

City of Port Colborne
Council Meeting Minutes

Date: Tuesday, October 11, 2022
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: S. Luey, Chief Administrative Officer
B. Boles, Director of Corporate Services/Treasurer
S. Lawson, Fire Chief
S. Tufail, Acting Deputy Clerk (minutes)
N. Rubli, Acting City Clerk
S. Shypowskyj, Director of Public Works

1. Call to Order

Mayor Steele called the meeting to order at 6:36 p.m.

2. National Anthem

3. Land Acknowledgment

4. Proclamations

4.1 Fire Prevention Week - October 9 - 15, 2022

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

That October 9 to 15, 2022, be proclaimed as "Fire Prevention Week" in the City of Port Colborne.

Carried

4.2 Small Business Week - October 16 - 22, 2022

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

That October 16 to 22, 2022, be proclaimed as "Small Business Week" in the City of Port Colborne.

Carried

4.3 Poppy Weeks, October 28 - November 11, 2022

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

That October 28, 2022 to November 11, 2022 be proclaimed as "Poppy Week" 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 October 11, 2022 be confirmed, as amended.

Carried

6. Disclosures of Interest

7. Approval of Minutes

7.1 Regular Meeting of Council - September 13, 2022

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

That the minutes of the regular meeting of Council, held on September 13, 2022, be approved as presented.

Carried

8. Staff Reports

Moved by Councillor E. Beauregard
Seconded by Councillor F. Danch

That items 8.1 and 8.2 be approved, and the recommendations contained therein be adopted.

Carried

8.1 2021 Consolidated Financial Statements and Annual Report, 2022-218

That Corporate Services Department – Financial Services Division Report 2022-218 be received;

That the reserve transfers proposed in this report and included in the consolidated financial statements, be approved; and

That the consolidated financial statements attached as Appendix A to Corporate Services Department Report 2022-218, be approved.

8.2 Municipal Heritage Registry – Second Round Revisions, 2022-216

That Development and Legislative Services Department – Planning Division Report 2022-216 be received; and

That Council approve the removal of the 45 properties listed in Appendix A of Development and Legislative Services Department Report 2022-216 from the Municipal Heritage Registry; and

That Planning and Museum Staff and the Heritage Port Colborne Committee be directed to continue to review the remaining properties on the registry and provide Council with further recommendations.

9. Correspondence Items

Moved by Councillor E. Beauregard
Seconded by Councillor F. Danch

That items 9.1 to 9.5 be received for information

Carried

- 9.1 **Niagara Region - Implementation of Automated Speed Enforcement (ASE) Across Niagara Region**
 - 9.2 **Niagara Region - Smarter Niagara Incentive Program (SNIP) Tax Increment Grant 2022 Update**
 - 9.3 **Niagara Region - Niagara Peninsula Conservation Authority (NPCA) Policy Document and Procedural Manual Update**
 - 9.4 **Municipality of Brighton - Request for Support Regarding Changes to be Made to the Healthcare Connect System for Members of the Canadian Armed Forces**
 - 9.5 **Municipality of Grey Highlands - Increased Speeding Fines**
 - 10. **Presentations**
 - 10.1 **Isadore Sponder Memorial Trophy Presentation – 2022 Recipient Summer McCaffery**
 - 11. **Delegations**
 - 11.1 **Niagara Region - Niagara Regional Transit (NRT) on Demand Update - Port Colborne Inclusion**

Robert Salewytch, Manager of Transit Services, Niagara Region, provided an overview and update on the Niagara Regional Transit OnDemand service in Port Colborne and responded to questions received from Council.

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

That Niagara Regional Transit OnDemand service in Port Colborne update be received for information.
- Carried
- 12. **Mayor's Report**

A copy of the Mayor's Report is attached.
 - 13. **Regional Councillor's Report**
 - 14. **Staff Remarks**
 - 14.1 **Port Colborne Quarry PIT 3 Expansion (Landry)**

The Manager of Planning Services provided an update on the Port Colborne quarry pit 3 expansion and the application process.

15. Councillors' Remarks

15.1 Declaration of City-owned properties (Bagu)

In response to Councillor Bagu's request for an update on City properties, the Manager of Strategic Initiatives advised that an update report will be brought to Council in the near future.

15.2 Urgent Care Closure (Bagu)

In response to Councillor Bagu's concern regarding the Oct. 8th closure of the Niagara Health -Port Colborne Site Urgent Care Centre, Mayor Steele provided an overview on staff shortages currently being experienced by Niagara Health and measures being taken to avoid similar circumstances.

15.3 Speeding on Wellington Street (Beauregard)

In response to Councillor Beauregard's inquiry regarding speeding issue on Wellington street, the Director of Public Works advised that the area is being reviewed and appropriate measures are being taken to address the issue.

15.4 Transport Trucks (Danch)

In response to Councillor Danch's inquiry regarding transport trucks speeding on Elm Street, the Mayor confirmed that the request would be relayed to the Niagara Regional Police, Staff Sergeant for Port Colborne.

15.5 Thank you to Staff- Highway 1 (Kalailieff)

Councillor Kalailieff expressed appreciation towards staff for installing slow barriers and for other improvements on Highway 1.

16. Consideration of Items Requiring Separate Discussion

16.1 Short-term Rental Follow-up Report, 2022-208

Moved by Councillor H. Wells

Seconded by Councillor M. Bagu

That Community Safety and Enforcement Department – By-law Enforcement Division Report 2022-208 be received;

That the recommendations of Option 2 of Community Safety and Enforcement Department Report 2022-208 be approved; and

That Council direct Staff to draft a Short -Term Rental Registration By-law to be presented to Council in 2023.

Carried

a. Delegation material from Donald LeBlanc, resident

16.2 City Real Estate – Hydro Corridor Update, 2022-225

Moved by Councillor H. Wells

Seconded by Councillor M. Bagu

That Chief Administrative Office- Economic Development and Tourism Division Report 2022-225 be received for information; and

That Council declare the properties along the hydro corridor as shown in Appendix A as surplus.

Carried

16.3 MOU between Port Colborne and Niagara Regional Housing, 2022-219

Moved by Councillor G. Bruno

Seconded by Councillor F. Danch

That Chief Administrative Office Report 2022-219 be received;

That Council approve a Memorandum of Understanding (MOU) between the City of Port Colborne and Niagara Regional Housing (NRH) for an Affordable Housing Development; and

That a by-law to enter into an MOU with NRH be brought forward, and;

That Council authorize the Mayor and Acting City Clerk to execute the MOU and by-law.

Carried

16.4 Downtown BIA Farmers' Market Agreement Extension, 2022-221

Moved by Councillor G. Bruno

Seconded by Councillor M. Bagu

That Chief Administrative Office - Economic Development and Tourism Division Report 2022-221 be received;

That Council approves the Downtown BIA (Business Improvement Area) managing the Farmers' Market for four years commencing with the new term of Council;

That Council approve the updated Memorandum of Understanding (MOU) Appendix A between the City and the Downtown BIA, attached as Appendix A to Report 2022-221; and

That a By-law authorizing entering into the MOU with the Downtown BIA be approved.

Amendment:

Moved by Councillor G. Bruno

Seconded by Councillor M. Bagu

That Chief Administrative Office - Economic Development and Tourism Division Report 2022-221 be received;

That Council approves the Downtown BIA (Business Improvement Area) managing the Farmers' Market for **three years** commencing with the new term of Council;

That Council approve the updated Memorandum of Understanding (MOU) Appendix A between the City and the Downtown BIA, attached as Appendix A to Report 2022-221; and

That a By-law authorizing entering into the MOU **as amended** with the Downtown BIA be approved.

Carried

a. Delegation from Jesse Boles, Downtown BIA

16.5 Vale Health and Wellness Centre Cooling Tower and Heat Exchanger Gasket Replacement, 2022-231

Moved by Councillor H. Wells

Seconded by Councillor G. Bruno

That Public Works Department Report 2022-231 be received;

That Council approve \$450,000 to remove and replacement the Cooling Tower and Heat Exchanger Gaskets at the Vale Health and Wellness Centre;

That the funding requirement of \$450,000 be included in the 2023 Capital and Related Project Budget and;

That Council provide the Chief Administrative Officer and Director of Public Works signing authority to award and approve payment of associated works.

Carried

16.6 Stephan Gohlke, Resident - Recommendation to Improve Safety in Port Colborne, Killaly Street East, Restricted Heavy Truck Traffic

Moved by Councillor H. Wells

Seconded by Councillor A. Desmarais

That correspondence from Stephan Gohlke regarding the recommendation to improve safety on Killaly Street East in Port Colborne be directed to staff and a report be brought back to Council within Q1 of 2023.

Carried

16.7 Canadian Federation of University Women (Welland and District) UNiTE to end Violence Against Women and Girls Orange Campaign

Moved by Councillor A. Desmarais

Seconded by Councillor D. Kalailieff

That correspondence from Canadian Federation of University Women (Welland and District) UNiTE regarding 16 Days of Activism Against Gender-Based Violence Campaign be supported and the Chief Administrative Officer be directed to light the cupola of City Hall in orange light for the 16 Days of Activism.

Carried

16.8 Municipality of Brighton - Request for Support Regarding Streamlining Governing Legislation for Physicians in Ontario

Moved by Councillor A. Desmarais

Seconded by Councillor E. Beauregard

That correspondence received from the Municipality of Brighton regarding streamlining governing legislation for physicians in Ontario, be supported.

Carried

16.9 Township of McGarry - Removal of Municipal Councillors under Prescribed Circumstances

Moved by Councillor A. Desmarais

Seconded by Councillor E. Beauregard

That correspondence from the Township of McGarry regarding removal of Municipal Councillors under prescribed circumstances be supported.

Carried

17. Motions

18. Notice of Motions

19. Minutes of Boards & Committees

Moved by Councillor H. Wells

Seconded by Councillor R. Bodner

That items 19.1 and 19.5 be approved, as presented.

Carried

19.1 Active Transportation Advisory Committee Minutes, March 1, 2022

19.2 Economic Development Advisory Committee Minutes, May 31, 2022

19.3 Port Colborne Library Board Minutes, July 20, 2022

19.4 Port Colborne Historical & Marine Museum Minutes July 19, 2022

19.5 Port Colborne Senior Advisory Council Minutes, July 19, 2022

20. By-laws

Moved by Councillor F. Danch

Seconded by Councillor G. Bruno

That items 20.1, 20.3 and 20.4 be enacted as passed and that 20.2, as amended.

Carried

- 20.1 By-law to Authorize Entering into a Memorandum of Understanding with Niagara Regional Housing for an Affordable Housing Development**
- 20.2 By-law to Authorize Entering into a Memorandum of Understanding with the Port Colborne Downtown Business Improvement Area Regarding the Port Colborne Farmers' Market Operations**
- 20.3 By-Law to Provide for the Remuneration for Councillors**
- 20.4 By-law to Adopt, Ratify and Confirm the Proceedings of the Council of The Corporation of the City of Port Colborne**

21. Confidential Items

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

That Council do now proceed into closed session in order to address items 21.1 to 21.6.

Carried

- 21.1 Minutes of the closed session portion of the September 13, 2022 Council Meeting**
- 21.2 Chief Administrative Office Report 2022-226, Proposed or Pending Acquisition or Disposition of Land**
- 21.3 Chief Administrative Office Report 2022-223, Proposed or Pending Acquisition or Disposition of Land**
- 21.4 Chief Administrative Office Report 2022-227, Proposed or Pending Acquisition or Disposition of Land**
- 21.5 Corporate Services Department – Human Resources Report 2022-230, personal matters about an identifiable individual, including municipal or local board employees and labour relations or employee negotiations**
- 21.6 Corporate Services Department Verbal Report, Performance Review and Goals of the Chief Administrative Officer, personal matters about an identifiable individual, including municipal or local board employees**

22. Procedural Motions

23. Information items

24. Adjournment

Council moved into Closed Session at approximately 9:56 p.m.

Council reconvened into Open Session at approximately 11:28 p.m.

Mayor Steele adjourned the meeting at approximately 11:29 p.m.

William C. Steele, Mayor

Nicole Rubli, Acting City Clerk