

**City of Port Colborne
Regular Council Meeting 06-19
Minutes**

Date: March 11, 2019

Time: 9:14 p.m.

Place: Council Chambers, Municipal Offices, 66 Charlotte Street, Port Colborne

Members Present: M. Bagu, Councillor
E. Beauregard, Councillor
R. Bodner, Councillor
G. Bruno, Councillor
A. Desmarais, Councillor
D. Kalailieff, Councillor
W. Steele, Mayor (presiding officer)
H. Wells, Councillor
B. Butters, Regional Councillor

Absent: F. Danch, Councillor

Staff Present: D. Aquilina, Director of Planning and Development
M. Evely, Recording Clerk
A. Grigg, Acting Chief Administrative Officer
C. Lee, Director of Engineering and Operations
P. Senese, Director of Corporate Services/Deputy Clerk

Also in attendance were interested citizens, members of the news media and WeeStream.

1. Call to Order:

Mayor Steele called the meeting to order.

2. Introduction of Addendum Items:

Nil.

3. Confirmation of Agenda:

No. 37 Moved by Councillor H. Wells
Seconded by Councillor G. Bruno

That the agenda dated March 11, 2019 be confirmed, as
circulated or as amended
CARRIED.

4. Disclosures of Interest:

Councillor Wells declared a pecuniary interest regarding Item 6 as it could affect the value of his property. Councillor Wells refrained from discussing or voting on this item.

5. Adoption of Minutes:

No. 38 Moved by Councillor M. Bagu
Seconded by Councillor H. Wells

That the minutes of the regular meeting of Council 04-19, held on February 25, 2019, be approved as presented.
CARRIED.

6. Determination of Items Requiring Separate Discussion:

Item 6.

7. Approval of Items Not Requiring Separate Discussion:

No. 39 Moved by Councillor G. Bruno
Seconded by Councillor M. Bagu

That Items 1 to 13 on the agenda be approved, with the exception of items that have been deferred, deleted or listed for separate discussion, and the recommendation contained therein adopted.

Item:**1. Motion by Councillor Eric Beauregard Re: The Implementation of a Community Planning Permit System and the use of Inclusionary Zoning within the City of Port Colborne**

Council Resolved:

That the Director of Planning and Development investigate the implementation of a community planning permit system and the use of inclusionary zoning within the City of Port Colborne; and

That the Director of Planning and Development report back to Council with recommendations through the official plan review.

2. Engineering and Operations Department, Engineering Division, Report 2019-22, Subject: Project No. 2013-09, Annual Asphalt Patching Contract, Extension

Council Resolved:

That the current Asphalt Patching Contract # 2013-09 with Circle P Paving be extended for another 2 years, 2019 and 2020, all at the agreed pricing as established previously for 2016; and

That staff be directed to utilise the bid items as listed within the existing Tender Document in such a manner as to complete all works as may be required for each year of 2019 and 2020, all as approved in the annual budget by Council, for each of those years; and

That a contract by-law, whereby the City enters into a Contract Agreement with the contractor be prepared to extend the contract as stated; and

That funding for the asphalt patching extension, be financed under the GL Account numbers for the various utility cuts and road repairs as required.

3. Engineering and Operations Department, Engineering Division, Report 2019-23, Subject: Project No. 2015-10, Annual Concrete Sidewalk Construction Contract, Extension

Council Resolved:

That the current Annual Sidewalk Construction Contract # 2015-10 with CTC Contracting be extended for another year, being 2019, at a 3% increase over 2016's previously established unit rates; and

And that staff be directed to utilise the bid items as listed within the existing Tender Document in such a manner as to complete all works as may be required for 2019, all as approved in the annual budget by Council; and

That a contract by-law, whereby the City enters into a Contract Agreement with the contractor be prepared to extend the contract as stated; and

That funding for Project # 2015-10 Extension, be financed under the following GL Account numbers for Concrete Sidewalk Construction, G/L #3-550-33155-3328, 0-500-73651-3328, 7-590-76220-3328, 0-510-74800-3328, 0-550-74385-3328, 6-595-76315-3328 and 6-595-76330-3328.

4. Engineering and Operations Department, Engineering Division, Report 2019-24, Subject: Project 2015-11, Annual Asphalt Resurfacing, Extension

Council Resolved:

That the current Asphalt Resurfacing Contract # 2015-11 with Rankin Construction be extended for another 2 years, 2019 and 2020, at a 2% annual increase being 2% applied to the 2018 unit rates for 2019, and a 2% increase applied to the 2019 unit rates for 2020; and

That staff be directed to utilise the bid items as listed within the existing Tender Document in such a manner as to complete all works as may be required for each year of 2019 and 2020, all as approved in the annual budget by Council, for each of those years; and

That a contract by-law, whereby the City enters into a Contract Agreement with the contractor be prepared to extend the contract as stated; and

That funding for Project # 2015-11, Extension, be financed under the following GL Account number for Annual Road Resurfacing, G/L # 3-550-33129-3328.

5. Engineering and Operations Department, Engineering Division, Report 2019-28, Subject: Project No. 2015-04, City Wide Grass Mowing Contract, Extension

Council Resolved:

That the current City Wide Roadside Grass Mowing Contract # 2015-04 with The Greenfield Group be extended for another year, at a 1.8% increase over the 2018 unit rates; and

That staff be directed to utilise the bid items as listed within the existing Tender Document in such a manner as to complete all works as may be required for each year, all as approved in the annual budget by Council, for each of those years; and

That a contract by-law, whereby the City enters into a Contract Agreement with the contractor be prepared to extend the contract as stated; and

That funding for Project # 2015-04, Extension, be financed under the following GL Account number for annual roadside grass mowing, G/L # 0-500-73410-3328.

7. Planning and Development Department, Planning Division, Report 2019-20, Subject: Sale of a Part of Kinnear Park

Council Resolved:

That Council declares Part 1 on Plan 59R-16309 as surplus to the City's needs; and

That the City enters into an Agreement of Purchase and Sale with Bruce & Leslie Biederman, for the purchase price of \$4,500 (plus HST); and

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

8. Ministry of Transportation Re: Public Transit Infrastructure Fund regarding an Amending Agreement to the Public Transit Infrastructure Fund Transfer Payment Agreement Between Ontario and the City of Port Colborne

Council Resolved:

That the correspondence received from the office of Vinay Sharda, Executive Director, Ministry of Transportation, Policy and Planning Division, Transit Policy and Programs Group regarding and Amending Agreement to the Public Transit Infrastructure Fund Transfer Payment Agreement between Ontario and the City of Port Colborne, be received for information; and

That the Mayor and City Clerk be authorized to execute the amending agreement.

9. Vance Badawey, Member of Parliament, Niagara Centre Re: Interim Report on Establishing a Canadian Transportation and Logistics Strategy

Council Resolved:

That the correspondence received from Vance Badawey, Member of Parliament, Niagara Centre Re: Interim Report on Establishing a Canadian Transportation and Logistics Strategy, be supported; and

That under the Interim Report on Establishing a Canadian Transportation and Logistics Strategy, Port Colborne will identify capital requirements and consider making an application under the National Trade Corridor Fund (NTCF), for appropriate city projects which support the recommendations contained within the report; and

That the City of Port Colborne will work with our local and southwestern Ontario partners (users, stakeholders, and municipalities) to strengthen the Niagara-Hamilton Economic Cluster.

10. Vance Badawey, Member of Parliament, Niagara Centre Re: Canada-Ontario Bilateral Agreement

Council Resolved:

That the correspondence received from Vance Badawey, Member of Parliament, Niagara Centre Re: Canada-Ontario Bilateral Agreement, be received for information; and

Whereas, the Ontario Government must recognize the importance of job creation, in contributing to local capital needs that are vital to communities across Niagara and the province;

Therefore, the Corporation of the City of Port Colborne requests that the provincial government commit to a 3-year infrastructure plan and open the intake for funding streams that will allow us to receive need capital funding for projects within the City of Port Colborne and the Niagara Region.

11. Region of Niagara Re: Niagara Peninsula Conservation Authority Board Appointments

Council Resolved:

That the correspondence received from the Region of Niagara Re: Niagara Peninsula Conservation Authority Board Appointments, be received for information.

12. Town of Fort Erie Re: Participation of Local Municipalities in the Financial Administration and Governance of Conservation Authorities and Endorsement and Support

Council Resolved:

That the resolution received from the Town of Fort Erie Re: Participation of Local Municipalities in the Financial Administration and Governance of Conservation Authorities and Endorsement and Support, be received for information.

13. City of Welland, Town of Pelham, Town of Lincoln Re: Region of Niagara 2020 Waste Collection Contract – Proposed Changes

Council Resolved:

That the resolutions received from the City of Welland, town of Pelham and the Town of Lincoln Re; Region of Niagara 2020 Waste Collection Contract, be received for information.

CARRIED.

8. Consideration of Items Requiring Separate Discussion:

6. Planning and Development Department, Planning Division, Report No. 2019-14, Subject: Site Alteration Permit – Port Colborne Quarries

Council Resolved:

No. 41 Moved in deferral by Councillor R. Bodner
Seconded by Councillor E. Beauregard

That consideration of Report No. 2019-14, Subject: Site Alteration Permit – Port Colborne Quarries be deferred to the March 25, 2019 regular meeting of Committee of the Whole.
CARRIED.

9. Proclamations:

Nil.

10. Minutes of Boards, Commissions & Committees:

No. 42 Moved by Councillor R. Bodner
Seconded by Councillor E. Beauregard

(a) That the minutes of the Port Colborne Historical and Marine Museum Board of Management Meeting January 15, 2019, be received.

CARRIED.

11. Consideration of By-laws:

No. 43 Moved by Councillor H. Wells
Seconded by Councillor A. Desmarais

That the following by-laws be enacted and passed:

- | | |
|------------|--|
| 6651/15/19 | Being a By-law to Authorize the Execution of an Amending Agreement No. 1 to the Public Infrastructure Fund (PTIF) Phase One (Ontario) Transfer Payment Agreement with Her Majesty the Queen in Right of Ontario as Represented by the Minister of Transportation for the Province of Ontario |
| 6652/16/19 | Being a By-law to Amend By-law 6530/97/17, Being a By-law to Establish a Committee Known as the Port Colborne Social Determinants of Health Advisory Committee – Everyone Matters |

- 6653/17/19 Being a By-law to Authorize Entering into a Contract Agreement with Circle P. Paving Re Tender 2013-09, Annual Asphalt Patching Contract Extension
- 6654/18/19 Being a By-law to Authorize Entering into a Contract Agreement with CTC Contracting Re Tender 2015-10, Annual Concrete Sidewalk Construction Contract Extension
- 6655/19/19 Being a By-law to Authorize Entering into a Contract Agreement with Rankin Construction Re Tender 2015-11, Annual Asphalt Resurfacing Contract Extension
- 6656/20/19 Being a By-law to Authorize Entering Into a Contract Agreement with The Greenfield Group Re Tender 2015-04, City Wide Grass Mowing Contract Extension
- 6657/21/19 Being a By-law to Authorize Entering Into an Agreement of Purchase and Sale with Bruce and Leslie Biederman Respecting Part of Block O, Plan 775 Being part 1 on Plan 59R-16309
- 6658/22/19 Being a By-law to Adopt, Ratify and Confirm the Proceedings of the Council of The Corporation of the City of Port Colborne at its Regular Meeting of March 11, 2019

CARRIED.

15. Adjournment:

No. 44

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

That the Council meeting be adjourned at approximately 9:21 p.m.

CARRIED.

William C. Steele
Mayor

Peter M. Senese
Deputy Clerk