

## REGULAR COUNCIL MINUTES

**Meeting #:** C-15/2020  
**Date:** Monday, September 21, 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  
Wayne Olson  
Marianne Stewart  
John Wink

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

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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 6:00 pm, delayed due to a previously scheduled meeting.

### 2. Ceremonial Oath of Office - Ward One Councillor

Newly elected Councillor Wayne Olson took the Oath of Office, Councillor Ward One.

### 3. Approval of Agenda

**Moved By** Ron Kore

**Seconded By** Marianne Stewart

**BE IT RESOLVED THAT the agenda for the September 21, 2020 Regular meeting of Council be adopted.**

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>
		<b>Carried (7 to 0)</b>

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

**4.1 Marianne Stewart - Mandatory face covering bylaw extension 2020, 2020-0134-Fire Dept**

Councillor Stewart stitches face masks, mainly for charitable purposes, however does sell some masks to recover costs. She did not participate in the discussion or voting relating to this matter.

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

**5.1 Tax Write-Off Under Municipal Act, Section 357 & 358**

No one appeared or submitted written comments.

**Moved By** John Wink

**Seconded By** Bob Hildebrandt

**BE IT RESOLVED THAT Council receive the Taxes Written-Off Report from the Corporate Services Department; and THAT Council approve the Taxes Written-Off Report in the amount of \$5363.93 as per the Municipal Act, Sections 357 and 358.**

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	

Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>
		<b>Carried (7 to 0)</b>

## 5.2 Presentations

### 5.2.1 COVID-19 Update - Community Emergency Management Coordinator

An update on current COVID-19 pandemic information relating to the Province of Ontario was presented by B. Lymburner, Fire Chief and Community Emergency Management Co-Ordinator.

**Moved By** Lisa Haun

**Seconded By** Wayne Olson

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

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>
		<b>Carried (7 to 0)</b>

### 5.2.2 Corporate Administration COVID-19 Update

The Chief Administrative Officer, David Cribbs, provided a corporate update relating to the COVID-19 pandemic. He highlighted public skating events and how this will be facilitated throughout the pandemic period. He indicated

that it may be necessary to have individuals pre-book attendance. Various alternatives are being explored.

**Moved By** Ron Kore

**Seconded By** Lisa Haun

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

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>

**Carried (7 to 0)**

### **5.3 Delegations**

None

### **5.4 Report of Regional Councillor**

No Report

## **6. Adoption of Minutes**

Councillor Olson did not participate in the vote to adopt minutes.

**Moved By** Marianne Stewart

**Seconded By** Ron Kore

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

**1. C-14/2020 - Regular Council Minutes - September 8, 2020; and**

**2. SC-12/2020 - Special Meeting of Council Minutes - September 8, 2020.**

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>6</b>	<b>0</b>

**Carried (6 to 0)**

**7. Business Arising from Council Minutes**

None

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

The Mayor lifted Item 9.4.1 - Royal Canadian Legion Branch #613 - Poppy Campaign Request 2020

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

**Moved By** John Wink

**Seconded By** Ron Kore

**BE IT RESOLVED THAT the Consent Agenda items as listed on the September 21st, 2020 Council Agenda be received and the recommendations contained therein be approved, as applicable.**

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9.4 Action Correspondence of a Routine Nature

~~9.4.1 Royal Canadian Legion Branch #613 - Poppy Campaign Request 2020~~

~~BE IT RESOLVED THAT Council receive correspondence, dated September 8, 2020 from the Royal Canadian Legion Branch 613 regarding the 2020 Poppy Campaign;~~

~~AND THAT Council support the canvassing of businesses and citizens in Pelham through the placement of poppy boxes subject to business owner approval during the campaign period of October 30, 2020 to November 11, 2020;~~

~~AND THAT the Royal Canadian Legion Branch 613 shall prepare a COVID-19 Safety Plan to be approved by the Fire and By-Law Services Department of the Town of Pelham prior to actively campaigning and~~

~~the distribution of the said poppy boxes.~~ (lifted for separate consideration)

9.5 Information Correspondence Items

9.5.1 D. France - Cannabis Grow Operations

BE IT RESOLVED THAT Council receive, for information, correspondence from D. France regarding Cannabis Grow Operations.

9.7 Committee Minutes for Information

9.7.1 Pelham Finance and Audit Committee Minutes - July 9, 2020

BE IT RESOLVED THAT Council receive the Pelham Finance and Audit Committee minutes, dated July 9, 2020 for information.

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>
		<b>Carried (7 to 0)</b>

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

**10.1 Royal Canadian Legion Branch #613 - Poppy Campaign Request 2020**

**Moved By** John Wink  
**Seconded By** Ron Kore

**BE IT RESOLVED THAT Council receive correspondence, dated September 8, 2020 from the Royal Canadian Legion Branch 613 regarding the 2020 Poppy Campaign;**

**AND THAT Council support the canvassing of businesses and citizens in Pelham through the placement of poppy boxes subject to business owner approval during the campaign period of October 30, 2020 to November 11, 2020;**

**AND THAT the Royal Canadian Legion Branch 613 shall prepare a COVID-19 Safety Plan to be approved by the**

**Fire and By-Law Services Department of the Town of Pelham prior to actively campaigning and the distribution of the said poppy boxes.**

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>

**Carried (7 to 0)**

**11. Presentation & Consideration of Reports**

**11.1 Reports from Members of Council:**

**11.2 Staff Reports Requiring Action**

**11.2.1 Asset Management Position To Be Funded By Grant, 2020-0136-Corporate Services**

**Moved By** Marianne Stewart  
**Seconded By** Bob Hildebrandt

**BE IT RESOLVED THAT Council receive Report # 2020-0136-Corporate Services ; and that Council approve the OCIF grant funding of the Asset Management position in order to be in compliance with Ont. Reg. 588/17 of the Asset Management Plan.**

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	

Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>

**Carried (7 to 0)**

**11.2.2 Assumption of Rittenhouse Estates, 2020-0133-Public Works**

**Moved By** Wayne Olson

**Seconded By** Ron Kore

**BE IT RESOLVED THAT Council receive Report #2020-0133 ; and recommend that Council assume the municipal services in Rittenhouse Estates subdivision and open the streets within the subdivisions as 'Public Highways' by by-law in accordance with the Subdivision Agreement.**

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>

**Carried (7 to 0)**

**11.2.3 July 2020 Financial Report, 2020-0130-Corporate Services**

**Moved By** Marianne Stewart

**Seconded By** Lisa Haun

**BE IT RESOLVED THAT Council receive Report #2020-0094-Corporate Services, July 2020 Financial Report, for information.**



	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>
		<b>Carried (7 to 0)</b>

**11.2.4 Mandatory face covering bylaw extension 2020, 2020-0134-Fire Dept**

Marianne Stewart declared a conflict on this item. (Councillor Stewart stitches face masks, mainly for charitable purposes, however does sell some masks to recover costs. She did not participate in the discussion or voting relating to this matter.)

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

**BE IT RESOLVED THAT Council receive Report #2020-0134 ;**

**AND THAT Council hereby resolves to extend the mandatory face covering bylaw #4270(2020) until December 7<sup>th</sup>, 2020**

	<b>For</b>	<b>Against</b>
Marvin Junkin		X
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart		
John Wink	X	
<b>Results</b>	<b>5</b>	<b>1</b>
		<b>Carried (5 to 1)</b>

**11.2.5 Proposed 2021 Council Meeting Schedule,  
2020-0135-Clerks**

**Moved By** Wayne Olson

**Seconded By** Bob Hildebrandt

**BE IT RESOLVED THAT Council receive Report #2020-0135, Proposed 2021 Council Meeting Schedule;**

**AND THAT the 2021 Council Meeting Schedule as provided in Appendix A to this Report be approved;**

**AND THAT Staff be directed to publish the schedule to the Town of Pelham Website calendar.**

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>

**Carried (7 to 0)**

**11.2.6 Recommendation Report for Zoning By-law Amendment - 1307 Haist Street, 2020-0131-Planning**

**Moved By** Lisa Haun

**Seconded By** Ron Kore

**BE IT RESOLVED THAT Council receive Report #2020-131 as it pertains to 1307 Haist Street (File no. AM-05-2020); and**

**THAT Council approve the By-law amending the zoning of the subject property from Residential 1 (R1) to a site specific Residential Multiple 1 - 299 (RM1-299) zone.**

	<b>For</b>	<b>Against</b>
Marvin Junkin		X
Lisa Haun		X
Bob Hildebrandt		X
Ron Kore		X
Wayne Olson		X
Marianne Stewart		X
John Wink		X
<b>Results</b>	<b>0</b>	<b>7</b>
		<b>Defeated (0 to 7)</b>

**12. Unfinished Business**

None

**13. New Business**

None

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

The motion to consider the by-laws was divided, so as to vote on each by-law separately.

**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. By-law 4278(2020) - Being a by-law to amend Zoning By-law 1136 (1987), as amended, for lands located at the northeast corner of Haist Street and Pancake Lane, legally described as Part of Lot 2, Concession 8, Town of Pelham, Regional Municipality of Niagara, from the Residential 1 (R1) zone to a site specific Residential Multiple 1 (RM1-299) zone. Town of Pelham. File No. AM-05-20.**

	<b>For</b>	<b>Against</b>
Marvin Junkin		X
Lisa Haun		X
Bob Hildebrandt		X
Ron Kore		X
Wayne Olson		X
Marianne Stewart		X
John Wink		X
<b>Results</b>	<b>0</b>	<b>7</b>
		<b>Defeated (0 to 7)</b>

**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-law 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-law:**

**2. By-law 4279(2020) - Being a by-law to assume the subdivision known as Rittenhouse Estates Subdivision and to designate the streets as shown on Registered Plan 59M-399 as public highways and to name the street accordingly.**

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>
		<b>Carried (7 to 0)</b>

**15. Motions and Notices of Motion**

Councillor Haun informed Council that she will bring a Motion to the October 5, 2020 Meeting of Council seeking support to address the growing legal costs relating to cannabis activities within the Town.

**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**

No closed session

**19. Rise From In Camera**

Not Applicable

**20. Confirming By-Law**

**Moved By** Wayne Olson  
**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. 4280(2020) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 21st day of September, 2020.**

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>
		<b>Carried (7 to 0)</b>

**21. Adjournment**

**Moved By** John Wink

**Seconded By** Wayne Olson

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

	<b>For</b>	<b>Against</b>
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
<b>Results</b>	<b>7</b>	<b>0</b>

**Carried (7 to 0)**

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Mayor: Marvin Junkin

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Town Clerk: Nancy J. Bozzato