

City of Port Colborne
Council Meeting Minutes

Date: Monday, February 8, 2021
Time: 6:30 p.m.
Location: Council Chambers, 3rd Floor, City Hall
66 Charlotte Street, Port Colborne

Members Present: M. Bagu, Councillor
R. Bodner, Councillor
G. Bruno, Councillor
F. Danch, Councillor
A. Desmarais, Councillor
D. Kalailieff, Councillor
W. Steele, Mayor (presiding officer)
H. Wells, Councillor

Member(s) Absent: E. Beauregard, Councillor

Staff Present: D. Aquilina, Director of Planning and Development
T. Cartwright, Fire Chief
A. LaPointe, Manager of Legislative Services/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

1. Call to Order

Mayor Steele called the meeting to order.

2. National Anthem

3. Proclamations

4. Adoption of Agenda

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

That the agenda dated February 8, 2021 be confirmed, as circulated.

Carried

5. Disclosures of Interest

6. Approval of Minutes

6.1 Regular Meeting of Council - January 25, 2021

Moved by Councillor F. Danch

Seconded by Councillor G. Bruno

That the minutes of the regular meeting of Council, held on January 25, 2021, be approved as presented.

Carried

7. Staff Reports

Moved by Councillor M. Bagu

Seconded by Councillor D. Kalailieff

That item 7.1 be approved, and the recommendations contained therein be adopted.

Carried

7.1 Recommendation Report for a Proposed Communication Tower at 534 Pleasant Beach Road, File D27-10 (Report 2021-34)

That Council has no adverse comments to the proposed communication tower at 534 Pleasant Beach Road; and

That Innovation, Science and Economic Development Canada and Forbes Bros. Ltd. be notified of Council's decision.

8. Correspondence Items

Moved by Councillor A. Desmarais

Seconded by Councillor D. Kalailieff

That items 8.1 to 8.3 be received for information.

Carried

8.1 Niagara Region - Approval of 2021 Interim Levy Dates and Amounts

8.2 City of Welland - Allocation of COVID Vaccine

8.3 Various Municipalities - Municipal Insurance Costs

9. Presentations

9.1 Matt Robinson, Director and Scott Fraser, Transportation Lead, GO Implementation, Niagara Region - Niagara Transit Governance Study

Matt Robinson, Director of GO Implementation, Niagara Region, provided a presentation with respect to a Niagara Transit Governance Study and responded to questions received from Council.

10. Delegations

10.1 Mike Chechalk, Director and Rob Cosby, Associate Director, Niagara Federation of Agriculture - Farm 911 The Emily Project

Mike Chechalk, Director and Rob Cosby, Associate Director, Niagara Federation of Agriculture, provided a presentation with respect to Farm 911 - The Emily Project and responded to questions received from Council.

Moved by Councillor A. Desmarais

Seconded by Councillor R. Bodner

That the Fire Chief be directed to investigate the implementation of the Farm 911 – The Emily Project and report back to Council with a recommendation.

Carried

a. Farm 911 The Emily Project - Delegation Presentation

11. Mayor's Report

A copy of the Mayor's report is attached.

12. Regional Councillor's Report

13. Staff Remarks

13.1 Sidewalk Construction on Clarence Street (Luey)

The Chief Administrative Officer informed Council that sidewalk construction on the west end of Clarence Street is planned for 2021 and

that staff are preparing a report to bring forward to Council regarding this matter.

14. Councillors' Remarks

14.1 Signs on the end of Holloway Bay Road (Wells)

In response to Councillor Wells' inquiry regarding how the Fort Erie signs installed at the end of Holloway Bay Road will affect Port Colborne residents, the Chief Administrative Officer informed Council that he would investigate this matter.

14.2 Medical Marijuana Establishments (Wells)

In response to Councillor Wells' inquiry regarding how the City ensures medical marijuana establishments are in compliance with the City's by-laws, the Director of Planning and Development indicated that under the City's Zoning By-law, land uses of Cannabis Production Facilities are subject to a site plan control agreement between the municipality and the owner of the property but if a property is in operation of a use that is not in compliance with the Zoning By-law, enforcement will occur through that by-law and through the Planning Act. The Fire Chief reiterated to Council that staff will enforce properties that are not in compliance with the City's by-laws using every measure that is under the authority of the municipality.

14.3 Council Review Committee Update (Desmarais)

In response to Councillor Desmarais' inquiry, the City Clerk provided an update on the citizen advisory committees meeting and advised that a report will be brought forward to Council with respect to required actions by the Council Review Committee after the pandemic.

14.4 Friends of Roselawn Art Auction (Kalailieff)

Councillor Kalailieff informed Council that the Friends of Roselawn are holding an art auction via their social media pages until February 13, 2021.

14.5 New Chair of Downtown BIA (Kalailieff)

Councillor Kalailieff informed Council that Jesse Boles has been elected the new Chair for the Downtown Business Improvement Area Board of Management.

14.6 Vaccine Sites in Port Colborne (Bagu)

In response to Councillor Bagu's inquiry, the City Clerk advised that staff are working with Niagara Region Public Health in planning for a vaccination site to be located in the City of Port Colborne and that more information will be provided by the Niagara Region in the near future.

14.7 Windstorm (Bagu)

Councillor Bagu expressed gratitude towards Operations and Fire staff for their work during the last windstorm.

14.8 Construction at Centennial Park - Cedar Bay Beach (Bodner)

Councillor Bodner informed Council and the public that the construction happening at Centennial Park - Cedar Bay Beach is to improve the control of water on the lawn which should be completed early in the spring.

14.9 Cannabis Production Facilities (Bodner)

In response to Councillor Bodner's inquiry regarding whether the City monitors cannabis production facilities currently in operation to ensure continuous compliance with the City's by-laws, the Director of Planning and Development indicated that the City is not aware of any property that has gone through the municipality's process in establishing as a Cannabis Production Facility. The Director of Planning and Development also advised that for new facilities, property owners are advised that they must comply with the Zoning By-law, they must obtain the applicable building permits and must enter into a legal site plan agreement with the municipality.

14.10 Strategic Plan Update (Bruno)

Councillor Bruno expressed appreciation towards the Chief Administrative Officer for providing Council with an update on the City's Strategic Plan.

15. Consideration of Items Requiring Separate Discussion

15.1 Niagara Transit Governance (Report 2021-39)

Moved by Councillor G. Bruno

Seconded by Councillor M. Bagu

That Corporate Service Department Report 2021-39 be received;

That Council endorse, in principle, the Full Commission as the recommended governance model for the consolidation of Niagara's public

transit system, taking into account that Niagara Region will commit to and address:

- a. That the City of Port Colborne service levels set out in the report Transit Enhancement Opportunity (Report 2021-15) dated January 11, 2021 are maintained and improved upon;
- b. That the proposed financial model be amended to address concerns presented by the City of Port Colborne; and
- c. That Regional Council consider geographical areas, such as Niagara South, when selecting two additional Councillors for the Full Commission; and

That Council direct the Director of Corporate Services/Treasurer and the Chief Administrative Officer to continue to work with other municipal CAOs and Regional staff on the Regional financial structure of the consolidation of Niagara's public transit system, which will be presented to Council with a targeted timeframe of Q2 2021.

Carried

15.2 Physician Recruitment Guideline (Report 2021-37)

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

That Chief Administrative Office Report 2021-37 be received; and

That the Physician Recruitment Guideline in Appendix A of Chief Administrative Office Report 2021-37 be approved.

Carried

15.3 Audit Planning Document (Report 2021-40)

Moved by Councillor D. Kalailieff
Seconded by Councillor A. Desmarais

That Corporate Services Department Report 2021-40, Audit Planning Document be received for information.

Carried

15.4 Ontario Stone, Sand & Gravel Association - Gravel Facts in Ontario

Moved by Councillor H. Wells

Seconded by Councillor D. Kalailieff

That correspondence from Ontario Stone, Sand & Gravel Association regarding Gravel Facts in Ontario, be received for information.

Carried

16. Motions

17. Notice of Motions

18. Minutes of Boards & Committees

18.1 Port Colborne Historical and Marine Museum Board - November 17, 2020

Moved by Councillor A. Desmarais

Seconded by Councillor D. Kalailieff

That the minutes of the Port Colborne Historical and Marine Museum Board meeting, held on November 17, 2020, be approved as presented.

Carried

19. By-laws

Moved by Councillor M. Bagu

Seconded by Councillor F. Danch

That items 19.1 and 19.2 be enacted and passed.

Carried

19.1 By-law to Appoint a Chief Building Official

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

20. Confidential Items

The City Clerk reported that direction was provided to staff for item 20.2 during closed session in accordance with the *Municipal Act, 2001*.

Moved by Councillor G. Bruno
Seconded by Councillor A. Desmarais

That Council do now proceed into closed session in order to address items 20.1 and 20.2.

Carried

**20.1 Minutes of the closed session portion of the January 11, 2021
Council Meeting**

**20.2 Chief Administrative Office Report 2021-36, Potential Disposition of
City Owned Land**

21. Procedural Motions

22. Information items

23. Adjournment

Council moved into Closed Session at approximately 8:30 p.m.

Council reconvened into Open Session at approximately 9:19 p.m.

Mayor Steele adjourned the meeting at approximately 9:20 p.m.

William C. Steele, Mayor

Amber LaPointe, City Clerk