

## **City of Port Colborne**

### **Council Meeting Minutes**

**Date:** Tuesday, October 10, 2023  
**Time:** 6:30 pm  
**Location:** Council Chambers, 3rd Floor, City Hall  
66 Charlotte Street, Port Colborne

**Members Present:** M. Aquilina, Councillor  
M. Bagu, Councillor  
E. Beauregard, Councillor  
R. Bodner, Councillor  
G. Bruno, Councillor  
F. Danch, Councillor  
D. Elliott, Councillor  
T. Hoyle, Councillor  
W. Steele, Mayor (presiding officer)

**Staff Present:** S. Tufail, Acting City Clerk  
S. Lawson, Fire Chief  
S. Luey, Chief Administrative Officer  
D. Vasu, Acting Deputy Clerk (minutes)  
G. Long, Manager of Strategic Initiatives  
J. Colasurdo, Manager of Infrastructure  
M. Pilon, Project Manager  
G. Higginbotham, Tourism Coordinator

#### **1. Call to Order**

Mayor Steele called the meeting to order at 6:31 p.m.

#### **2. National Anthem**

#### **3. Land Acknowledgment**

Mayor Steele recited the Indigenous Land Statement.

#### **4. Proclamations**

**5. Adoption of Agenda**

Moved by Councillor M. Bagu

Seconded by Councillor R. Bodner

That the agenda dated October 10, 2023 be confirmed, as circulated.

Carried

**6. Disclosures of Interest**

**7. Approval of Minutes**

Moved by Councillor T. Hoyle

Seconded by Councillor F. Danch

That items 7.1 and 7.2 be approved as presented.

Carried

**7.1 Regular Meeting of Council- September 26, 2023**

**7.2 Statutory Public Meeting Minutes - September 26, 2023**

**8. Staff Reports**

**8.1 Lifting of Part Lot Control on 39-46 Saturn Road – File No. D25-02-23, 2023-193**

Moved by Councillor D. Elliott

Seconded by Councillor G. Bruno

That Development and Legislative Services Report 2023-193 be received;  
and

That the By-law attached as Appendix A to Planning Division Report 2023-193 be approved, exempting 39-46 Saturn Road on Plan 59R-17727 from the Part Lot Control provisions of the *Planning Act*.

Carried

**9. Correspondence Items**

Moved by Councillor D. Elliott

Seconded by Councillor G. Bruno

That items 9.1 to 9.5 be received for information.

- 9.1 **Niagara Region - Regional Funding for a Brownfield Tax Assistance Program Grant in the City of Port Colborne**
- 9.2 **City of Pickering - Support for City of Hamilton regarding Request to Abandon Greenbelt Development**
- 9.3 **City of Quinte West - Support for Municipality of Wawa Resolution regarding Chronic Pain Treatments**
- 9.4 **Town of Wasaga Beach - Illegal Car Rally - Provincial Task Force**
- 9.5 **Town of Witchurch-Stouffville - Support for the Town of Caledon regarding Illegal Land Use Enforcement**
- 10. **Presentations**
  - 10.1 **Isadore Sponder Memorial Trophy Presentation – 2023 Recipient**

Diorella Alfonso was presented with the 2023 Isadore Sponder Memorial Trophy.
- 11. **Delegations**
- 12. **Mayor's Report**

A copy of the Mayor's Report is attached.
- 13. **Regional Councillor's Report**
- 14. **Staff Remarks**
  - 14.1 **Fire Prevention Week (Lawson)**

The Fire Chief reminded residents of the importance of fire safety.
  - 14.2 **Road Closures (Colasurdo)**

The Manager of Infrastructure advised that Elm Street will be closed for the construction of the Elm Street rail crossing from October 19 at 7:00 a.m. to October 20 at 5:00 p.m. and will be kept within the limits of Park Street and Princess Street. Signs will be present at Killaly Street West and Clarence Street to detour traffic to King Street. Notices will be provided to nearby residents and businesses. There will be another road closure at Fielden Avenue to H. H. Knoll Park from October 17 to October 19 to install a concrete speed hump beside the boat ramp. During this time, residents will be directed to use the Elm Street entrance to the park until

the Fielden Avenue entrance reopens. All amenities at the park will remain unaffected during the construction.

### **14.3 Housing Updates (Long)**

The Manager of Strategic Initiatives advised that the City submitted an application to the Federal Housing Accelerator Fund, administered by the Canada Mortgage and Housing Corporation (CMHC), in August 2023; a response is anticipated in mid to late fall. At the Association of Municipalities of Ontario (AMO) Conference, Premier Ford announced the Building Faster Fund: a 3-year \$1.2 billion program to help municipalities hit housing targets, of which about 10% of these funds have been dedicated to smaller, rural municipalities. An application will be submitted on behalf of the City when more details are released. The Minister of Municipal Affairs has asked municipal heads of Council to provide comments on the Province's task force on housing affordability, and City staff are working on a comment for the Mayor to provide in response.

## **15. Councillors' Remarks**

### **15.1 Various Remarks (Bagu)**

Councillor Bagu expressed appreciation towards to Parks and Recreation staff for keeping splash pads open beyond the regular schedule in response to the warm weather, then asked the Fire Chief whether the smoke and carbon monoxide program is ongoing, which the Fire Chief confirmed. Councillor Bagu asked By-law Enforcement staff to provide Council with a verbal staff update regarding parking enforcement at the boat launch ramp, then asked that City staff provide residents with updates after a requested service has been addressed.

### **15.2 Meadow Heights Update and Request (Bruno)**

Councillor Bruno stated that he, Councillor Danch, and the Economic Development Officer attended the Hillcrest Road ribbon cutting ceremony, noting that he thinks the development is going well, then asked that the street lights near the phase of the Meadow Heights development impacting Apollo Road be turned on at night now that people are living there.

### **15.3 Service Requests (Danch)**

Councillor Danch requested that the chimney at Rossman's Furniture (208 King Street) be repaired and asked if Nickel Beach could remain open later into the evening.

## 16. Consideration of Items Requiring Separate Discussion

### 16.1 Fleet Services Update, 2023-185

Moved by Councillor M. Bagu

Seconded by Councillor F. Danch

That Public Works Department Report 2023-185 be received; and

That Council approve the transfer of \$49,195 from the General Tangible Capital Asset reserve to the Capital Fund to offset cost escalations on a single and tandem axle dump truck.

Carried

### 16.2 Pleasant Beach Retaining Wall Remediation, 2023-197

Moved by Councillor G. Bruno

Seconded by Councillor M. Aquilina

That Public Works Department Report 2023-197 be received; and

That Council direct staff to replace the retaining wall located at the Pleasant Beach Road end for the total estimated cost of \$1,000,000.00; and

That the project be funded from the General Tangible Capital Asset reserve.

#### **Amendment:**

Moved by Councillor G. Bruno

Seconded by Councillor M. Aquilina

That Public Works Department Report 2023-197 be received; and

**That Council direct staff to replace the retaining wall located at the Pleasant Beach Road end for an up-limit of \$1,000,000.00; and**

**That a report be brought to Council with detailed cost estimate for best options to replace the structure prior to the request for a tender; and**

That the project be funded from the General Tangible Capital Asset reserve.

Carried

### **16.3 Filming Policy, 2023-173**

Moved by Councillor M. Bagu

Seconded by Councillor G. Bruno

That Office of the Chief Administrative Officer Report 2023-173 be received;

That the City Clerk or designate be delegated the authority to issue film permits, approve exemptions to the Noise By-law for projects with a film permit, and execute any related documents resulting from the administration of the Filming Policy;

That the Director of Corporate Services/Treasurer or designate be delegated the authority to negotiate with film permit applicants the price of rates and fees for any good or service not identified in the Rates and Fees By-law;

That new rates and fees be added to the by-law that establishes the rates and fees for various City services; and

That the City of Port Colborne Filming Policy, as recommended by staff, be approved.

Carried

### **16.4 The Women of Ontario Say NO and Memorandum from Niagara Region - Association of Municipalities (AMO) Municipal Code of Conduct Resolutions**

Moved by Councillor M. Aquilina

Seconded by Councillor E. Beauregard

That the correspondence from the Niagara Region and Women of Ontario Say NO regarding Association of Municipalities (AMO) Municipal Code of Conduct resolutions, be supported.

Carried

### **16.5 Niagara Region - Motion - Equity, Diversity and Inclusion and the Damaging Impacts of Hate and Intolerance**

Moved by Councillor M. Aquilina

Seconded by Councillor M. Bagu

That the correspondence received from the Niagara Region regarding Equity, Diversity and Inclusion and the Damaging Impacts of Hate and Intolerance, be supported.

Carried

**16.6 Town of Fort Erie regarding Niagara Region's 2024 Operating Budget Levy Approval**

Moved by Councillor M. Bagu  
Seconded by Councillor T. Hoyle

That the correspondence received from the Town of Fort Erie regarding the Niagara Region's 2024 Operating Budget Levy Approval be supported and endorsed.

Carried

**16.7 Catherine Fife MPP Waterloo, Finance & Treasure Board Critic-Request Support for Bill 21, Fixing Long-Term Care Amendment Act (Till Death Do Us Part), 2022**

Moved by Councillor R. Bodner  
Seconded by Councillor M. Aquilina

That the City Clerk be directed to contact the Niagara Region Staff and gather additional details, and update be brought to Council at a future Council meeting.

Carried

**17. Motions**

**18. Notice of Motions**

**19. Minutes of Boards & Committees**

**19.1 Port Colborne Historical and Marine Museum Board Meeting Minutes - July 18, 2023**

Moved by Councillor E. Beauregard  
Seconded by Councillor M. Bagu

That the Port Colborne Historical and Marine Museum Board Meeting Minutes from July 18, 2023 be received.

Carried

**20. Recommendations Arising from Boards and Committees**

**20.1 Memorandum from Director of Museum and Culture - Museum, Heritage, and Culture Board Terms of Reference**

Moved by Councillor E. Beauregard

Seconded by Councillor G. Bruno

That the Museum, Heritage and Culture Board Terms of Reference be approved.

Carried

**21. By-laws**

Moved by Councillor D. Elliott

Seconded by Councillor F. Danch

That items 21.1 to 21.5 be enacted, as passed.

Carried

**21.1 By-law to Exempt the Lands Known as Blocks 71-74 on Plan 59M-150, More Specifically Described as Parts 1-25 on Plan 59R-17727, Municipally Known as 39-46 Saturn Drive from the Part Lot Control Provisions of the Planning Act**

**21.2 By-law to Adopt a Filming Policy**

**21.3 By-law to Establish a Board known as the Museum, Heritage and Culture Board**

**21.4 By-law to Appoint a Deputy Clerk**

**21.5 By-Law to Adopt, Ratify and Confirm the Proceedings of the Council of the Corporation of the City of Port Colborne**

**22. Confidential Items**

Moved by Councillor R. Bodner

Seconded by Councillor T. Hoyle

That Council do now proceed into closed session in order to address item 22.1.



Carried

**22.1 Confidential Memorandum - Office of the Chief Administrative Officer, a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality**

Bram Cotton, Economic Development Officer provided an update and answered questions from Members of Council related to the subject matter.

The following resolution was voted on and passed during public session.

Moved by Councillor T. Hoyle

Seconded by Councillor D. Elliott

That the verbal closed session update regarding Update on "Project Eagle" be received.

Carried

**23. Procedural Motions**

**24. Information items**

**25. Adjournment**

Council moved into Closed Session at approximately 8:29 p.m.

Council reconvened into Open Session at approximately 8:40 p.m.

Mayor Steele adjourned the meeting at approximately 9:21 p.m.

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William C. Steele, Mayor

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Saima Tufail, Acting City Clerk