

REGULAR COUNCIL MINUTES

Meeting #: C-12/2024
Date: Wednesday, July 10, 2024
Time: 9:00 AM
Location: Town of Pelham Municipal Office - Council
Chambers
20 Pelham Town Square, Fonthill

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
Holly Willford
Sarah Leach
William Tigert
Nicholas Palomba

1. Call to Order and Declaration of Quorum

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

2. National Anthem

3. Land Recognition Statement

Deputy Mayor Wink read the land recognition statement into the record.

4. Approval of the Agenda

Moved By Councillor Bob Hildebrandt
Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT the agenda for the July 10th, 2024 Regular meeting of Council be adopted, as circulated.

Carried

5. Disclosure of Pecuniary Interests and General Nature Thereof

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

6. Hearing of Presentation, Delegations, Regional Report

7. Adoption of Council Minutes

Moved By Councillor John Wink

Seconded By Councillor Shellee Niznik

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

1. C-11/2024 - Regular Council Meeting - June 19, 2024

Carried

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

None.

9. Consent Agenda Items to be Considered in Block

Moved By Councillor Kevin Ker

Seconded By Councillor Brian Eckhardt

BE IT RESOLVED THAT the Consent Agenda items as listed on the July 10th, 2024 Council Agenda be received and the recommendations contained therein be approved:

9. Consent Agenda Items to be Considered in Block

9.1 Staff Reports of a Routine Nature for Information or Action

9.1.1 2023 Town of Pelham Annual Report, 2024-0111- Corporate Services

BE IT RESOLVED THAT Council receive Report #2024-0111 Corporate Services – 2023 Town of Pelham Annual Report, for information.

9.1.2 2024 Bridge and Culvert Inspection Program, 2024-0155- Public Works

BE IT RESOLVED THAT Council receive Report # 2024-0155- Public Works – 2024 Bridge and Culvert Inspection Program and Rehabilitation and Replacement Needs Analysis, for information.

9.2 Information Correspondence

9.3 Advisory Committee Minutes for Information

9.3.1 Environmental and Climate Adaptation Advisory Committee Minutes - May 27, 2024

BE IT RESOLVED THAT Council receive the Environmental and Climate Adaption Advisory Committee minutes dated May 27, 2024, for information.

Carried

9.1 Staff Reports of a Routine Nature for Information or Action

9.1.1 2023 Town of Pelham Annual Report, 2024-0111-Corporate Services

BE IT RESOLVED THAT Council receive Report #2024-0111 Corporate Services – 2023 Town of Pelham Annual Report, for information.

9.1.2 2024 Bridge and Culvert Inspection Program , 2024-0155-Public Works

BE IT RESOLVED THAT Council receive Report # 2024-0155-Public Works – 2024 Bridge and Culvert Inspection Program and Rehabilitation and Replacement Needs Analysis, for information.

9.2 Information Correspondence

9.3 Advisory Committee Minutes for Information

9.3.1 Environmental and Climate Adaptation Advisory Committee Minutes - May 27, 2024

BE IT RESOLVED THAT Council receive the Environmental and Climate Adaption Advisory Committee minutes dated May 27, 2024, for information.

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

11. Presentation and Consideration of Reports

11.1 Members of Council Reports

11.2 Staff Reports Requiring Action

11.2.1 Recommendation Report - Cannabis Zoning By-law Amendment, 2024-0158-Planning

Moved By Councillor Wayne Olson

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT Council receive Report #2024-0158 Recommendation Report: Cannabis and Industrial Hemp Zoning By-law Amendment, for information;

AND THAT Council approve, in principle, the proposed Cannabis and Industrial Hemp Zoning By-law Amendment, as presented in Appendix A to this report.

Amendment:

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Shellee Niznik

THAT Council direct staff to amend the proposed by-law to:

- **strike "1,976.39" in section 3**

AND THAT the Town Clerk is hereby authorized and directed to make any administrative/clerical amendments as needed

Main Motion as Amended

Moved By Councillor Bob Hildebrandt

Seconded By Councillor Shellee Niznik

BE IT RESOLVED THAT Council receive Report #2024-0158 Recommendation Report: Cannabis and Industrial Hemp Zoning By-law Amendment, for information;

AND THAT Council approve, in principle, the proposed Cannabis and Industrial Hemp Zoning By-law Amendment, as presented in Appendix A, as amended, to this report.

Carried

11.2.2 26T19-02-2021, AM-01-2024 - Recommendation Report - Summersides Village Redline Revision, ZBA, 2024-0141-Planning

Moved By Councillor John Wink

Seconded By Councillor Brian Eckhardt

BE IT RESOLVED THAT Council receive Report #2024-0141 -Recommendation Report – Applications for Revision to Previously Approved Draft Plan of Subdivision & Zoning By-law Amendment – Summersides Village, for information as it pertains to File Nos. 26T19-02-2021 & AM-01-2024;

AND THAT Council directs Planning staff to prepare the necessary Zoning By-law amendment for Council consideration at the next Regular Meeting of Council.

Moved By Councillor John Wink

Seconded By Councillor Brian Eckhardt

BE IT RESOLVED THAT Council defer Report #2024-0141 -Recommendation Report – Applications for Revision until the developer requests the matter return to Council.

Carried

11.2.3 Recommendation Report for Draft Plan of Subdivision and Zoning By-law Amendment - Canboro Estates, 2024-0145-Planning

Moved By Councillor Shellee Niznik

Seconded By Councillor Kevin Ker

BE IT RESOLVED THAT Council receive Report #2024-145 – Recommendation Report – Applications for Draft Plan of Subdivision & Zoning By-law Amendment – Canboro Estates, for information;

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 B, subject to the conditions in Appendix C.

Carried

11.2.4 Fonthill to Fenwick Pedestrian Connection, 2024-0156-Public Works

Moved By Councillor John Wink

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT Council receive Report # 2024-0156-Public Works – Fonthill to Fenwick Pedestrian Connection, for information;

AND THAT Council direct staff to include a project for a feasibility study to consider options for a pedestrian connection between Fonthill and Fenwick as a part of the 2025 capital budget for consideration.

Carried

12. Unfinished Business

13. New Business

14. Presentation and Consideration of By-Laws

Moved By Councillor Kevin Ker

Seconded By Councillor Wayne Olson

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 45-2024 - Being a By-law to Authorize the Mayor and Clerk to enter into a Municipal Funding Agreement on the Canada Community-Building Fund with the Association of Municipalities of Ontario.

2. By-law 46-2024 - Being a by-law to amend By-law 13-2023 and 52-2023, 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 Cultural Advisory Committee and the Environmental and Climate Adaptation Advisory Committee.

3. By-law 47-2024 - Being a By-law to amend Town of Pelham Zoning By-law No. 4481(2022) to regulate cannabis-related uses and industrial hemp-related uses in the Town of Pelham, as amended. File No. AM-05-2024

4. By-law 48-2024 - Being a By-law to exempt Blocks 137, 138, 141, 142, 143, 159, 161, 162, and 164, 59M-505, municipally known as 62, 64, 68, 70, 80, 82, 84, 86, 100, and 102 Acacia Road, 24, 26, 28, 30, 32, 66, 68, 70, 72, and 74 Samuel Avenue, and 1, 3, 5, 7, 9, 41, 43, 45, 47, and 49 Saffron Way, from Part Lot Control. Saffron Meadows Phase 3 (Mountainview Building Group). File No. PLC-03-2024

5. By-law 49-2024 - Being a By-law to amend Town of Pelham Zoning By-law No. 4481(2022) to consolidate previously approved zoning amendments for various site-specific properties.

6. By-law 50-2024 - Being a By-law to exempt Blocks 171 and 176, 59M-505, municipally known as 186, 188, 190, 192, 194, 196, 198, and 200 Klager Avenue, from Part Lot Control. Saffron Meadows Phase 3 (Rinaldi Homes Niagara Inc.) File No. PLC-04-2024

Carried

15. Motions and Notices of Motion

15.1 Councillor Eckhardt - Installation of Speed Reduction Measures at Port Robinson Road and Klager Avenue

Moved By Councillor Brian Eckhardt

Seconded By Councillor Shellee Niznik

WHEREAS Council for the Town of Pelham recognizes the importance of promoting the safety of both residents and visitors;

AND WHEREAS the introduction of speed reduction measures has the potential to mitigate collisions and enhance overall road and pedestrian safety;

NOW THEREFORE BE IT RESOLVED that Council direct staff to install a 3-way stop sign and crosswalk at the intersection of Port Robinson Road and Klager Avenue as soon as feasibly possible

Carried

16. Resolution to Move In Camera

None.

17. Rise From In Camera

None.

18. Confirming By-Law

Moved By Councillor Bob Hildebrandt

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. 51-2024 to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 10th day of July, 2024.

Carried

19. Adjournment

The meeting adjourned at 10:24 am.

Moved By Councillor Shellee Niznik

Seconded By Councillor Kevin Ker

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for August 14th, 2024 at 9:00 am.

Carried

Mayor: Marvin Junkin

Town Clerk: Holly Willford