

## REGULAR COUNCIL MINUTES

**Meeting #:** C-09/2023  
**Date:** Wednesday, May 3, 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  
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  
William Tigert

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

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

### 2. Land Recognition Statement

Councillor Ker read the land acknowledgement into the record.

### 3. Approval of the Agenda

**Moved By** Councillor Wayne Olson

**Seconded By** Councillor Kevin Ker

BE IT RESOLVED THAT the agenda for the May 3rd, 2023, Regular meeting of Council be adopted, as circulated.

**Amendment:**

**Moved By** Councillor Wayne Olson

**Seconded By** Councillor Kevin Ker

**THAT the agenda as circulated be amended to include:**

- **A notice of motion by Councillor Olson; and**
- **An item of new business with respect to a Request for Proposals to host the Federation of Municipalities ("FCM") Board of Directors Meetings.**

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 Save Your Skin Foundation - Melanoma and Skin Cancer Awareness Month**

The delegate did not attend the meeting.

**5.1.2 FACS Niagara Foundation - LemonAID Day 2023**

**Moved By** Councillor John Wink

**Seconded By** Councillor Bob Hildebrandt

**BE IT RESOLVED THAT Council receive the delegation from Rhianon Burkholder, FACS Foundation Board Member regarding LemonAID Day 2023, 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 2022-2023 Lincoln Pelham Public Library Year In Review**

**Moved By** Councillor Bob Hildebrandt

**Seconded By** Councillor Wayne Olson

**BE IT RESOLVED THAT Council receive the delegation from Julie Andrews, CEO and Susan DiBattista, Director of Community Engagement regarding the 2022-2023 Lincoln Pelham Public Library Year in Review, 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)**

**6. Adoption of Council Minutes**

**Moved By** Councillor Shellee Niznik  
**Seconded By** Councillor Kevin Ker

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

**1. C-08/2023 - Regular Council Meeting - April 19, 2023**

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)**

**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 Bob Hildebrandt

**BE IT RESOLVED THAT the Consent Agenda items as listed on the May 3, 2023, Council Agenda be received and the recommendations contained therein be approved:**

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

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

**8.1.1 2023 Winter Operations Report, 2023-0108-Public Works**

**BE IT RESOLVED THAT Council receive Report #2023-0108, 2023 Winter Operations Report, for information.**

**8.2 Information Correspondence**

**8.2.1 Niagara Peninsula Conservation Official Status Re-designation of Niagara River Beach Closings Beneficial Use Impairment**

**BE IT RESOLVED THAT Council receive correspondence from Niagara Peninsula Conservation regarding Official Status Re-designation of Niagara River 'Beach Closings' Beneficial Use Impairment, for information.**

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

**8.3.1 Regional Planning Commissioners of Ontario Inventory of Unbuilt Housing Supply**

**BE IT RESOLVED THAT Council receive correspondence from Niagara Region regarding Regional Planning Commissioners of Ontario Inventory of Unbuilt Housing Supply, 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)**

**9. Consent Agenda Item(s) Lifted for Separate Consideration, if any**

**10. Presentation and Consideration of Reports**

**10.1 Staff Reports Requiring Action**

**10.1.1 Farr Road and River Road Roadside Ditching and Culvert Drainage Improvements, 2023-0110-Public Works**

**Moved By** Councillor Kevin Ker

**Seconded By** Councillor John Wink

**BE IT RESOLVED THAT Council receive Report #2023-0110 Farr Road and River Road Roadside Ditching and Culvert Drainage Improvements, for information;**

**AND THAT Council Direct staff to complete a detailed inspection and survey of the roadside ditches along Farr Road and River Road including the culverts within the Town's road allowance and complete the required maintenance and repairs necessary to ensure that the town's infrastructure is performing as intended.**

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)**

**10.1.2 Establishment of the Environmental and Climate Adaptation Advisory Committee, 2023-0109-Clerks**

**Amendment:**

**Moved By** Councillor Wayne Olson

**Seconded By** Councillor Shellee Niznik

**THAT the Terms of Reference be amended to include that preference be given to one young person between the age between 18 to 25.**

For (2): Councillor Wayne Olson, and Councillor Shellee Niznik

Against (5): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor John Wink, Councillor Kevin Ker, and Councillor Brian Eckhardt

**Defeated (2 to 5)**

**Main Motion:**

**Moved By** Councillor Wayne Olson

**Seconded By** Councillor John Wink

**BE IT RESOLVED THAT Council receive Report #2023-109 -Establishment of Environmental and Climate Adaptation Advisory Committee, for information;**

**AND THAT Council for the Town of Pelham confirm and establish the Environmental and Climate Adaptation Advisory Committee;**

**AND THAT Council approve the Terms of Reference attached hereto, as recommended by staff;**

**AND THAT Council direct staff to seek applications from interested residents for the Environmental and Climate Adaptation Advisory Committee for appointment in 2023 through the balance of this term of Council, with applications to be considered in closed session with appointments to occur in open session.**

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)**

**10.1.3 Proposed Strategic Plan Timelines, 2023-0106-  
Chief Administrator Officer**

**Moved By** Councillor Shellee Niznik

**Seconded By** Councillor Brian Eckhardt

**BE IT RESOLVED THAT Council receive Report #2023-0106 - Proposed Strategic Plan Action Item Completion Timelines, for information**

**AND THAT Council endorse the proposed timelines, in principle.**

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 Pelham Communities in Bloom 2023 - 2024,  
2023-0107-Recreation**

**Moved By** Councillor Wayne Olson

**Seconded By** Councillor Bob Hildebrandt

**BE IT RESOLVED THAT Council receive Report # 2023-0107 Pelham Communities in Bloom 2023-2024, for information;**

**AND THAT in furtherance of the Strategic Plan's Action Item to pursue "Community Gardens/Communities in Bloom, Green Public Participation," Staff request Council's support to participate in the 2023 Miracle-Gro Best Garden Section program from Scotts Canada.**

**AND THAT Council implement the Communities in Bloom Program in 2024;**

**AND THAT Council direct staff to include a Communities in Bloom program budget of \$10,000 in the 2024 budget for Council's consideration;**

**AND THAT Council approve the draft Terms of Reference for a Communities in Bloom Volunteer Working Group for 2024.**

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)**

**11. Unfinished Business**

**12. New Business**

**12.1 Councillor Olson: Request for Proposals to host the Federation of Municipalities ("FCM") Board of Directors Meetings**

Councillor Olson requested the Town explore the possibility of submitting an RFP package to host the FCM Board of Director meetings in either 2025 or 2026. This was accepted as direction by the Chief Administrative Officer.

**13. Presentation and Consideration of By-Laws**

**Moved By** Councillor John Wink

**Seconded By** Councillor Brian Eckhardt

**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 29-2023 - Being a by-law to amend By-law 13-2023, confirming various appointments to Advisory Committees of the Town of Pelham for the 2022-2026 Term of Council and to appoint members to the Pelham Active Transportation Committee and the Pelham Cultural Advisory Committee.**

**2. By-law 30-2023 - Being a by-law to amend By-law No. 4307(2021), as amended, being an Administrative Authority By-law to delegate certain powers and duties under the Municipal Act, 2001, S.O. 2001, c. 25, and other Acts as contained in the Scheduled hereto.**

**3. By-law 31-2023 - Being a By-law to amend By-law No. 4504(2022) to establish 2023 Fees and Charges to be collected by the Corporation of the Town of Pelham; And to Add Fees and Charges to the Clerk's Department Schedule.**

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)**

**14. Motions and Notices of Motion**

**14.1 Councillor Olson**

Councillor Olson presented a notice of motion regarding the current and future uses of Old Pelham Town Hall for Council consideration of the May 17, 2023, Council agenda.

**15. Resolution to Move In Camera**

**16. Rise From In Camera**

**17. Confirming By-Law**

**Moved By** Councillor Kevin Ker

**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. 32-2023 to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 3rd day of May 2023.**

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)**

**18. Adjournment**

**Moved By** Councillor Bob Hildebrandt

**Seconded By** Councillor Shellee Niznik

**BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for May 17, 2023 at 9:00 am.**

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)**

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Mayor: Marvin Junkin

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Town Clerk: William Tigert