address as that property is uninhabited at this time.

In response to questions, P. Duesling noted an address change process is available, and that approval from the property owner would be required.

Moved by – Mayor Bailey Seconded by – Councillor Miller

That the request to change the address of 51 Church St West, Scotland be received and referred to staff.

Carried

5.3 Christina Zardo - Food Cycle Science re: Food Waste Reduction Program

Christina Zardo, Food Cycle Science made a presentation "Municipal Food Waste Solutions". In response to questions, Ms. Zardo noted the lifespan, consumables and costs for the machine, and opportunities for municipalities to subsidize the program. She reported that data after the 12 week pilot reflects declined usage of the machine, due to less food waste as a result of increased awareness. Ms. Zardo estimated the return on investment to be \$300-400 per household over the life of the food cycler.

Moved by – Councillor Miller Seconded by – Mayor Bailey

That the presentation from Christina Zardo, Food Cycle Science re: Food Waste Reduction Program, be referred to staff for report on a pilot project for 50 units.

Carried

6. Adoption of Minutes from Previous Meetings

6.1 Administration and Operations Committee Minutes of September 20, 2022

Moved by Councillor Howes Seconded by Councillor Oakley

That the Administration and Operations Committee minutes of September 20, 2022, be approved.

Carried

8. Consent Items

8.1 <u>Consent Items to be Approved</u>

8.1.1 RPT-0289-22, STG-22-02, 5 Beverly Street East St. George, Phase 2

In response to questions, Zach Gable, Senior Economic Development Officer reported that no concerns were identified with regards to parking.

Moved by Mayor Bailey Seconded by Councillor Coleman

THAT Community Improvement Plan application STG-22-02 from the owner of 5 Beverly Street East, St. George for façade and internal improvements be approved to a maximum amount of \$45,000;

AND that the General Manager of Strategic Initiatives be authorized to execute the Community Improvement Plan Agreement for STG-22-02.

8.1.2 RPT-0344-22, Solid Waste Facility Operations Contract

In response to questions, Rob Walton, General Manager of Operations, reported that increases to the fees and charges may be considered in the future.

Moved by Councillor Coleman Seconded by Councillor Bell

Whereas Future Waste Systems Inc. (FW) have met or exceeded expectations of contract PW-RFT-18-22 Solid Waste Facilities Operations which was awarded through a competitive bid process for the period of May 1, 2019, to April 30, 2023;

And whereas on June 21, 2022, via Report RPT-0180-22 Council authorized County of Brant Staff (County staff) to negotiate with FW to extend the contract for Solid Waste Facility Operations for a four (4) year period;

And whereas County Staff negotiated with FW to extend the contract for a four (4) year period (May 1, 2023, to April 30, 2027) with the inclusion of an annual cost of living and monthly fuel adjustment which are based on the Consumer Price Index (CPI);

That PW-RFT-18-22 Solid Waste Facilities Operations with FW be extended for the period of May 1, 2023, to April 30, 2027, with the inclusion of an annual cost of living adjustment factor and monthly fuel adjustment factor which are based on the Consumer Price Index (CPI).

Carried

8.1.3 RPT-0346-22, County of Brant 2023 Proclamations & Events

Moved by Councillor Oakley Seconded by Councillor Chambers

Whereas the County of Brant recognizes the benefits and values of recreation and community engagement;

And Whereas the County of Brant continues to offer inclusive programs, services, facilities, opportunities and events to enhance every resident's quality of life;

Therefore, be it recommended that in an effort for the County of Brant to continue to bring awareness to the community, that the following proclamation and flag raising events in collaboration with the Community & Protective Services Department and the Strategic Initiatives Department for 2023 be approved;

January 27	Family Literacy Day
January 28	Global Community Engagement Day
February	Black History Month
February	Winter Active Month
February 22	Canadian Ag Day
March 8	International Women's Day
March 27	World Theatre Day
April	Poetry Month
April 14	International Day of Pink
April 16-22	Earth Week

April 16-22	National Volunteer Week
April 20	National Canadian Film Day
April 25	Parent Alienation Awareness Day
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April 29	International Dance Day
May	Asian Heritage Month
Мау	Museum Month
May 1-8	Mental Health Week
May 1-7	National Youth Week
May 6	Rec Expo
May 7-13	Emergency Preparedness Week
May 21	Ontario Flag Day
May 22-28	Paramedic Services Week
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May 23-29	Tourism Week
May 29-June 4	Tourism Awareness Week in Canada
May 30-June 5	National Access Ability Week * Flag Raising
June	Deafblind Awareness Month
June	June is Recreation and Parks Month
June	National Indigenous History Month
June	Pride Month * Flag Raising
June	Seniors Month
June 5	National World Health & Fitness Day
June 6-10	Local Food Week
June 18	Father's Day Free Swim
June 19	United Empire Loyalist Day
June 21	National Indigenous Peoples Day
June 27	PTSD Awareness Day
June 27	Canada Multiculturalism Day
July 1	Canada Day Events
July 16-22	Drowning Prevention Week
July 25	Culinary Day
September 2 nd week	Mennonite Heritage Week
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September 10	Suicide Prevention Day
September 18-24	Rail Safety Week
September 18-27 th	National Forest Week
September 20-October 24	Culture Month
Sept 27	World Tourism Day
September 28	British Home Child Day
Sept 30	Orange Shirt Day-National Day for Truth and
Reconciliation	6 , ,
October	Canadian Islamic History Month
October	Child Abuse Prevention Month
October	Manufacturers Month
October	Women's History Month
October 1	International Music Day
October 1	Manufacturing Day
October 1	National Seniors Day
October 3-9	Ontario Agriculture Week
October 3-9	Fire Prevention Week
October 6	International Walk to School Day
October 16-22	Small Business Week
October 18	Persons Day

November 1-7	Carbon Monoxide Awareness Week
November 1-7	Crime Prevention Week
November 8	Indigenous Veterans Day
November 16-22	Global Entrepreneurship Week
November 19-25	National Addiction Awareness Week (NAAW)
November 20-26	Canada History Week
December 3	International Day of Persons with Disabilities
December 5	International Volunteer Day
December 6	National Day of Remembrance and Action on
	Violence Against Women

No Vote – Motion to Amend Follows

Moved by Councillor Chambers Seconded by Councillor Kyle

That RPT-0346-22, County of Brant 2023 Proclamations & Events be amended to include March 13-19, Canadian Agricultural Safety Week and May 6 – King Charles III Coronation.

Carried

Councillor Peirce then presented the original motion, amended as follows:

Whereas the County of Brant recognizes the benefits and values of recreation and community engagement;

And Whereas the County of Brant continues to offer inclusive programs, services, facilities, opportunities and events to enhance every resident's quality of life;

Therefore, be it recommended that in an effort for the County of Brant to continue to bring awareness to the community, that the following proclamation and flag raising events in collaboration with the Community & Protective Services Department and the Strategic Initiatives Department for 2023 be approved;

January 27 January 28 February February February 22 March 8 March 13-19 March 27 April April 14 April 16-22 April 16-22 April 20 April 25 April 29 May May	Family Literacy Day Global Community Engagement Day Black History Month Winter Active Month Canadian Ag Day International Women's Day Canadian Agricultural Safety Week World Theatre Day Poetry Month International Day of Pink Earth Week National Volunteer Week National Volunteer Week National Canadian Film Day Parent Alienation Awareness Day International Dance Day Asian Heritage Month Museum Month
May 1-8	Mental Health Week

May 6 May 6

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June

June

June

June June

June 5

July 1

July 25

May 1-7 National Youth Week King Charles III Coronation Rec Expo May 7-13 **Emergency Preparedness Week** Ontario Flag Day Paramedic Services Week May 22-28 May 23-29 **Tourism Week** May 29-June 4 Tourism Awareness Week in Canada May 30-June 5 National Access Ability Week * Flag Raising **Deafblind Awareness Month** June is Recreation and Parks Month National Indigenous History Month Pride Month * Flag Raising Seniors Month National World Health & Fitness Day June 6-10 Local Food Week June 18 Father's Day Free Swim United Empire Loyalist Day June 19 National Indigenous Peoples Day June 21 **PTSD** Awareness Day June 27 Canada Multiculturalism Day June 27 Canada Day Events **Drowning Prevention Week** July 16-22 Culinary Day September 2nd week Mennonite Heritage Week September 10 Suicide Prevention Day September 18-24 **Rail Safety Week** September 18-27th National Forest Week September 20-October 24 Culture Month Sept 27 World Tourism Day September 28 British Home Child Day Sept 30 Orange Shirt Day-National Day for Truth and Reconciliation Canadian Islamic History Month October Child Abuse Prevention Month October October Manufacturers Month October Women's History Month October 1 International Music Day October 1 Manufacturing Day National Seniors Day October 1 October 3-9 Ontario Agriculture Week Fire Prevention Week October 3-9 International Walk to School Day October 6 October 16-22 Small Business Week October 18 Persons Day Carbon Monoxide Awareness Week November 1-7 November 1-7 Crime Prevention Week Indigenous Veterans Day November 8 November 16-22 **Global Entrepreneurship Week** National Addiction Awareness Week (NAAW) November 19-25 November 20-26 Canada History Week

December 3	International Day of Persons with Disabilities
December 5	International Volunteer Day
December 6	National Day of Remembrance and Action on
	Violence Against Women

Carried

8.1.4 RPT-0522-22, Interim Tax By-law

Moved by Councillor Bell Seconded by Councillor MacAlpine

That the 2023 Interim Tax Levy By-law be presented to Council for consideration.

Carried

8.1.5 RPT-0712-22, 2022 Tax Write-Off Report

In response to questions, Christine Staley, Manager of Taxation and Revenue reported that the figures are lower than previous years, noting the impact from the hold on reassessments and low number of cases heard by the Assessment Review Board.

Moved by Mayor Bailey Seconded by Councillor Miller

That staff be authorized to write off taxes under Sections 357 and 358 of the Municipal Act as follows:

 Municipal Share
 \$ 38,287.52

 School Share
 \$ 18,451.79

 Total Write-off
 \$ 56,739.31

And that the final payment to the School Boards be reduced by the amount of \$18,451.79 for their share of the taxes written off.

Carried

8.2 <u>Consent Items to be Received</u>

It was requested that Items 8.2.2 and 8.2.3 be pulled.

Moved by Councillor Coleman Seconded by Councillor Oakley

That the following items be received:

- 8.2.1 Fire Prevention Activity Report September, October & November 2022 - T Waldschmidt
- 8.2.4 RPT-0296-22, Municipal Drinking Water Systems Regulatory and Drinking Water Quality Management Standard Quarterly Update- D Stevenson
- 8.2.5 RPT-0525-22, Municipal Agriculture Economic Development and Planning Forum Post-Event Update Z Gable
- 8.2.6 RPT-0355-22, Update Emergency Management Program Initiatives - K. Pottruff
- 8.2.7 RPT-0528-22, 2022 Budget to Actual Variance at September 30th
 H Mifflin

8.2.2, RPT-0295-22, Water Operational Plan Element 14 - Review and Provision of Water Infrastructure.

In response to questions, R. Walton noted contingency and supply chain strategies.

8.2.3, RPT-0297-22, Submission of the 2022 Drinking Water Quality Management Standard (DWQMS) Element 20 Management Review Meeting Summary

In response to questions, R. Walton reported on the filling of the South Paris elevated tank, the mix of sodium from source wells, and low thresholds.

Moved by Councillor Coleman Seconded by Councillor Oakley

That the following items be received:

- 8.2.2 RPT-0295-22, Water Operational Plan Element 14 Review and Provision of Water Infrastructure A Davidson
- 8.2.3 RPT-0297-22, Submission of the 2022 Drinking Water Quality Management Standard (DWQMS) Element 20 Management Review Meeting Summary - D Stevenson

Carried

9. Staff Reports

9.1 RPT-0539-22, 2023 Fleet, Scheduled Replacement

In response to questions, R. Walton reported on the forthcoming acquisitions of electric vehicles.

Moved by Councillor Bell Seconded by Councillor Oakley

That staff be directed to start the vehicle tender process in advance of the 2023 Budget Deliberations to secure the necessary vehicle and equipment needed to carry out County of Brant (the County) Services. This request includes the purchase of ten (10) vehicles, one (1) loader and one (1) sweeper as previously outlined in the Ten (10) year Capital Fleet Forecast;

And That staff report back to Council for approval of these purchases as required by the County Purchasing Policy.

Carried

9.2 <u>RPT-0526-22, Appointment of an Engineer for the Harley Municipal Drain under</u> section 76 of the Drainage Act

Moved by Councillor Coleman Seconded by Councillor Miller

Whereas Section 76 of the Drainage Act (the Act) prescribes that "the council of any local municipality liable for contribution to a drainage works in connection with which conditions have changed or circumstances have arisen such as to justify a variation of the assessment for maintenance and repair of the drainage works may make an application to the Tribunal, of which notice has been given to the head of every other municipality affected by the drainage works, for permission to procure a report of an engineer to vary the assessment, and, in the event of such permission being given, such council may appoint an engineer for such purpose and may adopt the report but, if all the lands and roads assessed or intended to be assessed lie within the

limits of one local municipality, the council of that municipality may procure and adopt such report without such permission;

And whereas all of the lands and roads assessed into the Harley Municipal Drain lie within the County of Brant;

And whereas the Harley Municipal Drain, Branches 2, 4, 4₂, 4₃, 4₄, 5, 6, 7, 7A, 8, 10, 10A, 10B Northwest and Northeast, were last improved under a report prepared by Karl E. Weselan, dated March 29, 1974, and adopted by By-Law 1858-74 of the former Township of Burford;

And whereas the Harley Municipal Drain, Branches A and B, were last improved under a report prepared by Karl E. Weselan, dated October 9, 1974, and adopted by By-Law 1891-74 of the former Township of Burford;

And whereas the Harley Municipal Drain, Branches 1, 3, 6A, 9, 11, and 12 were last improved under a report prepared by Jno. F. La Plant, dated August 3, 1954, and adopted by By-Law 1382 of the former Township of Burford;

And whereas the Harley Municipal Drain, Main Drain was last improved under a report prepared by Lee and Nash, dated September 4, 1931;

And whereas some of the Harley Municipal Drain assessment schedules used for future maintenance are no longer deemed reasonable or workable.

Be it hereby resolved that in accordance with Section 76 of *the Act*, the County of Brant (the County) hereby appoints R. J. Burnside & Associates Limited as the engineer to prepare a report for council's consideration in accordance with the requirements of *the Drainage Act*.

Carried

9.3 <u>RPT-0524-22</u>, Intention to Designate under Part IV, Section 29of the Ontario Heritage Act, Paris Plains Cemetery - 705 Paris Plains Road Paris

Moved by Mayor Bailey Seconded by Councillor MacAlpine

That Staff Report RPT-0524-22 Intention to Designate under Part IV, Section 29 of the *Ontario Heritage Act*, Paris Plains Cemetery - 705 Paris Plains Road Paris dated December 13, 2022, be approved;

That Council states its intention to designate the property at 705 Paris Plains Road under Part IV, Section 29 of the *Ontario Heritage Act* in accordance with the Statement of Significance (Reasons for Designation) included in this report;

And that a By-Law designating the property at 705 Paris Plains Road under Part IV, Section 29 of the Ontario Heritage Act be prepared for approval by Council after the 30-day period to file a notice of objection to designate the property has lapsed.

9.4 <u>RPT-0354-22</u>, Housekeeping Amendments to Good Forestry Practices By-Law 70-21

Moved by Councillor Garneau Seconded by Councillor Kyle

That RPT-0354-22, Housekeeping Amendments to the Good Forestry Practices Bylaw 70-21 be approved;

And that the amending By-law be presented to Council for approval.

Carried

9.5 RPT-0708-22, Nuisance Odour and Lighting By-law

In response to a question, Greg Bergeron, Manager of Enforcement and Regulatory Services reported that upon a request for appeal, a Committee would be appointed.

Moved by Councillor Howes Seconded by Councillor Miller

WHEREAS, at the County of Brant Policy Development and Strategic Direction Committee meeting on September 13, 2022, the Committee approved, in principle, a draft by-law as it relates to nuisance odours and lighting emanating from Cannabis Production Facilities operating under registration certificates issued under the Federal Access to Cannabis for Medical Purposes Regulations (ACMPR)

AND WHEREAS, the Committee carried the recommendation that the by-law come into force and effect on January 1, 2023, subject to final revisions and to allow for Officer training and calibration of equipment.

THAT the final version of the Nuisance Odour and Lighting By-law be approved by the Committee for enactment by Council on December 20, 2022 and come into force and effect on January 1, 2023.

Carried

9.6 <u>RPT-0527-22, 2023 Fees and Charges</u>

In response to questions, Heather Mifflin, Director of Finance/Treasurer, reported on the indexing of development charges in September.

In response to questions, P. Duesling reported on adjustments to the planning fees through Bill 109, noted increased and new fees, and reported that any increases needed as a result of Bill 23 would be brought forth to Council.

In response to questions, C. Stevenson confirmed she will review the Fire Administration fee structure setup in three categories, the decrease to summer camp advertising costs, and Lions Park ball diamond fees.

Moved by Councillor Bell Seconded by Councillor Chambers

That the proposed 2023 fees and charges for the County of Brant be approved;

And that the 2023 Fees and Charges By-law be presented to Council for approval;

And that the fees and charges be implemented January 1, 2023 unless otherwise noted in the by-law.

9.7 RPT-0225-22, Review of Fence By-Law 54-03

In response to questions, Jessica Kitchen, Planner reported that the increase to the allowable fence height requirements align with neighbouring communities. She remarked on enclosure requirements for pools and exceptions permitted. Ms. Kitchen reported that consideration was given to temporary swimming pools. She reported that, like neighbouring municipalities, temporary pools are included in the enclosure requirements.

Moved by Councillor Oakley Seconded by Councillor MacAlpine

That RPT-0225-22, Review of the Fence By-law 54-03, be approved;

That By-law 54-03 – A By-law to regulate fences, be repealed, and;

That a new Fence By-law and Swimming Pool Enclosure By-law be presented to Council for approval, and;

That both by-laws come into force and effect on January 1st, 2023.

Carried

9.8 <u>RPT-0709-22, Strategic Plan Update</u>

Moved by Councillor Coleman Seconded by Councillor Bell

That the process to complete an update to the County of Brant Strategic Plan as outlined in report RPT-709-22 be adopted.

Carried

10. Notice of Motion / Resolutions

10.1 Notice of Motion - re: Nomination to ROMA Board of Directors - Councillor Miller

Councillor Miller provided notice that he would be bringing forward a motion to Council at the meeting on December 20, 2022 on his request for Council to endorse his nomination to the ROMA Board of Directors

10.2 <u>Resolution - Councillor Bell</u>

Moved by Councillor Bell Seconded by Mayor Bailey

Whereas certain activities, structures and practices have been historically accepted, both socially and from a safety perspective, in older, typically lower density sub divisions and;

Whereas intensification is progressively increasing in newer sub divisions in the County and;

Whereas these activities, structures and practices in these more intensified newer sub divisions are accordingly less socially acceptable or safe;

Then it is directed that:

No free standing structures that stand more than 2 ft above the top of boundary fences or, in absolute height 8ft, shall be installed in rear yards on properties with rear yards of less than 400 sq.m.;

Exceptions to this are limited to Flag poles and Indigenous artifacts such as Totem poles.

No Vote – Discussion on Status of Motion Follows

Councillor Chambers called a Point of Order. He noted the inability for regulations be imposed on properties by resolution, the requirement of by-laws to do so pursuant to the Planning Act, and the requirements of notice and public hearings. The Chair ruled the resolution as out of order.

12. Other Business

12.1 Unintended Consequences of Urban Intensification

Councillor Bell made a presentation conveying problems associated with the increased development and intensification within Paris. He noted future development within the County, and expressed the desire to establish prohibiting By-law provisions to mitigate issues generated as a result of increased density within urban areas. Discussion was held with regards to suggested limitations, rights of owners, research with similar regions, and engagement of staff and the public.

Moved by Councillor Chambers Seconded by Councillor Bell

That it be recommended to Council to create an Ad Hoc Committee of Council, with, but not limited to the following terms of reference:

-To review all applicable by-laws, plans, and policies, and identify concerns related to the unintended consequences of urban intensification;

- To report these concerns, with recommendations on how to address them, to Council no later than June 2023 with interim reports at the Committees discretion;

That the composition of the Committee be:

The Mayor as Ex-officio;

A representative from each of the three most affected wards, specifically:

Ward 3 - Councillor Bell, acting as Chair;

Ward 2 - Councillor Howes;

Ward 1 - Councillor MacAlpine;

A member at large from the rural perspective – Councillor Garneau;

And, That the Committee be supported by staff as necessary from Planning, Legal and Clerks.

Carried

13. In Camera

Moved by Councillor Howes Seconded by Councillor Oakley

That the Administration and Operations Committee convene In Camera to discuss proposed disposition of lands (Unopened Road Allowance - School St, and Part of Jury St Park), and Disposition of Surplus Property (43 Simcoe St).

The Committee convened In Camera at 7:51 p.m. to discuss proposed disposition of lands (Unopened Road Allowance - School St, and Part of Jury St Park), and Disposition of Surplus Property (43 Simcoe St). This portion of the meeting is recorded in the CONFIDENTIAL - In Camera Administration and Operations Committee Minutes of December 13, 2022. The Committee reconvened in Open Session at 8:01 p.m. on a motion of Councillor Coleman and Mayor Bailey.

14. Next Meeting and Adjournment

Committee adjourned at 8:02 p.m. to meet again on Tuesday, January 24, 2023, at 6:00 p.m. in the County of Brant Council Chambers.

Secretary