

City of Port Colborne
Council Meeting Minutes

Date: Monday, September 13, 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
D. Kalailieff, Councillor
W. Steele, Mayor (presiding officer)
H. Wells, Councillor

Staff Present: A. LaPointe, Acting Director of Planning and Development/City Clerk
S. Luey, Chief Administrative Officer
C. Madden, Deputy Clerk (minutes)
B. Boles, Director of Corporate Services/Treasurer
C. Kalimootoo, Director of Public Works
S. Lawson, Fire Chief

1. Call to Order

Mayor Steele called the meeting to order.

2. National Anthem

3. Proclamations

3.1 Rail Safety Week - September 20-26, 2021

Moved by Councillor E. Beauregard
Seconded by Councillor R. Bodner

That September 20 to 26, 2021 be proclaimed as “National Rail Safety Week” in the City of Port Colborne.

Carried

4. Adoption of Agenda

Moved by Councillor D. Kalailieff
Seconded by Councillor F. Danch

That the agenda dated September 13, 2021 be confirmed, as circulated.

Carried

5. Disclosures of Interest

6. Approval of Minutes

6.1 Regular Meeting of Council - August 23, 2021

Moved by Councillor M. Bagu
Seconded by Councillor H. Wells

That the minutes of the regular meeting of Council, held on August 23, 2021, be approved as presented.

Carried

7. Staff Reports

Moved by Councillor G. Bruno
Seconded by Councillor F. Danch

That items 7.1 to 7.4 be approved, and the recommendations contained therein be adopted.

Carried

7.1 2021 AMO Conference Update, 2021-231

That Chief Administrative Report 2021-231 regarding the City’s delegation meetings at the 2021 AMO Conference be received for information.

7.2 Dain City Trail Improvements Funding Agreement, 2021-235

That Chief Administrative Office report 2021-235 be received; and

That Council reaffirms the City's funding commitment to the Dain City Multi-use Trail Improvement Project; and

That Council authorizes the Mayor and City Clerk to sign the Transfer Payment Agreement with the provincial government.

7.3 Appointment of Municipal Law Enforcement Officer Matthew Roy, 2021-232

That Community Safety and Enforcement Department Report 2021-232 be received; and

That the recommendations outlined in Appendix A of Community Safety and Enforcement Department Report 2021-232, be approved.

7.4 Narcan (Naloxone) use by Port Colborne Fire & Emergency Services, 2021-226

That Community Safety & Enforcement report 2021-226 be received;

That Council authorize the Chief Administrative Officer to complete the Memorandum of Understanding with the Regional Municipality of Niagara for the use of Narcan (Naloxone) by Port Colborne Fire & Emergency Services; and

That Council direct the Fire Chief to enroll Port Colborne Fire & Emergency Services into the Ontario Provincial Naloxone Program and train all personnel in the use of Narcan (Naloxone) for responses to opioid overdoses.

8. Correspondence Items

Moved by Councillor G. Bruno

Seconded by Councillor F. Danch

That items 8.1 and 8.2 be received for information.

Carried

8.1 Niagara Region - COVID-19 Vaccination Policy Update

8.2 United Way Niagara - Increasing Barrier Free Access to Food Security Through Community Gardens

9. Presentations

10. Delegations

11. Mayor's Report

A copy of the Mayor's report is attached.

12. Regional Councillor's Report

13. Staff Remarks

13.1 AMO Conference (Luey and Long)

The Chief Administrative Officer, Mayor, and Manager of Strategic Initiatives provided a brief summary of the virtual AMO Conference that they recently attended.

13.2 2022 Capital and Related Projects Budget Meeting (Boles)

The Director of Corporate Services reminded Council of the Capital and Related Projects Budget coming forward at the upcoming Committee of the Whole-Budget Meeting on Thursday September 16, 2021.

14. Councillors' Remarks

14.1 Pleasant Beach Road (Bagu)

In response to Councillor Bagu's concern regarding fill being left on the northbound lane of Pleasant Beach Road, the Director of Public Works confirmed that he would investigate.

14.2 Shift in By-law Coverage (Wells)

In response to Councillor Wells' request for an update on the coverage of By-law staff now that the summer students have left, the Fire Chief indicated that By-law Enforcement Officers' hours are 7 days a week ordinarily between the hours of 10 a.m. and 6 p.m. The Fire Chief further confirmed that although the students are gone, By-law Enforcement staff continue to monitor the road ends and parking 7 days a week.

14.3 Sugarloaf Street Closure for Remembrance Day (Mayor Steele)

In response to Mayor Steele's request for Sugarloaf Street to be closed between Fielden Avenue and Elm Street for Remembrance Day, the Director of Public Works confirmed that he could arrange for this to occur.

15. Consideration of Items Requiring Separate Discussion

15.1 Recreation Department Update, 2021-233

Moved by Councillor D. Kalailieff
Seconded by Councillor M. Bagu

That Corporate Services Department Report 2021-233 be received for information.

Carried

15.2 COVID-19 Vaccination Policy, 2021-239

Recess was called from 7:57-8:07 p.m.

Moved by Councillor H. Wells

Seconded by Councillor D. Kalailieff

That Corporate Services Department Report 2021-239 be received; and

That staff be directed to implement a COVID-19 Vaccination Policy setting out vaccine requirements as outlined in Report 2021-239.

Amendment:

Moved by Councillor R. Bodner

Seconded by Councillor D. Kalailieff

That Corporate Services Department Report 2021-239 be received; and

That staff be directed to implement a COVID-19 Vaccination Policy setting out vaccine requirements as outlined in Report 2021-239; and

That the COVID-19 Vaccination Policy stipulate that employees who are choosing not to get vaccinated for personal reasons be responsible for paying for their own COVID-19 rapid test.

Carried

15.3 Downtown BIA Harvest Festival and Downtown Cruise Night, 2021-228

Moved by Councillor H. Wells

Seconded by Councillor D. Kalailieff

That Chief Administrative Office Report 2021-228 be received; and

That Council approves the following road closures for the Downtown Cruise Nights on Thursday, September 23, 2021 and Thursday September 30, 2021:

- Clarence Street from the western limit of King Street to the eastern limit of Catherine Street; and

- Catherine Street from the southern limit of Clarence Street to the northern limit of Charlotte Street;
- The City to provide the road barricades and assist with the road closures.

That Council approves the following road closures for Harvest Fest on Saturday, September 25, 2021:

- Catherine Street from the southern limit of Clarence Street to the northern limit of Charlotte street.

That council approves the following support for Harvest Fest:

- Waiver of the \$83.20 fee for use of King George Park and access to hydro;
- The City to provide road barricades and assist with the road closures;
- Provide 10 large pylons;
- Provide additional garbage bins at King George Park;
- Ensure the Harbour Master Building Washrooms are open for the public.

Carried

15.4 City of St. Catharines - Comprehensive Marine Strategy

Moved by Councillor H. Wells

Seconded by Councillor D. Kalailieff

That correspondence from the City of St. Catharines regarding a comprehensive marine strategy be referred to the Manager of Strategic Initiatives to investigate a marine strategy need for the City of Port Colborne and bring a report forward to Council with findings including support for the City of St. Catharines.

Carried

15.5 Niagara Region - Update on Niagara Official Plan - Further Draft Policy Development

Moved by Councillor H. Wells

Seconded by Councillor G. Bruno

That correspondence received from the Niagara Region regarding an update on Niagara Official Plan - Further Draft Policy Development, be received for information.

Carried

15.6 Niagara Region - Niagara Official Plan: Land Needs Assessment and Settlement Area Boundary Review

Moved by Councillor G. Bruno
Seconded by Councillor F. Danch

That correspondence received from the Niagara Region regarding the Niagara Official Plan: Land Needs Assessment and Settlement Area Boundary Review, be received for information.

Carried

15.7 AMO Policy Update - Draft Resolution for Municipal Recognition of September 30th as National Day for Truth and Reconciliation

Moved by Councillor G. Bruno
Seconded by Councillor A. Desmarais

WHEREAS the Truth and Reconciliation Commission released its final report on June 2, 2015, which included 94 Calls to Action to redress the legacy of residential schools and advance the process of Canadian reconciliation;

AND WHEREAS the recent discoveries of remains and unmarked graves across Canada have led to increased calls for all levels of government to address the recommendations in the TRC's Calls to Action;

AND WHEREAS all Canadians and all orders of government have a role to play in reconciliation;

AND WHEREAS Recommendation #80 of the Truth and Reconciliation Commission called upon the federal government, in collaboration with Aboriginal peoples, to establish, as a statutory holiday, a National Day for Truth and Reconciliation to ensure that public commemoration of the history and legacy of residential schools remains a vital component of the reconciliation process;

AND WHEREAS the Federal Government has announced September 30th, 2021, as the first National Day for Truth and Reconciliation (National Orange Shirt Day) and a statutory holiday;

THEREFORE, BE IT RESOLVED THAT the Council of The Corporation of the City of Port Colborne does hereby commit to recognizing September 30th, 2021, as the National Day for Truth and Reconciliation (National Orange Shirt Day) by sharing the stories of residential school survivors, their families, and communities.

Amendment:

Moved by Councillor G. Bruno

Seconded by Councillor A. Desmarais

WHEREAS the Truth and Reconciliation Commission released its final report on June 2, 2015, which included 94 Calls to Action to redress the legacy of residential schools and advance the process of Canadian reconciliation;

AND WHEREAS the recent discoveries of remains and unmarked graves across Canada have led to increased calls for all levels of government to address the recommendations in the TRC's Calls to Action;

AND WHEREAS all Canadians and all orders of government have a role to play in reconciliation;

AND WHEREAS Recommendation #80 of the Truth and Reconciliation Commission called upon the federal government, in collaboration with Aboriginal peoples, to establish, as a statutory holiday, a National Day for Truth and Reconciliation to ensure that public commemoration of the history and legacy of residential schools remains a vital component of the reconciliation process;

AND WHEREAS the Federal Government has announced September 30th, 2021, as the first National Day for Truth and Reconciliation (National Orange Shirt Day) and a statutory holiday;

THEREFORE, BE IT RESOLVED THAT the Council of The Corporation of the City of Port Colborne does hereby commit to recognizing September 30th, 2021, as the National Day for Truth and Reconciliation (National Orange Shirt Day) by sharing the stories of residential school survivors, their families, and communities; **and**

THAT the flags throughout the City of Port Colborne remain at half staff until after September 30, 2021.

Carried

16. Motions

17. Notice of Motions

18. Minutes of Boards & Committees

19. By-laws

Moved by Councillor G. Bruno

Seconded by Councillor A. Desmarais

That items 19.1 to 19.3 be enacted and passed.

Carried

19.1 By-law to Authorize Entering Into an Agreement with the Minister of Infrastructure

19.2 By-Law to Appoint Matthew Roy as a Municipal Law Enforcement Officer

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

20. Confidential Items

Moved by Councillor G. Bruno

Seconded by Councillor R. Bodner

That at 8:07 p.m., Council proceed into closed session in order to address item 15.2 COVID-19 Vaccination Policy, 2021-239, pursuant to *Municipal Act, 2001*, Subsection 239(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose

Carried

21. Procedural Motions

22. Information items

23. Adjournment

Council moved into Closed Session at approximately 8:07 p.m.

Council reconvened into Open Session at approximately 8:36 p.m.

Mayor Steele adjourned the meeting at approximately 9:48 p.m.

William C. Steele, Mayor

Amber LaPointe, City Clerk