

City of Port Colborne
Council Meeting Minutes

Date: Monday, November 22, 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
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. Land Acknowledgment

4. Proclamations

4.1 Crime Stoppers Month - January 2022

Moved by Councillor A. Desmarais
Seconded by Councillor E. Beauregard

That the month of January 2022 be proclaimed as “Crime Stoppers Month” in the City of Port Colborne.

Carried

5. Adoption of Agenda

Moved by Councillor H. Wells
Seconded by Councillor R. Bodner

That the agenda dated November 22, 2021 be confirmed, as circulated.

Carried

6. Disclosures of Interest

6.1 Councillor E. Beauregard - Recommendation Report for Zoning By-law Amendment on Stanley Street (Lot 71), File D14-14-21, 2021-306

The Councillor has an indirect pecuniary interest as he is employed by Upper Canada Consultants which are the consultants who worked on this subdivision development.

6.2 Councillor E. Beauregard - By-law to Amend Zoning By-law 6575/30/18 Respecting a Vacant Lot on North Side of Stanley Street

The Councillor has an indirect pecuniary interest as he is employed by Upper Canada Consultants which are the consultants who worked on this subdivision development.

7. Approval of Minutes

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

1. That the minutes of the regular meeting of Council held on November 8, 2021, be approved as circulated.
2. That the minutes of the Public Meeting held on November 15, 2021, be approved as circulated.

Carried

7.1 Regular Meeting of Council - November 8, 2021

7.2 Public Meeting - November 15, 2021

8. Staff Reports

Moved by Councillor M. Bagu

Seconded by Councillor A. Desmarais

That items 8.2 and 8.3 be approved, and the recommendations contained therein be adopted.

Carried

8.2 Automatic Aid Agreement between Port Colborne and Wainfleet, 2021-286

That Community Safety & Enforcement report 2021-286 be received;

That the Fire Chief be directed to enter into a two-year Automatic Aid Agreement with the Township of Wainfleet to provide and receive services as laid out in this report;

That the Fire Chief be directed to bring forward a report to Council after the term of the agreement has passed with recommendations on ending, extending, or making permanent a similar agreement; and

That a By-law to enter into an Automatic Aid Agreement with the Township of Wainfleet be brought forward.

8.3 COVID Update – November 2021, 2021-295

That Chief Administrative Office Report 2021-295 be received.

8.1 Recommendation Report for Zoning By-law Amendment on Stanley Street (Lot 71), File D14-14-21, 2021-306

Councillor E. Beauregard declared a conflict on this item. (The Councillor has an indirect pecuniary interest as he is employed by Upper Canada Consultants which are the consultants who worked on this subdivision development.)

Moved by Councillor M. Bagu

Seconded by Councillor A. Desmarais

That Planning and Development Department Report 2021-306 be received;

That the Zoning By-law Amendment attached as Appendix A to Planning and Development Department Report 2021-306 be approved, rezoning the property from First Density Residential (R1) to Second Density Residential (R2); and

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

Carried

9. Correspondence Items

Moved by Councillor M. Bagu

Seconded by Councillor A. Desmarais

That item 9.1 be received for information.

Carried

9.1 Corporation of the Town of LaSalle - COVID-19 Testing Requirement at Land Border

10. Presentations

11. Delegations

12. Mayor's Report

A copy of the Mayor's report is attached.

13. Regional Councillor's Report

Regional Councillor Butters provided an update to City Council.

14. Staff Remarks

15. Councillors' Remarks

15.1 Construction on West Street (Bagu)

Councillor Bagu informed Council that he had received concerns regarding whether the completion date of the construction on West Street would be delayed. He reported that he had spoken with the Director of

Public Works who confirmed the expected completion date is a little earlier than anticipated.

15.2 HOPA Council Report (Bagu)

In response to Councillor Bagu's inquiry regarding when a report regarding Hamilton-Oshawa Port Authority would be coming forward to Council, the Manager of Strategic Initiatives confirmed that it would not be coming forward in the near future.

15.3 Road Ends Public Meeting (Wells)

In response to Councillor Wells' inquiry regarding whether the date to hold the Sierra Planning Road Ends Public Meeting has been set, the Director of Public Works informed Council that he would follow up with the consultant in order to receive potential dates for the public meeting.

15.4 Remembrance Day Ceremony (Bodner)

Councillor Bodner explained that that there were approximately 40 people in attendance at the Remembrance Day Ceremony at Centennial Park.

15.5 Vale Health and Wellness Centre Vaccination QR Codes (Danch)

In response to Councillor Danch's inquiry regarding why the QR Code system is utilized to verify vaccination status at the Vale Health and Wellness Centre, the Chief Administrative Officer confirmed that it was an added security system put in place to avoid fraudulent vaccine certificates and ensure all those who enter the facility are fully vaccinated.

15.6 Notices for Residents on Erie Street (Bruno)

Councillor Bruno expressed gratitude toward the Director of Public Works for providing the Ward 3 Councillors with the notice ahead of time that was to be sent out to the residents on Erie Street.

16. Consideration of Items Requiring Separate Discussion

16.1 Proposed Adjustment to the Urban Storm Sewer Boundary, 2021-302

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

That Corporate Services Department Report 2021-302 be received;

That the Urban Storm Sewer boundary be adjusted as set out in Appendix A to Corporate Services Department Report 2021-302 and that this

adjustment be retroactive to the 2019 Urban Storm Sewer Boundary implementation year; and

That refunds be issued to the properties previously billed but now outside the adjusted Urban Storm Sewer Boundary.

Carried

16.2 Strategic Plan – Quarterly Report, 2021-293

Moved by Councillor M. Bagu

Seconded by Councillor A. Desmarais

That Chief Administrative Office Report 2021-293 be received for information.

Carried

16.3 Application for Tourism Relief Fund, 2021-298

Moved by Councillor G. Bruno

Seconded by Councillor R. Bodner

That Chief Administrative Office Report 2021-298 be received; and

That Council approve submitting an application to FedDev Ontario for the Tourism Relief Fund.

Carried

16.4 Project No. 2021-35 Infrastructure Needs Study, 2021-299

Moved by Councillor G. Bruno

Seconded by Councillor M. Bagu

That Council award the Consulting Services for the Infrastructure Needs Study (INS) and Integrated Asset Management Plan (AMP) to GM BluePlan Engineering Limited for the amount of \$493,682.00, plus applicable taxes;

That the Director of Public Works be given the authority to approve any additional costs for ground assessment investigations, and/or relevant additional works, up to the limit of the approved budget; and

That staff prepare the Contract By-law, and the City Clerk and Mayor be authorized to execute the Contract Agreement.

Carried

16.5 Joint Accessibility Advisory Committee Renewal, 2021-304

Moved by Councillor R. Bodner

Seconded by Councillor H. Wells

That Corporate Services Department Report 2021-304 be received;

That Council approve the Proposal to Coordinate AODA Compliance for 2022-2024, attached as Appendix A to Corporate Services Department Report 2021-304; and

That the Manager of Human Resources be directed to renew the City's membership in the Joint Accessibility Advisory Committee as needed until otherwise directed by Council.

Carried

16.6 2022 Council Meeting Schedule, 2021-301

Moved by Councillor G. Bruno

Seconded by Councillor M. Bagu

That Corporate Services Department Report 2021-301 be received; and

That the 2022 Council meeting schedule set out in Appendix A of Corporate Services Report 2021-301 be approved.

Carried

16.7 Joint Accessibility Advisory Committee - Request to place JAAC Member on Niagara Region's Transit Committee

Moved by Councillor R. Bodner

Seconded by Councillor E. Beauregard

That correspondence received from the Joint Accessibility Advisory Committee regarding their request to place a JAAC Member on the Niagara Region's Transit Committee, be received for information.

Carried

17. Motions

18. Notice of Motions

19. Minutes of Boards & Committees

Moved by Councillor M. Bagu

Seconded by Councillor A. Desmarais

That item 19.1 be approved, as presented.

Carried

19.1 Port Colborne Library Board Minutes - October 5, 2021

20. By-laws

Moved by Councillor H. Wells

Seconded by Councillor R. Bodner

That items 20.2 and 20.3 be enacted and passed.

Carried

20.2 By-law to Authorize Entering into a Contract Agreement with GM BluePlan Engineering Limited regarding Project 2021-35, Proposal for Consulting Services for an Infrastructure Needs Study and Integrated Asset Management Plan

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

20.1 By-law to Amend Zoning By-law 6575/30/18 Respecting a Vacant Lot on North Side of Stanley Street

Councillor E. Beauregard declared a conflict on this item. (The Councillor has an indirect pecuniary interest as he is employed by Upper Canada Consultants which are the consultants who worked on this subdivision development.)

Moved by Councillor F. Danch

Seconded by Councillor G. Bruno

That item 20.1 be enacted and passed.

Carried

21. Confidential Items

Moved by Councillor R. Bodner
Seconded by Councillor F. Danch

That Council do now proceed into closed session in order to address items 21.1 to 21.4.

Carried

21.1 Minutes of the closed session portion of the September 27, 2021 Council Meeting

21.2 Chief Administrative Office Report 2021-296, Nyon Energy Lands and the Nyon Tank Farm Property

21.3 Chief Administrative Office Report 2021-305, Proposed or Pending Acquisition or Disposition of Land, Litigation or Potential Litigation, and Solicitor-Client Privilege

21.4 Chief Administrative Office Report 2021-300, Proposed or Pending Acquisition or Disposition of Land

22. Procedural Motions

23. Information items

24. Adjournment

Council moved into Closed Session at approximately 8:00 p.m.

Council reconvened into Open Session at approximately 9:57 p.m.

Mayor Steele adjourned the meeting at approximately 9 :58 p.m.

William C. Steele, Mayor

Amber LaPointe, City Clerk