

REGULAR COUNCIL MINUTES

Meeting #: C-19/2022 - Regular Council
Date: Monday, November 7, 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

Others Present Usama Seraj
Lindsay Richardson
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 into the record.

2. Approval of Agenda

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT the agenda for the November 7, 2022 Regular meeting of Council be adopted, as circulated.

Amendment:

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Wayne Olson

THAT the Agenda be amended to include the addendum.

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

Carried (7 to 0)

Motion as Amended:

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT the agenda for the November 7, 2022 Regular meeting of Council be adopted, as amended.

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

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

4.2 Delegations

4.3 Budget Open House

4.3.1 2023 Budget Presentation

Ms. Teresa Quinlin-Murphy, Director of Corporate Services and Treasurer presented the 2023 Budget Presentation. A copy of the presentation is on record with the Clerk.

Moved By Councillor Ron Kore

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT Council receive the 2023 Budget presentation by the Treasurer, for information.

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

Carried (7 to 0)

4.3.2 Presentation and Public Input - 2023 Budget

Pelham Soccer Club

Chris Durdan, Nicole Birrell and Brent Thomas from the Pelham Soccer Club attended the meeting and provided Council a presentation. The Pelham Soccer Club stated they would like to provide more services in the future for kids and adults. In particular they requested funds in the budget for field maintenance (roll, weed, feed, cutter for grass for soccer) an additional soccer fields.

Town Staff and the Soccer Club answered various questions from Council.

Lincoln Pelham Public Library

Julie Andrews and Amy Guilmette from the Lincoln Pelham Public Library attended the meeting and provided Council a presentation. The library requested funds for a mobile branch (book mobile). It was estimated the cost is \$110,000.00 to be shared by the Town of Lincoln and Town of Pelham.

The Lincoln Pelham Public Library answered various questions from Council.

Niagara Division - Canadian Railroad Historical Association

Paul Chapman from the Niagara Division - Canadian Railroad Historical Association provided Council a verbal presentation. The association requested funds for interpretive boards explaining history of the railway which served the Niagara area. The Association requested \$1,000 donation from the Town to place the sign within the Steve Bauer Trail.

The Niagara Division - Canadian Railroad Historical Association answered various questions from Council.

A copy of all the presentations are on record with the Clerk.

The Clerk checked the clerks@pelham.ca email address at 6:41pm. No emails were received.

Moved By Councillor John Wink

Seconded By Councillor Lisa Haun

BE IT RESOLVED THAT Council receive the following 2023 Budget Presentations and refer to staff for inclusion in the budget considerations:

1. Pelham Soccer Club

2. Lincoln Pelham Public Library

3. Niagara Division - Canadian Railroad Historical Association

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

Carried (7 to 0)

4.3.3 Council Input - 2023 Budget

Councillor Wink suggested the inclusion of 8 parking spots in Ridgeville by the Shops of Ridgeville.

Councillor Stewart suggested the inclusion of a lighted crosswalk at Wellington Heights.

Councillor Haun suggested the inclusion of the replacement of dead boulevard trees.

Moved By Councillor Bob Hildebrandt

Seconded By Councillor John Wink

BE IT RESOLVED THAT Council direct the following items be included in the 2023 Budget for council consideration:

- 1. Inclusion of 8 parking spots in Ridgeville by the Shops of Ridgeville;**
- 2. Inclusion of a lighted crosswalk at Wellington Heights; and**
- 3. Inclusion of the replacement of dead boulevard trees.**

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

Carried (7 to 0)

4.4 Report of Regional Councillor

5. Adoption of Minutes

Moved By Councillor Marianne Stewart

Seconded By Councillor Wayne Olson

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

- 1. RC-18/2022 - October 17, 2022 - Regular Council**

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

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 item 8.5.1 be lifted for separate consideration.

- 8. Consent Agenda Items to be Considered in Block**

Moved By Councillor Lisa Haun

Seconded By Councillor Ron Kore

BE IT RESOLVED THAT the Consent Agenda items as listed on the November 7, 2022 Council Agenda be received and the recommendations contained therein be approved save and except item 8.5.1:

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:

PCOW-08/2022 - Public Meeting Under the Planning Act, October 11, 2022

8.2. Minutes Approval - Committee

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

- 1. PCOW-08/2022 - October 11, 2022 - Public Meeting under the Planning Act**

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

8.3.1. Overview of 2022 Municipal and School Board Election, 2022-0259-Clerks

BE IT RESOLVED THAT Council receive Report #2022-0259 - 2022 Municipal and School Board Election, for information.

8.3.2. After Election Day - Restricted Acts Provision of the Municipal Act, 2001, 2022-0262-Clerks

BE IT RESOLVED THAT Council receive Report #2022-0262 After Election Day – Restricted Acts Provision of the Municipal Act, 2001, for information.

8.3.3. Special Event Permit Application - Tulip Pick Farm Event 2023 , 2022-0240-Clerks

BE IT RESOLVED THAT Council receive Report #2022-0240 - Special Event Permit Application – Tulip Pick Farm Event 2023, for information;

AND THAT Council authorize and direct the Town Clerk to issue a Special Event Permit for the Tulip Pick Farm event running from April 26 to May 20, 2023, subject to the approval of the Town Clerk, Director of Public Works, Director of Community Planning and Development, Fire Chief, the Niagara Region (if applicable), the Niagara Escarpment Commission and any other applicable agency, upon receipt of satisfactory drawings, plans, permits, or other such documents as requested;

AND THAT the Special Event Permit include any such conditions of approval as requested by the said approval departments and or agencies.

8.3.4. Memo re Sulphur Springs Drive Emergency Closure and Restoration Works, 2022-0263-Public Works

BE IT RESOLVED THAT Council receive the memo re: Sulphur Spring Drive Emergency Closure and Restoration Works, for information.

8.4. Action Correspondence of a Routine Nature

8.4.1. Correspondence - Colleen Kenyon re: 16Days of Activism against Gender-Based Violence

BE IT RESOLVED THAT Council receive the correspondence from Colleen Kenyon dated October 30, 2022, for information;

AND THAT Council endorse and support the initiatives of the Canadian Federation of University Women with respect to the 16 Days of Activism against Gender-Based Violence.

8.5. Information Correspondence Items

~~8.5.1. Friends of Maple Acre Funding Request~~

~~BE IT RESOLVED THAT Council receive correspondence dated October 12, 2022 from Friends of Maple Acre regarding their funding request, for information. (lifted)~~

8.5.2. Correspondence from Minister Steve Clark re: More Homes Built Faster: Ontario's Housing Supply Action Plan 2022-2023

BE IT RESOLVED THAT Council receive correspondence from Steve Clark, Minister regarding the More Homes Built Faster: Ontario's Housing Supply Action Plan 2022-2023, for information.

8.5.3. NPCA Correspondence

8.5.3.1. Deadline Extension for Comment on Final Land Securement Strategy

BE IT RESOLVED THAT Council receive correspondence dated October 28, 2022 from Niagara Peninsula Conservation Authority regarding extending deadline for comment on the Final Land Securement Strategy to November 18, 2022, for information.

8.5.3.2. NPCA Board of Directors' Meeting Highlights

BE IT RESOLVED THAT Council receive correspondence from the Niagara Peninsula Conservation Authority regarding its Board of Directors' Meeting Highlights - September 16, 2022 and October 21, 2022, for information.

8.5.4. Correspondence from Minister of Agriculture and Agri-Food Canada re: Ontario Wildlife Damage Compensation Program

BE IT RESOLVED THAT Council receive correspondence from the Minister of Agriculture and Agri-Food Canada re: Ontario Wildlife Damage Compensation Program, for information.

8.5.5. Pamela DeFazio Correspondence re: Backyard Chickens

BE IT RESOLVED THAT Council receive the written correspondence from Pamela DeFazio regarding backyard chickens, for information.

8.5.6. Diane Stephens Correspondence re: Backyard Chickens

BE IT RESOLVED THAT Council receive the written correspondence from Diane Stephens regarding backyard chickens, for information.

8.7. Committee Minutes for Information

8.7.1. Lincoln Pelham Public Library Board

BE IT RESOLVED THAT Council receive meeting minutes dated April 19, 2022, May 17, 2022, June 21, 2022 and September 20, 2022 from the Lincoln Pelham Public Library Board, for information.

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

Carried (7 to 0)

9. Items for Separate Consideration, if Any

9.1 Friends of Maple Acre Funding Request

Councillor Olson put forward a motion to defer the matter however later withdrew the motion.

Moved By Councillor Lisa Haun

Seconded By Councillor Ron Kore

BE IT RESOLVED THAT Council receive correspondence dated October 12, 2022 from Friends of Maple Acre regarding their funding request, for information.

Amendment:

Moved By Councillor Marianne Stewart

Seconded By Councillor Ron Kore

THAT the motion be amended to include:

AND THAT council grant the request of \$5,000 to the Friends of Maple Acres;

AND THAT Council direct the funds to come from the donations for the 160th anniversary of Fenwick.

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

Carried (7 to 0)

Motion as Amended:

Moved By Councillor Marianne Stewart

Seconded By Councillor Ron Kore

BE IT RESOLVED THAT Council receive correspondence dated October 12, 2022 from Friends of Maple Acre regarding their funding request, for information;

AND THAT council grant the request of \$5,000 to the Friends of Maple Acres;

AND THAT Council direct the funds to come from the donations for the 160th anniversary of Fenwick.

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

Carried (7 to 0)

10. Presentation & Consideration of Reports

10.1 Reports from Members of Council:

10.1.1 Councillor Hildebrandt

Councillor Hildebrandt provided Council a presentation with respect to the final report of the Utility Sustainability Committee. A copy of the presentation is on record with the Clerk.

Councillor Hildebrandt and the members of the Committee were thanked by Council for their work over the years.

Councillor Hildebrandt answered various questions of Council.

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

BE IT RESOLVED THAT Council receive the final Utility Sustainability Committee report from Councillor Hildebrandt, for information.

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

Carried (7 to 0)

10.2 Staff Reports Requiring Action

10.2.1 Christmas in Pelham 2022, 2022-0260-Recreation

Moved By Councillor John Wink

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2022-0260 – Recreation Christmas in Pelham 2022;

AND THAT Council designate Christmas in Pelham 2022 - Outdoor Christmas Market, to be held on Friday December 2, 2022, from 4pm to 9:30pm at Pelham Town Square, as a Municipally Significant Event;

AND THAT the Clerk be authorized to make application for a Special Occasion Permit for the Christmas in Pelham – Outdoor Christmas Market;

AND FURTHER THAT Council authorize the following road closures; Pelham Town Square entrance at Pelham Street to 55 meters east of Pelham Street, from 7:00am to 11:59pm on Friday December 2, 2022;

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

Carried (7 to 0)

10.2.2 Pelham Summerfest 2022 Final Report, 2022-0244-Recreation

Moved By Councillor Lisa Haun

Seconded By Councillor Marianne Stewart

BE IT RESOLVED THAT Council receive Report #2022-0244-Recreation – Pelham Summerfest 2022 Final Report;

AND THAT Council declare Pelham Summerfest 2023 (July 13-16, 2023) a “Municipally Significant” event;

AND THAT Council consider increasing the level of funding for 2023 Pelham Summerfest to \$25,000 (from \$15,000) as part of the 2023 Budget approval process.

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

Carried (7 to 0)

10.2.3 Summer Chill Series 2022 Final Report, 2022-0264-Recreation

Moved By Councillor Ron Kore

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT Council receive Report 2022-0264 Summer Chill Series 2022 Final Report

AND THAT Council designate Pelham Summer Chill Supper Market, to be held on Thursdays between June – September 2023 in Peace Park, as a Municipally Significant Event on the following dates:

June 8, 2023 – 4:00pm-11:00pm

June 15, 2023 – 4:00pm-11:00pm

June 22, 2023 – 4:00pm-11:00pm

June 29, 2023 – 4:00pm-11:00pm

July 6, 2023 – 4:00pm-11:00pm

July 13, 2023 – 4:00pm-11:00pm

July 20, 2023 – 4:00pm-11:00pm

July 27, 2023 – 4:00pm-11:00pm

August 3, 2023 – 4:00pm-11:00pm

August 10, 2023 – 4:00pm-11:00pm

August 17, 2023 – 4:00pm-11:00pm

August 24, 2023 – 4:00pm-11:00pm

August 31, 2023 – 4:00pm-11:00pm

Sept 7, 2023 – 4:00pm-11:00pm

Sept 14, 2023 – 4:00pm-11:00pm

Sept 21, 2023 – 4:00pm-11:00pm

AND THAT the Clerk be authorized to make an application for a Special Occasion Permit for Pelham Summer Chill Supper Market;

AND THAT Council approve road closures Thursday nights from June 8, 2023 – September 21, 2023 from 5pm – 9pm between 39 Pelham Town Square and 31 Pelham Town Square.

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

Carried (7 to 0)

10.2.4 Rural Hens Licensing By-law, 2022-0252-Planning

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT Council receive Report #2022-0252 Rural Hens Licensing By-law for information;

AND THAT Council direct Planning and By-law Staff to prepare the by-law to permit, regulate and license rural hens in the Town of Pelham.

Moved By Councillor Ron Kore

Seconded By Councillor Lisa Haun

BE IT RESOLVED THAT the matter be deferred to the first meeting in January 2023.

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

Against (2): Councillor Wayne Olson, and Councillor John Wink

Carried (5 to 2)

11. Unfinished Business

12. New Business

13. Presentation and Consideration of By-Laws

Moved By Councillor Lisa Haun

Seconded By Councillor Ron Kore

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 4496(2022) - Being a By-law to regulate the cleaning, clearing and maintenance of land in the Town of Pelham and to repeal By-law No. 4453(2022).

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

Carried (7 to 0)

14. Motions and Notices of Motion

14.1 Councillor Olson - Remembrance Day

Prior to the vote Councillor Stewart had technical difficulties and was not in attendance for the vote.

Moved By Councillor Wayne Olson

Seconded By Councillor John Wink

WHEREAS the Town of Pelham is committed to recognizing and commemorating the annual nationwide day of Remembrance on November 11th to mark the sacrifice of the many who have fallen in the service of their country and acknowledge the courage, valour and sacrifice of the military personnel who have served and continue to serve;

AND WHEREAS the Canadian Warplane Heritage Museum hosts an annual Remembrance Day service honouring those who served their country and recognizing the members of today's Canadian Armed Forces who build upon the legacy of our fallen heroes;

AND WHEREAS the Canadian Warplane Heritage Museum facilitates the military tradition of a community Cenotaph flyover traversing Hamilton and participating communities as part of the Remembrance Day service;

AND WHEREAS the Canadian Warplane Heritage Museum annually calls upon communities within the Greater Golden Horseshoe for monetary support to offset the expense of operating the vintage military aircraft to be used during the community Cenotaph flyovers;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Town of Pelham pledge an annual contribution of \$2,500.00, adjusting for inflation as appropriate, whereby the Canadian Warplane Heritage Museum ensures the Town’s inclusion in this annual act of Remembrance;

AND THAT staff be directed to include this expenditure as part of the 2023 budget and future year budget processes for Council’s consideration.

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

Carried (6 to 0)

- 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 Wayne Olson
Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT the next portion of the meeting be closed to the public in order to consider one housekeeping matter (Closed Session Minutes).

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

Carried (6 to 0)

- 18. Rise From In Camera**

Councillor Stewart returned to the meeting while in closed session.

Moved By Councillor Marianne Stewart
Seconded By Councillor Ron Kore

BE IT RESOLVED THAT Council adjourn the In Camera Session and that Council do now Rise: With No Report.

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

Carried (7 to 0)

- 19. Confirming By-Law**

Moved By Councillor Lisa Haun
Seconded By Councillor Marianne Stewart

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

Being a By-law No. 4497(2022) to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 07th day of November, 2022.

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

Carried (7 to 0)

20. Adjournment

The meeting adjourned at 8:26pm.

Moved By Councillor Ron Kore
Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for November 21, 2022 at 5:30 pm.

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

Carried (7 to 0)

Mayor: Marvin Junkin

Town Clerk: Holly Willford