Council Minutes

July 13, 2020

Present
John C. Grace, Mayor
Myles Murdock, Deputy Mayor
Trevor Bazinet, Councillor
Jim Donnelly, Councillor
Matthew Hoy, Councillor
Stephen Tamming, Councillor
Shawn Thomson, Councillor

Staff Present
Janice Hallahan, Chief Administrative Officer
Deanna Hastie, Treasurer
Andrea Fisher, Clerk/Planning Coordinator
Michaela Johnston, Deputy Clerk/Health and Safety & Emergency Preparedness Coordinator
Sean Thomas, Director of Operations
Bonnie Hastings, Director of Child Care (part of the meeting)
Darren Doak, Fire Chief (part of the meeting)

Others Present
Greg Stewart, Town Solicitor

1. CALL TO ORDER

Goderich Town Council meets in regular session on the 13th day of July, 2020.

2. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Bazinet declared a conflict on Item 6.1 - Truly Nolen Account.

3. APPROVAL OF AGENDA AND ADOPTION OF MINUTES

3.1 Approval of Agenda

Moved By: Deputy Mayor Murdock
Seconded By: Councillor Tamming

That the Town of Goderich Council hereby accepts the July 13, 2020 regular Council Agenda, as presented.

CARRIED

3.2 Adoption of Minutes

Moved By: Councillor Tamming
Seconded By: Councillor Hoy
That the Town of Goderich Council hereby adopts the June 22, 2020 regular Council Minutes, as printed.

CARRIED

4. PUBLIC MEETING(S)

5. DEPUTATIONS AND PRESENTATIONS

5.1 Paul and Lynn Chisholm - Proposed Fence - 146 West Street

Following discussion:

Moved By: Deputy Mayor Murdock
Seconded By: Councillor Bazinet

That Goderich Town Council authorize Paul and Lynn Chisholm to erect a fence on Town-owned lands lying immediately to the East of their property known municipally as 146 West Street, Goderich; and that Goderich Town Council authorize the Town to enter into an Encroachment Agreement with Paul Chisholm and Lynn Chisholm with respect to the erection of such fence.

CARRIED

5.2 Teresa Donnelly and Ted Doherty, Mayor's Social Community Recovery Task Force - Final Report

Teresa Donnelly, Chair, and Ted Doherty, Vice-Chair, of the Mayor's Social Community Recovery Task Force review their Report with Council.

Mayor Grace thanks the Chair and Vice-Chair of the Task Force for their leadership on this Task Force and thanks the Committee volunteers for their hard work and dedication to produce this report.

Moved By: Deputy Mayor Murdock
Seconded By: Councillor Thomson

That Council receive the Mayor's Social Community Recovery report and use the Report as a social lens during the recovery stages of the pandemic;

And that the Report be considered to be a living document to be reviewed by Council and the Town administration every 6 months;

And that the Report be referred to the Community Economic Development Committee;

And that the Report be included as an attachment to the Town's Corporate Strategic Plan.

CARRIED

5.3 Judy Kay - Employment Contracts L. McCabe and C. Wilson (Mrs. Kay has requested an additional 10 minutes for the presentation through the Clerk)

Judy Kay advises that she has asked for a delegation to Council with respect to concerns regarding public disclosure, process, transparency and accountability of Council. She reads her Report. Ms. Kay asks for
Council’s justification for their decisions made with respect to the contracts entered into with Larry McCabe and Chip Wilson, and thanks Council for allowing her to go through her extended presentation.

Mayor Grace thanks Mrs. Kay for her deputation. Mayor Grace provides a statement regarding the process and Deanna Hastie, Treasurer, addresses the financial and budget aspects of the By-Laws passed (both hereto).

Councillor Donnelly states that many good, innocent people and their families have been hurt. He is upset with what is going on. He states these persons and their families are being subjected to intense criticism and abuse. He advises senior employees were being replaced and transitioning bears risks. It is not as egregious as it is being made out to be.

5.4 Mayor’s Remarks

Mayor Grace advises a County-wide Task Force on homelessness has been formed which includes representatives from various municipalities and service providers. He stresses that this is a long-term issue that will require multiple strategies.

He notes that the waterfront did open and it has been successful but a lot of work has gone into it. He would like to thank the OPP, the Municipal Enforcement Unit, the volunteers (Kinsmen and Lions Club members), Town staff and Council members.

Mayor Grace notes there are concerns regarding the speed of vehicles in the area of Bennett Street and Maple Street. He asks the Deputy Mayor, liaison to Public Works to look into this matter.

At Mayor Grace’s invitation to speak, the Deputy Mayor Murdock announces that Jenna Ujiye has recently accepted the position of Tourism and Community Development Officer.

5.5 Councillors’ Remarks

Councillor Bazinet agrees with Councillor Donnelly’s statements and thanks him for speaking with respect to Ms. Kay's delegation. He advises Personal matters are dealt with in Closed Session. He also comments that he is reading things on social media about Mr. McCabe, his daughter, and the Council that is upsetting. He states he ran for Council because he cares passionately about the Town he lives in.

Councillor Tamming agrees completely with the statements provided by the Mayor, the Treasurer and Councillor Donnelly. He states when Council passed the By-Law for Mr. McCabe, they anticipated a long process in hiring and training a new CAO. Council was lucky in the fact that it found the replacement in CAO Hallahan. Councillor Tamming hopes that when people write things on social media, they realize that there are families and children involved. Finally, he wants to thank the Mayor and Town staff for the work done at the waterfront, and thanks Councillor Bazinet for conducting Facebook interviews with local businesses.

Deputy Mayor Murdock thanks his fellow Councillors in expressing their comments in respect of two longstanding employees. He also reiterates that Council is comprised of 7 individuals who want to be treated as honest, hard-working people. He asks for some levity and some room.
Councillor Hoy thanks his Councillors for also covering the points he wished to make with respect to Ms. Kay’s delegation. He then raises a concern regarding parking on Cambria Road which he feels is an impediment to emergency vehicles. Lastly, he requests signage to discourage defecation outside public washroom facilities at the Beach.

Following discussion:

Moved By: Councillor Bazinet  
Seconded By: Deputy Mayor Murdock

That Goderich Town Council authorize all public washrooms located at the Goderich Beach to be closed at 10:00 p.m. each evening and re-opened every morning at 8:00 a.m., and that the matter be referred to staff.

And that administration investigate automatic systems at the public washrooms in the waterfront area.

CARRIED

6. FINANCIAL REPORTS

6.1 Accounts

Councillor Bazinet declared a conflict on this item. (as he is employed by Truly Nolen)

Moved By: Deputy Mayor Murdock  
Seconded By: Councillor Tamming

That the accounts for the period ending June 30, 2020 in the amount of $1,798,451.29 be approved for payment.

CARRIED

Moved By: Deputy Mayor Murdock  
Seconded By: Councillor Thomson

That the Truly Nolen account in the amount of $689.73 be approved for payment.

CARRIED

7. STAFF REPORTS

Moved By: Councillor Thomson  
Seconded By: Councillor Tamming

That the Staff Reports be received for information and the noted action be approved.

CARRIED

7.1 Janice Hallahan, Chief Administrative Officer - Memo re COVID-19 Impact - Staff Payments and Vacation Carry-Over

Staff recommendation: Concur and refer to staff
7.2 Deanna Hastie, Treasurer - Memo re Council and Staff expenses - January to June 2020
Staff recommendation: Receive for information

7.3 Andrea Fisher, Clerk/Planning Coordinator - Memo re Regional Relief and Recovery Fund Contribution Agreement
Staff recommendation: Concur and refer to By-Law No. 81 of 2020

7.4 Sean Thomas, Director of Operations - Memo re Bruinsma Hangar Leases
Staff recommendation: Concur and refer to staff

7.5 Sean Thomas, Director of Operations - Memo re Bannister Park Lighting
Staff recommendation: Concur and refer to staff

7.6 Sean Thomas, Director of Operations - Memo re Birnam Request for Partial Release of Holdback - Bannister Park
Staff recommendation: Council direction required

Moved By: Councillor Bazinet
Seconded By: Deputy Mayor Murdock
That Birnam's request for partial release of holdback regarding Bannister Park be tabled to the next Council Meeting pending receipt of an updated deficiency list.

CARRIED

7.7 Jason Dykstra, Chief Building Official - Heritage Application No. 2020-09 - 58 Market Street - Patio - Exterior Facade Upgrades
Staff recommendation: Approve without conditions

7.8 Jason Dykstra, Chief Building Official - Heritage Permit Application No. 2020-010 - 144 Courthouse Square
Staff recommendation: Approve without conditions

7.9 Jason Dykstra, Chief Building Official - Community Improvement Plan - Release of Funds - 39 Waterloo Street
Staff recommendation: Approve the release of funds

7.10 Jason Dykstra, Chief Building Official - Memo re Patio and Parking - 430 Parsons Court (Square Brew Ltd.)
Staff recommendation: Concur and refer to By-Law No. 80 of 2020

7.11 Darren Doak, Fire Chief - Memo re Proposed Ladder Truck Purchase - RFP Results
Staff recommendation: Approve the tender from ResQTech

7.12 Bonnie Hastings, Director of Childcare - Memo re changes at Child Care Centre due to new Pandemic Guidelines
Staff recommendation: Concur and refer to staff

7.13 Michaela Johnston - Deputy Clerk/Health and Safety & Emergency Preparedness Coordinator - Memo re Harbour Rental for Emergency Response Training by General Dynamics Land Systems
Staff recommendation: Concur and refer to staff


Staff recommendation: Approve and refer to By-Law No. 82 of 2020

7.15 Jessica Feere, Asset Management and Environmental Services Coordinator - Memo re Municipal Green Bin Program for Food and Organic Waste

Staff recommendation: Receive for information and provide a copy of the report to the Environmental Action Committee

7.16 Jessica Feere, Asset Management and Environmental Services Coordinator - Memo re Solid Waste Collection - Residential Grey Bins

Staff recommendation: Receive for information and referred to Environmental Action Committee

7.17 Building Department - Month End Report - June, 2020

Staff recommendation: Receive and file

7.18 Goderich Municipal Airport - Month End Report - June, 2020

Staff recommendation: Receive and file

7.19 Darren Doak, Fire Chief - Month End Report - June, 2020

Staff recommendation: Receive and file

8. CORRESPONDENCE RECEIVED AND COPIED FOR WHICH THE DIRECTION OF COUNCIL IS REQUIRED

8.1 YMCA Board of Management - Email dated June 23, 2020 from Peter Shephard regarding a request to resume YMCA Board of Management Meetings and a request for 3 members to remain on the Board to the end of the calendar year

Following discussion, Council agrees with the request from Peter Shephard to resume YMCA Board of Management Meetings and for 3 members to remain on the Board to the end of the calendar year.

8.2 Huron District Labour Council - Email from Jim Vance re Municipal support resolution for financial relief due to COVID-19

Following discussion, this matter is to be brought forward under Unfinished Business at the next Council Meeting.

8.3 MacKay Centre for Seniors - Letter from Vicky Culbert, President, dated June 30, 2020 requesting financial assistance and a grace period from payment of rent

CAO Hallahan notes that this would be an additional advance of $15,000.00 as the MacKay Centre has already received their 2020 allocation of $15,000.00 from the Bannister Fund.

Following discussion:

Moved By: Councillor Donnelly
Seconded By: Deputy Mayor Murdock
That Goderich Town Council accept the request of financial assistance from the MacKay Centre for Seniors and authorize the release of a $15,000.00 advance from the Bannister Fund, and defer payment of rent for such time as determined by Town staff.

CARRIED

8.4 Rotary Club of Goderich - Letter dated July 5, 2020 re funding a historical plaque for Rotary Cove regarding the original development of and the current refurbishment of the community waterfront core area

Moved By: Councillor Hoy
Seconded By: Councillor Tamming

That Goderich Town Council authorize the installation of a historical plaque to be funded by the Rotary Club of Goderich and designed in consultation with the Municipal and Marine Heritage Committee, and that the location of such historical plaque for Rotary Cove be referred to the Director of Operations.

CARRIED

8.5 Port User Fees Report

Town Solicitor, Greg Stewart, and Treasurer, Deanna Hastie, present the Port User Fees report as well as examples given for fees collected.

Following discussion:

Moved By: Councillor Donnelly
Seconded By: Deputy Mayor Murdock

That Goderich Town Council table the Port User Fees Report dated July 13, 2020, pending a decision on the Operating, Management and Maintenance Agreement, which is the main contract and which the Port User Agreement will form part of.

CARRIED

9. CORRESPONDENCE RECEIVED FOR INFORMATION

Moved By: Councillor Bazinet
Seconded By: Deputy Mayor Murdock

That the correspondence be received for information.

CARRIED

9.1 Ministry of Government and Consumer Services - Email dated July 6, 2020 re Land Registration Services moving towards more digital-focused service model

9.2 City of Sarnia - Resolution re Long Term Care Home Improvements

9.3 Municipality of West Elgin - Resolution re creation of a Universal Basic Income for citizens

9.4 Municipality of West Elgin - Resolution supporting Grey County resolution re need for reliable access to affordable broadband internet
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<tr>
<th>#</th>
<th>Description</th>
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<tbody>
<tr>
<td>9.5</td>
<td>Town of St. Marys - Correspondence to Dr. Klassen dated June 24, 2020 re Order for Masks</td>
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<td>9.6</td>
<td>OAPSB Response dated June 20, 2020 re OPP Detachment Board Composition</td>
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<td>9.7</td>
<td>Ministry of Solicitor General - Memo re 1-800 COVID-19 Enforcement Support Lines - Update</td>
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<td>9.8</td>
<td>Huron County Council - Minutes of June 10, 2020</td>
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<td>9.9</td>
<td>Huron County Council - Minutes of June 24, 2020</td>
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<td>9.10</td>
<td>County of Huron Audit Committee - Minutes of June 24, 2020</td>
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<td>9.11</td>
<td>One Care Supporter Connection - June 2020 Newsletter</td>
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<td>9.12</td>
<td>Maitland Conservation - Newsletter re Lake Huron Shoreline Erosion</td>
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<td>9.13</td>
<td>OPP Financial Services Unit - July 2020 invoice and letter re revised 2020 estimated policing costs</td>
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<td>9.14</td>
<td>Wendy Hallman letter received July 1, 2020 re compressed work schedule for full-time Goderich Municipal Child Care Centre employees</td>
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<td>9.15</td>
<td>Sandra Hoggart - Email dated June 22, 2020 re change in compressed work week for Full-Time Goderich Child Care employees</td>
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<td>9.16</td>
<td>Courtney Beattie - Email dated June 22, 2020 re change in compressed work week for Full-Time Goderich Child Care employees</td>
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<td>9.17</td>
<td>Carmelo Lipsi, MPAC - Email dated July 6, 2020 re MPAC Property inspections expanding across the province</td>
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<td>9.18</td>
<td>Town of Goderich - Letter dated June 22, 2020 responding to D. Lamont and D. Lamont's original email to Mayor Grace and Councillors dated June 11, 2020</td>
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<td>9.20</td>
<td>Huron County News Release dated June 29, 2020 - Safely welcoming visitors to Huron County’s beaches</td>
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<td>9.21</td>
<td>AMO Policy Update dated July 2, 2020 - Appeal for immediate financial assistance</td>
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<td>9.22</td>
<td>AMO COVID-19 Update dated July 3, 2020 - Ontario announces faster approvals for restaurant and bar patio expansions</td>
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<td>9.23</td>
<td>AMO Policy Update dated July 7, 2020 - Provincial Legislation re Emergency Orders</td>
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<td>9.24</td>
<td>AMO Policy Update dated July 9, 2020 - Emergency Orders Extended, ICON Program, and Mandatory Mask Bylaws</td>
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<td>9.25</td>
<td>Service Ontario Memo dated July 6, 2020 re Submission of Death Registration Documents</td>
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<td>9.27</td>
<td>Huron County Fire Chiefs Association - Notice re Open Air Fire Ban effective July 7, 2020</td>
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9.28 Huron County Press Release and Talking Points - County of Huron creates Homelessness Task Force - Issued July 9, 2020

9.29 Transport Canada - Letter to Cormier Aviation Consultant dated July 7, 2020 requesting the postponement of flight checks for 29 instrument procedures

10. CORRESPONDENCE RECEIVED AND RECOMMENDED ACTION NOTED

Moved By: Deputy Mayor Murdock
Seconded By: Councillor Tamming

That the correspondence items be received for information and the noted action be approved.

CARRIED

10.1 Goderich Lions Club - Request for refund re Bingo Licences and Break Open Ticket licences
   Staff recommendation: Concur

10.2 Minister Jeff Yurek, Minister of the Environment, Conservation and Parks email dated July 8, 2020 re Environmental Assessment modernization
   Staff recommendation: Refer to staff

10.3 Sonya Thompson - Email dated July 8, 2020 re Skate Park concerns
   Staff recommendation: Refer to Huron County OPP and Municipal Law Enforcement personnel for heightened presence

10.4 Lake Huron Centre for Coastal Conservation - Letter dated June 26, 2020 requesting Goderich consider hosting the Coastal Conservation Youth Corps program
   Staff recommendation: Concur and refer to staff

11. UNFINISHED BUSINESS

11.1 Port User Agreement - pending - from June 22, 2020 Council Meeting

11.2 Goderich Memorial Arena - pending - referred to staff at the March 9, 2020 Council Meeting for a report back to Council at a later date

11.3 YMCA Cost Reports on Memorial Arena - pending - referred to YMCA at the March 9, 2020 Council Meeting
   CAO Hallahan confirms the Town has been in contact with the YMCA and asked for Treasurer Hastie to provide an update on this matter. Treasurer Hastie updates Council and advises she is working with YMCA staff to compile figures and to bring a report back to Council.

11.4 Green-bin Compost Initiative - pending - referred to staff at the May 11, 2020 Council Meeting for a report back to Council at a later date
   Previously handled under Item 7.8

11.5 Fanshawe College - pending - referred to staff at the June 8, 2020 Council Meeting for a report back to Council re number of graduates, enrollments and classes offered/available in Goderich
CAO Hallahan confirms with Council that she has received information from Fanshawe staff and that a report is forthcoming at the August 10, 2020 meeting.

12. BY-LAWS AND AGREEMENTS

Moved By: Deputy Mayor Murdock
Seconded By: Councillor Hoy
That By-Laws 80 to 84 of 2020 be taken collectively.

CARRIED

Moved By: Deputy Mayor Murdock
Seconded By: Councillor Hoy
That By-Laws 80 to 84 of 2020 be read a First and Second Time.

CARRIED

Moved By: Deputy Mayor Murdock
Seconded By: Councillor Hoy
That By-Laws 80 to 84 of 2020 be read a Third Time and Finally Passed.

CARRIED

12.1 By-Law No. 80 of 2020
Being a By-Law to authorize the Town to enter into an Agreement with Square Brew Co. with respect to leasing part of a Town-owned parking lot adjacent to Square Brew Ltd.

The purpose of this By-Law is to authorize the Town to enter into an Agreement with Square Brew Co. for the lease of additional parking spaces to be located on Town-owned property, which will allow Square Brew Ltd. to expand their patio space.

12.2 By-Law No. 81 of 2020
Being a By-Law to authorize the Town to execute a Regional Relief and Recovery Fund Contribution Agreement with the Tourism Industry Association of Ontario.

The purpose of this By-Law is to authorize the Town to enter into a Regional Relief and Recovery Fund Contribution Agreement with the Tourism Industry of Ontario in order to receive and accept a non-repayable contribution from the Recovery Fund in support of the eligible costs for a designated project.

12.3 By-Law No. 82 of 2020
Being a By-Law to authorize the Town to enter into an Agreement with Charger Crew Canada Inc. with respect to the installation and maintenance of EV-Charging stations in the Town of Goderich.

The purpose of this By-Law is to authorize the Town to enter into an Agreement with Charger Crew Canada Inc. with respect to electric vehicle charging stations to be installed in the Town of Goderich along Highway
21 as part of the Electric Vehicle and Alternative Fuel Infrastructure Deployment Initiative (EVAFIDI) offered by Natural Resources Canada to increase the electric vehicle fast-charging infrastructure in under-served areas along Canada's National Highway System.

12.4 By-Law No. 83 of 2020

Being a By-Law to authorize the execution of Terms of Employment between the Town and the Full-Time employees of the Town of Goderich and to repeal By-Law No. 73 of 2020.

The purpose of this By-Law is to amend the Terms of Employment between the Town and the Full-Time employees of the Town of Goderich as the Childcare Workers compressed work week benefit has been removed temporarily due to Ministry of Education Operational Guidance - COVID-19 Outbreak.

12.5 By-Law No. 84 of 2020

Being a By-Law to authorize the appointment by Council of Casual Chief Building Officials for the Corporation of the Town of Goderich.

The purpose of this By-Law is for Council to appoint the Chief Building Official of the Township of Ashfield-Colborne-Wawanosh and the Chief Building Official of the Municipality of Central Huron as Casual Chief Building Officials for the Town of Goderich as required under the Building Code Act, R.S. O. 1992, Chapter 23, Section 3(2), as amended.

13. MOTIONS AND NOTICE OF MOTIONS

Councillor Donnelly gives Notice of a Motion that he will introduce at the next Council Meeting regarding the GPMC contract. Councillor Donnelly provides a history of GPMC and the Harbour as background information for the OM&M and Port User Agreement. He asks that the Port User Agreement stand over until the OM&M be decided upon.

He notes that next week he will be bringing a motion as follows:

Moved by:
Seconded by:
That the By-Law passed authorizing execution of the Operating Maintenance and Management Agreement be rescinded and that the Town obtain a legal opinion from an independent and experienced litigator such as Earl Cherniak or his equivalent.

14. NEW AND GENERAL BUSINESS

14.1 Parks and Facilities By-Law

Following discussion:

Moved By: Councillor Bazinet
Seconded By: Councillor Tamming

That Goderich Town Council table the draft Parks and Facilities By-Law to a Special Council Meeting to be determined.

CARRIED
15. **POSSIBLE CLOSED COUNCIL MEETING MATTERS**

In the event that Council enters into a possible Closed Session pursuant to Section 239 (2) of the Municipal Act, Council will reconvene following the Closed Session at which time the public and press may be present.

16. **REPORTING OUT OF CLOSED COMMITTEE OF THE WHOLE**

17. **PRESS REPORTERS AND CITIZENS QUESTION & ANSWER PERIOD**

Dr. James White speaks with respect to the fees charged at the boat launch at the bottom of North Harbour Road which he thinks are unnecessary and exorbitant. There is no fee if he wants to launch his boat in Bayfield or Kincardine. However, in Goderich Dr. White pays $16.50 to launch a single 2-oared craft which he rows. He wonders why Goderich charges such a fee.

He advises he launches a small single-person shell. Individuals who launch a huge cabin cruiser are charged the same amount to launch their vessel. As Council has made the decision that parking for Goderich residents is to be free at the Beach, he suggests that the boat launch for Goderich residents could be free as well. He would like the Town to encourage athletic activities on the Maitland River and drop the fees.

Councillor Bazinet would like to look into this matter further.

Deputy Mayor Murdock would like to refer this matter to the Director of Operations and to bring a report back to Council. He notes this is not the first time this issue has come up. He notes it should be looked at from a tourism standpoint as well.

Mayor Grace would like to bring this By-Law to the next meeting so that we can review the By-Law and the fees. He notes if Council decides to change the fees, the Town will have to proceed by way of Public Notice. If Council chooses to delete the fees, the amended By-Law will not need to proceed by way of Public Notice.

Clerk Fisher reads a comment left in the Zoom chat room from Brenda Teichert who is requesting answers to Judy Kay’s questions submitted at her delegation be provided in writing.

Moved By: Councillor Tamming
Seconded By: Deputy Mayor Murdock

That the By-Law concerning the boat launch and fees associated with the boat launch be brought forward to the next Council meeting for review and discussion.

**CARRIED**

18. **CONFIRMING BY-LAW**

Moved By: Councillor Thomson
Seconded By: Councillor Hoy

That leave be given to introduce By-Law No. 85 of 2020 being a By-Law to confirm the proceedings of the Goderich Town Council meeting held on July 13, 2020 and that it now be read a first, second, and third time, and finally passed this 13th day of July, 2020.

**CARRIED**
19. **ADJOURN**

Moved By: Councillor Bazinet
Seconded By: Councillor Thomson

That Goderich Town Council does now adjourn at 7:59 p.m. to meet again at the regular meeting of Council scheduled for August 10, 2020 at 4:30 p.m.

**CARRIED**

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MAYOR, John C. Grace

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CLERK, Andrea Fisher