

REGULAR COUNCIL MINUTES

Meeting #: C-08/2021 Regular Council
Date: Monday, May 3, 2021
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
Bob Lymburner
Jason Marr
Teresa Quinlin
Vickie vanRavenswaay
Barbara Wiens
Holly Willford
Sarah Leach
Jennifer Stirton

1. Call to Order and Declaration of Quorum

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

2. Approval of Agenda

Moved By Wayne Olson
Seconded By Ron Kore

BE IT RESOLVED THAT the agenda for the May 3rd, 2021 Regular meeting of Council be adopted.

	For	Against
Marvin Junkin	X	
Lisa Haun	X	

Bob Hildebrandt	X	
Ron Kore	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	7	0

Carried (7 to 0)

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

4.1.1 COVID-19 Pandemic Update - CEMC

Fire Chief and Community Emergency Management Co-Ordinator stated the Public Health Department has upgraded the MCC from a 12-vaccination site to a 24-vaccination site. He further advised the MCC is scheduled to operate as a vaccination centre from May 16th to May 22nd. Fire Chief Lymburner indicated by the end of May it is projected every person over the age of 18 will be eligible to receive their vaccination.

The Fire Chief provided updated statistics and information as it relates to the ongoing worldwide pandemic, COVID-19.

Moved By Bob Hildebrandt

Seconded By John Wink

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

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

John Wink	X	
Results	7	0

Carried (7 to 0)

4.1.2 COVID-19 Pandemic Update - CAO

Mr. David Cribbs, CAO, discussed the important role the MCC is playing as a vaccination centre in the Niagara Region and highlighted staffs time and effort in ensuring this.

Moved By Marianne Stewart

Seconded By Lisa Haun

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

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

Carried (7 to 0)

4.2 Delegations

4.3 Report of Regional Councillor

5. Adoption of Minutes

Moved By Ron Kore

Seconded By Bob Hildebrandt

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

- 1. SC-07-2021 - Special Council Minutes - April 19, 2021; and**
- 2. C-07/2021 - Regular Council Minutes - April 19, 2021.**

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

Carried (7 to 0)

6. Business Arising from Council Minutes

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

Councillor Hildebrandt requested item 8.5.1 be lifted for discussion.

8. Consent Agenda Items to be Considered in Block

Moved By Lisa Haun

Seconded By Wayne Olson

BE IT RESOLVED THAT the Consent Agenda items as listed on the May 3rd, 2021 Council Agenda be received and the recommendations contained therein be approved, save and except item 8.5.1, as applicable:

8.4 Action Correspondence of a Routine Nature

8.4.1 Town of Pelham - Seniors Month Proclamation

BE IT RESOLVED THAT the Corporation of the Town of Pelham hereby proclaim June 2021 as Seniors Month.

8.5 Information Correspondence Items

~~8.5.1 City of Kitchener Resolution re: Planning Act Timelines~~

~~BE IT RESOLVED THAT Council receive correspondence from the City of Kitchener regarding Planning Act Timelines, for information. (lifted)~~

8.5.2 Niagara Region Report PDS 19-2021 - 2021 Combined Sewer Overflow Control and Wet Weather Management Program

BE IT RESOLVED THAT Council receive the Niagara Region Report PDS 19-2021, Combined Sewer Overflow Control and Wet Weather Management Program, for information.

8.5.3 Niagara Region Report PDS 20-2021 - 2020 Reserve Water and Wastewater Treatment Capacities

BE IT RESOLVED THAT Council receive the Niagara Region Report PDS 20-2021, 2020 Reserve Water and Wastewater Treatment Capacities, for information.

8.5.4 NPCA Board of Directors - Greenbelt Resolution

BE IT RESOLVED THAT Council receive the NPCA Board of Directors resolution re: Greenbelt and NPCA Report No. FA-25-21, for information.

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 February 17, 2021, for information.

9. Items for Separate Consideration, if Any

9.1 City of Kitchener Resolution re: Planning Act Timelines

Moved By

BE IT RESOLVED THAT Council receive correspondence from the City of Kitchener regarding Planning Act Timelines, for information.

Amendment:

Moved By Bob Hildebrandt

Seconded By Marianne Stewart

THAT the motion be amended to include:

AND THAT the Council for the Corporation of the Town of Pelham endorse and support the resolution from the City of Kitchener regarding Planning Act Timelines;

AND THAT the Town Clerk is hereby directed to circulate a copy of this resolution to the Ontario Minister of Municipal Affairs and Housing, local MPs and MPPs, AMO, City of Kitchener and Local Area Clerks.

	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	

Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	7	0

Carried (7 to 0)

Main Motion as Amended:

Moved By Bob Hildebrandt

Seconded By Marianne Stewart

BE IT RESOLVED THAT Council receive correspondence from the City of Kitchener regarding Planning Act Timelines, for information;

AND THAT the Council for the Corporation of the Town of Pelham endorse and support the resolution from the City of Kitchener regarding Planning Act Timelines;

AND THAT the Town Clerk is hereby directed to circulate a copy of this resolution to the Ontario Minister of Municipal Affairs and Housing, local MPs and MPPs, AMO, City of Kitchener and Local Area Clerks.

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

Carried (7 to 0)

10. Presentation & Consideration of Reports

10.1 Reports from Members of Council:

10.2 Staff Reports Requiring Action

10.2.1 Proposed 2021 Municipal Grant Allocation, 2021-0088-Recreation

Moved By Ron Kore
Seconded By Marianne Stewart

**BE IT RESOLVED THAT Council receive Report #2021-0088
“Municipal Grant Allocation” for information;**

**AND THAT Council approve the 2021 Municipal Grant
allocations of \$6,948 waived facility fees; \$30,700 cash
allocations; and \$10,600 of estimated in-kind labour requests,
as outlined in the 2021 Municipal Grant Summary.**

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

**10.2.2 Proposed purchase and installation of video streaming
equipment for the MCC, 2021-0090-Recreation**

Moved By Lisa Haun
Seconded By John Wink

**BE IT RESOLVED THAT Council receive Report #2021-0088
“Proposed Purchase and Installation of Video Streaming
Equipment for MCC” for information;**

**AND THAT Council approve the purchase and installation of
video streaming equipment for the Accursi Room in the
Meridian Community Centre;**

**AND THAT \$51,000 be funded from the new 2021 COVID-19
Recovery Funding for Municipal Programs; and \$32,000 be
funded from the carryforward capital funds in IT-01-20.**

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

Carried (7 to 0)

10.2.3 Provision of Snow Clearing on the Steve Bauer Trail, 2021-0068-Public Works

Moved By Wayne Olson

Seconded By John Wink

BE IT RESOLVED THAT Council receive Report #2021-0068 "Snow Clearing on the Steve Bauer Trail" for information;

AND THAT Council approve the clearing of snow on the paved portion of the Steve Bauer Trail between 1106 Line Avenue and Port Robinson Road during the winter season.

AND THAT Council approve the initiative in principal and refer the clearing of snow on the paved portion of the Steve Bauer Trail between 1106 Line Avenue and Port Robinson Road for consideration in the 2022 Winter Operations Budget.

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

Carried (7 to 0)

10.2.4 Requirements to Implement Pre-Application Public Meetings, 2021-0081-Planning

Councillor Hildebrandt requested the motion be divided with the first two paragraphs to be voted on first.

The Acting Clerk advised as the first vote failed the final paragraph could not survive on its own, and therefore no vote was taken. The CAO concurred with the advice.

Moved By Ron Kore
Seconded By Lisa Haun

BE IT RESOLVED THAT Council receive Report #2021-0081 Requirements to Implement Pre-Application Public Meetings for information;

AND THAT Council direct staff to undertake the process for the preparation, review and adoption of an Official Plan Amendment to require pre-application public meetings;

AND That Council support the referral of hiring one full or part-time Planner (subject to further analysis) for inclusion in the 2022 budget to support the additional after hours work.

Moved By Ron Kore
Seconded By Lisa Haun

BE IT RESOLVED THAT Council receive Report #2021-0081 Requirements to Implement Pre-Application Public Meetings for information;

AND THAT Council direct staff to undertake the process for the preparation, review and adoption of an Official Plan Amendment to require pre-application public meetings.

	For	Against
Marvin Junkin		X
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore		X
Wayne Olson		X
Marianne Stewart	X	
John Wink		X
Results	3	4

Defeated (3 to 4)

10.2.5 Supplementary Report - Park Place South Draft Plan of Subdivision and Zoning By-law Amendment Applications, 2021-0089-Planning

Moved By Bob Hildebrandt
Seconded By Marianne Stewart

BE IT RESOLVED THAT Council receives Report #2021-0089 “Supplemental Report: Park Place South Draft Plan of Subdivision and Zoning By-law Amendment Application” for information as it pertains to File Nos. 26T19-02-20 & AM-08-20;

AND THAT Council rescind the motion to reconfigure Blocks 35-39 to allow 4 units vs. 8 units with a minimum 3m side yard as approved on March 22, 2021;

AND THAT Council directs Planning staff to prepare the by-law for approval of the Zoning By-law amendment as proposed in Report #2021-0052 presented to Council on March 22, 2021 for Council’s consideration at the next meeting;

AND THAT Council approve the Draft Plan of Subdivision and conditions of draft plan approval as contained in Appendix A and B in Report #2021-0052 presented to Council on March 22, 2021.

	For	Against
Marvin Junkin	X	
Lisa Haun		X
Bob Hildebrandt		X
Ron Kore		X
Wayne Olson	X	
Marianne Stewart		X
John Wink	X	
Results	3	4
		Defeated (3 to 4)

- 11. Unfinished Business**
- 12. New Business**
- 13. Presentation and Consideration of By-Laws**

Moved By Wayne Olson
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 4344(2021) - Being a by-law to appoint Melissa Grodesky (Officer #126) as By-law Enforcement Officer, Property Standards Officer, Provincial Offences Officer and Weed Inspector for the Corporation of the Town of Pelham; AND to appoint Ceara Obdeyn (Officer #119) as By-law Enforcement Officer and Provincial Offences Officer for the Corporation of the Town of Pelham.**
- 2. By-law 4345(2021) - Being a by-law to set the rates of taxation for the year 2021.**
- 3. By-law 4346(2021) - Being a by-law to amend By-law #4068(2019) confirming various appointments to Boards, Commissions, and Committees of the Town of Pelham; And to appoint members to the Pelham Public Art Committee (Schedule O).**

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

- 14. Motions and Notices of Motion**
- 15. Matters for Committee of the Whole or Policy and Priorities Committee**
- 16. Matters Arising Out of Committee of the Whole or Policy and Priorities Committee**
- 17. Resolution to Move in Camera**
Moved By Ron Kore
Seconded By Bob Hildebrandt

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:

(c) - proposed or pending acquisition or disposition of land by the municipality and (f) - advice that is subject to solicitor-client privilege, including communications necessary for that purpose (1 item)

(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 (2 items)

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

18. Rise From In Camera

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 Report.

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

John Wink	X	
Results	7	0

Carried (7 to 0)

Moved By Bob Hildebrandt
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 May 3rd, 2021.

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

Carried (7 to 0)

19. Confirming By-Law

Moved By Wayne Olson
Seconded By Bob Hildebrandt

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

Being a By-law No. 4347(2021) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 03rd day of May, 2021.

	For	Against
Marvin Junkin	X	
Lisa Haun	X	
Bob Hildebrandt	X	
Ron Kore	X	

Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	7	0

Carried (7 to 0)

20. Adjournment

Moved By Ron Kore
Seconded By John Wink

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for May 17, 2021 at 5:30 pm.

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

Carried (7 to 0)

Mayor: Marvin Junkin

Acting Town Clerk: Holly Willford