

## **REGULAR COUNCIL MINUTES**

**Meeting #:** C-06/2023  
**Date:** Wednesday, March 22, 2023  
**Time:** 9:00 AM  
**Location:** Meridian Community Centre - Accursi A and B  
100 Meridian Way  
Fonthill, ON  
L0S 1E6

**Members Present:** Mayor Marvin Junkin (Part-time)  
Councillor Bob Hildebrandt  
Councillor Wayne Olson  
Councillor John Wink  
Councillor Kevin Ker  
Councillor Shellee Niznik  
Councillor Brian Eckhardt

**Staff Present:** David Cribbs  
Bob Lymburner  
Jason Marr  
Teresa Quinlin-Murphy  
Jennifer Stirton  
Vickie vanRavenswaay  
Barbara Wiens  
Sarah Leach, Deputy Clerk  
William Tigert  
Ryan Cook

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### **1. Call to Order and Declaration of Quorum**

Noting that a quorum was present, the Deputy Mayor Wink called the meeting to order at approximately 9:00 am.

### **2. Land Recognition Statement**

Councillor Eckhardt read the land acknowledgement into the record.

### **3. Approval of the Agenda**

**Moved By** Councillor Kevin Ker

**Seconded By** Councillor Wayne Olson

**BE IT RESOLVED THAT the agenda for the March 22, 2023, Regular meeting of Council be adopted, as circulated.**

For (7): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (7 to 0)**

**Amendment:**

**Moved By** Councillor Kevin Ker

**Seconded By** Councillor Wayne Olson

**THAT the agenda be amended to add the addendum, being item 8.5.2.**

For (7): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (7 to 0)**

**Motion as Amended:**

**Moved By** Councillor Kevin Ker

**Seconded By** Councillor Bob Hildebrandt

**BE IT RESOLVED THAT the agenda for the March 22, 2023 Regular meeting of Council be adopted, as amended.**

For (7): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (7 to 0)**

**4. Disclosure of Pecuniary Interests and General Nature Thereof**

There were no pecuniary interests disclosed by any of the members present.

**5. Hearing of Presentation, Delegations, Regional Report**

**5.1 Delegations**

**5.1.1 Fonthill Platform Tennis Club - Request for Lease Renewal**

**Moved By** Mayor Marvin Junkin

**Seconded By** Councillor Shellee Niznik

**BE IT RESOLVED That Council receive the delegation from Terry Molski, President of the Fonthill Platform Tennis Club regarding a request for lease renewal, for information.**

For (7): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (7 to 0)**

#### **5.1.2 Climate Analysis and Strategic Planning**

**Moved By** Councillor Brian Eckhardt

**Seconded By** Councillor Bob Hildebrandt

**BE IT RESOLVED THAT Council receive the delegation from Nima Vaez-zadeh Asadi, Research Assistant and MSc. Candidate, Brock University Department of Earth Sciences regarding Climate Analysis and Strategic Planning, for information.**

For (7): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (7 to 0)**

#### **5.1.3 Best Practices for Anticipating Weather and Climate Events**

**Moved By** Councillor Bob Hildebrandt

**Seconded By** Councillor Wayne Olson

**BE IT RESOLVED THAT Council receive the delegation from Pierre Simiganoschi, Research Assistant and MSc. Candidate, Brock University Department of Earth Sciences regarding best practices for anticipating weather and climate events, for information.**

For (7): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (7 to 0)**

**Moved By** Councillor Shellee Niznik

**Seconded By** Councillor Bob Hildebrandt

**THAT the agenda be amended to move 10.1.4 before item 6.**

For (7): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (7 to 0)**

**10.1.4 Fonthill Platform Tennis Club Lease Agreement Renewal, 2023-0075-Recreation**

**Moved By** Councillor Brian Eckhardt

**Seconded By** Councillor Kevin Ker

**BE IT RESOLVED THAT Council receive Report #2023-0075 Recreation – Fonthill Platform Tennis Club Inc. Lease Agreement Renewal, for approval;**

**AND THAT Council authorizes and directs staff to negotiate a lease agreement with Fonthill Platform Tennis Club Inc.;**

**AND THAT Council approve funding in the amount of \$25,000 (plus applicable taxes) for the installation a sanitary sewer and water service from the Platform Tennis Club facility funded from the Water and Wastewater Reserves. Staff will review the two options available and choose one of the following options: (1) either providing services from Welland Road or (2) to service it from the new development.**

For (7): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (7 to 0)**

**6. Adoption of Council Minutes**

Mayor Junkin left the meeting at 10:08 am.

**Moved By** Councillor Shellee Niznik

**Seconded By** Councillor John Wink

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

**1. RC-05/2023 - Regular Council - March 1, 2023**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

Carried (6 to 0)

**6.1 RC-05/2023 - Regular Council - March 1, 2023**

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

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

**Moved By** Councillor Brian Eckhardt

**Seconded By** Councillor Wayne Olson

**BE IT RESOLVED THAT the Consent Agenda items as listed on the March 22, 2023 Council Agenda be received and the recommendations contained therein be approved:**

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

**8.1 Presentation of Recommendations Arising from Committee of Council, for Council Approval**

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

**SCOW-04/2023 - Special Committee of the Whole, Strategic Planning Session - February 25, 2023**

**8.2 Minutes Approval - Committee of Council**

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

- 1. SCOW-04/2023 - Special Committee of the Whole, Strategic Planning Session - February 25, 2023**

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

**8.3.1 Earth Week Activities April 16th - 22nd 2023, 2023-0067-Recreation**

**BE IT RESOLVED THAT Council receive Report #2023-0067-Recreation Pelham Earth Week Activities, for information.**

**8.3.2 Single Source Purchase for an Electric Vehicle, 2023-0078-Corporate Services**

**BE IT RESOLVED THAT Council receive memo – Single Source Purchase for Electric Vehicle, for information.**

**8.5 Information Correspondence**

**8.5.1 Pelham Cares - Thank you Card**

**BE IT RESOLVED THAT Council receive a thank you card from Pelham Cares, for information.**

**\*8.5.2 City of Welland - Report CS-2023-10 YMCA Operating Contribution Agreement 2023-2027**

**BE IT RESOLVED THAT Council receive the City of Welland Report CS-2023-10 entitled YMCA Operating Contribution Agreement 2023-2027, for information.**

**8.6 Regional Municipality of Niagara Correspondence for Information or Action**

**8.6.1 Niagara Region Report no. PDS 2-2023 re: Niagara Region Climate Change Projections**

**BE IT RESOLVED THAT Council receive report no. PDS 2-2023 from Niagara Region regarding approval of Niagara Region Climate Change Projections, for information.**

**8.6.2 Niagara Region Report no. CLK-C 2023-019 re: Motion Respecting Declarations of Emergency of Homelessness, Mental Health and Opioid Addiction**

**BE IT RESOLVED THAT Council receive report no. CLK-C 2023-019 from Niagara Region regarding approval of Motion Respecting Declarations of Emergency for Homelessness, Mental Health and Opioid Addiction, for information.**

**8.7 Advisory Committee Correspondence for Information or Action**

**8.8 Advisory Committee Minutes for Information**

**8.8.1 Pelham Finance and Audit Committee Minutes - May 22, 2022**

**BE IT RESOLVED THAT Council receive the Pelham Finance and Audit Committee Minutes dated May 22, 2022, for information.**

**8.8.2 Committee of Adjustment**

**BE IT RESOLVED that Council receive the Committee of Adjustment Minutes dated February 2, 2023 and February 7, 2023, for information.**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (6 to 0)**

**10. Presentation and Consideration of Reports**

**10.1 Staff Reports Requiring Action**

**10.1.1 Special Event Permit Application - DeVries Fruit Farm Mother's Day Market 2023 , 2023-0061-Clerks**

**Moved By** Councillor Shellee Niznik

**Seconded By** Councillor Wayne Olson

**BE IT RESOLVED THAT Council receive Report #2023-0061 – Special Event Permit Application – DeVries Fruit Farm Mother’s Day Market 2023, for information;**

**AND THAT Council authorize and direct the Town Clerk to issue a Special Event Permit for the DeVries Fruit Farm Mother’s Day Market event on May 13, 2023, subject to the approval of the Town Clerk, Director of Public Works, Director of Community Planning and Development, Fire Chief, 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;**

**AND THAT Council waive all licensing and fee requirements pursuant to By-Law No. 3186(2011) for craft vendors only in lieu of a \$150.00 Fire Inspection Fee, payable to the Town of Pelham prior to the issuance of the permit.**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (6 to 0)**

**10.1.2 Planting of 4m wide wild flower buffer at River Estates Park , 2023-0068-Public Works**

**Moved By** Councillor Kevin Ker

**Seconded By** Councillor Brian Eckhardt

**BE IT RESOLVED THAT Council receive Report #2023-0068 Planting of 4m wide Wildflower Buffer at River Estates Park, for information;**

**AND THAT Council approve the planting of a 4m wide wildflower buffer between River Estates Park and the Stormwater Management Pond.**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (6 to 0)**

**10.1.3 Execution of Subdivision Agreement for Emerald Trail (File no. 26T19-01-2021, 2023-0062-Planning**

**Moved By** Councillor Wayne Olson  
**Seconded By** Councillor Bob Hildebrandt

**BE IT RESOLVED THAT Council receive Report #2023-62 – Execution of Subdivision Agreement – Emerald Trail (File no. 26T19-01-21);**

**AND THAT Council direct staff to prepare the By-law to authorize execution of the Subdivision Agreement for final approval of Emerald Trail Subdivision.**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (6 to 0)**

**10.1.5 Potential Funding Options for Welland YMCA, 2023-0063-Chief Administrator Officer**

**Moved By** Councillor Bob Hildebrandt  
**Seconded By** Councillor Kevin Ker

**BE IT RESOLVED THAT Council receive Report #2023-0063 Chief Administrative Officer;**

**AND THAT Council direct Staff to move forward with Option No. 1, to provide no funding to the Welland YMCA.**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (6 to 0)**

**10.1.6 Capital Budget - Pumper Tanker 3, 2023-0079-Fire Dept**

**Moved By** Councillor Brian Eckhardt  
**Seconded By** Councillor Wayne Olson

**Recommendation: BE IT RESOLVED THAT Council receive the memo Capital Project Pumper Tanker 3, for information;**

**AND THAT Council approve the purchase of Pumper Tanker Three (3) for a total of \$922,314, being \$22,314 over the 2023 capital budget approval of \$900,000;**

**AND THAT Council approve the overage of \$22,314 be funded from the Fire Equipment Reserve.**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (6 to 0)**

#### **14. Motions and Notices of Motion**

##### **14.1 Councillor Wayne Olson - Pelham Cares 40th Anniversary**

**Moved By** Councillor Wayne Olson

**Seconded By** Councillor Brian Eckhardt

**WHEREAS Pelham Cares Inc. is a non-profit charitable organization serving the community of Pelham since April 18, 1983;**

**AND WHEREAS Pelham Cares endeavors to improve the quality of life and well-being of Pelham residents by offering food and hygiene products, youth sponsorship programs and a range of social services not provided for by other organizations or agencies;**

**AND WHEREAS more residents are calling upon the support of Pelham Cares as a result of the global pandemic, financial insecurity and increased cost of living;**

**AND WHEREAS Pelham residents, service clubs, businesses and the Town generously support and contribute to Pelham Cares through a variety of donations;**

**AND WHEREAS The Town of Pelham recognizes the dedication of Pelham Cares volunteers for their time and effort in enhancing the Town and encouraging residents to support one another;**

**AND WHEREAS Pelham Cares will celebrate its 40th anniversary on April 18, 2023, with a volunteer appreciation night to follow on May 24, 2023;**

**NOW THEREFORE BE IT RESOLVED THAT the Town of Pelham hereby proclaims May 24, 2023, as Pelham Cares Day in celebration of 40 years of service to the Pelham community.**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (6 to 0)**

#### **15. Confirming By-Law**

**Moved By** Councillor Shellee Niznik

**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. 23-2023 to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 22nd day of March, 2023.**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (6 to 0)**

**16. Adjournment**

The meeting was adjourned at 11:04 am.

**Moved By** Councillor Kevin Ker  
**Seconded By** Councillor Wayne Olson

**BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for April 5, 2023 at 9:00 am.**

For (6): Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Shellee Niznik, and Councillor Brian Eckhardt

**Carried (6 to 0)**

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Mayor: Marvin Junkin

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Town Clerk: William Tigert