

REGULAR COUNCIL MINUTES

Meeting #: C-19/2021 - Regular Council
Date: Monday, November 15, 2021
Time: 5:30 PM
Location: Town of Pelham Municipal Office - Council
Chambers
20 Pelham Town Square, Fonthill

Members Present: Marvin Junkin
Bob Hildebrandt
Wayne Olson
Marianne Stewart
John Wink

Regrets Lisa Haun
Ron Kore

Staff Present: David Cribbs
Bob Lymburner
Jason Marr
Teresa Quinlin
Vickie vanRavenswaay
Barbara Wiens
Holly Willford
Sarah Leach
Ryan Cook

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.

1.1 Land Recognition Statement

The Mayor read the Pelham Land Recognition Statement into the record.

2. Approval of Agenda

Moved By Wayne Olson
Seconded By John Wink

BE IT RESOLVED THAT the agenda for the November 15, 2021 Regular meeting of Council be adopted, as circulated.

	For	Against
Marvin Junkin	X	

Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
Carried (5 to 0)		

3. Disclosure of Pecuniary Interests and General Nature Thereof

None.

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 presented updated information as it relates to the ongoing worldwide pandemic, COVID-19.

Moved By Marianne Stewart

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	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
Carried (5 to 0)		

4.1.2 COVID-19 Pandemic Update – CAO

Mr. David Cribbs, Chief Administrative Officer advised Council the Town is requesting to meet with the Province at Roma and is seeking compensation for vaccination clinics. Mr. Cribbs advised more than 73,000 people have received vaccinations at the MCC.

Moved By Marianne Stewart

Seconded By Bob Hildebrandt

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

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
		Carried (5 to 0)

4.2 Delegations

4.3 Report of Regional Councillor

5. Adoption of Minutes

Councillor Wink requested an amendment to item 10.1.1 of the November 1st, 2021 Council Minutes. Ms. Willford confirmed she would make the said correction. Councillor Wink was satisfied.

Moved By Wayne Olson

Seconded By Bob Hildebrandt

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

1. SC-17/2021 - Special Council Meeting - November 1, 2021; and

2. RC-18/2021P - Regular Council Meeting - November 1, 2021, as amended.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
		Carried (5 to 0)

6. Business Arising from Council Minutes

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

Councillor Hildebrandt lifted item 8.5.1.

Councillor Stewart lifted item 8.3.4.

Councillor Wink lifted item 8.3.5.

8. Consent Agenda Items to be Considered in Block

Moved By John Wink

Seconded By Marianne Stewart

BE IT RESOLVED THAT the Consent Agenda items as listed on the November 15, 2021 Council Agenda be received and the recommendations contained therein be approved, save and except items 8.3.4, 8.5.1, and 8.3.5:

8.3. Staff Reports of a Routine Nature for Information or Action

8.3.1. Tax Write-Off Under Municipal Act, Section 357 & 358

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 \$6,951.22 as per the Municipal Act, Sections 357 and 358.

8.3.2. Recommendation Report for Zoning By-law Amendment (AM-05-2021) - Saffron Meadows Phase 1 and 2 and River Estates Phase 2, 2021-0188-Planning

BE IT RESOLVED THAT Council receive Report # 2021-0188 – Recommendation for Application AM-05-2021, Saffron Meadows Phase 1 & 2 and River Estates Phase 2 Subdivision Zoning By-Law Amendment;

AND THAT Council direct Planning staff to prepare the necessary By-law for approval of the Zoning By-law amendment for Council's consideration.

8.3.3. Recommendation Report for Zoning By-law Amendment (AM-06-2021) - 588 Chantler Road, 2021-0189-Planning

BE IT RESOLVED THAT Council receive Report # 2021-0189 – Recommendation Report for Application AM-06-2021 – 588 Chantler Road Zoning By-Law Amendment;

AND THAT Council direct Planning staff to prepare the necessary By-law for approval of the Zoning By-law amendment for Council's consideration.

~~8.3.4. Unflood Ontario Network, 2021-0190-Planning~~

~~BE IT RESOLVED THAT Council receive Report #2021-0190 Unflood Ontario Network for information purposes;~~

~~AND THAT Council approve and direct the Town of Pelham become a member of the Unflood Ontario Network.(lifted)~~

~~8.3.5. Update on Pelham Street North Speed and Traffic Calming Point Assessment Results, 2021-0185 Public Works~~

~~BE IT RESOLVED THAT Council receive Report #2021-0185, Pelham Street North Traffic Calming Update, for information. (lifted)~~

8.3.6. Corporate Services Information Memo re: PWPI Subsidiary Update

BE IT RESOLVED THAT Council receive the Corporate Services Information Memo re: PWPI Subsidiary Update, for information.

8.4. Action Correspondence of a Routine Nature

8.4.1. 2022 Municipal Grant Requests

BE IT RESOLVED THAT Council receive correspondence from the Fonthill Lions Club and Royal Canadian Legion Branch 613 regarding Municipal Grants, for information;

AND THAT the requests be referred to staff for consideration as part of the 2022 Town of Pelham grant process.

8.5. Information Correspondence Items

~~8.5.1. City of Welland Resolution re: Niagara Region Transit~~

~~BE IT RESOLVED THAT Council receive correspondence from the City of Welland regarding Niagara Region Transit, for information. (lifted)~~

8.5.2. City of Niagara Falls Resolution re: Request for School Board Professional Development Day, October 24, 2022

BE IT RESOLVED THAT Council receive correspondence from the City of Niagara Falls regarding Request for School Board Professional Development Day, October 24, 2022, for information.

8.5.3. Niagara Region - Additional Information Regarding Optional Small Business Tax Subclass

BE IT RESOLVED THAT Council receive correspondence from Niagara Region regarding Additional Information Regarding Optional Small Business Tax Subclass, for information.

8.5.4. CUPE Correspondence re OMERS' Investment Performance

BE IT RESOLVED THAT Council receive correspondence from CUPE regarding OMERS' Investment Performance, for information.

8.5.5. NPCA Board Meeting Highlights - October 15, 2021

BE IT RESOLVED THAT Council receive the NPCA Board Meeting Highlights dated October 15, 2021, for information.

8.7. Committee Minutes for Information

8.7.1. Pelham Library Board Minutes

BE IT RESOLVED that Council receive the Pelham Library Board August 25, 2021 Minutes, for information.

8.7.2. Joint Accessibility Advisory Committee

BE IT RESOLVED THAT Council receive the Joint Accessibility Advisory Committee minutes dated October 8, 2021, for information.

8.7.3. Committee of Adjustment Minutes

BE IT RESOLVED THAT Council receive the Committee of Adjustment minutes dated October 5, 2021, for information.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
Carried (5 to 0)		

9. Items for Separate Consideration, if Any

9.1 Unflood Ontario Network , 2021-0190-Planning

Councillor Stewart requested the motion be divided.

Moved By John Wink

Seconded By Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2021-0190 - Unflood Ontario Network for information purposes

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
Carried (5 to 0)		

Moved By John Wink

Seconded By Marianne Stewart

AND THAT Council approve and direct the Town of Pelham become a member of the Unflood Ontario Network.

	For	Against
Marvin Junkin	X	

Bob Hildebrandt		X
Wayne Olson	X	
Marianne Stewart		X
John Wink	X	
Results	3	2

Carried (3 to 2)

9.2 Update on Pelham Street North Speed and Traffic Calming Point Assessment Results, 2021-0185-Public Works

Moved By John Wink
Seconded By Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2021-0185, Pelham Street North Traffic Calming Update, for information.

Amendment: Moved By John Wink
Seconded By Wayne Olson

THAT the motion be amended to include:

AND THAT Council direct staff in stall an All-Way stop control at the intersection of Pelham Street and Hurricane and to allow for a pedestrian crossing.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart		X
John Wink	X	
Results	4	1

Carried (4 to 1)

Main Motion as Amended: Moved By John Wink
Seconded By Wayne Olson

BE IT RESOLVED THAT Council receive Report #2021-0185, Pelham Street North Traffic Calming Update, for information;

AND THAT Council direct staff in stall an All-Way stop control at the intersection of Pelham Street and Hurricane and to allow for a pedestrian crossing.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart		X
John Wink	X	
Results	4	1
		Carried (4 to 1)

9.3 City of Welland Resolution re: Niagara Region Transit

Moved By John Wink
Seconded By Marianne Stewart

BE IT RESOLVED THAT Council receive correspondence from the City of Welland regarding Niagara Region Transit, 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 supports the resolution from the City of Welland regarding the Niagara Region Transit;

AND THAT the Town Clerk is hereby directed to circulate a copy of this resolution to the Niagara Region and all local area municipalities.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson		X
Marianne Stewart	X	
John Wink	X	
Results	4	1
		Carried (4 to 1)

Main Motion as Amended: **Moved By** Bob Hildebrandt
Seconded By Marianne Stewart

BE IT RESOLVED THAT Council receive correspondence from the City of Welland regarding Niagara Region Transit, for information;

AND THAT the Council for the Corporation of the Town of Pelham endorse and supports the resolution from the City of Welland regarding the Niagara Region Transit;

AND THAT the Town Clerk is hereby directed to circulate a copy of this resolution to the Niagara Region and all local area municipalities.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson		X
Marianne Stewart	X	
John Wink	X	
Results	4	1
		Carried (4 to 1)

10. Presentation & Consideration of Reports

10.1 Reports from Members of Council:

10.2 Staff Reports Requiring Action

**10.2.1 Pelham Year of the Garden 2022 Options, 2021-0186-
Chief Administrator Officer**

Moved By John Wink
Seconded By Wayne Olson

BE IT RESOLVED THAT Council receive Report #2021-0186 – Pelham Year of the Garden 2022 Options for information;

AND THAT Council authorize and direct staff to proceed with option(s)
_____.

Amendment: **Moved By** John Wink
Seconded By Wayne Olson

That the motion be amended to:

Insert option number 1, the establishment of vegetable garden plots in Town parks, in the last paragraph.

	For	Against
Marvin Junkin		X
Bob Hildebrandt		X
Wayne Olson	X	
Marianne Stewart		X

John Wink	X	
Results	2	3
		Defeated (2 to 3)

Amendment: Moved By John Wink
Seconded By Wayne Olson

That the motion be amended to:

Insert option number 2, pollinator gardens, in the last paragraph.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt		X
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	4	1
		Carried (4 to 1)

Amendment: Moved By John Wink
Seconded By Wayne Olson

That the motion be amended to:

Insert option number 3, potential partnership with Pelham Cares, in the last paragraph.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
		Carried (5 to 0)

Amendment: Moved By John Wink
Seconded By Wayne Olson

That the motion be amended to:

Insert option number 4, potential partnership with the Pelham Garden Club, in the last paragraph.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt		X
Wayne Olson	X	
Marianne Stewart		X
John Wink	X	
Results	3	2
Carried (3 to 2)		

Amendment: Moved By John Wink
Seconded By Wayne Olson

That the motion be amended to:

Insert option number 5, joining “Communities in Bloom”, in the last paragraph.

	For	Against
Marvin Junkin		X
Bob Hildebrandt		X
Wayne Olson	X	
Marianne Stewart	X	
John Wink		X
Results	2	3
Defeated (2 to 3)		

Amendment: Moved By John Wink
Seconded By Wayne Olson

That the motion be amended to:

Insert option number 6, create a rain barrel campaign, in the last paragraph.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson		X

Marianne Stewart	X	
John Wink	X	
Results	4	1
Carried (4 to 1)		

Amendment: Moved By John Wink
Seconded By Wayne Olson

That the motion be amended to:

Insert option number 7, not proceed with a 2022 Garden Bed Competition, in the last paragraph.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart		X
John Wink	X	
Results	4	1
Carried (4 to 1)		

Main Motion as Amended: Moved By John Wink
Seconded By Wayne Olson

BE IT RESOLVED THAT Council receive Report #2021-0186 – Pelham Year of the Garden 2022 Options for information;

AND THAT Council authorize and direct staff to proceed with option(s) 2, 3, 4 and 6.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
Carried (5 to 0)		

11. Unfinished Business

12. New Business

13. Presentation and Consideration of By-Laws

Moved By Bob Hildebrandt
Seconded By Marianne Stewart

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:

1. By-Law No. 4401(2021) Being a by-law to authorize the use of Optical Scanning Vote Tabulators, Touch Screen Vote Tabulators, and to allow for an alternative voting method, being a hybrid-voting approach for the Municipal Elections, specifically using a combination of in-person voting and special on demand mail in ballots and to Repeal and Replace By-law #3875(2017).

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
Carried (5 to 0)		

14. Motions and Notices of Motion

14.1 Notice of Motion - Councillor Stewart

Councillor Stewart indicated she will be bringing forward a motion at the December 6th, 2021 Regular Council Meeting regarding parking and parking enforcement, with respect to the MCC.

- 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
- 18. Rise From In Camera
- 19. Confirming By-Law

Moved By Marianne Stewart
Seconded By Wayne Olson

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

Being a By-law No. 4402(2021) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 15th day of November, 2021.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
Carried (5 to 0)		

20. Adjournment

Moved By John Wink

Seconded By Bob Hildebrandt

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for December 6, 2021 at 5:30 pm.

	For	Against
Marvin Junkin	X	
Bob Hildebrandt	X	
Wayne Olson	X	
Marianne Stewart	X	
John Wink	X	
Results	5	0
Carried (5 to 0)		

Mayor: Marvin Junkin

Town Clerk: Holly Willford