

## **REGULAR COUNCIL MINUTES**

**Meeting #:** C-19/2019 - Regular Council  
**Date:** Monday, November 18, 2019  
**Time:** 5:30 PM  
**Location:** Town of Pelham Municipal Office - Council  
Chambers  
20 Pelham Town Square, Fonthill

**Members Present:** **Marvin Junkin**  
**Mike Cioffi**  
**Lisa Haun**  
**Bob Hildebrandt**  
**Ron Kore**  
**Marianne Stewart**  
**John Wink**

**Staff Present:** **Nancy Bozzato**  
**David Cribbs**  
**Bob Lymburner**  
**Marc MacDonald**  
**Jason Marr**  
**Teresa Quinlin**  
**Vickie vanRavenswaay**  
**Barbara Wiens**  
**Holly Willford**

**Other:** **Delegations: B. Gibson (Item 5.2.1); K. Gonyou (Item 5.2.2); T. Nohara (Item 5.2.3)**  
**Interested Citizens**  
**Media**

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### **1. Call to Order and Declaration of Quorum**

Noting that a quorum was present, Mayor Junkin called the meeting to order at approximately 6:29 pm, with apologies for the late start due to a previously scheduled meeting running over time. The Mayor noted that the meeting was to be opened by a student who participated in the Take Your Kids to Work event in Pelham, however the participating students were not able to attend due to previous commitments.

**2. Singing of National Anthem**

The National Anthem was observed by those present.

**3. Approval of Agenda**

**Moved By** Mike Ciolfi

**Seconded By** Ron Kore

**BE IT RESOLVED THAT the agenda for the November 18, 2019 Regular meeting of Council be adopted as circulated.**

**Carried**

**4. Disclosure of Pecuniary Interests and General Nature Thereof**

**4.1 John Wink - Disclosure of Pecuniary Interests and General Nature Thereof**

An officer of Mountainview Homes contributed to the Campaign to Elect John Wink.

**5. Hearing of Presentation, Delegations, Regional Report**

**5.1 Presentations**

**5.2 Delegations**

**5.2.1 Bill Gibson, Summerfest Committee**

Bill Gibson, Chair of the Pelham Summerfest Committee, provided the final report on the 2019 event.

**Moved By** Ron Kore

**Seconded By** Lisa Haun

**BE IT RESOLVED THAT Council receive the Summerfest 2019 Final Report presentation from the Summerfest Committee, for information.**

**Carried**

**5.2.2 Mountainview Homes - Ken Gonyou**

Councillor Wink vacated the Chamber.

Ken Gonyou presented information regarding a request requiring Council approval to permit submission of minor variance applications whereas a zoning amendment was recently passed.

**Moved By** Marianne Stewart

**Seconded By** Lisa Haun

**BE IT RESOLVED that Council receive the delegation from Ken Gonyou, Land Development Director from Mountainview Homes, and**

**THAT Council grant an exemption to the 2-year waiting period for minor variance and thereby allow Mountainview Homes, for River Estates (Phase 2) development, to file an application to the Town's Committee of Adjustment for:**

- 1. Removal of the requirement for masonry wall separating detached garages (Blocks 39-46)**
- 2. Reduction in setback for detached garage to property line from 2.4m to 1.2m (Blocks 43-46)**
- 3. Reduction of front yard setbacks from 4.5m to 3.0m (Blocks 39-41)**

**Carried**

#### **5.2.3 Tim Nohara, Chair, Cannabis Control Committee**

The Chair of the Cannabis Control Committee provided an update on the progress of the Committee since the last report.

**Moved By** Bob Hildebrandt

**Seconded By** John Wink

**BE IT RESOLVED that Council receive the delegation from Tim Nohara, Chair of the Cannabis Control Committee, for information.**

**Carried**

#### **5.3 Report of Regional Councillor**

Regional Councillor Huson was not in attendance.

#### **6. Adoption of Minutes**

**Moved By** John Wink

**Seconded By** Lisa Haun

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

- 1. SC-37/2019 - Special Council Minutes October 28th, 2019**
- 2. C-18/2019 - Council Minutes of November 4th, 2019**

**Carried**

**7. Business Arising from Council Minutes**

None

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

Councillor Stewart requested item 9.1.2, being recommendations resulting from SCOW-07/2019 Special Committee of the Whole, October 28, 2019, be lifted for separate consideration.

Councillor Haun requested item 9.4.1, being an item regarding Seniors Programming at the Meridian Community Centre be lifted for separate consideration and subsequently withdrew her request.

**9. Consent Agenda Items to be Considered in Block**

**Moved By** Marianne Stewart

**Seconded By** John Wink

**BE IT RESOLVED THAT the Consent Agenda items as listed on the November 18th, 2019 Council Agenda be received and the recommendations contained therein be approved, as applicable, save and except Item 9.1.2.**

**Carried**

**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 following:**

**1. PCOW-05/2019 Public Meeting - October 22, 2019**

**9.2 Minutes Approval - Committee**

**9.2.1 SCOW-07/2019 Special Committee of the Whole Minutes October 28, 2019**

**Moved By** Marianne Stewart

**Seconded By** John Wink

**BE IT RESOLVED THAT Council receive the SCOW-07/2019 Special Committee of the Whole minutes, dated October 28, 2019 for information.**

**Carried**

**9.2.2 PCOW-05/2019 Public Meeting Minutes October 22, 2019**

**BE IT RESOLVED THAT Council receive the PCOW-05/2019 Public Meeting minutes, dated October 22, 2019 for information.**

**9.3 Staff Reports of a Routine Nature for Information or Action**

**9.4 Action Correspondence of a Routine Nature**

**9.4.1 Seniors Programming at the Meridian Community Centre**

**BE IT RESOLVED THAT Council receive the correspondence from the Hamilton/Niagara Community Health Centre (Centre de sante) regarding the Stay Fit and Keeping Balance community programs conducted at the Meridian Community Centre; and**

**THAT Council hereby approves waiving the \$5,000 annual rental space fee for the 2019-2020 and 2020-2021 programs; and**

**THAT the Community Health Centre recognize the Town of Pelham as a sponsoring partner for the Stay Fit and Keeping Balance programs; and**

**THAT brochures about these programs, including registration information, be provided to the Town for circulation through the Meridian Community Centre.**

**9.5 Information Correspondence Items**

**9.5.1 Ministry of Natural Resources and Forestry re Environmental Registry Notice regarding Proposal to Amend Three Statutes and Make a New Regulation**

**BE IT RESOLVED THAT Council receive correspondence from the Ministry of Natural Resources and Forestry dated October 29, 2019 regarding an Environmental Registry Notice regarding a proposal to amend three statutes and make a new regulation, for information.**

**9.5.2 Thank You Letter from Niagara Region Police Service Board**

**BE IT RESOLVED THAT Council receive a thank you letter from the Niagara Regional Policy Service Board, dated October 28, 2019, for information.**

**9.5.3 Niagara Region Notice of Decision to Adopt Regional Official Plan Amendment 13 - Transportation Update**

**BE IT RESOLVED THAT Council receive the notice of decision to adopt Regional Official Plan Amendment 13 Transportation Update, for information.**

**9.6 Regional Municipality of Niagara - Action Items**

## **9.7 Committee Minutes for Information**

### **9.7.1 Cannabis Control Committee Minutes**

- August 21, 2019
- August 28, 2019
- September 4, 2019

**BE IT RESOLVED THAT Council receive the August 21, 2019, August 28, 2019 and September 4, 2019 Cannabis Control Committee minutes for information.**

### **9.7.2 Committee of Adjustment**

- July 9, 2019
- September 10, 2019
- October 1, 2019

**BE IT RESOLVED THAT Council receive the committee of adjustment minutes dated July 9, 2019, September 10, 2019 and October 1, 2019, for information.**

## **10. Items for Separate Consideration, if Any**

In response to questions by Councillor Stewart, the Director of Public Works advised that the sidewalk snow clearing contract extends until March of 2020. Following winter operations, a new tender for this service will be issued. Staff was requested to bring a report on this topic before awarding a contract for the 2020-2021 season.

**Moved By** Marianne Stewart

**Seconded By** John Wink

**BE IT RESOLVED THAT the Recommendations resulting from SCOW-07/2019, Special Committee of the Whole of October 28, 2019 be approved.**

**Carried**

## **11. Presentation & Consideration of Reports**

**11.1 Reports from Members of Council: None**

**11.2 Staff Reports Requiring Action: None**

**12. Unfinished Business: None**

**13. New Business: None**

**14. Presentation and Consideration of By-Laws**

**14.1 1. Being a By-law to appoint Andrew McMurtrie as a Building Inspector for the Corporation of the Town of Pelham**

**Moved By** Mike Cioffi  
**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. Being a By-law to appoint Andrew McMurtrie as a Building Inspector for the Corporation of the Town of Pelham**

**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**

**Moved By** Ron Kore  
**Seconded By** Lisa Haun

**BE IT RESOLVED THAT Council recess the In Camera portion of the meeting and reconvene immediately following the Committee of the Whole meeting scheduled for this evening.**

**Carried**

The mayor called the meeting to order following the conclusion of Committee of the Whole.

**Moved By** Ron Kore  
**Seconded By** Lisa Haun

**BE IT RESOLVED THAT the next portion of the meeting be closed to the public in order to consider the following:**

**239(2)(b) personal matters about an identifiable individual, including municipal employees.**

**Carried**

**19. Rise From In Camera**

**Moved By** Lisa Haun  
**Seconded By** John Wink

**BE IT RESOLVED THAT Council adjourn the In Camera Session and that Council do now Rise with Report.**

**Carried**

**Moved By** Bob Hildebrandt  
**Seconded By** John Wink

**BE IT RESOLVED that Gordon Marasco be nominated to the Niagara Peninsula Energy Board of Directors for the period 2020 to 2023; and**

**THAT the Clerk be and is hereby directed to so advise the Board of this nomination.**

**Carried**

**20. Confirming By-Law**

**Moved By** Mike Cioffi  
**Seconded By** Lisa Haun

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

**Being a By-law No. 4175(2019) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 18th day of November, 2019.**

**Carried**

**21. Adjournment**

**Moved By** Marianne Stewart  
**Seconded By** John Wink

**BE IT RESOLVED THAT this Regular Meeting of November 18th, 2019 be adjourned until the next regular meeting scheduled for December 2nd, 2019 at 5:30 pm.**

**Carried**

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Mayor: Marvin Junkin

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Town Clerk: Nancy J. Bozzato