

REGULAR COUNCIL MINUTES

Meeting #: C-06/2020 - Regular Council
Date: Monday, April 6, 2020
Time: 5:30 PM
Location: Town of Pelham Municipal Office - Council Chambers
20 Pelham Town Square, Fonthill

Members Present: Marvin Junkin
Lisa Haun (Electronic)
Bob Hildebrandt (Electronic)
Marianne Stewart (Electronic)
John Wink (Electronic)

Regrets Mike Ciolfi

Staff Present: David Cribbs (Electronic)
Nancy Bozzato
Bob Lymburner (Electronic)
Jason Marr (Electronic)
Teresa Quinlin (Electronic)
Vickie vanRavenswaay (Electronic)
Barbara Wiens (Electronic)

Other: Summersides Mews Representatives (Electronic)

1. Call to Order and Declaration of Quorum

Noting that a quorum was present, the Mayor called the meeting to order at approximately 5:30 pm.

To officially open the meeting, the Mayor read remarks relating to COVID-19, Novel Coronavirus and urged the public to stay home and practice social distancing.

2. Approval of Agenda

Moved By Marianne Stewart

Seconded By John Wink

BE IT RESOLVED THAT the agenda for the April 6, 2020 Regular meeting of Council be adopted.

Amendment:

Moved By John Wink

Seconded By Marianne Stewart

THAT Agenda Item 11.1 be considered immediately following the delegation.

Carried

Moved By Marianne Stewart

Seconded By John Wink

BE IT RESOLVED THAT the agenda for the April 6, 2020 Regular meeting of Council be adopted as amended.

Carried

3. Disclosure of Pecuniary Interests and General Nature Thereof

There were no pecuniary interests disclosed by any of the members present.

4. Hearing of Presentation, Delegations, Regional Report

4.1 Presentations

4.2 Delegations

4.2.1 Drew Toth - Summersides Mews

The representatives from this development provided detailed information on the proposed site plan for this housing project, that will include affordable housing components. They provided response to Councillor queries relating to the overall plan, and were willing to consider removal of pedestrian access through the development to the Meridian Community Centre parking area.

Moved By John Wink

Seconded By Marianne Stewart

BE IT RESOLVED that Council receive the delegation by Drew Toth regarding the Summersides Mews development project, for information.

Carried

4.3 Site Plan Approval - Summersides Mews (SP-03-19) - Recommendation Report, 2020-0036-Planning

Council recessed to a closed session to obtain legal advice.

Moved By Marianne Stewart

Seconded By John Wink

THAT Council receive Report #2020-0036 - Planning pertaining to Site Plan control file SP-03-19 and;

THAT the By-law and Site Plan Agreement for Part 5 on RP 59R-16105 be submitted for approval by Council at the next regular meeting, authorizing the Mayor and Clerk to sign the Site Plan Agreement with the purchaser 2494557 Ontario Inc.

Moved By John Wink

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:

Pursuant to the Municipal Act,

Subsection 239(2) (f) advice that is subject to solicitor-client privilege (1 item);

Carried

Moved By John Wink

Seconded By Marianne Stewart

BE IT RESOLVED THAT Council adjourn the In Camera Session and that Council do now Rise: With No Report

Carried

Moved By Bob Hildebrandt

Seconded By Lisa Haun

THAT the Site Plan Agreement be amended to include the following:

THAT a fence be installed across the MCC parking lot on the north side of Summersides Boulevard;

AND THAT the walkway may remain provided the walkway is closed off from the back of the lots to the parking lot.

Carried

Moved By Marianne Stewart

Seconded By John Wink

THAT Council receive Report #2020-0036 - Planning pertaining to Site Plan control file SP-03-19 and;

THAT the By-law and Site Plan Agreement for Part 5 on RP 59R-16105 be submitted for approval by Council at the next regular meeting, authorizing the Mayor and Clerk to sign the Site Plan Agreement with the purchaser 2494557 Ontario Inc.; and

THAT a fence be installed across the MCC parking lot on the north side of Summersides; and

THAT the walkway may remain provided the walkway is closed off from the back of the lots to the parking lot.

Carried

4.4 Report of Regional Councillor

No Report.

5. Adoption of Minutes

Moved By Lisa Haun

Seconded By Bob Hildebrandt

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

1.SC-05/2020 - Special Council - March 17, 2020

2. C-05/2020 - Council Minutes - March 23, 2020

3. SC-06/2020 Special Council - March 23, 2020

Carried

6. Business Arising from Council Minutes

None

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

No items were lifted.

8. 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 April 6th, 2020 Council Agenda be received and the

recommendations contained therein be approved, as applicable.

9.1 Presentation of Recommendations Arising from PCOW and COW, for Council Approval

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

- 1. PCOW-02/2020 Public Meeting - March 9, 2020**
- 2. COW-03/2020 Committee of the Whole - March 23, 2020**

9.2 Minutes Approval – Committee

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

- 1. PCOW-02/2020 Public Meeting - March 9, 2020**
- 2. COW-03/2020 Committee of the Whole - March 23, 2020**

9.5 Information Correspondence Items

9.5.1 Letter from Gary Accursi

BE IT RESOLVED THAT Council receive the letter from Gary Accursi, dated March 11, 2020, for information.

9.7 Committee Minutes for Information

9.7.1 Cannabis Control Committee Minutes

BE IT RESOLVED THAT Council receive the Cannabis Control Committee minutes dated January 29, 2020, for information.

9.7.2 Summerfest Committee

BE IT RESOLVED THAT Council receive the Summerfest committee minutes dated February 12, 2020, for information.

9.7.3 Pelham Seniors Advisory Committee

BE IT RESOLVED THAT Council receive the Pelham Seniors Advisory Committee minutes dated February 20, 2020, for information.

9.7.4 MCC Hospitality Advisory Committee

BE IT RESOLVED THAT Council receive the MCC Hospitality Advisory Committee minutes dated February 12, 2020, for information.

Carried

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

9. Items for Separate Consideration, if Any

Not Applicable.

10. Presentation & Consideration of Reports

10.1 Reports from Members of Council:

10.2 Staff Reports Requiring Action

10.2.1 Recommendation Report for Proposed Zoning By-law Amendment 1084 Quaker Road, 2020-0046-Planning

Moved By Bob Hildebrandt

Seconded By Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2020-46 as it pertains to 1084 Quaker Road (File no. AM-01-20);

AND THAT Council approve the By-law, attached hereto as Appendix D, amending the zoning of the subject property from the Site Specific Residential 1-26 (R1-26) zone to the site specific Residential 1 (R1-298) zone.

Amendment:

Moved By Lisa Haun

Seconded By John Wink

THAT the approval be considered on humanitarian and compassionate grounds.

Carried

Moved By Bob Hildebrandt

Seconded By Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2020-46 as it pertains to 1084 Quaker Road (File no. AM-01-20);

AND THAT Council approve the By-law, attached hereto as Appendix D, amending the zoning of the subject property from the Site Specific Residential 1-26 (R1-26) zone to the site specific Residential 1 (R1-298) zone;

AND THAT the approval be considered on humanitarian and compassionate grounds.

Carried

**10.2.2 Whistleblower Policy, 2020-0033-Chief
Administrator Officer**

Moved By Lisa Haun

Seconded By Marianne Stewart

**BE IT RESOLVED THAT Council receive Report
#2020-0033;**

**AND THAT Council approve the Whistleblower Policy
attached as Appendix "A"**

Carried

**10.2.3 Benefits Analysis, 2020-0034-Chief
Administrator Officer**

Moved By Lisa Haun

Seconded By Marianne Stewart

**BE IT RESOLVED THAT Council receive Report
#2020-0034;**

**AND THAT Council direct the Human Resources
Department and Treasurer to utilize the Town's
Insurance Broker to obtain quotations for benefits
coverage starting October, 2020;**

**AND THAT Council approve the extension of benefits
coverage to include elected officials, while
maintaining the capacity for elected officials to
decline said coverage, starting October, 2020.**

Carried

11. Unfinished Business

12. New Business

12.1 Update on Impacts to Town of Pelham From COVID-19

Chief Lymburner provided an update on the COVID-19 events occurring throughout the Province. He suggested that pro-active efforts are making a big difference throughout Ontario.

Ms. Quinlin, Treasurer provided a financial impact of the COVID-19, noting Senior Staff has identified for deferral of projects to help with the offset of expenditures relating to this pandemic.

Ms. vanRavenswaay updated Council on Pelham Transit, noting there has been a drop in transit use across the Region. All providers have altered the routes. Staff is proposing to amend the contract under the uncontrollable circumstances clause and

provide an on-demand service only. This would result in a savings of approximately \$52,000. She circulated this information to Council this afternoon outlining this proposal.

Moved By Marianne Stewart
Seconded By Bob Hildebrandt

BE IT RESOLVED THAT Council receive the following verbal presentation, regarding the impacts on the Town of Pelham from COVID-19, for information from:

- 1. B. Lymburner - Community Emergency Management Coordinator;**
- 2. T. Quinlin - Financial Impacts;**
- 3. V. vanRavenswaay - Pelham Transit.**

Carried

Moved By John Wink
Seconded By Lisa Haun

THAT the Rules of Procedure as contained in the Town of Pelham Procedural By-law, be suspended;

AND THAT the specified meeting curfew time of 9:00 p.m. be and is hereby waived;

AND THAT the remainder of the business listed on the agenda for this meeting continue to be considered until all matter have been concluded

Carried

Moved By Lisa Haun
Seconded By Bob Hildebrandt

THAT the Town of Pelham immediately cease transit operations during this COVID 19 pandemic; and

THAT the control group work with the community to provide transportation to people in need.

Amendment:
Moved By Bob Hildebrandt
Seconded By Marianne Stewart

That the motion be amended, by replacing the word "immediately", with the following:

THAT prior to the Town of Pelham ceasing transit operations during this COVID-19 pandemic, staff report back to Council May 4th, 2020 with data on dial-a-ride usage, including the number of riders, drop off and pick up locations, etc.; and

THAT educational information be provided on the bus regarding pick up and drop off services and other alternatives available within the community.

Carried

Moved By Lisa Haun

Seconded By Bob Hildebrandt

THAT prior to the Town of Pelham ceasing transit operations during this COVID-19 pandemic, staff report back to Council May 4th, 2020 with data on the dial-a-ride usage, including the number of riders, drop off and pickup locations, etc.,

AND THAT educational information be provided on the bus regarding pick up and drop off services and other alternatives available within the community,

AND THAT the Emergency Control Group work with the community to provide transportation to people in need.

Carried

13. Presentation and Consideration of By-Laws

Moved By John Wink

Seconded By Marianne Stewart

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 4218(2020) - Being a by-law to authorize the Mayor & Clerk to enter into Agreements with five (5) 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 HillFire SMK & BBQ), Gelato Village and Kame and Kettle Beer Works for the purposes of obtaining a Special Occasion Permit for the Summerfest event to be held on Friday, July 17 and Saturday, July 18, 2020, and to Repeal By-law 4095(2019).

2. By-law 4220(2020) - Being a by-law to amend Zoning By-law 1136 (1987), as amended, for lands located on the south side of Quaker Road, west of Kevin Drive, municipally known as 1084 Quaker Road, Town of Pelham, Regional Municipality of Niagara, by changing the zoning from the R1-26 (Residential 1 – 26) zone to the R1-298 (Residential 1 – 298) zone. Town of Pelham. File No. AM-01-20.

3. By-law 4221(2020) - Being a by-law to Establish an Administrative Monetary Penalty System for Non-Parking Related Offences and to amend all By-Law's referenced in Schedule 'A'.

4. By-law 4222(2020) - Being a By-law to amend Environmental Protection By-law 3357(2013) to prohibiting or regulating the placing or dumping of fill within Pelham.

5. By-law 4223(2020) - Being a By-law to regulate Open Air Burning in the Town of Pelham, and to Repeal and Replace By-law # 3160(2010).

Carried

14. Motions and Notices of Motion: None

15. Matters for Committee of the Whole or Policy and Priorities Committee: None

16. Matters Arising Out of Committee of the Whole or Policy and Priorities Committee: None

17. Resolution to Move in Camera

During the meeting, Council approved a closed session item to obtain legal advice. See Item 4.3.

Moved By Lisa Haun

Seconded By Marianne Stewart

BE IT RESOLVED THAT the next portion of the meeting be closed to the public in order to consider a matter under Section 239 (2) of the Municipal Act, as follows:

(d) - labour relations or employee negotiations.

Carried

18. Rise From In Camera

Moved By Marianne Stewart

Seconded By Bob Hildebrandt

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

Carried

Moved By Marianne Stewart

Seconded By Lisa Haun

BE IT RESOLVED THAT the Chief Administrative Officer be and is hereby authorized to undertake the directions provided during the In Camera meeting of April 6, 2020.

Carried

19. Confirming By-Law

Moved By John Wink

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. 4224 (2020) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 6th day of April, 2020.

Carried

20. Adjournment

Moved By Bob Hildebrandt

Seconded By John Wink

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for April 20, 2020 at 5:30 pm.

Carried

Mayor: Marvin Junkin

Town Clerk: Nancy J. Bozzato