



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

C23/22
DECEMBER 13, 2022
6:00 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. Alcock Fire Chief
L. Earl Manager of Community and Development Services
L. Gudgeon Manager of Human Resources
S. Ivins Planner
M. Luey Manager of Corporate Services/Treasurer
R. Nan Manager of Operations
A. Chrastina Administrative Assistant

C23/22

1. Call to Order

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

2. Closed Session

Resolution No. C-2022-178

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

“THAT Council now move into closed session to discuss:

- a) Item under Section 239 (2)(d) of the Municipal Act, 2001, Labour relations or employee negotiations– 1 item (A negotiation update)

CARRIED

3. Rise & Report

The Clerk reported that Council met in closed session to discuss a labour relations or employee negotiations matter. After extensive deliberations, direction was given to the Negotiations Committee by Council.

4. National Anthem

5. 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.

6. Disclosures of Interest and the General Nature Thereof

Councillor MacLellan declared an interest on agenda item No. 11. a) as his employer is a potential owner of property that is subject to the Zoning By-law Amendment Application Z01/2022W.

7. Presentations

Mayor Grant presented Zach VandeBeld and Emmy Wainwright with a plaque for being the 2022 Holiday Card Contest Winners.

8. Mayor's Announcements & Remarks

Mayor Grant provided the following remarks:

- Thank you to our community organizers for pulling together the Christmas parade held Friday evening and to all who attended.
- Regional Council meets Thursday, January 19 at 6:30 p.m.
- Town Hall will be closing the afternoon of Friday December 23rd and will re-open Tuesday January 3rd, 2023.
- On behalf of Council I'd like to wish everyone a very Merry Christmas and Happy New Year.

9. Councillor's Announcements & Remarks

None.

10. Adoption of Previous Council Minutes**Resolution No. C-2022-179**

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

"THAT the minutes of the Inaugural Council Meeting held on November 22, 2022 be adopted as circulated."

CARRIED

11. Public Meeting**a) Z01/2022W – Township Initiated Housekeeping Amendment**

Mayor Grant advised that the purpose of the public meeting is to present information regarding the proposed amendment to the public and for Council to receive any comments from the public.

The Planner provided an overview of the information report respecting the file.

There were no questions or comments from Council or the public.

b) Z06/2022W – Township Initiated Amendment re: Hamlet Lot Coverage

Mayor Grant advised that the purpose of the public meeting is to present information regarding the proposed amendment to the public and for Council to receive any comments from the public.

The Planner provided an overview of the information report respecting the file.

Council inquired how a proposed increase in the maximum lot coverage could impact the septic system. The Planner advised that although there is a broad proposal of a 10% increase of lot coverage within certain zones, the evaluation on the septic system is done through the Building Permit Application process on a case by case basis.

There were no questions or comments from the public.

12. Delegations

None.

13. Staff Reports & Recommendations

a) Administrative Staff Reports

i. ASR-021/2022 Re: Borrowing for Current Expenditures

Resolution No. C-2022-180

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report ASR-021/2022 regarding 2023 borrowing for current expenditures be received;

AND THAT the attached by-law, being a by-law to authorize borrowing from time to time to allow the Township of Wainfleet to meet current expenditures during the fiscal year ending December 31, 2023, be read and passed.”

CARRIED

ii. ASR-022/2022 Re: Interim Tax Levy

Resolution No. C-2022-181

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report ASR-022/2022 regarding an Interim 2023 Tax Levy By-law be received; and

THAT the interim tax levy installment due dates be set as February 28, 2023 and April 28, 2023; and

THAT the attached by-law, being a by-law to provide for interim tax levies for 2023 in the Township of Wainfleet, be read and passed.”

CARRIED

- iii. ASR-023/2022 Re: Cancellation, reduction or refund of Property Tax for the 2021 Taxation Year

Resolution No. C-2022-182

Moved by Councillor Gilmore

Seconded by Councillor Anderson

“THAT ASR-024/2022 respecting 2022 Municipal and School Board Election – Accessibility Report be received as information.”

CARRIED

- iv. ASR-024/2022 Re: 2022 Municipal and School Board Election-Accessibility Report

Resolution No. C-2022-183

Moved by Councillor Gilmore

Seconded by Councillor Anderson

“THAT ASR-024/2022 respecting 2022 Municipal and School Board Election – Accessibility Report be received as information.”

CARRIED

- v. ASR-025/2022 Re: 2023 Council Meeting Schedule

Resolution No. C-2022-184

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report ASR-025/2022 respecting the 2023 Council Meeting Schedule be received; and

THAT the 2023 Council Meeting Schedule outlined in the report be confirmed and adopted with the following amendments:

THAT the regular meeting scheduled for October 31, 2022 be moved to November 1, 2022; and

THAT the regular meeting scheduled for March 14, 2022 be moved to March 21, 2022.”

CARRIED

vi. ASR-026/2022 Re: Committee Composition for the 2022-2026 Term

Resolution No. C-2022-185

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT Report ASR-026/2022 regarding Committee Composition for the 2022-2026 Term of Council be received for information; and

THAT staff be directed to proceed with inviting applications from citizens of Wainfleet interested in sitting on:

1. The Township of Wainfleet Public Library Board;
2. Committee of Adjustment/Fence-viewers/Property Standards Committee/Dog Control By-law Appeals;
3. Wainfleet Drainage Advisory Committee;
4. Wainfleet Age-Friendly Advisory Committee; and

THAT Council provide direction regarding Councillor appointments to:

1. The Township of Wainfleet Public Library Board;
2. Wainfleet Drainage Advisory Committee;
3. Wainfleet Age-Friendly Advisory Committee;
4. Niagara Transit Commission Board;
5. Niagara Central Dorothy Rungeling Airport Commission; and
6. Deputy Mayor.”

CARRIED

Resolution No. C-2022-186

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

“THAT Mayor Brian Grant be appointed to the Niagara Transit Commission Board for the current term of Council being 2022-2026.”

CARRIED

Resolution No. C-2022-187

Moved by Councillor Van Vliet

Seconded by Councillor Gilmore

“THAT Councillor John MacLellan be appointed to the Niagara Central Dorothy Rungeling Airport Commission for the current term of Council being 2022-2026.”

CARRIED**Resolution No. C-2022-188**

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT the appointment of the Deputy Mayor rotate on a yearly basis as follows:

- 2023 – Councillor Gilmore
- 2024 – Councillor MacLellan
- 2025 – Councillor Van Vliet
- 2026 – Councillor Anderson

CARRIED**Resolution No. C-2022-189**

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

“THAT the following appointments be made for the current term of Council being 2022-2026:

- Library Board – Councillor Joan Anderson
- Drainage Advisory Committee – Councillor Terry Gilmore
- Age-Friendly Advisory Committee – Councillor Sherri Van Vliet.”

CARRIED

vii. Memorandum Re: Bill 39 - Better Municipal Governance Act, 2022

Resolution No. C-2022-190

Moved by Councillor Gilmore

Seconded by Councillor Anderson

“THAT the Memorandum Re: Bill 39 - Better Municipal Governance Act, 2022 be received as information.”

CARRIED

b) Community and Development Services

- i. CDS-004/2022 Re: Bill 23 - More Homes Built Faster Act, 2022

Resolution No. C-2022-191

Moved by Councillor Anderson

Seconded by Councillor Gilmore

“**THAT** Community & Development Services Staff Report CDS-004/2022 be received for information.”

CARRIED

c) Fire and Emergency Services

- i. FSR-010/2022 Re: WFES Third Quarter Review

Resolution No. C-2022-192

Moved by Councillor Anderson

Seconded by Councillor Van Vliet

“**THAT** Fire Staff Report FSR-010/2022 respecting 2022 Third Quarter Fire & Emergency Services Review be received for information.”

CARRIED

- ii. Memorandum Re: Bunker Gear

Resolution No. C-2022-193

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“**THAT** the Memorandum Re: Structural Firefighting Ensembles (Bunker Gear) be received; and

THAT staff be directed to purchase Structural Firefighting PPE (Bunker Gear) before the 2023 Budget is approved to avoid the quoted price increase set to take effect on February 1, 2023, and

THAT Staff include these expenses in the 2023 Capital PPE budget.”

CARRIED

d) Public Works

- a) PWSR-017/2022 Re: 2022 Municipal Bridge/Culvert Inspection

Resolution No. C-2022-194

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“**THAT** Report PWSR-017/2022 respecting the submission of the 2022 Municipal Bridge/Culvert Inspection report be received for information.”

CARRIED**14. Review of Correspondence**

- a)
- C-2022-231
- Crime Stoppers Niagara Re: Request to proclaim January 2023 as Crime Stoppers Month

Resolution No. C-2022-195

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“**THAT** Correspondence item C-2022-231 from Crime Stoppers of Niagara respecting a request to proclaim January 2023 as Crime Stoppers Month be supported.”

CARRIED

- b)
- C-2022-232
- DSBN AND NCDSB Re: Request for temporary land use

Resolution No. C-2022-196

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“**THAT** Correspondence item C-2022-232 from the District School Board of Niagara and Niagara Catholic District School Board, respecting a request for temporary use of Township land for student activities during construction of the new elementary school be supported; and

THAT the Mayor and Clerk be authorized to prepare and execute an agreement to permit the use of Township properties.”

CARRIED

15. By-laws**Resolution No. C-2022-197**

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“THAT the following by-laws be read and passed this 13th day of December, 2022:

- a) By-law No. 047-2022 Being a by-law to authorize borrowing from time to time to meet current expenditures during the fiscal year ending December 31, 2023.
- b) By-law No. 048-2022 Being a by-law to provide for interim tax levies for the year 2023 for the Township of Wainfleet.

CARRIED**16. Notices of Motion**

None.

17. Closed Meeting**Resolution No. C-2022-198**

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“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 things before administrative tribunals– 1 item (An Ontario Land Tribunal matter)

CARRIED**18. Rise & Report**

The Clerk reported that reported that Council met in closed session to discuss a matter respecting litigation or potential litigation matter respecting an Ontario Land Tribunal matter. After extensive deliberations, direction was given to the staff on the matter.

19. By-law to Confirm the Proceedings of Council**Resolution No. C-2022-199**

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“THAT By-law No. 049-2022 being a by-law to adopt, ratify and confirm the actions of the Council at its regular meeting held on December 13, 2022 be read and passed this 13th day of December, 2022.

20. Adjournment

There being no further business, the meeting was adjourned at 9:15 p.m.

B. Grant, MAYOR

W. Kolasa, CLERK

Approved by Council January 10, 2023