

REGULAR COUNCIL MINUTES

Meeting #: C-02/2022 - Regular Council
Date: Monday, January 24, 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
Charlotte Tunikaitis
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

Councillor Wink read the land acknowledgement statement into the record.

2. Approval of Agenda

Moved By Councillor Wayne Olson

Seconded By Councillor Ron Kore

BE IT RESOLVED THAT the agenda for the January 24, 2022 Regular meeting of Council be adopted.

	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

3.1 Councillor Ron Kore - Recommendation Report for Zoning By-law Amendment - North Side of Pancake Lane, 2022-0019-Planning

Councillor Kore declared a conflict of interest as he is awaiting advice from the Integrity Commissioner on the matter.

3.2 Councillor Ron Kore - Presentation and Consideration of By-Laws

Councillor Kore declared a conflict of interest with respect to the Park Place By-Laws being presented to Council as his business is adjacent to the subject lands.

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 John Wink

Seconded By Councillor Lisa Haun

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 stated he had no report.

4.2 Delegations

4.3 Report of Regional Councillor

5. Adoption of Minutes

Moved By Councillor Ron Kore

Seconded By Councillor Bob Hildebrandt

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

1. C-01/2022 Regular Council - January 10, 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)

6. Business Arising from Council Minutes

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

Councillor Olson lifted item 8.1.

Councillor Hildebrandt lifted item 8.3.3.

8. Consent Agenda Items to be Considered in Block

Moved By Councillor Lisa Haun

Seconded By Councillor John Wink

BE IT RESOLVED THAT the Consent Agenda items as listed on the January 24, 2022 Council Agenda be received and the recommendations contained therein be approved, save and except items 8.1 and 8.3.3:

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:~~

~~SCOW-03/2021 - December 14, 2021 - Special Committee of the Whole - (lifted)~~

8.2. Minutes Approval - Committee

8.2.1. SCOW-03/2021 - Special Committee of the Whole - Operating, Water and Wastewater Budget - December 14, 2021

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

- 1. SCOW-03/2021 - Special Committee of the Whole - Operating, Water and Wastewater Budget - December 14, 2021**

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

8.3.1. 2022 Draft Operating Budget Update, 2022-0026- Corporate Services

BE IT RESOLVED THAT Council receive Report # 2022-0026 Corporate Services – 2022 Draft Operating Budget Update, for information;

AND FURTHER THAT Council approve the amendment in this report to the draft 2022 Operating Budget;

AND THAT Council pass the 2022 Operating Budget as amended.

8.3.2. Meridian Community Centre Back Up Generator Options and Potential for Solar Panel Installation, 2022-0016-Public Works

BE IT RESOLVED THAT Council receive Report #2022-0016 Meridian Centre Back Up Power Generator Options and Potential for Solar Power System Installation for information.

~~8.3.3. Recommendation Report for Zoning By-law Amendment North Side of Pancake Lane, 2022-0019-Planning~~

~~BE IT RESOLVED THAT Council receives Report #2022-19 – Recommendation for Zoning By Law Amendment – North Side of Pancake Land, for information as it pertains to File No. AM-07-2020;~~

~~AND THAT Council directs Planning staff to prepare the necessary Zoning By-law amendment for consideration.~~ (lifted)

8.3.4. Q4 COW Public Works Report Oct, Nov, Dec 2021, 2022-0022-Public Works

BE IT RESOLVED THAT the Q4/2021 Public Works Department Report be received for information.

8.3.5. Fire by-law COW report, Q4 2021, 2022-0015-Fire Dept

BE IT RESOLVED THAT the Q4/2021 Fire and By-law Enforcement Department Report be received for information.

8.3.6. Q4 2021 Clerk's COW Report, 2022-0011-Clerks

BE IT RESOLVED THAT the Q4/2021 Clerk's Report be received for information.

8.3.7. Q4 2021 Corporate Services COW Report, 2022-0001-Corporate Services

BE IT RESOLVED THAT the Q4/2021 Corporate Services Department Report #2022-0001 be received for information.

8.3.8. Q4 2021 RCW COW Report, 2022-0024-Recreation

BE IT RESOLVED THAT the Q4/2021 Recreation, Culture and Wellness Department Report be received for information.

8.3.9. Quarter 4 - Planning and Development COW Report, 2022-0009-Planning

BE IT RESOLVED THAT the Q4/2021 Community Planning and Development Department Report be received for information.

8.5. Information Correspondence Items

8.5.1. NPCA Board of Directors December 17, 2021 Meeting Highlights

BE IT RESOLVED THAT Council receive correspondence from the NPCA regarding Board of Directors Meeting Highlights dated December 17, 2021, for information.

8.5.2. NPCA Board of Directors 2022 Meeting Calendar

BE IT RESOLVED THAT Council receive correspondence from the NPCA regarding its Board of Directors 2022 meeting calendar, 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)

9. Items for Separate Consideration, if Any

9.1 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. SCOW-03/2021 - December 14, 2021 - Special Committee of the Whole

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

BE IT RESOLVED THAT the last paragraph of item 12 on the Recommendation Sheet for SCOW-03/2021 - December 14, 2021 - Special Committee of the Whole be deferred until the next Regular Council Meeting scheduled for February 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)

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

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

1. **SCOW-03/2021 - December 14, 2021 - Special Committee of the Whole**

Save and Except the last paragraph of item 12, which is to be considered on February 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)		

9.2 Recommendation Report for Zoning By-law Amendment - North Side of Pancake Lane, 2022-0019-Planning

Councillor Kore vacated the electronic meeting.

The item was deferred to March 21, 2022.

BE IT RESOLVED THAT Council receives Report #2022-19 – Recommendation for Zoning By-Law Amendment –North Side of Pancake Land, for information as it pertains to File No. AM-07-2020;

AND THAT Council directs Planning staff to prepare the necessary Zoning By-law amendment for consideration.

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Lisa Haun

BE IT RESOLVED THAT consideration of the Recommendation Report for Zoning By-law Amendment - North Side of Pancake Land be deferred until March 21, 2022.

	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	

Carried (6 to 0)

Carried (7 to 0)

AND THAT Council receive the Modernization for HR Digitalization Report, for information;

AND THAT Council approve the posting of this report on the Town of Pelham website as required by the grant 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)

10.2.3 FCM Asset Management Funding for Engineer Summer Student, 2022-0018-Corporate Services

Moved By Councillor John Wink
Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT Council receive Report #2022-018 Corporate Services – FCM Asset Management Funding for Summer Engineering Student, for information;

AND THAT Council approve the application for the FCM Asset Management funding for an Engineering summer student.

	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)

10.2.4 Special Pre-authorized Property Taxes COVID-19 Payment Plan for 2022, 2022-0017-Corporate Services

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Lisa Haun

BE IT RESOLVED THAT Council receive Report # 2022-0017-Corporate Services – Special Pre-authorized Property Taxes COVID-19 Payment Plan for 2022;

AND THAT Council approve the Special Pre-authorized Property Taxes COVID-19 Payment Plan for 2022 in order to offer flexibility for tax payers facing financial challenges due to the pandemic.

	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)		

10.2.5 Amendment to Procedural By-Law to Permit Continued Electronic Participation in Meetings until December 31, 2022, 2022-0014-Clerks

Moved By Councillor Lisa Haun

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2022-0014 Amendment to Procedural By-Law to Permit Continued Electronic Participation in Meetings until December 31, 2022;

AND THAT the proposed amendments to the Town of Pelham Procedural By-law as outlined in Appendix 1, be approved, thereby facilitating electronic meetings participation until December 31, 2022 for Council, Special Council, Committee of Adjustment, Committee of Council and Advisory Committees;

AND THAT the Clerk be directed to present the necessary By-law at the next Regular Meeting of Council on February 7, 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)

11. Unfinished Business

12. New Business

13. Presentation and Consideration of By-Laws

Councillor Wink requested items 2 and 3 be divided.

Councillor Kore vacated the electronic meeting during consideration of by-laws numbers 4418(2022) and 4419(2022).

Moved By Councillor John Wink

Seconded By Councillor Wayne Olson

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 4417(2022) - Being a by-law to exempt Blocks 45, 46 on Plan 59M-471, municipally known as 42, 44, 46, 48, 50, 52, 54, 56 Summersides Boulevard, from part lot control. River Estates Phase 2 Subdivision. (River Realty Development (1976) Inc.) File No. PLC 06-2021

2. By-law 4418(2022) - Being a by-law to adopt an Amendment to the Official Plan for the Town of Pelham Planning Area. Amendment No. 13. Park Place North. File no. OP-AM-03-21

3. By-law 4419(2022) - Being a by-law to amend Zoning By-law 1136 (1987), as amended, for lands located on the north side of Meridian Way, east of Station Street, legally described as Part of Lot 3 and 4, Registered Plan 717 and Part of Thorold Township Lot 167, Geographic Township of Thorold, now in the Town of Pelham from the Agricultural (A) zone to a site specific Residential Multiple 2 (RM2-312) zone and

the East Fonthill Environmental Protection (EF-EP) zone. Mountainview Homes (Niagara) Ltd. File No. AM-08-20

Moved By Councillor John Wink
Seconded By Councillor Wayne Olson

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 4417(2022) - Being a by-law to exempt Blocks 45, 46 on Plan 59M-471, municipally known as 42, 44, 46, 48, 50, 52, 54, 56 Summersides Boulevard, from part lot control. River Estates Phase 2 Subdivision. (River Realty Development (1976) Inc.) File No. PLC 06-2021

	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)

Moved By Councillor John Wink
Seconded By Councillor Wayne Olson

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:

2. By-law 4418(2022) - Being a by-law to adopt an Amendment to the Official Plan for the Town of Pelham Planning Area. Amendment No. 13. Park Place North. File no. OP-AM-03-21

3. By-law 4419(2022) - Being a by-law to amend Zoning By-law 1136 (1987), as amended, for lands located on the north side of Meridian Way, east of Station Street, legally described as

Part of Lot 3 and 4, Registered Plan 717 and Part of Thorold Township Lot 167, Geographic Township of Thorold, now in the Town of Pelham from the Agricultural (A) zone to a site specific Residential Multiple 2 (RM2-312) zone and the East Fonthill Environmental Protection (EF-EP) zone. Mountainview Homes (Niagara) Ltd. File No. AM-12-20

	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)

14. Motions and Notices of Motion

14.1 Notice of Motion - Councillor Olson

Councillor Kore returned to the electronic meeting.

Councillor Olson provided Council a summary of his motion to be listed on the next regular Council Meeting agenda.

14.2 Notice of Motion - Councillor Stewart

Councillor Stewart provided Council a summary of his motion to be listed on the next regular Council Meeting agenda.

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 Councillor Marianne Stewart
Seconded By Councillor Lisa Haun

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:

(b) - personal matters about an identifiable individual, including municipal employees and (d) - labour relations or employee negotiations (1 item – non unionized staff)

(c) - proposed or pending disposition of land by the municipality - (2 items - File L07-2019-02-S -(Property

Located in Ward 1) and File L07-2021-05-S (Property Located in Ward 1)

(b) - personal matters about an identifiable individual, including municipal employees and (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose (2 items - File IC-04-2021 (Integrity Commissioner Decision) and File IC-05-2021 (Integrity Commissioner Decision))

	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)

18. Rise From In Camera

Moved By Councillor John Wink
Seconded By Councillor Ron Kore

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

	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 Wayne Olson
Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT the Chief Administrative Officer be and is hereby authorized to undertake the directions provided during the In Camera meeting of January 24, 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)		

19. Confirming By-Law

Moved By Councillor Marianne Stewart
Seconded By Councillor 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. 4420(2022) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 24th 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 7:14pm.

Moved By Councillor John Wink
Seconded By Councillor Lisa Haun

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for February 7, 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