

REGULAR COUNCIL MINUTES

Meeting #: C-13a/2020 - Regular Council
Date: Monday, August 10, 2020
Time: 5:30 PM
Location: Town of Pelham Municipal Office - Council Chambers
20 Pelham Town Square, Fonthill

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

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

Other: Shila Kanal, Item 4.2.1

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. following a Public Meeting Under the Planning Act.

2. Approval of Agenda

Following the adoption of the agenda, the Mayor provided remarks relating to awards recently bestowed on the local newspaper, Voice of Pelham.

Moved By Bob Hildebrandt

Seconded By Lisa Haun

BE IT RESOLVED THAT the agenda for the August 10, 2020 Regular meeting of Council be adopted.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	

John Wink	X	
Results	6	0
Carried (6 to 0)		

3. Disclosure of Pecuniary Interests and General Nature Thereof

3.1 Marianne Stewart - Mandatory face covering bylaw 2020, 2020-0122-Fire Dept

The Councillor sews face masks, mainly for charitable purposes however as some are sold the Councillor will not participate in discussion or voting on this matter.

4. Hearing of Presentation, Delegations, Regional Report

4.1 Presentations

4.1.1 COVID-19 Update - Community Emergency Management Coordinator

Fire Chief and Community Emergency Management Co-Ordinator, B. Lymburner, provided an update on the ongoing COVID-19 pandemic, specifically as it relates to the Town of Pelham and the Niagara Region, while also highlighting provincial and national statistics.

Moved By Ron Kore

Seconded By Marianne Stewart

BE IT RESOLVED THAT Council receive the COVID-19 update presentation from B. Lymburner, Fire Chief and Community Emergency Management Co-Ordinator, for information.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
Carried (6 to 0)		

4.1.2 Corporate Administration COVID-19 Update

Chief Administrative Officer, D. Cribbs, provided an update on the corporate response to the COVID-19 pandemic, and in particular highlighted the successes being achieved through re-opening protocols at the Meridian Community Centre and other municipal facilities.

Moved By John Wink

Seconded By Bob Hildebrandt

BE IT RESOLVED that Council receive the COVID-19 Up-date presentation from D. Cribbs, Chief Administrative Officer, for information.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
		Carried (6 to 0)

4.2 Delegations

4.2.1 Shila Khanal, ARA - PCI Roads Inventory

Ms. Khanal of ARA provided a synopsis review of the PCI Roads Inventory for the Town of Pelham.

Moved By Lisa Haun
Seconded By Marianne Stewart

BE IT RESOLVED that Council receive the delegation by Shila Khanal from ARA regarding PCI Roads Inventory, for information.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
		Carried (6 to 0)

4.3 Report of Regional Councillor: None

5. Adoption of Minutes

5.1 C-12/2020 - Regular Council Minutes of July 27, 2020

Moved By Ron Kore
Seconded By Bob Hildebrandt

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

1. C-12/2020 - Regular Council Minutes - July 27, 2020

Recorded	For	Against
Marvin Junkin	X	

Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
		Carried (6 to 0)

- 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 Lisa Haun
Seconded By Ron Kore

BE IT RESOLVED THAT the Consent Agenda items as listed on the August 10th, 2020 Council Agenda be received and the recommendations contained therein be approved, as applicable.

8.5 Information Correspondence Items

8.5.1 Niagara Region - Face Covering By-law

BE IT RESOLVED THAT Council receive correspondence from the Niagara Region dated July 24, 2020 regarding mandating face coverings, for information.

8.6 Regional Municipality of Niagara - Action Items

8.6.1 Signing of AMO-Ontario Federation of Indigenous Friendship Centres - Declaration of Mutual Commitment and Friendship with Niagara Region And Friendship Centre Support

BE IT RESOLVED THAT Council receive correspondence from the Niagara Region dated July 24, 2020;

AND THAT Pelham Town Council endorse and support the signing of the AMO-Ontario Federation of Indigenous Friendship Centres - Declaration of Mutual Commitment and Friendship with Niagara Region And Friendship Centre Support.

8.7 Committee Minutes for Information

8.7.1 Cannabis Control Committee Minutes

BE IT RESOLVED THAT Council receive the Cannabis Control Committee minutes dated July 8, 2020 and July 24, 2020, for information.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	

Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
Carried (6 to 0)		

9. Items for Separate Consideration, if Any: None

10. Presentation & Consideration of Reports

10.1 Reports from Members of Council: None

10.2 Staff Reports Requiring Action

10.2.1 Mandatory Face Covering By-law 2020, 2020-0122-Fire Dept

Councillor Stewart did not participate in the discussion or voting on this matter due to the disclosed pecuniary interest.

Moved by John Wink

Seconded By Bob Hildebrandt

BE IT RESOLVED THAT Council receive Report #2020-0122; and recommend to Council: that the Town of Pelham mandatory mask bylaw 2020 be approved.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart		
John Wink	X	
Results	5	0
Carried (5 to 0)		

10.2.2 2020 Gypsy Moth Aerial Spray Program Efficacy Report, 2020-0115-Public Works

Councillor Stewart returned to the meeting at this point.

Moved By Bob Hildebrandt

Seconded By Ron Kore

BE IT RESOLVED THAT Council receive Report #2020-0115 for information;

AND THAT Council considers the continuation of the Gypsy Moth Management Program in 2021.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
		Carried (6 to 0)

10.2.3 Town of Pelham Pavement Condition Index (PCI) Study, 2020-0119-Public Works

Moved By Marianne Stewart
Seconded By Ron Kore

BE IT RESOLVED THAT Council receive Report #2020-0119 for information purposes.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
		Carried (6 to 0)

10.2.4 Niagara Region Transit On Demand Services Memorandum of Understanding, 2020-0114-Recreation

Moved By Lisa Haun
Seconded By John Wink

BE IT RESOLVED THAT Council receive Report #2020-0114-Recreation; and THAT the Mayor and Clerk be authorized to execute the Memorandum of Understanding between the Region of Niagara and the Town of Pelham to operate a new on-demand transit service.

11. Unfinished Business: None

12. New Business: None

13. Presentation and Consideration of By-Laws

The motion was divided to consider By-law 4270(2020) separately. Councillor Stewart did not participate in discussion or voting on this by-law due to the disclosed pecuniary interest.

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 4267(2020) - Being a by-law to establish and name a highway in the Town of Pelham, known as Hope Lane.

2. By-law 4268(2020) - Being a by-law to name a private road in the Town of Pelham, known as Summersides Mews.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
Carried (6 to 0)		

Councillor Stewart did not participate in discussion or voting due to the declared pecuniary interest.

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:

3. By-law 4270(2020) - A By-law to Require the Wearing of Face Coverings in Enclosed Public Places During the COVID-19 Pandemic.

Recorded	For	Against
Marvin Junkin		X
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
John Wink	X	
Results	4	1
Carried (4 to 1)		

14. Motions and Notices of Motion: None. Councillor Stewart returned to the meeting at this point.

- 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**

Moved By Marianne Stewart
Seconded By Bob Hildebrandt

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

Pursuant to Municipal Act, Section 239(2):

- (e) - litigation or potential litigation, including matters before administrative tribunals, affecting the municipality and (f) - advice that is subject to solicitor-client privilege, including communications necessary for that purpose; (1 item)
- (d) - labour relations or employee negotiations (1 item)
- (b) - personal matters about an identifiable individual, including municipal or local board employees (1 item).
- (b) - personal matters about an identifiable individual, including municipal or local board employees; and labour relations or employee negotiations (1 item).

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
		Carried (6 to 0)

- 18. **Rise From In Camera**

Moved By John Wink
Seconded By Ron Kore

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

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0

Carried (6 to 0)

Moved By Lisa Haun

Seconded By Bob Hildebrandt

BE IT RESOLVED THAT the Chief Administrative Officer and the Mayor be and are hereby authorized to undertake the directions provided during the In Camera meeting of August 10, 2020.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
Carried (6 to 0)		

19. Confirming By-Law

Moved By Ron Kore

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. 4272(2020) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 10 day of August, 2020.

Recorded	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
Results	6	0
Carried (6 to 0)		

20. Adjournment

Moved By Marianne Stewart

Seconded By John Wink

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for August 24, 2020 at 5:30 pm.

Recorded	For	Against
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Marvin Junkin	X		
Lisa Haun	X		
Bob Hildebrandt	X		
Ron Kore	X		
Marianne Stewart	X		
John Wink	X		
Results	6	0	Carried (6 to 0)

Mayor: Marvin Junkin

Town Clerk: Nancy J. Bozzato