Meeting #:	**C-13/2019 - Regular Council**
Date:	**Monday, August 12, 2019**
Time:	**5:30 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**
Regrets	**John Wink**
Staff Present:	**Nancy Bozzato** **Bob Lymburner** **Vickie vanRavenswaay** **Barbara Wiens** **Charlotte Tunikaitis** **David Cribbs** **Ryan Cook**
Others Present	**Sally Jaeger and family** **Ron Palmer** **Mr. Howe and Mr. Weiland** **Interested Citizens** **Media**

---

1. Call to Order and Declaration of Quorum

Noting that a quorum was present, the Mayor called the meeting to order at approximately 5:40 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 Ron Kore
Seconded By Lisa Haun

BE IT RESOLVED THAT the agenda for the August 12, 2019 Regular meeting of Council be adopted As circulated

Carried

4. Disclosure of Pecuniary Interests and General Nature Thereof

There were no pecuniary interests disclosed by any members present.

5. Hearing of Presentation, Delegations, Regional Report

5.1 Presentations

Recent Passing of Robert (Bob) Giles

The Mayor offered condolences to the family of the late Robert (Bob) Giles, noting he had been a Fonthill Volunteer Fire Fighter for 50 years, one of the longest standing in Pelham and throughout Ontario. Chief Lymburner expanded on the contributions to the Pelham community made by Mr. Giles over the years.

5.1.1 Recognition of 25 Year Employment Milestone - Sally Jaeger

The Mayor, joined by the Deputy Mayor Ciolfi, congratulated Sally Jaeger on 25 Years of Service to the Town of Pelham. Ms. vanRavenswaay provided some insights into Ms. Jaeger's career with the Town and thanked her for her loyalty and commitment to the Pelham community.

5.1.2 East Fonthill Overview

Mr. Ron Palmer, of The Planning Partnership, addressed Council to provide an overview of the East Fonthill Secondary Plan and the work that has been dedicated to this project over the past number of years. A copy of the presentation is on file with the Clerk.

Moved By Lisa Haun
Seconded By Ron Kore

BE IT RESOLVED THAT Council receive the presentation by Ron Palmer, providing an East Fonthill Overview, for information.

Carried

5.2 Delegations

5.2.1 Oscar Weiland and Geoff Howe - Chicane

Mr. Weiland and Mr. Howe presented their request to have the chicane traffic calming structure removed from Haist Street, north of Regional Road 20.

Moved By Marianne Stewart
Seconded By Bob Hildebrandt

BE IT RESOLVED THAT Council receive the delegation by Oscar Weiland and Geoff Howe regarding the Chicane, and

THAT the information be referred to Staff for review, analysis and report to be returned to Council prior to year-end.

Carried

5.3 Report of Regional Councillor

No Report.

6. Adoption of Minutes

6.1 C-12/2019 - Council Minutes July 15, 2019

Moved By Bob Hildebrandt
Seconded By Marianne Stewart

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

1. C-12/2019 - Council Minutes - July 15, 2019

Carried

7. Business Arising from Council Minutes

None

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

Agenda Items 9.3.1 (Short Term Rentals) and 9.3.2 (Transit) were lifted for separate consideration.

9. Consent Agenda Items to be Considered in Block

Moved By Lisa Haun
Seconded By Ron Kore

BE IT RESOLVED THAT the Consent Agenda items as listed on the August 12th, 2019 Council Agenda be received and the recommendations contained therein be approved, as applicable.

- -

9.3 Staff Reports of a Routine Nature for Information or Action

~~9.3.1 Memo re: Short Term Rentals~~

~~BE IT RESOLVED that Council receive the Memo re Short Term Vacations from Director of Community Planning and Development for information~~ (lifted)

~~9.3.2 Memo re: Transit~~

~~BE IT RESOLVED that Council receives the Memo re Transit from the Director of Public Works for information.~~ (lifted)

9**.5 Information Correspondence Items**

9.5.1 The College of Physician and Surgeon's (CPSO) 2020 Council Award Honouring Outstanding Physicians

BE IT RESOLVED THAT Council receive correspondence from the College of Physicians and Surgeons of Ontario, dated July 2019 respecting the 2020 Council Award honouring outstanding physicians, for information.

9.5.2 NPCA Letter to Ministry of Natural Resources and Forestry re Designation of Wetlands within the Thundering Waters Properties

BE IT RESOLVED THAT Council receive correspondence from the Niagara Peninsula Conservation Authority dated July 17th, 2019 regarding the current designation of the Provincially Significant Wetlands within the Thundering Waters properties, for information.

9.7 Committee Minutes for Information

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

1. **Pelham Library Board Minutes - May 22, 2019**
2. **Pelham Audit Committee - May 13, 2019**
3. **Cannabis Control Committee - June 26, 2019 and July 3, 2019**

Carried

10. Items for Separate Consideration, if Any

10.1 Memo re: Short Term Rentals

Moved By Lisa Haun
Seconded By Ron Kore

BE IT RESOLVED that Council receive the Memo re Short Term Vacations from Director of Community Planning and Development for information

Amendment:

Moved By Lisa Haun
Seconded By Ron Kore

That the motion be amended by adding the following:

THAT staff be directed to poll Council to determine a date to convene a public meeting during the week of October 21 relating to Short Term Rentals.

Carried

Moved By Lisa Haun
Seconded By Ron Kore

BE IT RESOLVED THAT Council receive the Memo re Short Term Vacations from Director of Community Planning and Development for information; and

THAT staff be directed to poll Council to determine a date to convene a public meeting during the week of October 21 relating to Short Term Rentals.

Carried

10.2 Memo re: Transit

Moved By Lisa Haun
Seconded By Ron Kore

BE IT RESOLVED that Council receives the Memo re Transit from the Director of Public Works for information.

Carried

11. Presentation & Consideration of Reports

11.1 Reports from Members of Council:

No reports from Members of Council were presented.

11.2 Staff Reports Requiring Action

11.2.1 2019 Town of Pelham Gypsy Moth Infestation Update - 2019-0049-Public Works, 2019-0049-Public Works

Staff was directed to make the necessary arrangements to convene a public meeting relating to gypsy moth infestations in mid-October.

Moved By Ron Kore
Seconded By Mike Ciolfi

BE IT RESOLVED THAT Council receive Report #2019-0049; and

THAT Council approve additional expenditures of $21,550 to retain a forestry consultant for the purposes of completing fall infestation surveys, and coordination of the 2020 Gypsy Moth control program if required; and

THAT Council approve a 2019 Operating Budget adjustment to increase Supplemental tax revenue by $25,000 and increase Beautification contracted services by $25,000 with a net budget impact of $0.

Carried

11.2.2 Additional Funding to Complete Haist Street Watermain Replacement - 2019-0048-Public Works, 2019-0048-Public Works

A motion to defer this project was presented, however did not obtain a seconder.

Moved By Mike Ciolfi
Seconded By Ron Kore

BE IT RESOLVED THAT Council receive Report #2019-0048; and

THAT Council approve a budget adjustment for WTR 01-19 to a total budget of $644,750, financed with OCIF grant funding of $162,226 and the water reserve of $482,524.

Carried

12. Unfinished Business

Referred from July 15, 2019:

12.1 Recommendation Report for Zoning By-law Amendment Application – Parts 1, 8-11 and16-19, Plan 59R-16208 (File No. AM-06-19), 2019-0012-Planning

Report Referred to August 12, 2019 Council.

Moved By Mike Ciolfi
Seconded By Ron Kore

BE IT RESOLVED THAT, Council receives this Department of Community Planning and Development report for information as it pertains to File No. AM-06-19 relating to Parts 1, 8-11 and 16-19, Plan 59R-16208;

AND THAT, Council approve the By-law, attached hereto as Appendix C, amending provision of the East Fonthill Mixed Use 2 (EF-MU2) zone.

Amendment:

Moved By Lisa Haun
Seconded By Ron Kore

THAT the request to permit a 1.5 metre planting strip be eliminated from the zoning amendment by-law.

Carried

Moved By Mike Ciolfi
Seconded By Ron Kore

BE IT RESOLVED THAT, Council receives this Department of Community Planning and Development report for information as it pertains to File No. AM-06-19 relating to Parts 1, 8-11 and 16-19, Plan 59R-16208;

AND THAT, Council approve the By-law, as amended, attached hereto as Appendix C, amending provision of the East Fonthill Mixed Use 2 (EF-MU2) zone (amendment removes reference to 1.5 metre planting strip).

Carried

13. New Business

None presented.

14. Presentation and Consideration of By-Laws

Moved By Ron Kore
Seconded By Lisa Haun

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. By-law 4136(2019) - Being a by-law to amend Zoning By-law 1136 (1987), as amended, for lands located on the south side of Highway 20, east of Wellspring Way, Parts 1, 8-11 and 16-19, Plan 59R-16208, Town of Pelham, Regional Municipality of Niagara, by amending regulations of the EF-MU2 (East Fonthill Mixed Use 2) zone. Town of Pelham. File No. AM-06-19, *as amended.*

2. By-law 4140 (2019) - Being a by-law to accept one foot reserves being Parts 28 and 29, Plan 59R-16486 and Block 136, Plan 59M-434 pursuant to the subdivision agreement for River Estates Phase 2

3. By-law 4141(2019) - Being a by-law to appoint David Methot as a Building Inspector and Acting Chief Building Official for the Corporation of the Town of Pelham.

4. By-law 4142(2019) - Being a by-law to appoint Members to the Town of Pelham Emergency Management Program Committee and to name the committee Chair; and to Repeal and Replace By-law #3859(2017).

5. By-law 4143 (2019) - Being a by-law to provide for the Indemnity and Defence of Employees of The Corporation of the Town of Pelham Against Liability Incurred While Acting on Behalf of the Municipality

6. By-law 4144(2019) - Being a by-law to provide for the Indemnity and Defence of Members of Council of The Corporation of the Town of Pelham Against Liability Incurred While Acting on Behalf of the Municipality

Carried

15. Motions and Notices of Motion

15.1 Town of Pelham Report – Detailing the Woonerf Lands (Meridian Way/ Wellspring Way)

Moved By Lisa Haun
Seconded By Ron Kore

Moved by: Councillor Wink

Seconded by: Councillor Kore

BE IT RESOLVED that Staff be directed to provide a report regarding the Woonerf lands. The detailed report shall include:

1. **Information on the concept of the Woonerf lands that was previously approved by Council;**
2. **The purpose of the subject lands (Woonerf lands);**
3. **Is there a Community need for the Woonerf lands concept; and**
4. **Provide Council with alternative options for the subject lands.**

AND THAT Staff be directed to provide the detailed report by September 3, 2019*.

Carried

Moved By Ron Kore
Seconded By Mike Ciolfi

***THAT staff be directed to extend the deadline for the report to the second meeting in October.**

Carried

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 Marianne Stewart

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

Being a By-law No. 4146 (2019) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 12th day of August, 2019.

Carried

21. Adjournment

Moved By Marianne Stewart
Seconded By Bob Hildebrandt

BE IT RESOLVED THAT this Regular Meeting of August 12th, 2019 be adjourned until the next regular meeting scheduled for September 3rd, 2019 at 5:30 pm.

Carried

_____

Mayor: Marvin Junkin

_____

Town Clerk: Nancy J. Bozzato