



THE CORPORATION OF THE TOWNSHIP OF WAINFLEET REGULAR MEETING OF COUNCIL MINUTES

C28/23
DECEMBER 11, 2023
7:00 P.M.
COUNCIL CHAMBERS

PRESENT: B. Grant Mayor
J. Anderson Councillor
T. Gilmore Councillor
J. MacLellan Councillor
S. Van Vliet Councillor

STAFF PRESENT: W. Kolasa Chief Administrative Officer
M. Kirkham Deputy Clerk
M. Alcock Fire Chief
L. Earl Mgr. of Community & Development Services
L. Gudgeon Manager of Human Resources
C. Hart Manager of Financial Planning/Deputy Treasurer
S. Ivins Planner
M. Jemison Drainage Superintendent
M. Luey Manager of Corporate Services/Treasurer
R. Nan Manager of Operations
A. Chrastina Administrative Assistant

1. Call to Order

Mayor Grant called the meeting to order at 7:00 p.m.

2. National Anthem

3. Land Acknowledgement Statement

Mayor Grant acknowledged that the land on which we gather is the traditional territory of the Anishinaabeg and Haudenosaunee Peoples, acknowledging the One Bowl and Spoon Treaty.

4. Disclosures of Interest and the General Nature Thereof

Councillor MacLellan disclosed an interest on correspondence number 13. a) for the reason that he is a member of the parish.

Councillor Gilmore disclosed an interest on By-law No. 045-2023 as he is a contract employee of the petitioner for the Newhouse Drain.

Mayor Grant disclosed an interest on By-law No. 056-2023 as he is related to the abutting property owner.

5. Mayor's Announcements & Remarks

Mayor Grant provided the following remarks:

- Please note that these meeting proceedings are being broadcast live, recorded and made available through the Township website and youtube.com.
- I'd like to wish everyone a very Merry Christmas. Thank you to Len McEwen and Mary Jane Hall for putting up the beautiful tree behind me again this year.
- We hope to see a good turnout to the Wainfleet Winter Wonderland Parade this Friday at 6:00pm. Thank you to Diane Chase for organizing this for the community!
- Our next regular meeting of Council is Tuesday January 9 and please note the change to our meeting start time beginning in 2024. Meetings will now commence at 6:30pm.
- I would like to extend my sincere gratitude to our CAO, William Kolasa for his years to service and dedication to the Township. Wainfleet was fortunate to have William spend the final years of a life-long municipal career at the helm of the Township – providing guidance, leadership, experience and friendship to both Council and staff alike. This will be William's last meeting with us. I would like to wish you the very best on a much-deserved retirement! Thank you, William!

6. Councillor's Announcements & Remarks

Each Councillor took an opportunity to thank William for his service to the Township and comment on his contributions.

7. Adoption of Previous Council Minutes

a) Minutes of the Regular Meeting of Council held November 21, 2023

Resolution No. C-2023-221

Moved by Councillor MacLellan

Seconded by Councillor Anderson

"THAT the minutes of the Regular Meeting of Council held November 21, 2023 be adopted as circulated."

CARRIED

8. Public Meeting

None.

9. Delegations

a) Carol Nagy, Executive Director of Hospice Niagara Re: Update on Hospice Palliative Care - Approved Expansions in Niagara Region

Resolution No. C-2023-222

Moved by Mayor Grant

Seconded by Councillor Anderson

“THAT the delegation from Carol Nagy be received for information.”

CARRIED

10. Consent Agenda**Resolution No. C-2023-223**

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT the following items be received and the recommendations contained therein be approved and acted upon:

i. ASR-020/2023 Re: Shared Services

THAT Report ASR-020/2023 regarding a Shared Services Update be received as information; and

THAT the Shared Services Principles, attached as Appendix A of this report, be adopted; and

THAT staff continue exploring shared services opportunities.

ii. DSR-013/2023 Re: Award of Tender - Consolidated South Wainfleet Drain #10

THAT Drainage Staff Report DSR-013/2023 respecting the award of a tender for the Consolidated South Wainfleet Drain #10 be received; and

THAT Council direct Staff to award the tender of the construction of the Consolidated South Wainfleet Drain #10 to Anthony's Excavating Central Inc.

iii. FSR-007/2023 Re: WFES 3rd Quarter Review

THAT Fire Staff Report FSR-007/2023 respecting the 2023 Third Quarter Fire & Emergency Services Review be received for information.

iv. FSR-008/2023 Re: Pumper Tanker

THAT Fire Staff Report FSR-008/2023 respecting the purchase of a Pumper-Tanker Fire Apparatus be received for information.

AND THAT Council approve and direct staff to proceed with the purchase, supply and delivery of one (1) Pumper-Tanker Fire Apparatus including upfitting from Dependable Emergency Vehicles, for the price of \$954,550.00 + HST, and upon delivery, Engine 2 (1998 International) will be declared surplus

and disposed of, with the proceeds being to be used for any overages due to upfitting the new apparatus.

v. PWSR-019/2023 Re: Cemetery Policy

THAT Report PWSR-019/2023 regarding the Cemetery Policy regarding the repurchase of interment rights without an original Certificate of Interment Rights be received; and

THAT the draft Repurchase of Interment Rights without Certificate Policy appended to this Report be approved.

CARRIED

11. Staff Reports & Recommendations

a) Planning Staff Reports

i. PSR-008/2023 Re: Z03-2023W Vacant Lot Beach Road East (Oles)

Resolution No. C-2023-224

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“THAT Planning Staff Report PSR-008/2023 be received; and

THAT Zoning By-law Amendment File No. Z03/2023W for lands described as Concession 1 Part Lot 14 PCL 41, known municipally by its Assessment Roll Number 271400000403400, be approved for the reasons outlined in this report; and

THAT the application be deemed consistent with the Provincial Policy Statement (2020), conform to the Growth Plan for the Greater Golden Horseshoe, Niagara Official Plan and Township of Wainfleet Official Plan; and

THAT the Zoning By-law Amendment attached as Appendix “C” be adopted.”

CARRIED

- ii. PSR-009/2023 Re: 2023W 73982 Regional Road 45 (1000446505 Ontario Inc.)

Resolution No. C-2023-225

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT Planning Staff Report PSR-009/2023 be received; and

THAT Zoning By-law Amendment File No. Z04/2023W for lands described as Concession 7, Part Lot 39, known municipally as 73982 Regional Road 45, be approved for the reasons outlined in this report; and

THAT the application be deemed consistent with the Provincial Policy Statement (2020), conform to the Growth Plan for the Greater Golden Horseshoe, Niagara Official Plan and Township of Wainfleet Official Plan; and

THAT the Zoning By-law Amendment attached as Appendix “C” be adopted.”

CARRIED

- iii. PSR-010/2023 Re: Z05-2023W 52253 Misener Road Garden Suite

Resolution No. C-2023-226

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“THAT Planning Staff Report PSR-010/2023 be received; and

THAT Zoning By-law Amendment application Z05/2023W, to pass a temporary use by-law for a period of twenty years to permit a garden suite for lands known municipally as 52253 Misener Road, be approved for the reasons outlined in this report; and

THAT the application be deemed to be consistent with the Provincial Policy Statement (2020), conform to the Growth Plan for the Greater Golden Horseshoe, Niagara Official Plan and Township of Wainfleet Official Plan; and

THAT the Zoning By-law Amendment attached as Appendix “C” be adopted; and

THAT the Mayor and Clerk be authorized to execute a Garden Suite Agreement.”

CARRIED

12. Review of Correspondence

At this point in the meeting, Councillor MacLellan left the dais and did not take part in the discussion.

- a) C-2023-425 – St. Elizabeth Roman Catholic Church Fundraising Committee Re: Request to waive facility rental fees

Resolution No. C-2023-227

Moved by Councillor Gilmore

Seconded by Councillor Van Vliet

“**THAT** Correspondence item C-2023-425 from the St. Elizabeth Roman Catholic Church Fundraising Committee regarding a request to waive facility rental fees be received and supported.”

CARRIED

Councillor MacLellan returned to the dais.

13. By-laws

At this point in the meeting, Councillor Gilmore left the dais and did not take part in the discussion.

- a) By-law No. 045-2023 being a by-law to provide for drainage works in the Township of Wainfleet in the Region of Niagara (Newhouse Drain) – third and final reading

Resolution No. C-2023-228

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“**THAT** By-law No. 045-2023 being a by-law to provide for drainage works in the Township of Wainfleet in the Region of Niagara (Newhouse Drain) be given third and final reading and be passed this 11th day of December, 2023”

CARRIED

Councillor Gilmore returned to the dais.

- b) By-law No. 050-2023 being a by-law to appoint a Chief Administrative Officer and Treasurer for the Corporation of the Township of Wainfleet.
- c) By-law No. 051-2023 being a by-law to appoint a Clerk for the Corporation of the Township of Wainfleet.

- d) By-law No. 052-2023 being a by-law to appoint a Deputy Clerk for the Corporation of the Township of Wainfleet.
- e) By-law No. 053-2023 being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 034-2014 of the Corporation of the Township of Wainfleet with respect to those lands forming Concession 1, Part Lot 14 PCL 41 in the Township of Wainfleet and known municipally as 271400000403400.
- f) By-law No. 054-2023 being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 581-78 of the Corporation of the Township of Wainfleet with respect to those lands forming Concession 7, Part Lot 39 in the Township of Wainfleet and known municipally as 73982 Regional Road 45.
- g) By-law No. 055-2023 being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 034-2014 of the Corporation of the Township of Wainfleet with respect to those lands forming Concession 5, Part Lot 21, RP 59R14248 PT 6 in the Township of Wainfleet and known municipally as 52253 Misener Road.

Resolution No. C-2023-229

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“**THAT** By-laws 50-55 as listed on the agenda be read and passed this 11th day of December, 2023.”

CARRIED

At this point in the meeting, Mayor Grant left the dais and Deputy Mayor Gilmore assumed the Chair.

- h) By-law No. 056-2023 being a by-law to authorize the stopping up and closing of the unopened road allowance known municipally as Shields Road and the conveyance the said unopened road allowance in Concession 5 between lots 15 & 16, described as parts 1, 2, 3, 4, 5, and 6 on reference plan 59R-17823 in the Township of Wainfleet, Regional Municipality of Niagara”

Resolution No. C-2023-230

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“**THAT** By-law 56 as listed on the agenda be read and passed this 11th day of December, 2023.”

CARRIED

Mayor Grant returned to the dais and resumed chairing the meeting.

14. Notices of Motion

- a) Councillor MacLellan provided notice of bringing a motion to the next meeting regarding picking up unopened road allowances (private roads).
- b) Councillor Van Vliet provided notice of bringing a motion to a future meeting to get speed limits lowered in the Township.

15. Closed Meeting

None.

16. By-law to Confirm the Proceedings of Council

Resolution No. C-2023-231

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“**THAT** By-law No. 057-2023 being a by-law to adopt, ratify and confirm the actions of the Council held at its meetings held on the 11th day of December, 2023 be read and passed this 11th day of December, 2023.”

CARRIED

17. Adjournment

There being no further business, the meeting was adjourned at 7:29 p.m.

B. Grant, MAYOR

M. Kirkham, DEPUTY CLERK

Approved by Council January 9, 2024