

City of Port Colborne

Council Meeting Minutes

Date: Tuesday, February 13, 2024
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: B. Boles, Director of Corporate Services/Treasurer
S. Luey, Chief Administrative Officer
S. Shypowskyj, Director of Public Works
S. Tufail, Acting City Clerk
D. Vasu, Acting Deputy Clerk (minutes)
D. Landry, Chief Planner

1. Call to Order

Mayor Steele called the meeting to order at 6:30 p.m.

2. National Anthem

3. Land Acknowledgement

Councillor Bodner recited the land acknowledgement.

4. Proclamations

4.1 World Parkinson's Day - April 11, 2024

Moved by Councillor T. Hoyle
Seconded by Councillor F. Danch

That April 11, 2024, do hereby be proclaimed "World Parkinson's Day" in the City of Port Colborne.

Carried

5. Adoption of Agenda

Moved by Councillor D. Elliott
Seconded by Councillor G. Bruno

That the agenda dated February 13, 2024, be confirmed, as amended.

Carried

6. Disclosures of Interest

6.1 Councillor E. Beauregard - Niagara Region - Approval of Regional OPA and Approval of Local OPA, Port Colborne Quarries Pit 3 Extension

Councillor Eric Beauregard declared an indirect pecuniary interest as he is employed by an agent of the Applicant.

7. Approval of Minutes

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

That items 7.1 to 7.3 be approved as presented.

Carried

7.1 Regular Meeting of Council Minutes - January 23, 2024

7.2 Public Meeting Minutes - September 5, 2023

7.3 Public Meeting Minutes - October 3, 2023

8. Staff Reports

Moved by Councillor T. Hoyle
Seconded by Councillor F. Danch

That items 8.1 to 8.3 be approved, and the recommendations contained therein be adopted.

Carried

8.1 Lions Field Streetscape and Upgrades, 2024-34

That Public Works Department Report 2024-34 be received.

8.2 Sale of Surplus City Land - Catharine Street, 2024-13

That Chief Administrative Office Report 2024-13 be received; and

That a by-law to authorize entering into an Agreement of Purchase and Sale with Meyeseyes Consulting Corporation, owned by Glenn and Ashleigh Skubbeltrang regarding the sale of a City-owned property on Catharine Street, be passed; and

That the Mayor and Acting City Clerk be authorized to sign and execute any and all documents respecting the sale of these lands.

8.3 Appeals and Property Standards Committee, 2024-39

That Corporate Services Department Report 2024-39 be received; and

That the by-law attached as Appendix A of Corporate Services Report 2024-39, being a by-law to establish a committee known as the Appeals and Property Standards Committee, to establish terms of reference, and to repeal By-law No. 7101/43/23, be enacted and passed as presented; and

That members currently appointed to the Property Standards/Notice to Muzzle Appeal Committee be appointed to the Appeals and Property Standards Committee upon the dissolution of the Property Standards/Notice to Muzzle Appeal Committee, for a term ending with the current term of Council.

9. Correspondence Items

Moved by Councillor T. Hoyle

Seconded by Councillor F. Danch

That items 9.2 to 9.5 be received for information.

Carried

9.1 Niagara Region - Approval of Regional OPA and Approval of Local OPA, Port Colborne Quarries Pit 3 Extension

Councillor E. Beauregard declared a conflict declare an indirect pecuniary interest as he is employed by an agent of the Applicant.

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

That the correspondence item from the Niagara Region regarding Approval of Regional OPA and Approval of Local OPA, Port Colborne Quarries Pit 3 Extension be received for information.

Carried

9.2 City of Sarnia - Carbon Tax

9.3 Municipality of Tweed - Licence Plate Renewal

9.4 Prince Edward County - Expand the Life Span of Fire Apparatus

9.5 City of Brantford - Reliable and Accessible Public Rail Transit - CN Rail

10. Presentations

11. Delegations

11.1 Derek Miller, St. Therese of Lisieux Catholic Church, Request for Exemption from Provisions of By-law 89-2000, on Bell Street and Fares Street

Moved by Councillor T. Hoyle
Seconded by Councillor E. Beauregard

That the consideration of Derek Miller's request for an exemption from the provisions of By-law 89-2000, be referred to the Director of Public Works to investigate and bring a report forward to Council with further details.

Carried

12. Mayor's Report

A copy of the Mayor's Report is attached.

13. Regional Councillor's Report

14. Staff Remarks

14.1 SERT for Solar Eclipse Event on April 8, 2024 (Luey)

The Chief Administrative Officer advised that the City of Port Colborne Special Events Response Team plans to meet frequently prior to the solar eclipse event on April 8, 2024, to ensure the safety and enjoyment of residents and visitors during all recreational events, such as those at Vale Health and Wellness Centre.

15. Councillors' Remarks

15.1 Third Reading of Drainage Works By-law (Bodner)

Councillor Bodner advised that the passing of item 21.5, being a By-law to Provide for a Section 4 and Section 78 Engineer's Report for a Drainage Works in the City of Port Colborne in the Regional Municipality of Niagara Known as the Port Colborne Municipal Drain (Third Reading) will allow the City to commence the Port Colborne municipal drain project after July 15, 2024.

15.2 Appreciation for Public Works Staff (Bruno)

Councillor Bruno expressed appreciation towards Public Works staff for hosting an open house on February 21, 2024, regarding updates and plans for the Bartok and Omer sewer shed and requested for a virtual participation option to accommodate those unable to attend the open house in person.

15.3 Library Board Update (Bagu)

Councillor Bagu informed that, following Susan Therrien's retirement from the role of Director of Library Services and CEO of the Library Board, Rachel Tkachuk has been designated as the Manager of Library Services and Acting CEO of the Library Board. This appointment will continue until June 1, 2024. Subsequently, the Library Board intends to appoint a permanent candidate to fulfill the position on a full-time basis.

15.4 Vale Health and Wellness Center Monitor Issues (Bagu)

Councillor Bagu inquired about the delay in repairing monitors at the Vale Health and Wellness Center. The Director of Corporate Services clarified that a software glitch, affecting monitor connectivity, is causing disruptions. The current software provider aims to resolve the issue by February 16,

2024. In case of persistence, the Director intends to engage a new software provider for a solution.

15.5 2024 SportsFest Staff Appreciation (Beauregard)

Councillor Beauregard expressed appreciation towards staff that were involved in planning and executing the 2024 SportsFest.

15.6 Appreciation for Clerk's Division Staff (Aquilina)

Councillor Aquilina expressed appreciation to the staff in the Clerk's Division for inviting her and fellow Councillors to witness a civil marriage solemnization ceremony conducted by the Acting City Clerk. Councillor Aquilina also extended her congratulations to the newly married couple.

16. Consideration of Items Requiring Separate Discussion

16.1 Traffic Calming Update - Various Locations, 2024-35

Moved by Councillor M. Bagu

Seconded by Councillor M. Aquilina

That Public Works Department Report 2024-35 be received.

Carried

16.2 Neff Street Storm Sewer Repair – Construction Funding, 2024-31

Moved by Councillor F. Danch

Seconded by Councillor G. Bruno

That Public Works Department Report 2024-31 be received; and

That Council approve \$425,000 from the storm sewer reserve to be added to the Neff Street Storm Sewer budget for the Neff Street Storm Sewer project to proceed.

Carried

16.3 Recommendation Report for Proposed Official Plan Amendment and Zoning By-law Amendment- 650 Main Street West, 2024-29

Moved by Councillor G. Bruno

Seconded by Councillor M. Bagu

That Planning and Legislative Services Department Report 2024-29 be received; and

That the By-law to adopt amendment no. 14 to the Official Plan for the City of Port attached as Appendix A be approved; and

That the by-law to amend Zoning By-law 6575/30/18 for the lands legally known as HUMBERSTONE CON 2 PT LOT 32 in the City of Port Colborne, Regional Municipality of Niagara, municipally known as 650 Main Street West, and Whereas By-law 6575/30/18 is a by-law of The Corporation of the City of Port Colborne restricting the use of land and the location and use of buildings and structures, be approved; and

That the City Clerk be directed to issue the Notices of Adoption and Passing in accordance with the *Planning Act*.

In Favour (2): Councillor E. Beauregard, and Councillor R. Bodner

Opposed (7): Councillor M. Aquilina, Councillor M. Bagu, Councillor G. Bruno, Councillor F. Danch, Councillor D. Elliott, Councillor T. Hoyle, and Mayor Steele

Lost (2 to 7)

- a. **Written Delegation Material from Ken and Maureen Anthes, residents**
- b. **Delegation from Tammy Morden, resident**
- c. **Written Delegation Material and Petition from Jim Calla, resident**
- d. **Delegation from Jim Calla, resident**
- e. **Delegation from Nancy Bodis, resident**
- f. **Delegation from Ken Anthes, resident**

16.4 Town of Grimsby - Advocacy of Mental Health and Addiction Support and correspondence from Steven Soos regarding Mental Health, Addiction and Homelessness in Niagara

Moved by Councillor T. Hoyle
Seconded by Councillor R. Bodner

That the correspondence items received from the Town of Grimsby regarding Advocacy of Mental Health and Addiction Support, and from Steven Soos regarding Mental Health, Addiction and Homelessness in Niagara, be received; and

That the Acting City Clerk be directed to draft a letter that declares the issue as a crisis as opposed to an emergency; and

That the letter outline statistics from Public Health, Niagara Housing, and Niagara Regional Police on the opioid crisis impacts on the City of Port Colborne.

Carried

17. Motions

18. Notice of Motions

19. Minutes of Boards & Committees

19.1 Heritage Advisory Subcommittee Minutes - October 16, 2023, and November 20, 2023

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

That the Heritage Advisory Subcommittee Minutes from October 16, 2023, and November 20, 2023, be approved as presented.

Carried

20. Recommendations Arising from Boards and Committees

20.1 Memorandum from Cassandra Banting - Manager of Environmental Compliance regarding Low-Flow Toilet Rebate Program- Environmental Advisory Committee

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

That the Port Colborne Environmental Advisory Committee recommendation regarding the removal of the City's Low Flow Toilet Rebate, be supported; and

That the funds from this program be redirected to City's 2024 rain barrel program.

Carried

21. By-laws

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

That items 21.3 to 21.6 be enacted and passed, as presented.

Carried

21.3 By-law to Authorize entering into an Agreement of Purchase and Sale of property with Meyeseyes Consulting Corporation for two City owned surplus parcels on Catharine Street

21.4 By-law to Establish a Committee known as the Appeals and Property Standards Committee, to Establish a Terms of Reference, and to Repeal By-law No. 7101/43/23, and all Amendments Thereto

21.5 By-law to Provide for a Section 4 and Section 78 Engineer's Report for a Drainage Works in the City of Port Colborne in the Regional Municipality of Niagara Known as the Port Colborne Municipal Drain (Third Reading)

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

21.1 By-law to adopt amendment no. 14 to the Official Plan for the City of Port Colborne

This item has been defeated as a result of the vote on the corresponding report.

21.2 By-law to amend Zoning By-law 6575/30/18 for the lands municipally known as 650 Main Street West

This item has been defeated as a result of the vote on the corresponding report.

22. Procedural Motions

23. Information items

24. Adjournment

Mayor Steele adjourned the meeting at approximately 8:47 p.m.

William C. Steele, Mayor

Saima Tufail, Acting City Clerk