

City of Port Colborne
Council Meeting Minutes

Date: Monday, August 9, 2021
Time: 6:30 pm
Location: Council Chambers, 3rd Floor, City Hall
66 Charlotte Street, Port Colborne

Members Present: M. Bagu, Councillor
E. Beauregard, Councillor
R. Bodner, Councillor
G. Bruno, Councillor
F. Danch, Councillor
A. Desmarais, Councillor
W. Steele, Mayor (presiding officer)
H. Wells, Councillor

Member(s) Absent: D. Kalailieff, Councillor

Staff Present: A. LaPointe, Acting Director of Planning and Development/City Clerk
C. Madden, Deputy Clerk (minutes)
S. Lawson, Acting Chief Administrative Officer and Fire Chief
D. Suddard, Acting Director of Public Works

1. Call to Order

Mayor Steele called the meeting to order.

2. National Anthem

3. Proclamations

4. Adoption of Agenda

Moved by Councillor A. Desmarais

Seconded by Councillor E. Beauregard

That the agenda dated August 9, 2021 be confirmed, as circulated.

5. Disclosures of Interest

5.1 Councillor E. Beauregard - Recommendation Report for Zoning By-law Amendment D14-11-21, 607 Barrick Road, 2021-214

The Councillor has an indirect pecuniary interest as he is employed by Upper Canada Consultants, the agent for the Applicant.

5.2 Councillor E. Beauregard - By-law to Amend Zoning By-law 6575/30/18 Respecting 607 Barrick Road

The Councillor has an indirect pecuniary interest as he is employed by Upper Canada Consultants, the agent for the Applicant.

5.3 Councillor H. Wells - Port Colborne Municipal Drain Meeting to Consider, 2021-211

The Councillor has a direct pecuniary interest as his property lies within the watershed of the Port Colborne Municipal Drain.

5.4 Councillor H. Wells - By-law to Provide for a Section 4 and Section 78 Engineer's Report for Drainage Works on the Port Colborne Municipal Drain

The Councillor has a direct pecuniary interest as his property lies within the watershed of the Port Colborne Municipal Drain.

6. Approval of Minutes

Moved by Councillor R. Bodner

Seconded by Councillor H. Wells

- a. That the minutes of the regular meeting of Council held on July 26, 2021, be approved as circulated.
- b. That the minutes of the Public Meeting held on July 19, 2021, be approved as circulated.

Carried

6.1 Regular Meeting of Council - July 26, 2021

6.2 Public Meeting - July 19, 2021

7. Staff Reports

Moved by Councillor F. Danch
Seconded by Councillor M. Bagu

That item 7.1 be approved, and the recommendations contained therein be adopted.

Carried

7.1 Grants for Non-Profits, 2021-216

That Chief Administrative Office Department Report 2021-216 be received; and

That the following grants for non-profits be approved for the second allocation of 2021 grants:

| | |
|---------|---------------------------------------|
| \$4,500 | 79 Lynton Davies Air Cadet Squadron |
| \$2,000 | Education Foundation of Niagara |
| \$1,300 | Junior Achievement of Waterloo Region |
| \$6,725 | United Way Niagara |

8. Correspondence Items

Moved by Councillor F. Danch
Seconded by Councillor M. Bagu

That items 8.1 and 8.2 be received for information.

Carried

8.1 Niagara Region - Niagara Regional Transit (NRT) on Demand - Port Colborne Inclusion

8.2 Niagara Peninsula Conservation Authority - Pollinator Species

9. Presentations

10. Delegations

11. Mayor's Report

A copy of the Mayor's report is attached.

12. Regional Councillor's Report

Regional Councillor Butters provided an update to City Council.

13. Staff Remarks

14. Councillors' Remarks

14.1 Lockview Park Virtual Open House (Desmarais)

Councillor Desmarais expressed her apologies towards the residents of Ward 2 and relayed her regrets for not being able to attend the Lockview Park Virtual Open House on August 11, 2021.

14.2 Traffic Calming Bollards on Chippawa Road (Wells)

Councillor Wells expressed appreciation towards Public Works staff for coordinating the placement of traffic calming bollards on Chippawa Road. Councillor Wells inquired whether staff would consider adding more bollards along Chippawa Road.

14.3 Temporary Parking Signs on Firelanes (Wells)

In response to Councillor Wells' inquiry regarding whether staff can enforce those who park on the Firelanes where the temporary 'No Parking' signs are located, the Fire Chief confirmed that staff can enforce only on the City-owned Firelanes.

14.4 Road End Survey (Wells)

Councillor Wells requested an update on the Road Ends Study. This matter is to be addressed by the Chief Administrative Officer when he returns.

14.5 Traffic Calming Bollards on Chippawa Road (Beauregard)

Councillor Beauregard expressed gratitude towards staff for quickly replacing the traffic-calming bollards on Chippawa Road after someone had removed them over the weekend.

15. Consideration of Items Requiring Separate Discussion

15.1 Port Colborne Municipal Drain Meeting to Consider, 2021-211

Councillor H. Wells declared a conflict on this item. (The Councillor has a direct pecuniary interest as his property lies within the watershed of the Port Colborne Municipal Drain.)

Moved by Councillor R. Bodner

Seconded by Councillor G. Bruno

That Public Works Department Report 2021-211 be received; and

That the Mayor and Clerk be directed to execute a by-law to provisionally adopt the Port Colborne Municipal Drain Engineer's report, dated April 16th, 2021, prepared by Paul Marsh, P.Eng. of EWA Inc., under Section 78, Chapter D. 17 of the Drainage Act R.S.O. 1990.

That staff be directed to advance the Port Colborne Municipal Drain Engineer's Report to that of the Court of Revision, as per Section 46(1), Chapter D. 17 of the Drainage Act R.S.O. 1990.

That Councillor _____,
Councillor _____ and Councillor _____
_____ be appointed as members of the Port Colborne Municipal Drain Court of Revision and Councillor _____ be appointed as an alternate to be tentatively scheduled for September 29, 2021.

Amendment:

Moved by Councillor R. Bodner
Seconded by Councillor G. Bruno

That Public Works Department Report 2021-211 and the Engineer's Report pertaining to the Port Colborne Municipal Drain be referred back to the Engineer, Mr. Paul Marsh, for reconsideration.

Carried

- a. **Delegation material from Jack Hellinga, resident**
- b. **Memo from Alana Vander Veen, Drainage Superintendent - Port Colborne Municipal Drain**

15.2 Recommendation Report for Zoning By-law Amendment D14-11-21, 607 Barrick Road, 2021-214

Councillor E. Beauregard declared a conflict on this item. (The Councillor has an indirect pecuniary interest as he is employed by Upper Canada Consultants, the agent for the Applicant.)

Moved by Councillor F. Danch
Seconded by Councillor M. Bagu

That Planning and Development Report 2021-214 be received as information;

That the Zoning By-law Amendment attached as Appendix A be approved, rezoning the property from Residential Development (RD) to First Density Residential (R1) and Residential Development with an added Holding provision (RD-65-H); and

That Planning staff be directed to circulate the Notice of Passing in accordance with the Planning Act.

Carried

15.3 Tow Truck Parking Inquiry, 2021-213

Moved by Councillor A. Desmarais

Seconded by Councillor E. Beauregard

That Community Safety & Enforcement Department Report 2021-213 be received for information; and

That the parking of commercial vehicles on or off street in residential zones continue to be enforced in accordance with By-laws 89-2000 and 6575/30/18.

Carried

a. Delegation from Nicolas Desrosiers

16. Motions

17. Notice of Motions

18. Minutes of Boards & Committees

Moved by Councillor A. Desmarais

Seconded by Councillor M. Bagu

That items 18.1 and 18.2 be approved, as presented.

Carried

18.1 Port Colborne Historical & Marine Museum Board Minutes - June 15, 2021

18.2 Grant Policy Committee Minutes - February 18, 2021

19. By-laws

19.1 By-law to Provide for a Section 4 and Section 78 Engineer's Report for Drainage Works on the Port Colborne Municipal Drain

Councillor H. Wells declared a conflict on this item. (The Councillor has a direct pecuniary interest as his property lies within the watershed of the Port Colborne Municipal Drain.)

Note: Item was withdrawn as a result of the corresponding report being referred back to the Engineer.

19.2 By-law to Amend Zoning By-law 6575/30/18 Respecting 607 Barrick Road

Councillor E. Beauregard declared a conflict on this item. (The Councillor has an indirect pecuniary interest as he is employed by Upper Canada Consultants, the agent for the Applicant.)

Moved by Councillor F. Danch
Seconded by Councillor M. Bagu

That item 19.2 be enacted and passed.

Carried

19.3 By-law to Adopt, Ratify and Confirm the Proceedings of the Council of The Corporation of the City of Port Colborne

Moved by Councillor G. Bruno
Seconded by Councillor H. Wells

That item 19.3 be enacted and passed.

Carried

20. Confidential Items

21. Procedural Motions

22. Information items

23. Adjournment

Mayor Steele adjourned the meeting at approximately 7:21 p.m.

William C. Steele, Mayor

Amber LaPointe, City Clerk