

City of Port Colborne
Council Meeting Minutes

Date: Monday, March 22, 2021
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: T. Cartwright, Director of Community Safety & Enforcement
A. LaPointe, Acting Director of Planning and Development/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

3.1 World Autism Awareness Day, April 2, 2021

Moved by Councillor E. Beauregard
Seconded by Councillor R. Bodner

That April 2, 2021 be proclaimed as "World Autism Awareness Day" in the City of Port Colborne in accordance with the request received from Autism Ontario - Niagara Region Chapter.

Carried

4. Adoption of Agenda

The Mayor indicated that the correspondence received from the Niagara Region regarding Niagara Official Plan Process and Local Municipality Conformity be moved to the first sub-item under Item 16 Consideration of Items Requiring Separate Discussion.

Moved by Councillor D. Kalailieff

Seconded by Councillor A. Desmarais

That the agenda dated March 22, 2021 be confirmed, as amended.

Carried

5. Disclosures of Interest

5.1 Councillor E. Beauregard - Niagara Region - Review Options - South Niagara Aquifer

The Councillor is employed by Sullivan Mahoney LLP., one of the solicitors for Port Colborne Quarries Inc., a company that has an application before the City of Port Colborne, which is directly impacted by any decision involving the Niagara South Aquifer.

6. Approval of Minutes

Moved by Councillor H. Wells

Seconded by Councillor G. Bruno

- a. That the minutes of the Regular Meeting of Council held on March 8, 2021, be approved as circulated.
- b. That the minutes of the Committee of the Whole-Budget meeting held on March 11, 2021, be approved as circulated.

Carried

6.1 Regular Meeting of Council - March 8, 2021

6.2 Committee of the Whole-Budget - March 11, 2021

7. Recommendations Arising from Committees

7.1 2021 Rate Budgets, 2021-80

Moved by Councillor H. Wells

Seconded by Councillor D. Kalailieff

That Corporate Services Department Report 2021-80 be received; and

That the 2021 Rate Budgets as recommended in this report be approved.

Carried

a. Staff Presentation Regarding 2021 Rate Budget and Rate Setting

7.2 2021 Rates Setting, 2021-84

Moved by Councillor H. Wells

Seconded by Councillor M. Bagu

That Corporate Services Department Report 2021-84 be received; and

That the 2021 Water, Wastewater and Storm Sewer Rates as set out in page 5 and 8 of report 2021-84 be approved.

Amendment:

Moved by Councillor G. Bruno

Seconded by Councillor H. Wells

That Corporate Services Department Report 2021-84 be received;

That the 2021 Water and Wastewater Rates as set out in page 5 of report 2021-84 be approved; and

That the Storm Sewer Rates be referred to the Director of Public Works to investigate while utilizing the City's Official Plan Urban Service Mapping.

Carried

a. Memo from Steve Shypowskyj, Manager of Projects & Design - Storm Sewer Budget

- b. Amended and Additional Attachments to Memo from Steve Shypowskyj, Manager of Projects & Design - Storm Sewer Budget**

8. Staff Reports

Moved by Councillor M. Bagu

Seconded by Councillor F. Danch

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

Carried

8.1 Funding Agreement with Ministry of Transportation, 2021-107

That Corporate Services Department Report 2021-107 be received; and

That the draft by-law attached as Appendix A of Corporate Services Report 2021-107 be approved.

8.2 Port Colborne Distribution System 2020 Annual Summary Report, 2021-70

That Public Works Department Report 2021-70, prepared in accordance with O.Reg. 170/03, be received for information.

9. Correspondence Items

Moved by Councillor M. Bagu

Seconded by Councillor F. Danch

That items 9.1 and 9.2 be received for information.

Carried

9.1 Niagara Region - Natural Environment Work Program - 2nd Point of Engagement

9.2 Township of Wainfleet - Donation of Face Coverings

10. Presentations

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 COVID-19 Update (Luey)

The Chief Administrative Officer provided an update with respect to the COVID-19 pandemic. He informed Council that the City is still currently designated by the Province to be in the Red state and that the City will be providing a facility for facilitating vaccinations. The Chief Administrative Officer concluded his update by letting residents know to visit www.ontario.ca/book-vaccine for more information.

15. Councillors' Remarks

15.1 Spring Cleanup (Danch)

Councillor Danch thanked community members for doing their part to clean up waste all around the City.

15.2 Truck Lane on Highway 58 (Danch)

In response to Councillor Danch's inquiry regarding whether the Ontario Ministry of Transportation (MTO) could be contacted to request that a truck lane be installed where trucks turn to go northbound onto Highway 58 from Stonebridge Drive, the Mayor confirmed that staff could send the MTO a letter.

15.3 Traffic Calming Measures on Clarence Street (Bagu)

In response to Councillor Bagu's inquiry regarding potential traffic calming measures on Clarence Street by Clare Avenue, the Director of Public Works confirmed that staff will first install more speed limit signs in this area and will then further investigate additional measures.

15.4 Erie Street Sewer (Bruno)

In response to Councillor Bruno's inquiry regarding whether the Erie Street sewer could be rehabilitated sooner than others, the Director of Public Works confirmed that staff can investigate this particular sewer.

15.5 Roads (Desmarais)

Councillor Desmarais expressed appreciation towards staff for keeping the roads nice and clean as the seasons transitions into Spring.

15.6 Pet Waste (Desmarais)

Councillor Desmarais requested that the public ensure that they clean up after their pets when they take them out for walks.

15.7 Short-term Rentals Update (Bodner)

In response to Councillor Bodner's request for an update on the matter of short-term rentals, the Acting Director of Planning & Development/City Clerk informed Council that she is working with the Community Safety & Enforcement department on the issue and will provide an update at the next meeting.

15.8 Spring Break Beaches' Operations (Bodner)

Councillor Bodner inquired if staff have considered beach operations during the upcoming spring break. The Director of Community Safety & Enforcement informed Council that his staff will keep an eye on the weather and plan for booking staff accordingly.

15.9 Dog Feces at Vale Health and Wellness Centre (Beauregard)

In response to Councillor Beauregard's request to have pet waste bag stands installed at the Vale Health and Wellness Centre in order to prevent dog feces from not getting picked up, the Director of Public Works confirmed that he would investigate.

15.10 Sharps Containers (Desmarais)

In response to Councillor Desmarais' request to have sharps containers installed at various locations around the City, the Director of Public Works confirmed that he would investigate.

16. Consideration of Items Requiring Separate Discussion

16.1 Niagara Region - Niagara Official Plan Process and Local Municipality Conformity

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

That correspondence from the Niagara Region regarding Niagara Official Plan Process and Local Municipality Conformity, be received for information.

Carried

16.2 2020-2023 Strategic Plan, 2021-96

Moved by Councillor H. Wells

Seconded by Councillor M. Bagu

That Chief Administrative Office Report 2021-96, Subject: 2020-2023 Strategic Plan, be received; and

That Council endorse the draft Strategic Plan attached as Appendix A.

Amendment:

Moved by Councillor D. Kalailieff

Seconded by Councillor G. Bruno

That Chief Administrative Office Report 2021-96, Subject: 2020-2023 Strategic Plan, be received;

That Council endorse the draft Strategic Plan attached as Appendix A;

That the Manager of Strategic Initiatives be directed to remove the following wording from the draft Strategic Plan:

"Partner with Hamilton Oshawa Port Authority on an MOU and".

Carried

Amendment:

Moved by Councillor G. Bruno

Seconded by Councillor A. Desmarais

That Chief Administrative Office Report 2021-96, Subject: 2020-2023 Strategic Plan, be received;

That Council endorse the draft Strategic Plan attached as Appendix A;

That the Manager of Strategic Initiatives be directed to remove the following wording from the draft Strategic Plan:

"Partner with Hamilton Oshawa Port Authority on an MOU and"; and

That the Manager of Strategic Initiatives be directed to move forward with the preparation of the draft Strategic Plan communications card.

Carried

a. Staff Presentation Regarding 2020-2023 Strategic Plan

16.3 Lockview Park Redevelopment – Public Engagement Plan, 2021-95

Moved by Councillor M. Bagu

Seconded by Councillor A. Desmarais

That Chief Administrative Office Report 2021-95, be received; and

That Council approve the public engagement plan for the renewal of Lockview Park.

Amendment:

Moved by Councillor A. Desmarais

Seconded by Councillor M. Bagu

That Chief Administrative Office Report 2021-95, be received;

That Council approve the public engagement plan for the renewal of Lockview Park; and

That the Manager of Strategic Initiatives be directed to coordinate two separate Lockview Park Redevelopment Public Open Houses, one in June 2021 and one in September 2021.

Carried

16.4 Application for Bulk Water Haulage Agreement – Forks Creek Trucking Inc., 2021-89

Moved by Councillor H. Wells

Seconded by Councillor E. Beauregard

That the Council of the City of Port Colborne authorize entering into a Bulk Water Sales Agreement with Forks Creek Trucking Incorporated;

That Council approve delegating the combined authority to process and approve future bulk water agreements to the Director of Public Works and the Director of Corporate Services; and

That the Mayor and City Clerk be authorized to sign the agreement.

Carried

16.5 Niagara Region - Review Options - South Niagara Aquifer

Councillor E. Beauregard declared a conflict on this item. (The Councillor is employed by Sullivan Mahoney LLP., one of the solicitors for Port Colborne Quarries Inc., a company that has an application before the City of Port Colborne, which is directly impacted by any decision involving the Niagara South Aquifer.)

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

That correspondence from the Niagara Region regarding the review of options – South Niagara Aquifer, be received for information.

Carried

17. Motions

17.1 City Entrance By-law (Councillor Beauregard)

Moved by Councillor E. Beauregard
Seconded by Councillor G. Bruno

That the rules respecting notice of motion, as outlined under Section 15 of the Procedural By-law, be waived in order to dispense with notice.

Carried

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

That the Director of Public Works be directed to investigate the City's Entrance By-law No. 1117/64/81 alongside the Acting Director of Planning and Development and prepare a report to bring forward to Council on April 26, 2021.

Carried

18. Notice of Motions

19. Minutes of Boards & Committees

20. By-laws

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

That items 20.1 to 20.5 be enacted and passed.

Carried

- 20.1 By-law to Amend By-laws 3151/22/95 and 3424/6/97, for the Imposition and Collection of Water and Wastewater Rates**
- 20.2 By-law to Authorize Entering into an Agreement with The Ministry of Transportation regarding Municipal Transit Funding**
- 20.3 By-law to Delegate Authority to the Director of Public Works and Director of Corporate Services for the Purpose of approving Bulk Water Agreements**
- 20.4 By-law to Authorize Entering into a Bulk Water Sales Agreement with Forks Creek Trucking Incorporated**
- 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

Moved by Councillor M. Bagu
Seconded by Councillor F. Danch

That Council do now proceed into closed session in order to address items 21.1, 21.2, and 21.3.

Carried

- 21.1 Minutes of the closed session portion of the March 8, 2021 Council Meeting**
- 21.2 Corporate Services Department Report 2021-91, WSIB Coverage and Related Insurance**
- 21.3 Corporate Services Department Report 2021-106, Performance Review of the Chief Administrative Officer**

22. Procedural Motions

23. Information items

24. Adjournment

Council moved into Closed Session at approximately 9:05 p.m.

Council reconvened into Open Session at approximately 10:33 p.m.

Mayor Steele adjourned the meeting at approximately 10:34 p.m.

William C. Steele, Mayor

Amber LaPointe, City Clerk