

REGULAR COUNCIL MINUTES

Meeting #: C-01/2022 - Regular Council
Date: Monday, January 10, 2022
Time: 5:30 PM
Location: Town of Pelham Municipal Office - Council
Chambers
20 Pelham Town Square, Fonthill

Members Present: Mayor Marvin Junkin
Councillor Lisa Haun
Councillor Bob Hildebrandt
Councillor Ron Kore
Councillor Wayne Olson
Councillor Marianne Stewart
Councillor John Wink

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

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

Councillor Olson read the Land Recognition Statement into the record.

2. Approval of Agenda

Moved By Councillor Bob Hildebrandt

Seconded By Councillor John Wink

BE IT RESOLVED THAT the agenda for the January 10, 2022 Regular meeting of Council be adopted.

Amendment: Moved By Councillor Bob Hildebrandt

Seconded By Councillor John Wink

THAT the agenda be amended to:

- **Move item 10.2.1 Vision Zero Road Safety Program Staff Report after item 4.2.1 Niagara Region Delegation**

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

Motion as Amended: Moved By Councillor Bob Hildebrandt

Seconded By Councillor John Wink

BE IT RESOLVED THAT the agenda for the January 10th, 2022 Regular meeting of Council be adopted, as amended.

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

3. Disclosure of Pecuniary Interests and General Nature Thereof

Councillor Kore declared a conflict of interest with respect to item 8.3.2.

3.1 Councillor Ron Kore - Recommendation Report for Applications for Subdivision, Official Plan and Zoning By-law Amendment - Park Place North , 2022-0006-Planning

His business is adjacent the subject property.

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 Councillor Marianne Stewart

Seconded By Councillor Ron Kore

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

4.1.2 COVID-19 Pandemic Update – CAO

Mr. Cribbs, CAO, provided Council an up-date with respect to COVID-19 updates affecting the Town of Pelham. He stated Town Hall is open by appointment only and indicated the Meridian Community Center is closed.

Moved By Councillor Lisa Haun

Seconded By Councillor Wayne Olson

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

	For	Against
Mayor Marvin Junkin	X	
Councillor Lisa Haun	X	
Councillor Bob Hildebrandt	X	
Councillor Ron Kore	X	
Councillor Wayne Olson	X	

Councillor Marianne Stewart	X	
Councillor John Wink	X	
Results	7	0

Carried (7 to 0)

4.2 Delegations

4.2.1 Niagara Region - Vision Zero Intermunicipal Agreement

The Niagara Region provide Council a presentation with respect to the Vision Zero Program and the Intermunicipal Agreement. A copy of the presentation is on record with the Clerk.

The presenters answered various questions asked by Council.

Moved By Councillor Ron Kore

Seconded By Councillor John Wink

BE IT RESOLVED THAT Council receive the delegation from the Niagara Region regarding the Vision Zero Intermunicipal Agreement, for information.

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

Carried (7 to 0)

4.3 Vision Zero Road Safety Program , 2022-0004-Public Works

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT Council receive Report # 2022-0004 – Vision Zero Road Safety Program, for information;

AND THAT Council direct the Amending Agreement to the Niagara Region Courts Inter-Municipal Agreement as attached as Appendix (A) BE APPROVED for purposes of advancing the Vision Zero Program;

AND THAT Council authorize and direct the Mayor and Clerk to execute the Amending Agreement to the Niagara Region Courts Inter-Municipal Agreement.

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

4.4 Report of Regional Councillor

5. Adoption of Minutes

Moved By Councillor Wayne Olson

Seconded By Councillor Bob Hildebrandt

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

1. RC-21.2021 - Regular Council - December 20, 2021

	For	Against
Mayor Marvin Junkin	X	
Councillor Lisa Haun	X	
Councillor Bob Hildebrandt	X	
Councillor Ron Kore	X	
Councillor Wayne Olson	X	
Councillor Marianne Stewart	X	
Councillor 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 Wink requested items 8.3.2 and 8.5.2 be lifted.

8. Consent Agenda Items to be Considered in Block

Moved By Councillor Marianne Stewart

Seconded By Councillor John Wink

BE IT RESOLVED THAT the Consent Agenda items as listed on the January 10, 2022 Council Agenda be received and the recommendations contained therein be approved, save and except items 8.5.3 and 8.3.2:

8. Consent Agenda Items to be Considered in Block

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

BE IT RESOLVED THAT Council hereby approves the Recommendations Resulting from the following:

1. PCOW-07/2021 - December 13, 2021 - Public Meeting Under the Planning Act

8.2. Minutes Approval - Committee

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

1. PCOW-07/2021 - December 13, 2021 - Public Meeting Under the Planning Act

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

8.3.1. 2022 Municipal and School Board Election - Update , 2022-0003-Clerks

BE IT RESOLVED THAT Council receive Report #2022-0003 – 2022 Municipal and School Board Election Update, for information.

~~8.3.2. Recommendation Report for Applications for Subdivision, Official Plan and Zoning By-law Amendment – Park Place North , 2022-0006-Planning~~

~~BE IT RESOLVED THAT Council receives Report #2022-05 for information as it pertains to File Nos. 26T19-03-2020, OP-AM-03-21 & AM-12-20 relating to Park Place North;~~

~~AND THAT Council directs Planning staff to prepare the by-laws for approval of the Official Plan and Zoning By-law amendments for Council's consideration.~~

~~AND THAT Council approves the Draft Plan of Subdivision, attached as Appendix A, subject to the conditions in Appendix B.(lifted)~~

8.4. Action Correspondence of a Routine Nature

8.5. Information Correspondence Items

8.5.1. NPCA Board of Directors Meeting Highlights, November 19, 2021

BE IT RESOLVED THAT Council receive Board of Directors Meeting Highlights, November 19, 2021, from Niagara Peninsula Conservation Authority, for information.

8.5.2. Niagara Region - Approval of 2022 Interim Levy Dates and Amounts

BE IT RESOLVED THAT Council receive correspondence from the Niagara Region regarding Approval of 2022 Interim Levy Dates and Amounts, for information.

~~8.5.3 Pelham Active Transportation Committee – Steve Bauer Trail Nomenclature~~

~~BE IT RESOLVED That Council receive correspondence dated January 3, 2022, from the Pelham Active Transportation Committee regarding Steve Bauer Trail Nomenclature, for information. (Lifted)~~

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

9. Items for Separate Consideration, if Any

9.1 Recommendation Report for Applications for Subdivision, Official Plan and Zoning By-law Amendment - Park Place North, 2022-0006-Planning

Councillor Ron Kore declared a conflict on this item. (His business is adjacent the subject property.)

Councillor Kore left the virtual meeting.

Moved By Councillor Marianne Stewart

Seconded By Councillor John Wink

BE IT RESOLVED THAT Council receives Report #2022-05 for information as it pertains to File Nos. 26T19-03-2020, OP-AM-03-21 & AM-12-20 relating to Park Place North;

AND THAT Council directs Planning staff to prepare the by-laws for approval of the Official Plan and Zoning By-law amendments for Council's consideration.

AND THAT Council approves the Draft Plan of Subdivision, attached as Appendix A, subject to the conditions in Appendix B.

	For	Against
Mayor Marvin Junkin	X	
Councillor Lisa Haun	X	
Councillor Bob Hildebrandt	X	
Councillor Wayne Olson	X	
Councillor Marianne Stewart	X	
Councillor John Wink	X	
Results	6	0
		Carried (6 to 0)

9.2 Pelham Active Transportation Committee - Steve Bauer Trail Nomenclature

Councillor Kore returned to the virtual meeting.

Moved By Councillor Marianne Stewart

Seconded By Councillor John Wink

BE IT RESOLVED That Council receive correspondence dated January 3, 2022, from the Pelham Active Transportation Committee regarding Steve Bauer Trail Nomenclature, for information.

Amendment: Moved By Councillor John Wink

Seconded By Councillor Ron Kore

THAT the motion be amended to include:

AND THAT Council direct staff to identify methods of additional identification for safety and descriptive purposes for the Steve Bauer Trail system;

AND THAT staff report back with options for Council's consideration by March 7th, 2022.

	For	Against
Mayor Marvin Junkin	X	
Councillor Lisa Haun	X	
Councillor Bob Hildebrandt	X	

Councillor Ron Kore	X	
Councillor Wayne Olson	X	
Councillor Marianne Stewart	X	
Councillor John Wink	X	
Results	7	0
		Carried (7 to 0)

Motion as Amended: Moved By Councillor John Wink
Seconded By Councillor Ron Kore

BE IT RESOLVED That Council receive correspondence dated January 3, 2022, from the Pelham Active Transportation Committee regarding Steve Bauer Trail Nomenclature, for information;

AND THAT Council direct staff to identify methods of additional identification for safety and descriptive purposes for the Steve Bauer Trail system;

AND THAT staff report back with options for Council's consideration by March 7th, 2022.

	For	Against
Mayor Marvin Junkin	X	
Councillor Lisa Haun	X	
Councillor Bob Hildebrandt	X	
Councillor Ron Kore	X	
Councillor Wayne Olson	X	
Councillor Marianne Stewart	X	
Councillor 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 2022 User Fees and Charges, 2022-0002-Corporate Services

Moved By Councillor Lisa Haun
Seconded By Councillor Ron Kore

BE IT RESOLVED THAT Council receive Report #2022-0002-Corporate Services – 2022 User Fees and Charges Report, for information;

AND THAT Council approve and adopt the 2022 User Fees and Charges.

Amendment: Moved By Councillor Lisa Haun

Seconded By Councillor Marianne Stewart

THAT the motion be amended to include “ save and except the Water and Wastewater Charges”

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

Motion as Amended: Moved By Councillor Lisa Haun

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2022-0002-Corporate Services – 2022 User Fees and Charges Report, for information;

AND THAT Council approve and adopt the 2022 User Fees and Charges save and except the Water and Wastewater Charges.

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

Carried (7 to 0)

10.2.2 Niagara 2022 Canada Summer Games - Venue Use Agreement, Torch Relay and 13 for 13 Festival, 2021-0213-Recreation

Moved By Councillor Wayne Olson

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2021-0213 Recreation – Niagara 2022 Canada Summer Games Venue Use Agreement; Torch Relay and 13 for 13 Festival Event for information.

AND THAT Council approve entering into the Venue Use Agreement with Niagara 2022 Canada Summer, along with their respective by-laws, for the Mayor and Clerk’s signature.

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

Carried (7 to 0)

11. Unfinished Business

12. New Business

13. Presentation and Consideration of By-Laws

Councillor Kore requested item 3 being By-Law No. 4411(2022) be considered separately.

Moved By Councillor Lisa Haun

Seconded By Councillor Bob Hildebrandt

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 4352(2022) - Being a by-law to Repeal and Replace By-law #4221 (2020) as amended being a By-law to establish an Administrative Monetary Penalty System for Non-Parking Related Offences and to amend By-Law's in section 24 through 38 inclusive
2. By-law 4353(2022) - Being a by-law to Repeal and Replace By-law #4319(2021) as amended being a By-law to establish an Administrative Municipal Penalty System (AMPS) in respect to the enforcement of traffic, parking, standing or stopping of vehicles.
3. By-law 4411(2022) - Being a by-law to amend By-law No. 3728(2016) to establish 2022 Fees and Charges to be collected by the Corporation of the Town of Pelham, and to Repeal By-law No. 4299(2020), as amended.
4. By-law 4412(2022) - Being a by-law to provide for an interim tax levy for the year 2022.
5. By-law 4413(2022) - Being a By-Law to Authorize the Mayor and Clerk to enter into an Intermunicipal Amending Agreement with the Regional Municipality of Niagara and Local Area Municipalities with respect to the Vision Zero Program.
6. By-law 4414(2022) - Being a by-law to authorize the Mayor and Clerk to enter into a Venue Use Agreement with the 2021 Canada Games Host Society INC with respect to the 2022 Canada Games; And to authorize the use of such roadways and lands as a Venue for the 2022 Canada Games.

Moved By Councillor Lisa Haun

Seconded By Councillor Bob Hildebrandt

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 4352(2022) - Being a by-law to Repeal and Replace By-law #4221 (2020) as amended being a By-law to establish an Administrative Monetary Penalty System for Non-Parking Related Offences and to amend By-Law's in section 24 through 38 inclusive

2. By-law 4353(2022) - Being a by-law to Repeal and Replace By-law #4319(2021) as amended being a By-law to establish an Administrative Municipal Penalty System (AMPS) in respect to the enforcement of traffic, parking, standing or stopping of vehicles.

4. By-law 4412(2022) - Being a by-law to provide for an interim tax levy for the year 2022.

5. By-law 4413(2022) - Being a By-Law to Authorize the Mayor and Clerk to enter into an Intermunicipal Amending Agreement with the Regional Municipality of Niagara and Local Area Municipalities with respect to the Vision Zero Program.

6. By-law 4414(2022) - Being a by-law to authorize the Mayor and Clerk to enter into a Venue Use Agreement with the 2021 Canada Games Host Society INC with respect to the 2022 Canada Games; And to authorize the use of such roadways and lands as a Venue for the 2022 Canada Games.

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

Moved By Councillor Lisa Haun

Seconded By Councillor 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:

3. By-law 4411(2022) - Being a by-law to amend By-law No. 3728(2016) to establish 2022 Fees and Charges to be collected by the Corporation of the Town of Pelham, and to Repeal By-law No. 4299(2020), as amended.

Amendment: Moved By Councillor Lisa Haun

Seconded By Councillor Marianne Stewart

THAT the motion be amended to include "save and except the water and wastewater charges".

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

Motion as Amended: Moved By Councillor Lisa Haun

Seconded By Councillor 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:

3. By-law 4411(2022) - Being a by-law to amend By-law No. 3728(2016) to establish 2022 Fees and Charges, save and except water and wastewater charges, to be collected by the Corporation of the Town of Pelham, and to Repeal By-law No. 4299(2020), as amended.

	For	Against
Mayor Marvin Junkin	X	
Councillor Lisa Haun	X	
Councillor Bob Hildebrandt	X	
Councillor Ron Kore	X	
Councillor Wayne Olson	X	
Councillor Marianne Stewart	X	
Councillor 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**
- 18. **Rise From In Camera**
- 19. **Confirming By-Law**

Moved By Councillor John Wink
Seconded By Councillor 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. 4415(2022) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 10th day of January, 2022.

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

20. Adjournment

The meeting was adjourned at 6:57pm.

Moved By Councillor Marianne Stewart
Seconded By Councillor Ron Kore

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for January 24, 2022 at 5:30 pm.

	For	Against
Mayor Marvin Junkin	X	
Councillor Lisa Haun	X	
Councillor Bob Hildebrandt	X	

Councillor Ron Kore	X
Councillor Wayne Olson	X
Councillor Marianne Stewart	X
Councillor John Wink	X

Results

7

0

Carried (7 to 0)

Mayor: Marvin Junkin

Town Clerk: Holly Willford