



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

C20/2020
August 4, 2020
7:00 p.m.
Council Chambers

PRESENT:	K. Gibson	Mayor
	D. Cridland	Councillor (Electronic Participation)
	T. Gilmore	Councillor
	J. MacLellan	Councillor
	S. Van Vliet	Councillor
STAFF PRESENT:	W. Kolasa	Chief Administrative Officer
	M. Alcock	Fire Chief
	M. Ciuffetelli	Deputy Clerk
	L. Gudgeon	Manager of HR/Protective Services
	S. Ivins	Planner
	M. Luey	Treasurer/Mgr of Corporate Services
	R. Nan	Manager of Operations
	E. Shacklette	Planning Technician
	S. Schutten	Deputy Fire Chief
	M. Tardif	By-law Enforcement Officer
	A. Dashwood	Administrative Assistant

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- 1. Call to Order**
Mayor Gibson called the meeting to order at 7:00 p.m.
 - 2. National Anthem**
 - 3. Land Acknowledgement Statement**
Mayor Gibson acknowledged that the land on which we gather is the traditional territory of Anishinaabeg and Haudenosaunee Peoples, acknowledging the One Bowl and Spoon Treaty.
 - 4. Disclosures of Pecuniary Interest and the General Nature Thereof**
Councillor MacLellan declared an interest on PWSR-007/2020.

Mayor Gibson declared an interest on the Notice of Motion respecting short term rentals.
 - 5. Presentations**
None.

6. **Mayor's Announcements and Remarks**

The Mayor provided the following remarks:

- I attended an infrastructure funding announcement by Premier Ford in Beamsville earlier today, after which we were pleased to welcome him to the Township where he visited our very own Marshville Chocolates.
- Regional Council will meet next on Thursday August 13 at 6:30pm.
- Our next regular meeting of Council is scheduled for Tuesday September 1 at 7:00pm, which is 4 weeks from tonight.
- We've officially entered Stage 3 and we ask everyone to be mindful of public health recommendations, as well as Township and Regional by-laws.

7. **Councillor's Announcements and Remarks**

None.

8. **Adoption of Previous Council Minutes**

Resolution No. C-2020-133

Moved by Councillor Gilmore

Seconded by Councillor Van Vliet

"**THAT** the Minutes of the regular meeting of Council held July 14, 2020 be adopted as circulated."

CARRIED

9. **Public Meeting**

None.

10. **Delegations**

- a) Hugh Goodwillie, Wainfleet resident Re: Staff Report ASR-025/2020 – COVID-19 Impact Report

Resolution No. C-2020-134

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

"**THAT** the delegation presentation by Hugh Goodwillie respecting Staff Report ASR-025/2020 – COVID-19 Impact Report be received for information."

CARRIED

11. **Staff Reports & Recommendations**

- a) Administrative Staff Reports

- i. ASR-025/2020 Re: COVID-19 Impact Report

Resolution No. C-2020-135

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report ASR-025/2020 respecting COVID-19 Impact Report be received; and

THAT the draft by-law to protect, prohibit, regulate and control municipally-owned beaches in the Township of Wainfleet be presented to the next available meeting for consideration.”

CARRIED

Resolution No. C-2020-136

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT staff be directed to enforce the Township Zoning By-law with respect to parking on private property in the Lakeshore Area; and

THAT an amendment be made to the Township’s parking and traffic by-law to regulate parking on Brawn Road and other north/south lake road accesses between Lakeshore Road and the Gord Harry Trail between Victoria Day and Thanksgiving.”

CARRIED

- ii. ASR-026/2020 Re: Capital Budget Update

Resolution No. C-2020-137

Moved by Councillor Cridland

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report 026/2020 regarding Capital expenditures to date and the status of Capital Projects be received for information.”

CARRIED

b) Fire Staff Reports

- i. FSR-009/2020 Re: Second Quarter Fire & Emergency Services Review

Resolution No. C-2020-138

Moved by Councillor Van Vliet

Seconded by Councillor Gilmore

“**THAT** Fire Staff Report FSR-009/2020 respecting 2020 Second Quarter Fire & Emergency Services Review be received for information.”

CARRIED

- ii. FSR-010/2020 Re: Central Fire Station Concept Study

Resolution No. C-2020-139

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

“**THAT** Fire Staff Report FSR-010/2020 respecting Central Fire Station Concept Study be received.”

CARRIED

Resolution No. C-2020-140

Moved by Councillor Van Vliet

Seconded by Councillor Gilmore

“**THAT** the Fire Station project proceed utilizing a design-bid-build project delivery model.”

CARRIED

Resolution No. C-2020-141

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

“**THAT** the following recommendations listed in Fire Staff Report FSR-010/2020 respecting Central Fire Station Concept Study be **DEFERED** to the next available meeting to allow for further review of construction type options:

THAT a Request for Proposal be undertaken to select a firm for the design, engineering and contract management associated with the new facility utilizing a load bearing concrete block construction type as presented as “Option 1” in the Concept Study; and

THAT a “Contractor Pre-Qualification” be conducted to ensure the Township is provided with experienced and quality contractors; and

THAT a Request for Quotation/Tender be undertaken to select a general contractor for the construction of the new facility; and

THAT Fixed Price Contracts be utilized as the preferred type of contract; and

THAT the Project Charter, attached as Appendix C to this report, be approved by Council.”

CARRIED

c) Planning Staff Reports

- i. PSR-008/2020 Re: Request for Lifting of One Foot Reserve – 51071 Deeks Road South

Resolution No. C-2020-142

Moved by Councillor MacLellan
Seconded by Councillor Gilmore

“**THAT** Planning Staff Report PSR-008/2020 be received; and

THAT Council adopt a by-law to lift the one foot (0.3 metre) reserve located along the frontage of Part 1 of 51071 Deeks Road South at the next available meeting of Council.”

CARRIED

d) Public Works Staff Reports

- i. PWSR-007/2020 Re: Stop Sign installation at the Intersection of Lakeshore & Bessey Road

Councillor MacLellan left the Council Chambers.

Resolution No. C-2020-143

Moved by Councillor Gilmore
Seconded by Councillor Van Vliet

“**THAT** Public Works Staff Report PWSR-007/2020 respecting stop sign installation at the intersection of Lakeshore Road and Bessey Road be received;

AND THAT Council authorize staff to make the necessary arrangements for an all way stop at the intersection of Bessey Road and Lakeshore Road with the additional flashing Red beacon to improve the visibility and prepare the necessary by-law amendment to be brought forth at the next Council meeting.”

CARRIED

Councillor MacLellan returned to the Council Chambers.

12. **Review of Correspondence**

- a) C-184-2020 Niagara Region Re: Declaration of Mutual Commitment and Friendship with Niagara Region and Friendship Centre Support

Resolution No. C-2020-144

Moved by Councillor MacLellan

Seconded by Councillor Cridland

“THAT correspondence item No. C-184-2020 from the Niagara Region regarding Declaration of Mutual Commitment and Friendship with Niagara Region and Friendship Centre Support be received; and

THAT the Mayor be authorized to sign the joint AMO-OFIFC Declaration of Mutual Commitment and Friendship on behalf of the municipality.”

CARRIED

- b) C-188-2020 Gayle Levesque, Chabad Niagara Re: Request for support of \$100 and season’s greetings in the Jewish Calendar and Program Guide for 2020-2021

Resolution No. C-2020-145

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Correspondence item No. C-188-2020 received from Gayle Levesque, Chabad Niagara respecting support of \$100 and season’s greetings in the Jewish calendar and program guide for 2020-2021 be received; and

THAT staff be directed to inform the requester to submit any future request through the Township’s Grant and Donation Policy for consideration.”

CARRIED

- c) C189-2020 Hugh Goodwillie, 12245 Lakeshore Road Re: Notice requirements and representation from landowners (Long Beach Site Plan Meeting)

Resolution No. C-2020-146

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“THAT Correspondence item No. C-189-2020 received from Hugh Goodwillie, 12245 Lakeshore Road Re: Notice requirements and representation from landowners (Long Beach Site Plan Meeting) be received for information.”

CARRIED

- d) C-190-2020 Town of Amherstburg Re: Investing in the Canada Infrastructure Program Grant

Resolution No. C-2020-147

Moved by Councillor Cridland

Seconded by Councillor Van Vliet

“THAT correspondence dated July 28, 2020, from the Town of Amherstburg, supporting the Town of Renfrew’s resolution calling on the Governments of Canada and Ontario to fast-track Investing in Canada Infrastructure Program grant applications in order to provide much needed employment and investment into rural Ontario and to provide sustainable infrastructure that will be safe and suitable in a post-pandemic setting be received and supported;

AND FURTHER THAT the Township of Wainfleet respectfully requests that eligibility criteria for infrastructure grant applications be expanded to include Public Safety Infrastructure including facilities.”

CARRIED

13. **By-laws**
None.

14. **Notices of Motion**

- a) Short-term Rentals (Councillor Cridland from July 14, 2020)

Mayor Gibson left the Council Chambers.

Resolution No. C-2020-148

Moved by Councillor Cridland

Seconded by Councillor MacLellan

“WHEREAS the growth of an unregulated sharing economy has required municipalities across Ontario and beyond to look at ways to address the challenges of short term housing rentals, including attempting to balance and maintain affordable housing while protecting communities;

NOW THEREFORE BE IT RESOLVED that staff be directed to investigate and report on the policy considerations of regulating short-term housing uses in the Township, including impacts on affordable housing, tourism, public safety and challenges to existing regulations.”

CARRIED

Mayor Gibson returned to the Council Chambers.

- b) Mandatory Masks in Wainfleet (Councillor Cridland from July 14, 2020)

This motion has been withdrawn as the issue has since been addressed by Niagara Region.

15. Closed Meeting

Resolution No. C-2020-149

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Council now move into closed session to discuss:

- a) Item under Section 239(2)(e) of the Municipal Act, 2001, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board – 1 item (a litigation matter)
- b) Item under Section 239(2)(k) of the Municipal Act, 2001, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board – 1 item (a negotiation matter)
- c) Item under Section 239(2)(c) of the Municipal Act, 2001, a proposed or pending acquisition or disposition of land by the municipality or local board – 1 item (a potential disposition of land matter)
- d) Minutes of the closed meeting of Council held July 14, 2020”

CARRIED

Time: 10:23 p.m.

16. Rise & Report

Council resumed in open session at 11:42 p.m. after having agreed by general consensus to continue to deal with items of business after 11:00 p.m.

Deliberations in closed session concluded as follows:

- Direction was given to staff regarding the litigation matter;
- Direction was given to staff regarding the negotiation matter;
- Direction was given to staff regarding the disposition of land matter; and
- Minutes from the closed meeting of Council held July 14, 2020 were adopted.

At this point in the meeting, Notice of Motion was given in open session to provide for the reconsideration and potential repeal of By-law No. 003-2020, being a by-law to adopt Amendment No. 02 to the Official Plan for the Township of Wainfleet at the next available meeting.

17. **By-law to Confirm the Proceedings of Council**

Resolution No. C-2020-150

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“**THAT** By-law No. 031-2020 being a by-law to adopt, ratify and confirm the actions of the Council at its meeting held on the 4th day of August, 2020 be read and passed this 4th day of August, 2020.”

CARRIED

18. **Adjournment of Meeting**

There being no further business, the meeting was adjourned at 11:45 p.m.

K. Gibson, MAYOR

W. Kolasa, CAO/CLERK

Approved by Council September 1, 2020