

**City of Port Colborne  
Regular Meeting of Council 14-19  
Minutes**

**Date:** May 13, 2019

**Time:** 9:49 p.m.

**Place:** Council Chambers, Municipal Offices, 66 Charlotte Street, Port Colborne

**Members Present:** M. Bagu, Councillor  
E. Beauregard, Councillor  
R. Bodner, Councillor  
G. Bruno, 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 and Development  
T. Cartwright, Fire Chief  
B. Garrett, Director of Corporate Services  
A. LaPointe, Manager of Legislative Services/City Clerk  
C. Lee, Director of Engineering and Operations  
S. Luey, Chief Administrative Officer  
C. McIntosh, Deputy Clerk (minutes)  
P. Senese, Director of Corporate 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:**

The City Clerk informed that item 1, Community and Economic Development Department, Parks and Recreation Division, Report 2019-54, Subject: Proposed New Event – HoofStock, was withdrawn at the request of the event organizer.

**3. Confirmation of Agenda:**

**No. 84** Moved by Councillor G. Bruno  
Seconded by Councillor M. Bagu

That the agenda dated May 13, 2019 be confirmed, as circulated  
or as amended.

CARRIED.

**4. Disclosures of Interest:**

Nil.

**5. Adoption of Minutes:**

**No. 85** Moved by Councillor E. Beauregard  
Seconded by Councillor D. Kalailieff

- (a) That the minutes of the special meeting of Council 11-19, April 15, 2019, be approved as presented.
- (b) That the minutes of the regular meeting of Council 12-19, April 23, 2019, be approved as presented.

CARRIED.

**6. Determination of Items Requiring Separate Discussion:**

Nil.

**7. Approval of Items Not Requiring Separate Discussion:**

**No. 86** Moved by Councillor H. Wells  
Seconded by Councillor A. Desmarais

That items 1 to 14 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.

CARRIED.

**Motions Arising from Councillors' Items**

**(a) Pedestrian crossover at the intersection on Clarence and Catharine Streets**

Council resolved:

That the Director of Engineering and Operations be directed to provide a report at a future Council meeting outlining safety options for the pedestrian crossover at the intersection of Clarence and Catharine Streets.

**(b) Port Cares request for use of picnic tables on June 14, 2019**

Council resolved:

That eight picnic tables be made available, with fees waived, for use by Port Cares for their Rock the Night event at the Reach out Centre, 61 Nickel Street, on June 14, 2019, with the arrangements for pick-up and return being the responsibility of Port Cares.

**Items:****2. Community and Economic Development Department, Parks and Recreation Division, Report 2019-61, Subject: Ninth Annual Port Colborne Art Crawl**

Council resolved:

That the request to host the ninth annual Port Colborne Art Crawl on Saturday June 22, 2019 from 12:00 p.m. to 7:00 p.m., as submitted by the Port Colborne Art Crawl Committee, and outlined in Community and Economic Development Department, Parks and Recreation Division Report 2019-61, be approved; and

That the following roads be closed to general vehicular traffic and parking on Saturday, June 22, 2019 from 10:30 a.m. to 8:00 p.m.:

- West Street, from the southern limit of Clarence Street to the northern limit of Victoria Street;
- Charlotte Street, from the eastern limit of King Street to the western limit of West Street.
- Kent Street, from the eastern limit of King Street (with signage indicating "local traffic only") to the western limit of West Street; and

That emergency services, including ambulance, police and fire, and public works and public utility vehicles, be exempt from the above noted closures; and

That qualified participants of the Event be exempt from the above noted closures through the issuance of an authorized permits; and

That the Engineering and Operations Department install and retrieve road closure barricades at the predetermined locations requiring same; and

That the Community and Economic Development Department install and retrieve picnic tables and garbage cans at the predetermined locations requiring same; and

That the Event Organizer be responsible for installing appropriate signage at the predetermined locations stating "Art Crawl - West Street Temporarily Closed – 10:30 a.m. to 8:00 p.m.;" and

That the Event Organizer be responsible for ensuring road closure barricades are promptly removed and returned to the retrieval points at the conclusion of the Event; and

That the restrooms at the Harbourmaster Building remain open until 9:00 p.m. for the Event; and

That the Event Organizer be provided with access to the electrical outlet at the Harbourmaster Building; and

That a site plan be prepared and submitted to the Community and Economic Development Department for distribution to emergency services and appropriate City departments; and

That the Event Organizer file a Certificate of Insurance, naming the City as an additional insured, in the amount of \$2,000,000, in advance of the Event; and

That the fee for a Noise By-law exemption application, to be submitted to the By-law Enforcement Division, be waived; and

That the appropriate by-law be presented for approval.

**3. Community and Economic Development Department, Parks and Recreation Division, Report 2019-65, Subject: 2019 Moonlight Flicks at H.H. Knoll Lakeview Park**

Council resolved:

That the Moonlight Flicks Event, to be held on Wednesday July 3, 10, 17, 24 and August 7, 2019, as outlined in Community and Economic Development Department, Parks and Recreation Division Report 2019-65, be approved; and

That fee for the application for a Noise By-law Exemption, to be filed with the By-law Enforcement Division, be waived; and

That an exemption from Section 4 (Prohibited Hours of Entrance) to By-law 5503/100/10, Being a By-law to Manage and Regulate Municipal Parks, be approved; and

That use of the restrooms until 12:00 a.m. at the H.H. Knoll Lakeview Park Bandshell, be approved; and

That the Event Organizer be required to file a Certificate of Insurance, naming the City as an additional insured, in the amount of \$2,000,000, prior to the Event; and

That the City's park permit, hydro, and waste receptacle fees, be waived.

**4. Corporate Services Department, Finance Division, Report 2019-62, Subject: 2019 Final Tax Rates**

Council resolved:

That the Council approves the rates of taxation for the year 2019 and the tax rate by-law be executed by the Mayor and City Clerk; and

That the 2019 final billing for the residential, multi-residential, commercial, industrial, pipeline, farmland, managed forest and farmland awaiting development tax classes have a demand (mailing) date of June 11, 2019 with due dates of July 2 and October 1, 2019.

**5. Planning and Development, Planning Division, Report 2019-63, Subject: Proposed Development Agreements for Robert & Mary Ann Bosley, e/s Cedar Bay Road**

Council resolved:

That two development agreements be entered into with Robert and Mary Ann Bosley for their lots on Cedar Bay Road; and

That the Mayor and Clerk be authorized to sign and execute said agreement.

**6. Department of Chief Administrative Officer, Report 2019-69, Subject: Provincial Modernization Grant**

Council resolved:

That Council approve the use of the provincial grant of \$711,467 for the projects identified in Chief Administrative Officer's Report 2019-69.

**7. Planning and Development Department, By-law Enforcement Division, Report 2019-67, Subject: By-law Appointment of Municipal Law Enforcement Officers Allison Martin and Amy Dayboll**

Council resolved:

That Allison Martin be appointed as a Municipal Law Enforcement Officer special events parking and the Zoning By-law; and

That Amy Dayboll be appointed as a Municipal Law Enforcement Officer to enforce parking and the Zoning By-law.

**8. Accessibility Advisory Committee Re: Request for Proclamation of Access Awareness Week, May 31 – June 6, 2019**

Council resolved:

That the week of May 31 – June 6, 2019 be proclaimed as "Access Awareness Week" in the City of Port Colborne in accordance with the request received from Carrie McIntosh, Deputy Clerk, on behalf of the Accessibility Advisory Committee.

9. **Memorandum from Nancy Giles, EA to CAO and Mayor and Staff Liaison to the Grant Policy Committee Re: Recommendations of Grant Policy Committee**

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Council resolved:

That the memorandum from Nancy Giles, EA to CAO and Mayor and Staff Liaison to the Grant Policy Committee Re: Recommendations of Grant Policy Committee, be received for information; and

That donation/sponsorship requests be approved for a total of \$18,510 for the first allocation for the year 2019 as follows:

**Air Race Classic Terminus Committee** – to assist with costs of the Air Race Classic being held June 19-24 at the Niagara Central Dorothy Rungeling Airport - **\$1,300**

**Education Foundation of Niagara** - to assist in providing essential items to DSBN students in Port Colborne who experience a high level of need - **\$1,500**

**Niagara Health Foundation** – to assist with the purchase of a “Spirit Bed” for use at the Port Colborne Site - **\$1,900**

**Port Cares** – to assist with the purchase of a cargo van for use at the Reach Out Centre - **\$2,300**

**Port Colborne Feline Initiative** – to assist with program expenses with TNVR (trap-neuter- vaccinate-return); CatSnips; and subsidized spay/neuter program for low income residents of Port Colborne - **\$2,500**

**Port Colborne Lions Club** – to assist with operating costs including property taxes - **\$1,600**

**Port Colborne Operatic Society** – to assist with their “Musician in the Pit” program and general upkeep of their storage hall - **\$2,150**

**St. James & St. Brendan Church** – to assist with Phase Two of the Community Garden including gardens, plantings, benches, water feature, fence, pavilion – **\$1,660**

**Women’s Place of South Niagara** – to assist in providing emergency shelter and programs for women and children fleeing abuse - **\$2,000**

**YMCA of Niagara** – to assist with the operation of the Niagara Day Camp program in the City of Port Colborne - **\$1,600.**

**10. Memorandum from Vance Badawey, Member of Parliament, Niagara Centre Re: Ontario: Update following meetings with the Province of Ontario**

Council resolved:

That the memorandum received from Vance Badawey, Member of Parliament, Niagara Centre Re: Ontario: Update following meetings with the Province of Ontario, be received for information.

**11. Region of Niagara Re: 2019 Property Tax Policy, Ratios and Rates (CSD 16-2019)**

Council resolved:

That the correspondence received from the Region of Niagara Re: 2019 Property Tax Policy, Ratios and Rates, be received for information.

**12. Region of Niagara Re: Bill 142 – Construction Lien Amendment Act, 2017 (CSD 29-2019)**

Council resolved:

That the correspondence received from the Region of Niagara Re: Bill 142 – Construction Lien Amendment Act, 2017, be received for information.

**13. Region of Niagara Re: Niagara Housing Statement: Affordable Housing Data (PDS 17-2019)**

Council resolved:

That the correspondence received from the Region of Niagara Re: Niagara Housing Statement: Affordable Housing Data, be received for information; and

That the Chief Administrative Officer be directed to invite Regional Housing staff to present at a future meeting of Council with respect to the Affordable Housing Data report.

**14. Niagara Peninsula Conservation Authority Re: NPCA Board Composition**

Council resolved:

That the correspondence received from the Niagara Peninsula Conservation Authority Re: Board Composition, be received for information.

CARRIED.

**8. Consideration of Items Requiring Separate Discussion:**

Nil.

**9. Proclamations:**

**No. 87** Moved by Councillor A. Desmarais  
Seconded by Councillor G. Bruno

**(a) Access Awareness Week, May 31 – June 6, 2019**

Whereas the City of Port Colborne supports organizations and individuals committed to raising awareness about important issues and advocacy that affect all Canadians. Through education, fundraising and support, the health and well-being of our communities are improved; and

Whereas National Access Awareness Week is a week for Canadians to promote inclusion and accessibility in our communities and workplaces, to celebrate our progress and to be inspired to further break down accessibility barriers; and

Whereas we need to change the way we think, talk and act about barriers to participation and accessibility and we need to do it right from the start, not as an afterthought. An inclusive Canada is one where all Canadians can participate and have an equal opportunity to succeed in their workplaces and communities;

National Access Ability Week aims to bring this perspective to the forefront for Canadians, and highlight some of the important initiatives the government and its partners are undertaking to bring about this change;

Now therefore, I, Mayor William C. Steele, at the request of the Accessibility Advisory Committee and on behalf of the Council of the City of Port Colborne, do hereby proclaim May 31 - June 6, 2019 as "Access Awareness Week" in the City of Port Colborne.

CARRIED.

**10. Minutes of Boards, Commissions & Committees:**

**No. 88** Moved by Councillor F. Danch  
Seconded by Councillor R. Bodner

(a) That the minutes of the Port Colborne Transit Advisory Committee meeting of January 23, 2019, be received.

(b) That the minutes of the Port Colborne Historical and Marine Museum of March 19, 2019, be received.

CARRIED.



**11. Consideration of By-laws:**

**No. 89** Moved by Councillor H. Wells  
Seconded by Councillor E. Beauregard

That the following by-laws be enacted and passed:

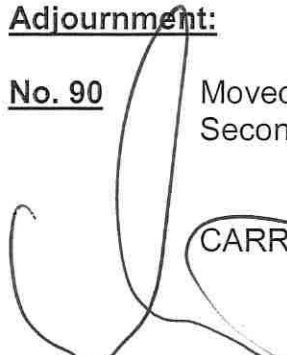
- 6679/43/19 Being a By-law to Appoint a Treasurer
- 6680/44/19 Being a By-law to Appoint a Deputy Clerk
- 6681/45/19 Being a By-law to Temporarily close Sections of Various Streets to Vehicular Traffic for the Purpose of the Ninth Annual Port Colborne Art Crawl
- 6682/46/19 Being a By-law to Set and Levy the Rates of Taxation for City Purposes for the Year 2019
- 6683/47/19 Being a By-law to Authorize Entering into a Development Agreement with Robert and Mary Ann Bosley regarding e/s Cedar Bay Road
- 6684/48/19 Being a By-law to Appoint Amy Dayboll and Allison Martin as Municipal Law Enforcement Officers
- 6685/49/19 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 Special and Regular Meetings of May 13, 2019

CARRIED.

**12. Adjournment:**

**No. 90** Moved by Councillor F. Danch  
Seconded by Councillor E. Beauregard

That the Council meeting be adjourned at approximately 9:54 p.m.  
CARRIED.




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William W. Steele  
Mayor




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Amber LaPointe  
City Clerk

AL/cm