



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

C19/22
SEPTEMBER 27, 2022
6:00 P.M.
COUNCIL CHAMBERS

PRESENT: K. Gibson Mayor
D. Cridland Councillor
T. Gilmore Councillor
J. MacLellan Councillor
S. Van Vliet Councillor

STAFF PRESENT: W. Kolasa Chief Administrative Officer
M. Ciuffetelli Deputy Clerk
L. Earl Mngr. of Community & Development Services
L. Gudgeon Manager of Human Resources
S. Ivins Planner
M. Jemison Drainage Superintendent
M. Luey Manager of Corporate Services/Treasurer
R. Nan Manager of Operations
A. Chrastina Administrative Assistant

C19/22

1. Call to Order

Mayor Gibson called the meeting to order at 6:00 p.m.

2. Closed Meeting

Resolution No. C-2022-161

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT Council now move into closed session to discuss:

- a) Item under Section 239(2)(c)(f) of the Municipal Act, 2001, a proposed or pending acquisition or disposition of land by the municipality or local board, advice that is subject to solicitor-client privilege including communications necessary for that purpose – 2 items (Acquisition or disposition of land matters)
- b) Item under Section 234 (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 potential litigation matter)

CARRIED

3. Rise & Report

The Clerk reported that Council met in closed session to receive advice subject to solicitor-client privilege respecting 2 items relating acquisition or disposition of land matters and received information respecting a potential litigation matter. Confidential direction was given on all matters.

4. National Anthem

5. Land Acknowledgement Statement

Mayor Gibson 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.

6. Disclosures of Interest and the General Nature Thereof

Councillor MacLellan declared an interest on the following agenda items:

- 13. d) PSR-004/2022 Re: Zoning By-law Amendment File No. Z05-2022W Loeffen Farm Ltd. (IBI Group – Agent)
- 13. e) PWSR-016/2022 Re: Award of Tender for Churchill Avenue Storm Restoration Project
- 15. a) By-law No. 043-2022

The interests were declared as Councillor MacLellan's employer has a business interest on the matters.

7. Presentations

Cindilee and Gord Flagg presented Mayor Gibson a drum bag for the 13 for 13 Cultural Festival hand drum.

8. Mayor's Announcements & Remarks

Mayor Gibson provided the following remarks:

- Please note that meeting proceedings are being broadcast live, recorded and made available through the Township website and youtube.com.
- Thank you to all who attended the Marshville Heritage Festival this past weekend, after a two-year pause. The Wainfleet Fall Fair will also be resuming this year September 22nd to 24th.
- Wainfleet's own Malarie Jones has had a very successful summer:
 - She placed 10th in Varese Italy for the Junior Worlds U19 Rowing Championships in July in a Womens 4 representing Team Canada.
 - She earned a Henley Gold at the 138th Canadian Royal Henley Regatta 2022 in a Champ 8.
 - She earned a Silver in a Womens 4 and a Gold in a Womens 8 representing Team Ontario in the Canada Summer Games
- The Police Services Board will meet Thursday September 22nd at 8:30 a.m. Regional Council will meet later that same day at 6:30 p.m.

- Our next regular meeting of Council will be held September 27th, 2022 at 7:00 p.m.

9. Councillor's Announcements & Remarks

Councillor Cridland noted that the next Niagara Transit Commission meeting will be held October 4 at 3:00 p.m. and further noted that the Niagara Peninsula Conservation Authority will be hosting its annual Balls Falls event on October 7 at the Ball's Falls Conservation Area.

Councillor Van Vliet noted that the Lions Club is hosting a Wainfleet Lion's Spooktacular Fair on October 29 at 10:00 a.m. – 4:00 p.m.

10. Adoption of Previous Council Minutes

a) Minutes of the regular meeting of Council held September 6, 2022

Resolution No. C-2022-162

Moved by Councillor Cridland

Seconded by Councillor MacLellan

“**THAT** the minutes of the regular Council meeting held on September 6, 2022 be adopted as circulated.”

CARRIED

11. Public Meeting

N/A

12. Delegations

a) Marty Mako, Commander, Mobile Integrated Health, Niagara EMS
10 year anniversary of the Wainfleet Community Response Unit (CRU)

Resolution No. C-2022-163

Moved by Councillor Cridland

Seconded by Councillor Gilmore

“**THAT** the presentation from Marty Mako, Commander, Mobile Integrated Health, Niagara EMS here to make a delegation respecting the 10 year anniversary of the Wainfleet Community Response Unit be received as information.”

CARRIED

13. Staff Reports & Recommendations

a) Administrative Staff Reports

- i. ASR-019/2022 Re: 2022 Capital Project Update

Resolution No. C-2022-164

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report 019/2022 regarding Capital expenditures to date be received for information.”

CARRIED

- ii. ASR-020/2022 Re: 2021 Auditor’s Report & Draft Financial Report

Resolution No. C-2022-165

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report 019/2022 regarding Capital expenditures to date be received for information.”

CARRIED

b) Community and Development Services Staff Reports

- i. CDS-004/2022 Re: Municipal Banner Program – Winter

Resolution No. C-2022-166

Moved by Councillor Gilmore

Seconded by Councillor Van Vliet

“THAT Report ASR-020/2022 be received; and

THAT the 2021 Auditor’s Report Council – Communication of Audit Strategy and Results be received for information; and

THAT Council approve the 2021 Draft Financial Report; and

THAT Council direct staff to allocate the operating surplus into Reserve Account; and

THAT staff be directed to establish a rate stabilization reserve and report back with details and logistics moving forward on the operation and conduct of the reserve.”

CARRIED

c) Drainage Staff Reports

- i. DSR-006/2022 Re: 2022 Drainage Program Update

Resolution No. C-2022-167

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“**THAT** Community & Development Services Staff Report CDS-004/2022 respecting Municipal Banner Program - Winter be received; and

THAT staff be directed to order the preferred Municipal Banner for the winter theme being 8 red and 8 blue with the wording “Seasons Greetings”.

CARRIED

d) Planning Staff Reports

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

- i. PSR-004/2022 Re: Zoning By-law Amendment File No. Z05/2022W
Loeffen Farms Ltd. (IBI Group – Agent)

Resolution No. C-2022-168

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“**THAT** Drainage Staff Report DSR-006/2022 respecting the Township’s Drainage Program Update be received.”

CARRIED

e) Public Works Staff Reports

- i. PWSR-016/2022 Re: Award of Tender for Churchill Avenue Storm Restoration Project

Resolution No. C-2022-169

Moved by Councillor Cridland

Seconded by Councillor Gilmore

“THAT Planning Staff Report PSR-004/2022 be received; and

THAT Zoning By-law Amendment File No. Z05/2022W for lands described as Concession 1, Part Lot 19 RP 30R-13314 Part 1, known municipally as 12017 Station Road, be approved for the reasons outlined in PSR-004/2022; and

THAT the application be deemed consistent with the Provincial Policy Statement 2020 and other matters of Provincial interest; and

THAT the zoning by-law amendment attached as Appendix “C” be adopted.”

CARRIED

14. Review of Correspondence

None.

15. By-laws

Resolution No. C-2022-170

Moved by Councillor Cridland

Seconded by Councillor Gilmore

“THAT the following by-law be read and passed this 27th day of September, 2022:

- a) By-law No. 043-2022 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 Part of Lot 19, Concession 1 RP 30R-13314 Part 1 in the Township of Wainfleet, known municipally as 12017 Station Road.”

CARRIED

At this point in the meeting, Councillor MacLellan returned back to the Council Chambers.

16. Notices of Motion

None.

17. Closed Meeting

Resolution No. C-2022-171

Moved by Councillor MacLellan

Seconded by Councillor Cridland

“THAT Council now move into closed session to discuss:

- a) Item under Section 239 (2)(b) of the Municipal Act, 2001, Personal matters about an identifiable individual, including municipal employees– 1 item (A cost recovery matter)

CARRIED

18. Rise & Report

The Clerk reported that Council met in closed session to discuss and provide direction on a personal matter about an identifiable individual respecting a cost recovery matter.

Confidential closed meeting minutes were approved.

19. By-law to Confirm the Proceedings of Council

Resolution No. C-2022-172

Moved by Councillor MacLellan

Seconded by Councillor Cridland

“**THAT** By-law No. 044-2022 being a by-law to adopt, ratify and confirm the actions of the Council at its regular meeting held on September 27, 2022 be read and passed this 27th day of September, 2022.”

CARRIED

20. Adjournment

There being no further business, the meeting was adjourned at 8:48 p.m.

K. Gibson, MAYOR

M. Ciuffetelli, DEPUTY CLERK

Approved by Council November 1, 2022