Meeting #:	**C-07/2019 - Regular Meeting of Council**
Date:	**Monday, April 15, 2019**
Time:	**6:30 PM**
Location:	**Town of Pelham Municipal Office - Council Chambers** **20 Pelham Town Square, Fonthill**
Members Present:	**Marvin Junkin** **Mike Ciolfi** **Lisa Haun** **Bob Hildebrandt** **Ron Kore** **Marianne Stewart** **John Wink**
Staff Present:	**Nancy Bozzato** **Bob Lymburner** **Marc MacDonald** **Jason Marr** **Teresa Quinlin** **Vickie vanRavenswaay** **Barbara Wiens**
Others Present	**F. Adamson, Item 5.2.1** **C. Gresham, Item 5.2.2** **Interested Citizens** **Media**

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1. Call to Order and Declaration of Quorum

Noting that a quorum was present, the Mayor called the meeting to order at approximately 6:30 p.m.

2. Singing of National Anthem

The National Anthem was sung by those present to officially open the meeting.

3. Approval of Agenda

Moved By Marianne Stewart
Seconded By Lisa Haun

BE IT RESOLVED THAT the agenda for the April 15th, 2019 Regular meeting of Council be adopted as circulated.

Carried

4. Disclosure of Pecuniary Interests and General Nature Thereof

There were no disclosures by any of the Members present.

5. Hearing of Presentation, Delegations, Regional Report

5.2 Delegations

5.2.1 Fonthill Rotary Club and Pelham Summerfest Committee

Mr. Frank Adamson, accompanied by members of the Rotary Club and the Summerfest Committee, presented information relating to the rebuilding of the Pelham Arches over Pelham Town Square initiative.

Mr. Gibson presented information about the construction materials being proposed.

Moved By Bob Hildebrandt
Seconded By John Wink

BE IT RESOLVED THAT Council receive the delegation information from the Fonthill Rotary Club and the Pelham Summerfest Committee regarding reconstruction of the Arches over Pelham Town Square; and

THAT Staff be directed to report back to Council in May 2019 to include, but not be limited to design recommendations and costing implications.

Moved By Lisa Haun
Seconded By Marianne Stewart

THAT the Town reach out to the community to determine if there are other self-funded ideas or designs to take the place of the arches; and

THAT ideas from the community be submitted to the Town to be presented to Council; and

THAT a communication plan be prepared to describe how these ideas might be submitted.

Carried

Moved By John Wink
Seconded By Bob Hildebrandt

BE IT RESOLVED THAT Council receive the delegation information from the Fonthill Rotary Club and the Pelham Summerfest Committee regarding reconstruction of the Arches over Pelham Town Square; and

THAT Staff be directed to report back to Council in May 2019 to include, but not be limited to design recommendations and costing implications; and

THAT the Town reach out to the community to determine if there are other self-funded ideas or designs to take the place of the arches; and

THAT ideas from the community be submitted to the Town to be presented to Council; and

THAT a communication plan be prepared to describe how these ideas might be submitted.

Carried

5.2.2 Carol Gresham re Pelham Arches

Ms. Carol Gresham presented her views on the loss of the arches over Pelham Town Square and her support to see them rebuilt.

Moved By Bob Hildebrandt
Seconded By John Wink

BE IT RESOLVED THAT Council receive the delegation from Carol Gresham regarding the Pelham Arches, for information.

Carried

5.3 Report of Regional Councillor

Regional Councillor Huson was not present.

6. Adoption of Minutes

6.1 C-06/2019 Regular Council Minutes April 1, 2019

Moved By Lisa Haun
Seconded By Bob Hildebrandt

BE IT RESOLVED THAT the following minutes be adopted as printed, circulated and read:

1. C-06/2019 Regular Council Minutes April 1, 2019

Carried

7. Business Arising from Council Minutes

None

8. Request(s) to Lift Consent Agenda Item(s) for Separate Consideration

Councillor Kore lifted Item 9.3.1

9. Consent Agenda Items to be Considered in Block

Moved By Lisa Haun
Seconded By Mike Ciolfi

BE IT RESOLVED THAT the following Consent Agenda items be received and the recommendations contained therein be approved, as applicable:

9.1 Presentation of Recommendations Arising from COW or P&P, for Council Approval

BE IT RESOLVED THAT COUNCIL HEREBY approves the Recommendations Resulting from the:

1. **COW-03/2019 Committee of the Whole of April 1, 2019; and**
2. **Cannabis Control Committee Terms of Reference (as amended).**

9.2 Minutes Approval – Committee

BE IT RESOLVED THAT Council receive the Committee of the Whole minutes, dated April 1st, 2019 for information.

9.3 Staff Reports of a Routine Nature for Information or Action

~~9.3.1 2019 Budget – PSAB Reconciliation~~

~~BE IT RESOLVED THAT Council receives this report for information; and~~

~~THAT Council adopts this report which meets the requirements of Regulation 284/09 and outlines the preparation of the 2019 Operating and Capital budgets in PSAB compliant format~~ (lifted for separate consideration)

9.3.2 Supper Market Amended Resolution

BE IT RESOLVED THAT Council designate Pelham Supper Market as a Municipally Significant Event, that will be held in the Peace Park on the following dates:

Thursday, June 06, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, June 13, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, June 20, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, June 27, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, July 4, 2019 4:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, July 11, 2019 4:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, July 25, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, August 1, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, August 8, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, August 15, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, August 22, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, August 29, 20194:00pm-10:00pm Peace Park, Pelham Town Square

Thursday, September 5 2019 4:00pm-10:00pm Peace Park, Pelham Town Square

9.4 Action Correspondence of a Routine Nature

9.4.1 National Public Works Week - May 19th - 25th

BE IT RESOLVED THAT the Corporation for the Town of Pelham does hereby proclaim May 19-25th, 2019 as National Public Works Week in recognition of the importance of public works and public works programs in the Town of Pelham and communities alike.

9.4.2 John Reiter, LIPA Park, Request for Community Festival & Special Occasion Permits

BE IT RESOLVED THAT Council receive the correspondence from John Reiter, LIPA Park, being a request for Community Festivals & Special Occasion Permits; and
THAT Council approve the request to hold Community Festivals on the following dates:
May 20, 2019 - Slovenian Open House, part of Niagara Folk Art Festival; July 7, 2019 Summerfest; August 11, 2019 - Music-in-the-Park Festival; and
THAT the festivals outlined therein be and are hereby designated as Community events of Municipal Significance; and THAT the Clerk be directed to advise LIPA Park.

9.5 Information Correspondence Items

9.5.1 CannTrust Re: Cannabis Control Committee

BE IT RESOLVED THAT Council receive, for information, the March 29, 2019 correspondence from CannTrust regarding the proposed Cannabis Control Committee, highlighting their interest in participating.

9.5.2 City of Welland - Request of Niagara Region re: Safety Concerns at Intersection of Moyer and Schisler Road

BE IT RESOLVED THAT Council receive correspondence from the City of Welland dated April 5, 2019 regarding safety concerns at the intersection of Moyer and Schisler Road, for information.

9.6 Regional Municipality of Niagara - Action Items

9.6.1 Mutual Assistance Agreement for Emergency Management

BE IT RESOLVED THAT Council receive Regional Report PHD 06/2019, Mutual Assistance Agreement for Emergency Management; and

THAT Council approve the Town of Pelham's participation as a partner in the Mutual Assistance Agreement to facilitate necessary assistance required during an emergency situation; and

THAT the Mayor and Clerk be and are hereby authorized to execute the Agreement and any ancillary documents on behalf of The Town of Pelham; and

THAT the Region of Niagara and Local Area Municipalities be so advised.

9.7 Committee Minutes for Information

BE IT RESOLVED THAT Council receive the following Committee Minutes for information:

1. **Pelham Public Library Board Minutes - February 27, 2019**
2. **Committee of Adjustment Minutes - February 7, 2019, February 21, 2019, and March 12, 2019**
3. **Summerfest Committee Minutes - March 6, 2019**

Carried

10. Items for Separate Consideration, if Any

10.1 2019 Budget – PSAB Reconciliation

The Treasurer was requested to review this item line by line and provide the explanations for the items listed therein.

Moved By Lisa Haun
Seconded By Mike Ciolfi

BE IT RESOLVED THAT Council receives this report for information; and

THAT Council adopts this report which meets the requirements of Regulation 284/09 and outlines the preparation of the 2019 Operating and Capital budgets in PSAB compliant format

Carried

11. Presentation & Consideration of Reports

11.1 Reports from Members of Council:

11.1.1 April 15, 2019 Mayor Junkin's Report

Moved By Mike Ciolfi
Seconded By Lisa Haun

BE IT RESOLVED THAT Mayor Junkin's Report dated April 15, 2019 be received for information.

Carried

11.2 Staff Reports Requiring Action

11.2.1 Green Jobs Initiative Grant Funding

Moved By Bob Hildebrandt
Seconded By John Wink

BE IT RESOLVED THAT Council receive this report for information and

THAT Council endorse the hiring of one "Park Ambassador" and one "Parks Attendant" for the 16-week term for the total wages and benefits of $18,716, funded by a $9,358 grant from the CPRA and with a $9,358 cost to the Town**.**

Defeated

11.2.2 Pelham Summerfest 2019

Moved By Marianne Stewart
Seconded By Ron Kore

BE IT RESOLVED THAT Council designate Pelham Summerfest 2019, July 18-21, 2019, a "Municipally Significant" event; and

THAT the Clerk be authorized to make application for a Special Occasion Permit for Pelham Summerfest on Thursday, July 18, 2019, Friday, July 19, 2019,

Saturday, July 20, 2019 and Sunday, July 21, 2019; and

THAT the Mayor and Clerk be authorized to enter into agreements with the four licensed establishments located within the Summerfest festival area who have requested that they be included in the Festival Licensing pursuant to the Town's application for a Special Occasion Permit, those establishments being, Root and Bone, 1856 Social, The Butcher and Banker Fonthill and Gelato Village.

THAT the Town of Pelham offer no objection to the request from Root and Bone, 1856 Social, The Butcher and Banker Fonthill and Gelato Village for their respective applications for a Temporary Extension to their existing Liquor Sales License from the Alcohol and Gaming Commission of Ontario during Pelham Summerfest, subject to the following condition:

THAT the selling and serving of liquor to the approved outdoor area shall occur only between the hours of 4:00 pm and 11:00 pm on Friday, July 19, 2019, all patios must be cleared of patrons by 12 midnight; and between 11:00 am and midnight on Saturday, July 20, 2019 and the outdoor area shall be cleared of patrons by 1:00 am on Sunday, July 21, 2019.

THAT Council authorize a variance to the Town of Pelham By-law No. 3130(2010), being a by-law to regulate and control noise for the purpose of facilitating the Summerfest musical venues being conducted as part of the event from 4:00 pm Friday, July 19, 2019 until 1:00 am on Sunday, July 21, 2019; and

THAT Council authorize the following road closures:

Pelham Town Square from the rear entrance to the Fonthill Plaza to 60 m west from 4:00 pm Thursday, July 18, 2019 to 10:00 pm of the same day;

Pelham Town Square entrance off Pelham Street from 7:00 am Friday, July 19, 2019 to noon, Monday, July 22, 2019;

Pelham Street from Regional Road #20 (Hwy 20) to the south property line of 1419 Pelham Street from 7:00 am Friday, July 19, 2019 to 1:00 am on Sunday, July 21. 2019;

Pelham Street from the south property line of 1419 Pelham Street to College Street from 7:00 am Saturday, July 20, 2019 to 6:00 pm on the same day;

Pelham Town Square from 150 m west of Station Street to its termination at the Fonthill Plaza entrance from 7:00 am Sunday, July 21, 2019 to 5:00 pm of the same day.

Carried

12. Unfinished Business

None

13. New Business

None

14. Presentation and Consideration of By-Laws

Moved By Bob Hildebrandt
Seconded By John Wink

BE IT RESOLVED THAT the Council of the Town of Pelham, having given due consideration to the following By-laws do now read a first, second and third time and do pass same, and

THAT the Mayor and Clerk be and are hereby authorized to sign and seal the by-laws

1. 4093(2019) - Being a by-law to assume the subdivision known as Village of Chestnut Ridge Phase 1 Subdivision and to designate the streets as shown on Registered Plan 59M-348 as public highways and to name the street accordingly.

2. 4094(2019) - Being a by-law to amend By-law #4068(2019) confirming various appointments to Boards, Commissions, and Committees of the Town of Pelham; And to appoint members to the Pelham Summerfest Committee (Schedule 'N'); And to remove members to the Pelham Summerfest Committee (Schedule 'N');

3. 4095(2019) - Being a by-law to authorize the Mayor & Clerk to enter into Agreements with four (4) establishments licensed by the Alcohol and Gaming Commission of Ontario that are situate within the Summerfest licensed area, those establishments being namely The Butcher and Banker Fonthill Inc., Root and Bone, 1856 Social Ltd (O/A FillFire SMK & BBQ), and Gelato Village for the purposes of obtaining a Special Occasion Permit for the Summerfest event to be held on Friday, July 19 and Saturday, July 20, 2019, and to Repeal By-law 3981(2018);

4. 4096(2019) - Being a by-law to appoint a Court of Revision for Maintenance of the Big Creek Municipal Drain in the Town of Pelham;

5. 4097(2019) - Being a by-law to adopt the estimates for the Town of Pelham for its own operations for 2019.

Carried

15. Motions and Notices of Motion

None

16. Matters for Committee of the Whole or Policy and Priorities Committee

None

17. Matters Arising Out of Committee of the Whole or Policy and Priorities Committee

None

18. Resolution to Move in Camera

There was no closed session scheduled.

19. Rise From In Camera

Not applicable.

20. Confirming By-Law

Moved By Bob Hildebrandt
Seconded By John Wink

BE IT RESOLVED THAT the following By-law be read a first, second and third time and passed:

Being a By-law No. 4098(2019) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 15th day of April, 2019.

Carried

21. Adjournment

Moved By Lisa Haun
Seconded By Bob Hildebrandt

BE IT RESOLVED THAT this Regular Meeting of April 15, 2019 be adjourned until the next regular meeting scheduled for May 6, 2019 at 6:30 pm.

Carried

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Mayor: Marvin Junkin

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Town Clerk: Nancy J. Bozzato