

City of Port Colborne
Council Meeting Minutes

Date: Tuesday, March 22, 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
C. Madden, Deputy Clerk (minutes)
B. Boles, Director of Corporate Services/Treasurer
C. Kalimootoo, Director of Public Works
S. Lawson, Fire Chief
N. Rubli, Acting City Clerk
S. Tufail, Acting Deputy Clerk

1. Call to Order

Mayor Steele called the meeting to order.

2. National Anthem

3. Land Acknowledgment

4. Proclamations

4.1 Year of the Garden 2022

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

That 2022 be proclaimed as the Year of the Garden, in the City of Port Colborne. In celebration of the contribution of gardens and gardening to the development of our country, our municipality and the lives of our citizens in terms of health, quality of life and environmental challenges;

That the Saturday before Father's Day, June 18 in 2022, be recognized as Garden Day in the City of Port Colborne as a legacy of Canada's Year of the Garden 2022; and

That the City of Port Colborne is committed to be a Garden Friendly City supporting the development of its garden culture; and

That all municipalities across Canada be invited to proclaim 2022 to be the Year of the Garden in their respective municipalities, and that a copy of this resolution be provided to all municipalities of Ontario, for that purpose.

Carried

4.2 World Autism Awareness Day, April 2, 2022

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

That April 2, 2022 be proclaimed as World Autism Awareness Day 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 March 22, 2022 be confirmed, as circulated or as amended.

Carried

6. Disclosures of Interest

6.1 Councillor R. Bodner - Municipal Accommodation Tax, 2022-48

The Councillor has declared a direct pecuniary interest as he has a business inside of Sherkston Shores Resort.

6.2 Councillor E. Beauregard - Gateway CIP Application 1338277 Ontario Inc. located at 72 Killaly Street, 2022-33

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

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 March 8, 2022, be approved as circulated.
2. That the minutes of the Public Meeting held on March 15, 2022, be approved as circulated.

Carried

7.1 Regular Meeting of Council - March 8, 2022

7.2 Public Meeting - March 15, 2022

8. Staff Reports

Moved by Councillor D. Kalailieff

Seconded by Councillor M. Bagu

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

Carried

8.1 Strategic Plan – Quarterly Update, 2022-50

That Chief Administrative Office Report 2022-50 be received for information.

8.2 Rural Economic Development Program – Transfer Agreement, 2022-61

That Chief Administrative Office Report 2022-61 be received; and

That Council approve the Transfer Agreement in Appendix A between The Corporation of the City of Port Colborne and the Ontario Ministry of Agriculture, Food and Rural Affairs for funding from the Rural Economic Development Program; and

That a by-law to enter into the Transfer Agreement with the provincial government be brought forward.

8.3 Designate Alternate Community Emergency Management Coordinator (CEMC), 2022-62

That the Development and Legislative Services Department Report 2022-62 be received;

That the City's Emergency Management Program be updated to include the Manager of Road and Park Operations as an alternate Community Emergency Management Coordinator (CEMC); and

That a by-law be brought forward for Council approval.

9. Correspondence Items

Moved by Councillor D. Kalailieff

Seconded by Councillor M. Bagu

That items 9.1 to 9.8 be received for information.

Carried

9.1 Town of Fort Erie - Support City of St. Catharines regarding CHPI Funding Shortfalls (Community Homelessness Prevention Initiative)

9.2 Niagara Peninsula Conservation Authority - Annual General Meeting Highlights, February 18, 2022

9.3 Municipality of South Huron - Firefighter Certification

9.4 Township of Woolwich - Mental Health Supports

9.5 Town of South Bruce Peninsula - Municipal Accommodation Tax and Crown Campgrounds

9.6 Ministry of Northern Development, Mines, Natural Resources and Forestry - Seeking Input About the Use of Floating Accommodations on Waterways Over Ontario's Public Lands

9.7 Township of Puslinch - Funding Support for Infrastructure Projects - Bridge/Culvert Replacements in Rural Municipalities

9.8 Ontario Stone, Sand & Gravel Association - Discovering the Truth About Stone, Sand and Gravel

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

14.1 In-Person Council Meetings (Luey)

The Chief Administrative Officer advised Council and of the public of City's plan to return to in-person Council meetings starting April 26th, 2022.

14.2 Salt Dome (Kalimootoo)

The Director of Public Works advised Council that the contractor will be finishing the repairs for the salt dome by the end of the week.

14.3 Street Sweeping (Kalimootoo)

The Director of Public Works informed Council that the street sweeping has begun in the downtown core and once completed, staff will move along to the City's primary roads.

14.4 Bids and Tenders Website (Kalimootoo)

The Director of Public Works advised Council of the launch of the new bids and tenders website.

14.5 Lion's Field (Kalimootoo)

The Director of Public Works notified Council of the installment of the new outfield fencing in conjunction with the Lion's Club and project completion is set for the end of May.

14.6 Roof Repairs at Vale Health and Wellness Centre (Kalimootoo)

The Director of Public Works provided an update to Council in regards to the roof repairs taking place at the Vale Health and Wellness Centre.

14.7 Year-End Surplus Report (Boles)

The Director of Corporate Services/Treasurer advised Council that the year-end surplus report will be brought forward at the next regulars Council Meeting.

14.8 Boat Ramp (Boles)

The Director of Corporate Services/Treasurer notified Council of a sand mound that has built up at the entrance of the City's boat ramp and that the water levels are lower than past years. Director Boles further reported that staff are monitoring and addressing the issue.

15. Councillors' Remarks

15.1 Age Friendly Niagara Committee (Desmarais)

Councillor Desmarais advised Council of the Age Friendly Niagara Committee that provides information on various services available to seniors in the Niagara Region.

15.2 Pot Holes at H.H. Knoll Park (Bagu)

Councillor Bagu informed Council that he brought forward the information regarding pot holes at H.H. Knoll Park to the attention of the Director of Public Works.

15.3 In-Person Board and Committee Meetings (Bagu)

In response to Councillor Bagu's inquiry, the Chief Administrative Officer confirmed that the Board and Committee Meetings can be held in person as of May 1st 2022.

15.4 Streetlight Repair (Danch)

In response to Councillor Danch's inquiry regarding a streetlight in disrepair on West Street, the Director of Public Works confirmed that he would investigate.

15.5 Cruise Ship Update (Bruno)

In response to Councillor's Bruno request for an update on the cruise ship initiative, the Manager of Strategic initiatives indicated that an information session will be held with the local business community in the near future.

15.6 New Sign at the Vale Health and Wellness Centre (Bruno)

Councillor Bruno expressed appreciation towards staff for the installation of the new sign at the Vale Health and Wellness Centre.

15.7 Increase Niagara Regional Police presence near Highway 58 and Main Street West (Bruno)

In response to Councillor Bruno's request to have an increased Niagara Regional Police presence near Highway 58 and Main Street West to address reported issues of speeding, the Mayor confirmed that the request would be relayed to the Port Colborne's Staff Sergeant.

16. Consideration of Items Requiring Separate Discussion

16.1 Marina District Revitalization Plan, 2022-59

Mary Lou Tanner, Senior Planning Consultant, NPG Planning Solutions, provided a presentation and responded to questions received from Council.

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

That Chief Administrative Office Report 2022-59 be received for information.

Carried

16.2 Waterfront Centre – Project Update, 2022-37

Moved by Councillor G. Bruno
Seconded by Councillor M. Bagu

That Chief Administrative Office Report 2022-37 be received for information.

Carried

16.3 Municipal Accommodation Tax, 2022-48

Councillor R. Bodner declared a conflict on this item. (The Councillor has declared a direct pecuniary interest as he has a business inside of Sherkston Shores Resort.)

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

That Chief Administrative Office Report 2022-48 be received;

That Council commit, in principle, to implement a Municipal Accommodation Tax (MAT) of no more than 4% on the purchase of transient accommodation at campsites/campgrounds effective January 1, 2023;

That the Manager of Strategic Initiatives be directed to draft and bring forward a MAT by-law, an agreement between the Corporation of the City of Port Colborne and Niagara's South Coast Tourism Association, a Municipal Accommodation Tax Reserve Policy, and a procedure for collecting and remitting a MAT to a future meeting of Council for consideration; and

That the Manager of Strategic Initiatives be directed to further engage campsite/campground businesses on the implementation and collection of a MAT in the City of Port Colborne.

Amendment:

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

That Chief Administrative Office Report 2022-48 be received;

That Council commit, in principle, to implement a Municipal Accommodation Tax (MAT) of no more than 4% on the purchase of transient accommodation at campsites/campgrounds and the **City Marina** effective **September 1, 2022;**

That the Manager of Strategic Initiatives be directed to draft and bring forward a MAT by-law, an agreement between the Corporation of the City of Port Colborne and Niagara's South Coast Tourism Association, a Municipal Accommodation Tax Reserve Policy, and a procedure for collecting and remitting a MAT to a future meeting of Council for consideration; and

That the Manager of Strategic Initiatives be directed to further engage campsite/campground businesses on the implementation and collection of a MAT in the City of Port Colborne.

Carried

16.4 Referral: Friendship Trail Standard Crossing & Signage, 2022-49

Moved by Councillor H. Wells

Seconded by Councillor R. Bodner

That Public Works Department Report 2022-49 be received,

That Council approve the crossing standard as shown in Exhibit-A, in Appendix A to Public Works Department Report 2022-49; and

That Council approve the installation of 14 sign boards and 11 wayfinding markers for the Friendship Trail crossings as shown in Exhibit-B, in Appendix B to Public Works Department Report 2022-49.

Carried

16.5 Port Colborne Distribution System - 2021 Annual Summary Report, 2022-60

Moved by Councillor H. Wells

Seconded by Councillor R. Bodner

That Public Works Department Report 2022-60, prepared in accordance with the requirements of Ontario Regulation (O. Reg.) 170/03 under the *Safe Drinking Water Act*, 2002, be received for information.

Carried

16.6 Gateway CIP Application 1338277 Ontario Inc. located at 72 Killaly Street, 2022-33

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 work on this property.)

Moved by Councillor M. Bagu

Seconded by Councillor D. Kalailieff

That Chief Administrative Office Report 2022-33 be received;

That Council approve the Gateway CIP Tax Increment Grant for 1338277 Ontario Inc., for the property located at 72 Killaly Street East and the Economic Development Officer be directed to send notice of the approval to the Niagara Region;

That the Mayor and Clerk be authorized to execute a Grant Agreement between the City of Port Colborne and 1338277 Ontario Inc., subject to project completion approval from the Niagara Region and City of Port Colborne Economic Development Department; and

That a Bylaw to enter into a Grant Agreement with 1338277 Ontario Inc. be brought forward at a future meeting of Council.

Carried

16.7 City of Thorold - Support of Increased Fines for Firearms Infractions

Moved by Councillor H. Wells

Seconded by Councillor F. Danch

That correspondence from the City of Thorold regarding support of increase fines for firearms infractions be supported.

Carried

16.8 Township of Wainfleet - Settlement Area Boundary Review - Niagara Region Official Plan

Moved by Councillor H. Wells

Seconded by Councillor D. Kalailieff

That correspondence from the Township of Wainfleet regarding Settlement Area Boundary-Niagara Region Official Plan, be supported.

Carried

16.9 Multi Municipal Wind Turbine Working Group - Ontario's Energy Plan and Wind Turbines

Moved by Councillor H. Wells

Seconded by Councillor A. Desmarais

That correspondence from the Multi Municipal Turbine Working Group regarding Ontario's Energy Plan and Wind Turbines, be referred to the City of Port Colborne's Environmental Advisory Committee to investigate and bring an update forward at a future council meeting.

Carried

17. Motions

18. Notice of Motions

19. Minutes of Boards & Committees

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

That items 19.1 and 19.2 be approved, as presented.

Carried

19.1 Port Colborne Public Library Board Minutes, February 2, 2022

19.2 Environmental Advisory Committee Minutes, December 8, 2021

20. By-laws

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

That items 20.1 to 20.5 be enacted and passed.

Carried

20.1 By-law to Appoint Carter McColl as a Property Standards Officer and Weed Inspector and Madison Cassar as a Weed Inspector

20.2 By-law to Appoint a Deputy Clerk (Saima Tufail)

20.3 By-law to Authorize Entering into an Agreement with Rural Economic Development Program

20.4 By-law to Amend By-law Establishing an Emergency Management Program for the Protection of Public Safety, Health, the Environment, Critical Infrastructure and Property and to Promote Economic Stability and a Disaster-Resilient Community

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

- 21. Confidential Items**
- 22. Procedural Motions**
- 23. Information items**
- 24. Adjournment**

Mayor Steele adjourned the meeting at approximately 9:10 pm.

William C. Steele, Mayor

Nicole Rubli, Acting City Clerk