

REGULAR COUNCIL MINUTES

Meeting #: C-12/2023
Date: Wednesday, June 21, 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
Jason Marr
Teresa Quinlin-Murphy
Jennifer Stirton
Vickie vanRavenswaay
Barbara Wiens
Sarah Leach
William Tigert
Ryan Cook
Gimel Ledesma
Nick Palomba

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 Niznik read the land acknowledgement into the record.

3. Approval of the Agenda

Moved By Councillor Wayne Olson

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT the agenda for the June 21, 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)

4. Disclosure of Pecuniary Interests and General Nature Thereof

5. Hearing of Presentation, Delegations, Regional Report

5.1 Delegations

5.1.1 Safe Tree Ltd - Oak Wilt in Pelham

Moved By Councillor John Wink

Seconded By Councillor Brian Eckhardt

BE IT RESOLVED THAT Council receive the delegation from Ivan Fredette of Safe Tree regarding oak wilt, for information;

AND THAT Council forward to the appropriate Advisory Committee to review and provide input on the issue of oak wilt;

AND THAT Council direct staff to prepare a report proposing next steps in addressing oak wilt in Q4 of 2023;

AND THAT Council direct staff to commence a proactive public information campaign on oak wilt in a timely and expedient manner.

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 2023 Pelham Road Needs Study and Pavement Condition Index - Applied Research Associated Inc.

Moved By Councillor Shellee Niznik

Seconded By Councillor Kevin Ker

BE IT RESOLVED THAT Council receive the 2023 Pelham Road Needs Study and Pavement Condition Index presentation from Shila Khanal, Senior Pavement Engineer at Applied Research Associated Inc., 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 Bob Hildebrandt

Seconded By Councillor Kevin Ker

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

1. C-11/2023 - Regular Council Meeting - June 7, 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 Shellee Niznik

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT the Consent Agenda items as listed on the June 21, 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 2022 Town of Pelham Annual Report, 2023-0128- Corporate Services

BE IT RESOLVED THAT Council receive Report #2023-0128 – 2022 Town of Pelham Annual Report, for information.

8.1.2 Town of Pelham 2023 Pavement Condition Index and Roads Need Study, 2023-0134-Public Works

BE IT RESOLVED THAT Council receive Report #2023-0134 Town of Pelham 2023 Pavement Condition and Roads Need Study, for information.

8.2 Advisory Committee Minutes for Information

8.2.1 Committee of Adjustment Minutes

BE IT RESOLVED THAT Council receive the March 6, 2023 and May 1, 2023 Committee of Adjustment Meeting Minutes, 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 Members of Council Reports

10.1.1 Councillor Eckhardt - Verbal Update on Pelham Active Transportation Committee

Councillor Eckhardt provided an update on the Chair and Vice-Chair appointments as well as the ambitious agenda of the Pelham Active Transportation Committee for the Term.

Moved By Councillor Bob Hildebrandt

Seconded By Councillor John Wink

BE IT RESOLVED THAT Council receives the verbal update from Councillor Eckhardt regarding the Pelham Active Transportation Committee, 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)

10.2 Staff Reports Requiring Action

10.2.1 Release of Interest of Original Road Allowance Orchard Hill Road, 2023-0133-Clerks

Moved By Councillor John Wink

Seconded By Councillor Shellee Niznik

BE IT RESOLVED THAT Council receive Report #2023-133 Release of Interest in Road Allowance – Orchard Hill Road, for information;

AND THAT Staff advise the owners of the requirement to cover the entire costs of releasing the Town's interest in subject property.

AND That Staff bring forward a bylaw, for Council consideration, to stop-up and close this portion of the original road allowance once the owners confirm agreement with the associated costs.

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)

10.2.2 eScribe Vote Manager Module , 2023-0103-Clerks

Moved By Councillor Bob Hildebrandt

Seconded By Councillor John Wink

THAT Council direct staff to bring a Procedural By-law amendment to remove the mandatory recorded votes on all resolutions, unless requested by a Member of Council.

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 Wayne Olson

Seconded By Councillor Brian Eckhardt

BE IT RESOLVED THAT Council receive Report #2023-0103 – eScribe Vote Manager Module, for information;

AND THAT Council direct staff to continue with the status quo without utilizing the eScribe Vote Manager Module.

For (6): Mayor Marvin Junkin, Councillor Bob Hildebrandt, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, and Councillor Brian Eckhardt

Against (1): Councillor Shellee Niznik

Carried (6 to 1)

10.2.3 2023 Cream Street Culvert Replacement Budget Exceedances, 2023-0143-Public Works

Moved By Councillor John Wink

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT Council receive Report # 2023-0143 Cream Street Culvert Replacement Budget Exceedance, for information;

AND THAT Council approve the award of the Cream Street Culvert Replacement Project to CRL Campbell Construction & Drainage LTD

in the amount of \$997,909.50 plus applicable taxes;

AND THAT Council approve a budget increase of \$331,616.21 for project RD 02-23;

AND THAT Council approve the additional funding for Cream Street Culvert Replacement transferred from the following capital projects and reserve:

(1) RD 16-23 (#301074- Bridge design construction 2024/2025) in the amount of \$75,000;

(2) RD 06-23 (#300636- Culvert replacement program) in the amount of \$44,981;

(3) \$121,666 is from savings from project # RD 11-22 (#300629-Pelham St Phase 3); and

(4) \$89,969 from the Roads Reserve.

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)

10.2.4 Purchase Card Policy S402-01, 2023-0148-Corporate Services

Moved By Councillor Kevin Ker

Seconded By Councillor Shellee Niznik

BE IT RESOLVED THAT Council receive Report #2023-0148 -Revised Purchase Card Policy S402-01, for information;

AND THAT Council approve revised Purchase Card Policy S402-01.

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

Moved By Councillor Bob Hildebrandt

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 38-2023 - Being a By-law to establish a reserve fund for Invasive Species Management.

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**
- 15. Resolution to Move In Camera**

Moved By Councillor Brian Eckhardt

Seconded By Councillor Shellee Niznik

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 (Consideration of Appointments to Advisory Committees)

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)

16. Rise From In Camera

Moved By Councillor John Wink

Seconded By Councillor Bob Hildebrandt

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

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)

17. Appointments to Advisory Committees

Moved By Councillor Kevin Ker

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT Council appoint the following individual in ex-officio, advisory capacity to the Pelham Active Transportation Committee:

1. Regional Councillor Diana Huson

AND THAT Council direct the Town Clerk to prepare and present the necessary appointment by-law at the following Regular Meeting of Council.

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. Confirming By-Law

Moved By Councillor Shellee Niznik

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. 39-2023 to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 21st day of June, 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)

19. Adjournment

Moved By Councillor John Wink
Seconded By Councillor Bob Hildebrandt

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

Mayor: Marvin Junkin

Town Clerk: William Tigert