

REGULAR COUNCIL MINUTES

Meeting #: C-14/2022 - Regular Council
Date: Monday, August 22, 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 Wayne Olson
Councillor Marianne Stewart
Councillor John Wink

Regrets: Councillor Ron Kore

Staff Present: David Cribbs
Bob Lymburner
Jason Marr
Teresa Quinlin-Murphy
Jennifer Stirton
Vickie vanRavenswaay
Barbara Wiens
Lindsay Richardson
Ryan Cook
Lucas Smith
Mike Guglielmi
John Rasco
Holly Willford
Jacquie Miller

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 into the record.

2. Approval of Agenda

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

BE IT RESOLVED THAT the agenda for the August 22, 2022 Regular meeting of Council be adopted, as circulated.

Amendment:

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

THAT the agenda be amended to:

- **Move item 10.2.8 Vision for Town Civic Square Staff Report to immediately follow item 4.2.1 Pelham Civic Square Master Plan Delegation;**
- **Add item 8.5.8;**

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

Amendment:

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Marianne Stewart

THAT the Agenda be amended to include the addendum.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

Motion as Amended:

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

BE IT RESOLVED THAT the agenda for the August 22, 2022 Regular meeting of Council be adopted, as amended.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 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 Update re: New PSR System

Mr. Mike Guglielmi, Manager Information and Technology provided Council a demonstration / presentation with

respect to the new PSR system to be implemented. Mr. Guglielmi answered various questions of Council.

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT Council receive from M. Guglielmi, Manager of Information Technology, an update on the new PSR system, for information.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

4.2 Delegations

4.2.1 Pelham Civic Square Master Plan

Mr. David Duhan, from SHIFT Landscape Architecture provided Council a presentation with respect to the proposed civic master plan. A copy of the presentation is on file with the Clerk.

Mr. Duhan answered various questions from Council.

Moved By Councillor Lisa Haun

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT Council receive the delegation from David Duhan of SHIFT Landscape Architecture, with respect to the Pelham Civic Square Master Plan, for information.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

4.2.2 Vision for Town Civic Square , 2022-0203-Planning

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT Council receive Report #2022-0203 Vision for Civic Square;

AND THAT Council support the vision of the Civic Square prepared by SHIFT Landscape Architecture Co. Inc.

Amendment:

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Lisa Haun

THAT the motion be amended to:

- **To strike the last paragraph of the motion and insert "AND THAT Council defer consideration of approval until staff can provide a fulsome update report on outstanding grants"**
- **"AND THAT Council direct staff to return with the report and the preferred concept by February 2023."**

For (5): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, and Councillor John Wink

Against (1): Councillor Marianne Stewart

Carried (5 to 1)

Motion as Amended:

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Lisa Haun

BE IT RESOLVED THAT Council receive Report #2022-0203 Vision for Civic Square;

AND THAT Council defer consideration of approval until staff can provide a fulsome update report on outstanding grants;

AND THAT Council direct staff to return with the report and the preferred concept by February 2023.

For (5): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, and Councillor John Wink

Against (1): Councillor Marianne Stewart

Carried (5 to 1)

4.2.3 Cannabis Control Committee

Mr. Tim Nohara, Chair of the Cannabis Control Committee, provided Council an update on the committees work during the term and made recommendations for the next Council. Council thanked Mr. Nohara and the Committee for their work.

Moved By Councillor Lisa Haun

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT Council receive the delegation from Tim Nohara, Chair of the Cannabis Control Committee, with respect to the Cannabis Control

**Committee's Closing Memo and Recommendations,
for information.**

For (6): Mayor Marvin Junkin, Councillor Lisa Haun,
Councillor Bob Hildebrandt, Councillor Wayne Olson,
Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

**4.2.4 Friends of Maple Acre Tree Carving and Garden
Project**

Ms. Sandee Matthews, from Friends of Maple Acre provided Council with respect to the tree carving and garden project outside the library. A copy of the presentation is on file with the Clerk. Ms. Matthews answered various questions from Council.

Moved By Councillor Marianne Stewart

Seconded By Councillor Wayne Olson

BE IT RESOVED THAT Council receive the delegation from Sandee Matthews of the Friends of Maple Acre's Tree Carving and Garden Project, for information.

Amendment:

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

THAT the motion be amended to include:

- **AND THAT Council direct staff to consider the financial request from Friends of Maple Acre and to report back to Council by November 1st while the Friends of Maple Acres continue fundraising.**

For (6): Mayor Marvin Junkin, Councillor Lisa Haun,
Councillor Bob Hildebrandt, Councillor Wayne Olson,
Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

Motion as Amended:

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

BE IT RESOVED THAT Council receive the delegation from Sandee Matthews of the Friends of Maple Acre's Tree Carving and Garden Project, for information;

AND THAT Council direct staff to consider the financial request from Friends of Maple Acre and to report back to Council by November 1st while the Friends of Maple Acres continue fundraising.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun,
Councillor Bob Hildebrandt, Councillor Wayne Olson,
Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

4.3 Report of Regional Councillor

5. Adoption of Minutes

Moved By Councillor John Wink

Seconded By Councillor Bob Hildebrandt

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

1. RC-13/2022 - Regular Council - July 25, 2022

2. SC-07/2022 - Special Council - August 15, 2022

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

6. Business Arising from Council Minutes

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

8. Consent Agenda Items to be Considered in Block

Moved By Councillor Marianne Stewart

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT the Consent Agenda items as listed on the August 22, 2022 Council Agenda be received and the recommendations contained therein be approved:

Consent Agenda Items to be Considered in Block

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

8.3.1. 2022 Spongy Moth Program Summary Report, 2022-0184-Public Works

BE IT RESOLVED THAT Council receive Report #2022-0184 – 2022 Spongy Moth Program Summary Report, for information.

8.3.2. Grant Application for Celebration Square Fencing, Event Trailer, Digital Signage and Bike Lockers, 2022-0195-Corporate Services

BE IT RESOLVED THAT Council receive Report #2022-0195 - Grant Application to Niagara Tourism Relief Fund for Celebration Square Fencing, Event Trailer, Digital Signage and Bike Lockers in the amount of \$100,000, for information.

8.3.3. Asset Management Plan Update, 2022-0177-Corporate Services

BE IT RESOLVED THAT Council receive Report # 2022-0177 Asset Management Plan, for information;

AND THAT Council approve the Asset Management Plan for the Town of Pelham.

8.3.4. Status Update Report on Fenwick Secondary Plan, 2022-0204-Planning

BE IT RESOLVED THAT Council receive Report #2022-0204 Status Update Report on East Fenwick Secondary Plan, for information.

8.3.5 Memo re Council Lane Duck Status

BE IT RESOLVED THAT Council receive Memo re Council Lane Duck Status, for information.

8.4. Action Correspondence of a Routine Nature

8.5. Information Correspondence Items

8.5.1. Niagara Peninsula Conservation Authority Board of Directors Meeting Highlights, July 15, 2022

BE IT RESOLVED THAT Council receive Board of Directors Meeting Highlights dated July 15, 2022 from the Niagara Peninsula Conservation Authority, for information.

8.5.2. Notice of Public Information Centre #1 Quaker Road Sanitary Trunk Sewer, Quaker Road between Rice Road and Pelham Street

BE IT RESOLVED THAT Council receive the Niagara Region Notice of Public Information Centre #1 Quaker Road Sanitary Trunk Sewer, Quaker Road between Rice Road and Pelham Street, for information.

8.5.3. Petition from the Residents of Kinsman Court regarding the Development Site at 15 Highway 20

BE IT RESOLVED THAT Council receive the Petition from the Residents of Kinsman Court regarding the Development Site at 15 Highway 20, for information.

8.5.4. Heather Hamilton Correspondence re: Parking Options for Village of Ridgeville at Bulk Water Filling Station

BE IT RESOLVED THAT Council receive correspondence from Heather Hamilton dated July 28, 2022 regarding Parking Options for Village of Ridgeville at Bulk Water Filling Station, for information.

8.5.5. Diane Stephens Correspondence re: Poultry By-law

BE IT RESOLVED THAT Council receive correspondence from Diane Stephens dated August 10, 2022 regarding Poultry By-laws, for information.

8.5.6. Tim Nohara Correspondence re: Second Dwelling Unit Concerns with Proposed Comprehensive Zoning By-law

BE IT RESOLVED THAT Council receive correspondence from Tim Nohara dated August 9, 2022 regarding Second Dwelling Unit Concerns within the proposed Comprehensive Zoning By-law, for information.

8.5.7. Mike Jones Correspondence re: Pelham Advocates for Trees and Habitat (PATH) Concerns with Proposed Comprehensive Zoning By-law

BE IT RESOLVED THAT Council receive correspondence from Mike Jones dated August 15, 2022 re: Pelham Advocates for Trees and Habitat (PATH) Concerns with Proposed Comprehensive Zoning By-law, for information.

8.5.8. Ryan Serravalle correspondence re: Support of 15 Highway 20 Development

BE IT RESOLVED THAT Council receive correspondence from Ryan Serravalle regarding support of the 15 Highway 20 development, for information.

8.5.9Bernie and Susan Law Correspondence re: 5 Highway 20 Development

BE IT RESOLVED THAT Council receive correspondence from Bernie and Susan Law regarding the 15 Highway 20 development, for information.

8.7. Committee Minutes for Information

8.7.1. Committee of Adjustment

BE IT RESOLVED THAT Council receive meeting minutes dated June 1, 2022 from the Committee of Adjustment, for information.

8.7.2. Cannabis Control Committee

BE IT RESOLVED THAT Council receive meeting minutes dated June 15, 2022 from the Cannabis Control Committee, for information.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

9. Items for Separate Consideration, if Any

10. Presentation & Consideration of Reports

10.1 Reports from Members of Council:

10.2 Staff Reports Requiring Action

10.2.1 Naming Opportunities for the late Jane Haist, 2022-0163-Clerks

Moved By Councillor Wayne Olson

Seconded By Councillor Lisa Haun

BE IT RESOLVED THAT Council receive Report #2022-0163 Naming Opportunities for the late Jane Haist, for information;

AND THAT Council authorize and direct staff to proceed with option _____ in honour of Jane Haist.

Amendment:

Moved By Councillor John Wink

Seconded By Councillor Bob Hildebrandt

THAT the motion be amended to include option 4 (Trail in East Fonthill).

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

Motion as Amended:

Moved By Councillor John Wink

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT Council receive Report #2022-0163 Naming Opportunities for the late Jane Haist, for information;

AND THAT Council authorize and direct staff to proceed with option 4 (Trail in East Fonthill) in honour of Jane Haist.

For (7): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

10.2.2 Grant Application for Electric Vehicle Charging Stations, 2022-0194-Corporate Services

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT Council receive Report # 2022-0194 – Grant Application for Electric Vehicle Charging Stations, for information;

AND THAT staff are directed to include the 50% match of this grant in the amount of \$94,285 within the 2023 Capital Budget to be funded by the Fleet Reserve, for Council’s consideration.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

10.2.3 Development Charges Background Study Approval, 2022-0192-Corporate Services

Moved By Councillor Marianne Stewart

Seconded By Councillor Lisa Haun

BE IT RESOLVED THAT Council receive Report # 2022-0192-Corporate Services – Development Charges Background Study, for information;

AND THAT Council hereby waive the requirements of the Town’s Purchasing Policy S402-00 and approve the sole sourcing of Watson & Associates Economists Ltd.;

AND THAT Council authorize Watson & Associates Economists Ltd. to complete the necessary background study for the implementation of a new development charge by-law, at a cost of \$40,000 plus HST;

AND THAT the Development Charges Background Study be funded 100% from the Development Charge Reserve with no impact to the Tax Levy Operating Budget.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

10.2.4 Recommendation Report for Applications for Official Plan and Zoning By-law Amendment - 15 Highway 20 East, 2022-0181-Planning

Councillor Wink put forth a motion to extend curfew for one (1) hour. Councillor Wink did not receive a seconder.

Mayor Junkin seconded Councillor Wink's motion to defer consideration of this agenda item to receive more information and vacated the seat. Councillor Hildebrandt Chaired this portion of the meeting as Deputy Mayor.

Moved By Councillor John Wink

Seconded By Councillor Wayne Olson

THAT the Rules of Procedure as contained in the Town of Pelham Procedural By-law, be suspended;

AND THAT the specified meeting curfew time of 9:00 p.m. be and is hereby waived;

AND THAT the remainder of the business listed on the agenda for this meeting continue to be considered until all matter have been concluded, or until a set time of 9:35 p.m., whichever occurs first.

For (4): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, and Councillor John Wink

Against (2): Councillor Lisa Haun, and Councillor Marianne Stewart

Carried (4 to 2)

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT Council receive Report #2022-0181 – Recommendation for Official Plan and Zoning By-law Amendments – 15 Highway 20 East for information as it pertains to File Nos. OP-AM-01-2022 and AM-03-2021;

AND THAT Council direct Planning staff to prepare the official plan and zoning by-law amendments for consideration.

Moved By Councillor John Wink

Seconded By Mayor Marvin Junkin

BE IT RESOLVED THAT Council consideration of this agenda item be deferred until more information can be obtained regarding access, garbage collection, construction parking and access for moving trucks.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

10.2.5 Recommendation Report for Applications for Draft Plan of Subdivision and Zoning By-law Amendment - Tanner Extension, 2022-0201-Planning

The Mayor returned to his seat.

Council unanimously agreed to move to 10.2.10 - Meridian Community Centre Temporary Parking Lot Cost Estimate.

This agenda item was deferred to the next meeting of Council.

Moved By Councillor John Wink

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT Council receive Report #2022-0201 – Recommendation Report for Draft Plan of Subdivision and Zoning By-law Amendment – Tanner Extension for information as it pertains to File Nos. 26T19-03-2021 and AM-12-2021;

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

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

10.2.6 Recommendation Report for Draft Plan of Subdivision and Zoning By-law Amendment - Park Place West, 2022-0197-Planning

This agenda item was deferred to the next meeting of Council.

Moved By Councillor Lisa Haun

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2022-197 – Recommendation for Applications for Draft Plan of Subdivision & Zoning By-Law Amendment – Park Place West, for information;

AND THAT Council directs Planning staff to prepare the by-law for approval of the Zoning By-law amendment for Council's consideration;

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

10.2.7 Comprehensive Zoning By-law and Official Plan Amendment No. 15 - Final Recommendations , 2022-0200-Planning

This agenda item was deferred to the next meeting of Council.

Moved By Councillor John Wink

Seconded By Councillor Wayne Olson

THAT the Rules of Procedure as contained in the Town of Pelham Procedural By-law, be suspended;

AND THAT the specified meeting curfew time of 9:35 p.m. be and is hereby waived;

AND THAT the remainder of the business on the floor, being item 10.2.7 Comprehensive Zoning By-Law and Official Plan Amendment No. 15 - Final Recommendations has been concluded.

For (3): Mayor Marvin Junkin, Councillor Wayne Olson, and Councillor John Wink

Against (3): Councillor Lisa Haun, Councillor Bob Hildebrandt, and Councillor Marianne Stewart

Defeated (3 to 3)

Moved By Councillor John Wink

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT Council receive Report #2022-0200 Comprehensive Zoning By-law and Official Plan Amendment No. 15 – Final Recommendations;

AND THAT Council approve, in principle, Town of Pelham Comprehensive Zoning By-law 4481(2022);

AND THAT Council approve, in principle, By-law 4482(2022) Official Plan Amendment No. 15:

AND THAT Council waive Section 34(10.0.0.1) of the Planning Act, which prohibits applications for Zoning By-law Amendments and Minor Variance applications for a two-year period after the Comprehensive Zoning By-law is passed, for all lands Zoned Residential Development (RD) in Comprehensive Zoning By-law 4481(2022).

10.2.8 Emergency Management Program 2022 Revised , 2022-0172-Fire Dept

This agenda item was deferred to the next meeting of Council.

Moved By Councillor Marianne Stewart

Seconded By Councillor John Wink

BE IT RESOLVED THAT Council receive Report #2022-0172 Emergency Management Program 2022 Revised, for information;

AND THAT the proposed Town of Pelham Emergency Plan as outlined in Appendix A, be approved;

AND THAT the Clerk be directed to present the necessary By-law at the next Regular Meeting of Council on September 6, 2022.

10.2.9 Meridian Community Centre Temporary Parking Lot Cost Estimate, 2022-0186-Public Works

Moved By Councillor Lisa Haun

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT Council receive Report #2022-0186 Meridian Community Centre Temporary Parking Lot Cost Estimate, for information;

AND THAT Council approve the additional expenditure for the construction of a temporary parking lot on the north section of the lands adjacent to the Meridian Community Centre known as Part 4, in the amount of \$47,720, funded from the Road Reserves account;

AND THAT Council recognizes that the use of the north section of the lands adjacent to the Meridian Community Centre known as Part 4 as a temporary parking lot is a use of the lands for purposes of a public service provided by the Town, as described in section 6.20 of Town of Pelham Zoning By-law No. 1136(1987), as amended, and is therefore an appropriate and authorized use of the lands;

AND THAT Council further recognizes that the use of the north section of the lands adjacent to the Meridian Community Centre known as Part 4 as a temporary parking lot is a use of the lands by the Town as a public authority, as described in section 3.26 of the new Town of Pelham Comprehensive Zoning By-law, and is therefore an appropriate and authorized use of the lands.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

10.2.10 Update on In-Ground Waste Collection Service Provider, 2022-0191-Public Works

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

BE IT RESOLVED THAT Council receive Report #2022-0191 Update on In-Ground Waste Collection Service Provider, for information.

AND THAT Council endorse the recommendation from Town staff to contract with Niagara Region for in-ground waste collection services and include the expenditure in the 2023 Operating Budget for Council's consideration.

10.2.11 Proposed By-law to Regulate Parking at Properties Owned by the Town of Pelham where Parking is Provided, 2022-0202-Chief Administrator Officer

Moved By Councillor Bob Hildebrandt
Seconded By Councillor Lisa Haun

BE IT RESOLVED THAT Council receive Report # 2022-0202 – Proposed By-law to Regulate Parking at Properties Owned by the Town of Pelham where Parking is Provided, for information;

AND THAT Council consider adopting By-law No. 4483(2022), being a By-law to regulate the parking of motor vehicles on Town of Pelham property.

11. Unfinished Business

12. New Business

13. Presentation and Consideration of By-Laws

Council unanimously determined to defer consideration of by-laws listed as items 2, 3 and 4 to the next meeting of Council.

Moved By Councillor Wayne Olson
Seconded By Councillor 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:

1. By-law 4478(2022) - Being a by-law to remove the Holding (H) Provision executed by By-law No. 4437 (2022) for the lands on the east side of Pelham Street, north of Broad Street, legally described as Plan 25 Lot 6 NP 716, in the Town of Pelham; municipally known as 1553 Pelham Street. C. and K. Speers. File No. AM-05-2022

2. By-law 4481(2022) - Being a By-law to regulate the use of land and the character, location and use of buildings and structures in the Town of Pelham.

3. By-law 4482(2022) - Being a By-law to adopt Official Plan Amendment No. 15 – Housekeeping for the Town of Pelham Planning Area.

4. By-law 4483(2022) - Being a By-law to regulate the parking of motor vehicles on Town of Pelham property.

5. By-law 4484(2022) - Being a By-law to adopt Official Plan Amendment No. 16 for the Town of Pelham Planning Area. 120 Meridian Way. File No. OP-AM-01-21

6. By-law 4485(2022) - Being a by-law to amend Zoning By-law 1136 (1987), as amended, for lands located at 120 Meridian Way, located at the southwest corner of Rice Road and Meridian Way, legally described as Part of Block 4, Registered Plan 59M-432, and Parts 2 and 6, Plan 59R-16105, Town of Pelham, Regional Municipality of Niagara, from the East Fonthill Mixed Use 3 (EF-MU3) Zone to a site specific East Fonthill Mixed Use 3 (EF-MU3-323) Zone. Town of Pelham. File No. AM-04-21

Moved By Councillor Wayne Olson

Seconded By Councillor 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:

1. By-law 4478(2022) - Being a by-law to remove the Holding (H) Provision executed by By-law No. 4437 (2022) for the lands on the east side of Pelham Street, north of Broad Street, legally described as Plan 25 Lot 6 NP 716, in the Town of Pelham; municipally known as 1553 Pelham Street. C. and K. Speers. File No. AM-05-2022

5. By-law 4484(2022) - Being a By-law to adopt Official Plan Amendment No. 16 for the Town of Pelham Planning Area. 120 Meridian Way. File No. OP-AM-01-21

6. By-law 4485(2022) - Being a by-law to amend Zoning By-law 1136 (1987), as amended, for lands located at 120 Meridian Way, located at the southwest corner of Rice Road and Meridian Way, legally described as Part of Block 4, Registered Plan 59M-432, and Parts 2 and 6, Plan 59R-16105, Town of Pelham, Regional Municipality of Niagara, from the East Fonthill Mixed Use 3 (EF-MU3) Zone to a site specific East Fonthill Mixed Use 3 (EF-MU3-323) Zone. Town of Pelham. File No. AM-04-21

For (7): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

14. Motions and Notices of Motion

14.1 Councillor Wink - Proper Delivery of Unsolicited Materials, Newspapers and Flyers

This agenda item was deferred to the next meeting of Council.

Moved By Councillor John Wink

Seconded By Councillor Bob Hildebrandt

WHEREAS the Council for the Town of Pelham values building a strong community while protecting the environment;

AND WHEREAS Council for the Town of Pelham has received resident complaints with respect to the improper delivery of unsolicited materials, newspapers and flyers which consequently blow all over town, creating pollution, nuisance and unsightly mess;

AND WHEREAS Council for the Town of Pelham deems it desirable to enact a by-law requiring the proper delivery of any unsolicited materials, including newspapers and junk mail, by requiring the placement of the said materials within a mailbox, mail slot at the door or in a receptacle designated for this purpose;

NOW THEREFORE BE IT RESOLVED THAT Council for the Town of Pelham directed staff to provide a report and draft by-law for Council's consideration regulating the delivery of unsolicited materials;

AND THAT staff shall report back to Council by September 19, 2022.

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

This agenda item was deferred to the next meeting of Council.

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; (d) - labour relations or employee negotiations (1 item - CAO Performance Review)

18. Rise From In Camera

19. Confirming By-Law

Moved By Councillor Marianne Stewart

Seconded By Councillor 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. 4486(2022) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 22nd day of August, 2022.

For (6): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor Marianne Stewart, and Councillor John Wink

Carried (6 to 0)

20. Adjournment

The meeting was adjourned at 9:37 pm.

Moved By Councillor Lisa Haun

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for September 6, 2022 at 5:30 pm.

For (5): Mayor Marvin Junkin, Councillor Lisa Haun, Councillor Bob Hildebrandt, Councillor Marianne Stewart, and Councillor John Wink

Against (1): Councillor Wayne Olson

Carried (5 to 1)

Mayor: Marvin Junkin

Town Clerk: Holly Willford