

**City of Port Colborne
Regular Council Meeting 04-20
Minutes**

- Date:** January 27, 2020
- Time:** 8:38 p.m.
- Place:** Council Chambers, Municipal Offices, 66 Charlotte Street, Port Colborne
- Members Present:** M. Bagu, Councillor
E. Beauregard, Councillor
G. Bruno, Councillor
R. Bodner, Councillor
F. Danch, Councillor
A. Desmarais, Councillor
D. Kalailieff, Councillor
W. Steele, Mayor (presiding officer)
H. Wells, Councillor
- Staff Present:** D. Aquilina, Director of Planning & Development
A. LaPointe, Acting Director of Corporate Services/City Clerk
S. Luey, Chief Administrative Officer
C. Madden, Deputy Clerk (minutes)
S. Shypowskyj, Acting Director of Engineering and Operations
S. Hanson, Manager of By-law Services

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. 13 Moved by Councillor H. Wells
Seconded by Councillor M. Bagu

That the agenda dated January 27, 2020 be confirmed, as
circulated.

CARRIED

4. Disclosures of Interest:

Councillor Beauregard declared a pecuniary interest regarding item 4 (Planning & Development Department, By-law Enforcement Division, Report 2020-05, Subject: Update with Respect to Council's Request for Proactive Enforcement) as he is employed by Sullivan Mahoney and the firm has provided legal advice with respect to proactive enforcement. Councillor Beauregard refrained from discussing and voting on item 4.

5. Adoption of Minutes:

No. 14 Moved by Councillor R. Bodner
Seconded by Councillor H. Wells

(a) That the minutes of the special meeting of Council 01-20, held on January 13, 2020, be approved as presented.

(b) That the minutes of the regular meeting of Council 02-20, held on January 13, 2020, be approved as presented.

CARRIED.

6. Determination of Items Requiring Separate Discussion:

The following items were identified for separate discussion:

Item 4.

7. Approval of Items Not Requiring Separate Discussion:

No. 15 Moved by Councillor H. Wells
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.

Items:**1. Motion by Councillor Beauregard Re: Request for Endorsement of Bill 164 – Protecting Vulnerable Persons in Supportive Living Accommodation Act, 2019**

Council Resolved:

WHEREAS Niagara Centre MPP, Jeff Burch, introduced Private Member's Bill 164: Protecting Vulnerable Persons in Supportive

Living Accommodation Act, 2019 (the "Bill") at the Legislative Assembly of Ontario;

AND WHEREAS the Province of Ontario regulates matters under the following statutes:

- a) Child, Youth and Family Services Act, 2017;
- b) Homes for Special Care Act;
- c) Long-Term Care Homes Act, 2007;
- d) Private Hospitals Act;
- e) Public Hospitals Act;
- f) Retirement Homes Act, 2010;
- g) Residential Tenancies Act, 2006;
- h) Services and Supports to Promote the Social Inclusion of Persons with Developmental Disabilities Act, 2008.

AND WHEREAS there is a need for regulating private supportive living accommodations to protect individuals requiring special care;

NOW THEREFORE the City of Port Colborne endorses the Bill and will complete the following:

1. Send a letter to the Premier, the Minister of Government and Consumer Services; the Minister of Health; the Minister of Children, Community, and Social Services; the Minister of Long-Term Care, and carbon copy the Association of Municipalities of Ontario stating the endorsement of the Bill and reasons for its support no later than one (1) month's time from the passing of this resolution; and,
2. Circulate the resolution endorsing the Bill to all municipalities in Ontario.

2. Planning & Development Department, By-law Enforcement Division, Report 2020-15, Subject: 48 Kent Street Request of Relief of Fines

Council Resolved:

That Council deny the request for financial relief at 48 Kent Street and all costs associated with the lot maintenance clean-up remain on the tax account until paid in full.

3. Chief Administrative Officer, Report 2020-10, Subject: Revised Logo and Branding Update

Council Resolved:

That consideration of Chief Administrative Officer, Report 2020-10, Subject: Revised Logo and Branding Update be referred to the Corporate Communications Officer for further review of alternative options; and

That the Corporate Communications Officer report back to Council at the February 10, 2020 Committee of the Whole meeting.

5. Planning & Development Department, By-law Enforcement Division, Report 2020-06, Subject: By-law Appointment of Madison Cassar as a Municipal Law Enforcement Officer

Council Resolved:

That Madison Cassar be appointed as a Municipal Law Enforcement Officer for The Corporation of the City of Port Colborne, effective February 3, 2020; and

That the Mayor and City Clerk be authorized to execute the appropriate By-law.

6. Planning & Development Department, Planning Division, Report 2020-09, Subject: Recommendation Report for Official Plan & Zoning By-law Amendment for Cannabis Production Facility

Council Resolved:

That the Official Plan Amendment, attached as Appendix A of the Planning and Development Report No. 2020-09, Recommendation Report for Official Plan & Zoning By-law Amendment for Cannabis Production Facility be approved;

That the definition of "Air Treatment Control" in Section 1 of By-law No. 6755/06/20 being a by-law to amend Zoning By-law 6575/30/18, as Amended, to Incorporate Regulations for Cannabis Production Facilities, be amended by replacing the words "similar technology" with "alternatively proven technologies";

That 2.94 under Section 6 of By-law No. 6755/06/20 being a by-law to amend Zoning By-law 6575/30/18, as Amended, to Incorporation Regulations for Cannabis Production Facilities, be amended by replacing the words "for security purposes" with "solely for security purposes";

That the Zoning By-law Amendment for cannabis production facility, attached as Appendix B of the Planning and Development Department Report No. 2020-09, Recommendation Report for Official Plan & Zoning By-law Amendment for Cannabis Production Facility, as amended, be approved; and

That Staff be directed to prepare the Notice of Passing in accordance with the Planning Act and circulate to all applicable parties.

7. Corporate Services Department, Clerk's Division, Report 2020-11, Subject: Appointments to Boards and Committees

Council Resolved:

That Laura Slade and Alexa Schonewille be appointed to the Accessibility Advisory Committee for a term ending December 31, 2023;

That Michael Scott and George McKibbon be appointed to the Active Transportation Advisory Committee for a term ending December 31, 2023;

That Dan O'Hara, Alexander Fazzari, Trevor Dirstein and Katherine Klauck be appointed to the Council Review Committee for a term ending December 31, 2020;

That David Semley and Andrea Boitor be appointed to the Economic Development Advisory Committee for a term ending December 31, 2023;

That Claudia Brema and Albert Murphy be appointed to the Port Colborne Historical and Marine Museum Board for a term ending December 31, 2023;

That Bina Patel and John Maloney be appointed as Associate Members to the Port Colborne Historical and Marine Museum Board for a term ending December 31, 2023;

That Brenda Haymes be appointed to the Grant Policy Committee for a term ending December 31, 2023; and

That Lesley Rickard and Audrey Garrett be appointed to the Port Colborne Senior Citizen Advisory Council for a term ending December 31, 2023.

8. Chief Administrative Officer, Economic Development Division, Report 2020-12, Subject: Pilot Innovation, Creativity & Culinary Co-Working Hub Project Update

Council Resolved:

That the Chief Administrative Officer, Economic Development Division Report 2020-12 be received;

That Council approve the Incubator/Co-Working Hub Lease Agreement as the template for participants of the Incubator/Co-Working Space;

That staff bring forward a by-law to enter into a lease agreement with 3Post Organization Ltd; and

That staff bring forward the template agreement for other participants of the Incubator/Co-Working Space, as required.

9. Community and Economic Development Department, Health Services Division, Report 2020-13, Subject: Grant Funding Request to Support Community Palliative Care

Council Resolved:

That the City of Port Colborne approve \$25,000 from the Community Health and Wellness Reserve to be provided to Dr. Kim Scher in order to support the costs associated with a Nurse Practitioner.

10. Memorandum from Karen Walsh, Executive Administrative Assistant Re: Active Transportation Advisory Committee – Boulevard Trees

Council Resolved:

That the Active Transportation Advisory Committee, supports the Environmental Advisory Committee report on Boulevard Trees.

11. Region of Niagara Re: 2020 Budget – Waste Management Services Operating Budget and Requisition (CSD 70-2019 REVISED)

Council Resolved:

That the correspondence received from the Region of Niagara Re: 2020 Budget – Waste Management Services Operating Budget and Requisition, be received for information.

12. Region of Niagara Re: 2020 Budget – Water and Wastewater Operating Budget, Rate Setting and Requisition (CSD 71-2019)

Council Resolved:

That the correspondence received from the Region of Niagara – Water and Wastewater Operating Budget, Rate Setting and Requisition, be received for information.

13. Memorandum from Luke Rowe, Event Coordinator Re: SportsFest 2020

Council Resolved:

That the Council of The Corporation of the City of Port Colborne hereby deems the annual SportsFest as a municipally significant event and supports the application to the Alcohol and Gaming Commission of Ontario for a Special Occasion Permit.

CARRIED

8. Consideration of Items Requiring Separate Discussion:

4. Planning & Development Department, By-law Enforcement Division, Report 2020-05, Subject: Update with Respect to Council’s Request for Proactive Enforcement

No. 16 Moved by Councillor R. Bodner
Seconded by Councillor D. Kalailieff

That Council approve the implementation of a stepped up approach (deal with all complaints in a timely manner and monitor all historical properties and repeat offenders) for 2020; and

That the hiring of one (1) full-time Enforcement Officer and one (1) additional summer student and the purchasing of one (1) additional AWD vehicle and other miscellaneous materials to support and house the new staff be referred to the 2020 budget process.

CARRIED

9. Proclamations:

Nil.

10. Minutes of Boards, Commissions & Committees:

No. 17 Moved by Councillor A. Desmarais
Seconded by Councillor G. Bruno

- (a) Minutes of the Port Colborne Transit Advisory Committee Meeting of September 11, 2019
- (b) Minutes of the Port Colborne Active Transportation Advisory Committee Meeting of November 18, 2019

CARRIED

11. Consideration of By-laws:

No. 18 Moved by Councillor E. Beauregard
Seconded by Councillor F. Danch

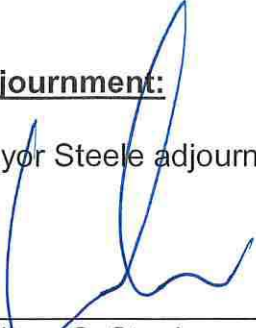
That the following by-laws be enacted and passed:

- 6753/04/20 Being a By-law to Appoint Madison Cassar as a Municipal Law Enforcement Officer
- 6754/05/20 Being a By-law to Adopt Amendment No. 6 to the Official Plan for the City of Port Colborne
- 6755/06/20 Being a By-law to Amend Zoning By-law 6575/30/18, as Amended, to Incorporate Regulations for Cannabis Production Facilities
- 6756/07/20 Being a By-law to Establish a Council Review Committee
- 6757/08/20 Being a By-law to Authorize Entering into a Lease Agreement with 3Post Organization Ltd.
- 6758/09/20 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 January 27, 2020

CARRIED

12. **Adjournment:**

Mayor Steele adjourned the meeting at approximately 8:40 p.m.



William C. Steele
Mayor



Amber LaPointe
City Clerk

AL/cm