

City of Port Colborne Special Council Meeting 01-20 – Public Hearing Monday, January 13, 2020 – 6:30 p.m. Council Chambers, 3rd Floor, 66 Charlotte Street

Agenda

- 1. Call to Order: Mayor William C. Steele
- 2. National Anthem:
- 3. Confirmation of Agenda:
- 4. Disclosures of Interest:
- 5. Public Hearing Under the Planning Act:

Application for Zoning By-law Amendment Planning and Development Department, Planning Division, Report No. 2020-04, Subject: Public Meeting Report for Zoning By-law Amendment D14-06-19, 180 Fares Street

- (i) Purpose of Meeting:
- (ii) Method of Notice:
- (iii) Explanation of Procedure to be Followed:
- (iv) Presentation of Application for Zoning By-law Amendment:
- (v) Comments of Applicant:
- (vi) Questions of Clarification to Applicant/Planning Staff:
- (vii) Oral Presentations and/or Questions from the Public:
- (viii) Announcement Respecting Written Notice of Passage of Zoning By-law Amendment:
- (ix) Explanation of Future Meetings:
- 6. Adjournment:

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Planning and Development Department Planning Division

Report Number: 2020-04 Date: January 13, 2020

SUBJECT: Public Meeting Report for Zoning By-law Amendment D14-06-19, 180

Fares Street

PURPOSE:

The purpose of the report is to provide Council with information regarding a proposed Zoning By-law Amendment initiated by Joe Tomaino for the property legally known as Part of Lot 13 on Plan 843, in the City of Port Colborne, Regional Municipality of Niagara, municipally known as 180 Fares Street.

2) HISTORY, BACKGROUND, COUNCIL POLICY, PRACTICES

The application for a Zoning By-law Amendment proposes to change the zoning from Neighbourhood Commercial to R4-53. The Zoning By-law Amendment is being sought to permit a six-unit apartment building on the property.

The applicant is requesting to recognize the lot deficiencies and existing setbacks through a site-specific Zoning By-law Amendment. The building on the property is currently vacant and was formerly a commercial business on the ground floor with accessory apartments above. This amendment is being sought to allow the building to be converted into a fully residential building.

3) STAFF COMMENTS AND DISCUSSIONS

The Notice of Public Meeting was circulated to required agencies, and property owners within 120 metres of the property on December 18, 2019. Public notice signs were posted on the property on or before December 24, 2019. A public open house will be held after the date of writing this report on January 7, 2020.

PUBLIC COMMENTS

At the time of writing this report, staff has not received any correspondence from members of the public.

DIVISION/AGENCY COMMENTS

At the time of writing this report, staff has received the following written comments from City divisions and external review agencies:

Port Colborne Fire Department

- Port Fire has no objection to the change in the zoning.
- Fire safety items to be dealt with at time of building permit application.

Niagara Peninsula Conservation Authority

The NPCA has no objection to the proposed amendment as the parcel is outside the NPCA Regulated Area.

PLANNING DIVISION

City of Port Colborne Official Plan

According to Schedule F: East Waterfront Secondary Plan, the City of Port Colborne's Official Plan designates the property as **Mixed Use Areas**. The Mixed Use Area will:

- i) Encourage the development of neighbourhood-oriented, small-scale commercial uses, townhouses and apartment buildings of 2-5 stories;
- ii) Have a minimum height of 2 stories and be encouraged to combine commercial uses on the ground floor and residential units on upper floors; and
- iii) Be subject to the policies of Section 2.4.3 and Section 3.6 of this Plan [Official Plan].

Section 3.6 of the Official Plan refers to the land uses in the Downtown Commercial designation. The predominant uses include retail stores; professional and business offices; personal service shops; restaurants; specialty shops, residential uses, subject to the appropriate density requirements and policies; community facilities; parks; institutional uses; public open space and on-road bicycle routes.

City of Port Colborne Zoning By-law 6575/30/18

The subject parcel is zoned **Neighbourhood Commercial (NC)**. The NC zone permits animal care establishments; a convenience store; day care; dwelling, accessory; personal service business; take-out restaurant; uses, structures and buildings accessory thereto.

The application for Zoning By-law Amendment proposes to change the zoning to **Fourth Density Residential (R4)**. The R4 zone permits detached, semi-detached, triplex, fourplex dwellings; block and street townhouse dwellings; apartment buildings; public apartment buildings; and uses, structures and buildings accessory thereto.

Special provisions are also being sought for the R4 zone to permit the existing building to be converted into a six-unit apartment building. Because the building is already existing, the current setbacks and site conditions are to be recognized in order to permit the apartment building. The proposed provisions are as follows:

a)	Minimum Lot Frontage	10.973 metres
b)	Minimum Front Yard	0.27 metres
c)	Minimum Interior Side Yard	0.3 metres
d)	Minimum Corner Side Yard	0.4 metres
e)	Minimum Lot Area Per Unit	56 square metres
f)	Minimum Landscaped Area	no minimum
g)	Minimum Floor Area Per Unit	no minimum
h)	Maximum Lot Coverage	78 percent
i)	Maximum Accessory Lot Coverage	22 percent
j)	Parking Spaces Per Unit	0.33

k) The accessory building is permitted to be located 0.02 metres from the interior side lot line, 0.9 metres from the rear lot line, and 0.29 metres from the corner side lot line.

Adjacent Zoning and Land Use

Northwest Duplex Dwelling Zoned: R3	North Residential Dwelling Zoned: R3	Northeast Fares Street
West Duplex Dwelling Zoned: R3	Subject Property	East Fares Street
Southwest Nickel Street	South Nickel Street	Southeast Fares Street/Nickel Street

A sketch of the subject property is shown in Appendix A of this report.

The Planning Division will provide Council with its recommendation report for both the Zoning By-law Amendment after comments have been received from the Public Meeting and the review agencies. This report will be available at a future Council meeting for Council's consideration.

4) OPTIONS AND FINANCIAL CONSIDERATIONS:

This section is currently not applicable.

5) COMPLIANCE WITH STRATEGIC PLAN INITIATIVES

N/A

6) ATTACHMENTS

Appendix A: Draft Zoning By-law Amendment

7) RECOMMENDATION

That Public Hearing Report No. 2020-04 regarding an application for a Zoning By-law Amendment (File No. D14-06-19) for 180 Fares Street be received for information.

8) SIGNATURES

Prepared on January 2, 2020 by:

Reviewed by:

David Schulz, BURPI

Planner

Sherry Hanson C.P.S.O.

Acting Director of Planning and Development

Reviewed and Respectfully Submitted:

Peter Senese

Interim Chief Administrative Officer

The Corporation of the City of Port Colborne

By-law no.	
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Being a by-law to amend Zoning By-law 6575/30/18 respecting lands legally described as Part of Lot 13 on Plan 843, in the City of Port Colborne, Regional Municipality of Niagara, municipally known as 180 Fares Street.

Whereas By-law 6575/30/18 is a by-law of The Corporation of the City of Port Colborne restricting the use of land and the location and use of buildings and structures; and

Whereas, the Council of The Corporation of the City of Port Colborne desires to amend the said by-law.

Now therefore, and pursuant to the provisions of Section 34 of the *Planning Act, R.S.O. 1990*, The Corporation of the City of Port Colborne enacts as follows:

- This amendment shall apply to those lands described on Schedule "A" attached to and forming part of this by-law.
- That the Zoning Map referenced as Schedule "A6" forming part of By-law 6575/30/18 is hereby amended by changing those lands described on Schedule A from Neighbourhood Commercial to R4-53.
- That Section 37 entitled SPECIAL EXCEPTIONS AND PROVISIONS of Zoning By-law 6575/30/18, is hereby further amended by adding the following:

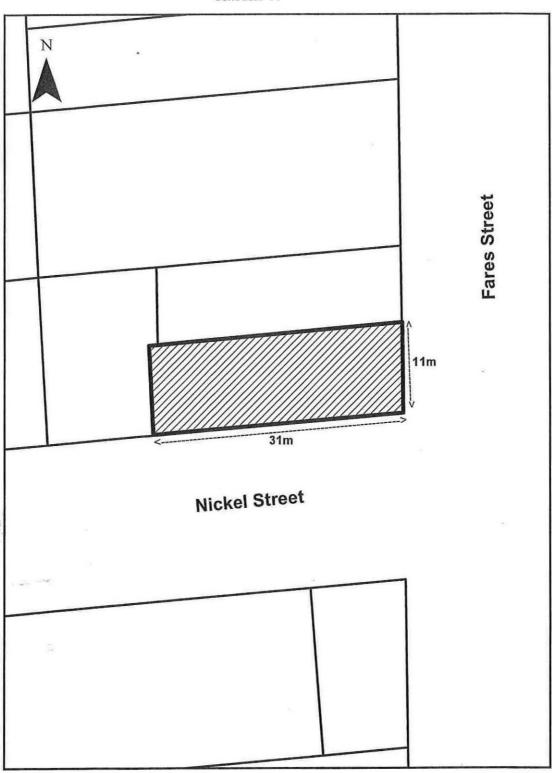
R4-53

Notwithstanding the provisions of the Fourth Density Residential Zone, the following special regulations shall apply for an apartment building:

a)	Minimum Lot Frontage	10.973 metres
b)	Minimum Front Yard	0.27 metres
c)	Minimum Interior Side Yard	0.3 metres
d)	Minimum Corner Side Yard	0.4 metres
е)	Minimum Lot Area Per Unit	56 square metres
f)	Minimum Landscaped Area	no minimum
g)	Minimum Floor Area Per Unit	no minimum
h)	Maximum Lot Coverage	78 percent
i)	Maximum Accessory Lot Coverage	22 percent
j)	Parking Spaces Per Unit	0.33

- k) The accessory building is permitted to be located 0.02 metres from the interior side lot line, 0.9 metres from the rear lot line, and 0.29 metres from the corner side lot line.
- 4. That this by-law shall come into force and take effect on the day that it is passed by Council, subject to the provisions of the *Planning Act*.
- The City Clerk is hereby authorized and directed to proceed with the giving notice of the passing of this by-law, in accordance with the *Planning Act*.

Enacted and passed this day of	
	William C Steele Mayor
	Amber LaPointe Clerk



LANDS TO BE REZONED FROM NEIGHBOURHOOD COMMERCIAL (NC) ZONE TO R4-53
JANUARY 2020
FILE NO D14-06-19
DRAWN BY; CITY OF PORT COLBORNE PLANNING DIVISION NOT TO SCALE

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City of Port Colborne Regular Meeting of Committee of the Whole 01-20 Monday, January 13, 2020 following the Special Meeting of Council Council Chambers, 3rd Floor, 66 Charlotte Street

Agenda

- 1. Call to Order: Mayor William C. Steele
- 2. Introduction of Addendum and Delegation Items:
- 3. Confirmation of Agenda:
- 4. Disclosures of Interest:
- 5. Adoption of Minutes:
 - (a) Regular meeting of Committee of the Whole 29-19, held on December 9, 2019.
- 6. Determination of Items Requiring Separate Discussion:
- 7. Approval of Items Not Requiring Separate Discussion:
- 8. Presentations:
- 9. Delegations (10 Minutes Maximum):
 - (a) Kurt and Tami Pederson concerning a Partnership with the City regarding issues with Pleasant Beach and Pleasant Beach Road (Page No. 17)
- 10. Mayor's Report:
- 11. Regional Councillor's Report:
- 12. Councillors' Items:
 - (a) Councillors' Issues/Enquiries
 - (b) Staff Responses to Previous Councillors' Enquiries
- 13. Consideration of Items Requiring Separate Discussion:
- 14. Notice of Motion:
- 15. Adjournment:

Upcoming Committee of the Whole and Council Meetings							
Monday, January 27, 2020	Committee of the Whole/Council – 6:30 P.M.						
Monday, February 10, 2020	Committee of the Whole/Council – 6:30 P.M.						
Monday, February 24, 2020	Committee of the Whole/Council – 6:30 P.M.						
Monday, March 9, 2020	Committee of the Whole/Council – 6:30 P.M.						
Monday, March 23, 2020	Committee of the Whole/Council – 6:30 P.M.						

Committee Items:

Notes			Item	Description / Recommendation	Page
WCS RB	MB GB	EB FD	1.	Engineering and Operations Department, Engineering Division, Report 2020-01, Subject: Peter Storm Drain Petition – Appointment of Engineer	23
AD	DK	HW		That the Council of the City of Port Colborne consider and approve the attached petition for drainage works;	
				That the Council of the City of Port Colborne direct the Clerk to notify the petitioners and others of Council's decision respecting the petition, in accordance with Section 5(1)(a) and (b) of the Act;	·
				That the Council of the City of Port Colborne appoint Neal Morris, P. Eng. of K. Smart Associates Limited to prepare a new engineer's report under Section 4 of the Act for the Peter Storm Municipal Drain.	
WCS	MB	EB	2.	Engineering and Operations Department, Engineering Division, Report 2020-02, Subject: Project 2020-01 Schihl Municipal Drain	31
RB	GB	FD			
AD	DK	HW	4	That Project 2020-01 Schihl Drain be awarded to Anthony's Excavating Central Inc. of Wellandport, Ontario, for the total tendered price of \$139,864.00 plus applicable taxes. Staff is directed to utilize the bid items as listed within the awarded Tender Documents, in such a manner as to complete all required works, all the while, taking into consideration the annual budget allocations by Council;	
				That funding for Project 2020-01 Schihl Drain be financed on an interim basis, under GL Account C33244 and that staff be authorized to initiate billings back to the Municipal Drains Watershed at the completion of the Watershed works and upon receipt of OMAFRA's granting;	
				That a by-law, in which the City enters into a Contract Agreement with the Contractor be prepared.	
WCS	МВ	EB	3.	Corporate Services Department, Clerk's Division, Report 2020-07, Subject: Council Review Committee Terms of Reference	35
RB	GB	FD		Subject. Sounds Review Committee Terms of Reference	
AD	DK	HW		That Corporate Services report 2020-07, Council Review Committee be received;	
				That Appendix A to Report 2020-07, Council Review Committee Terms of Reference be approved; and	
				That the necessary by-law be brought forward for approval of Council.	

Note: If not otherwise attached to the staff report, by-laws are published and available for review under the "Consideration of By-laws" section of the Council agenda.

WCS	MB	EB	4.	Memorandum from Janice Peyton, Executive Assistant, DEO, Re:	39
RB	GB	FD		Environmental Advisory Committee - Report on Boulevard Trees	
AD	DK	HW		That the memorandum from Janice Peyton, Executive Assistant, DEO on behalf of the Environmental Advisory Committee Re: Environmental Advisory Committee - Report on Boulevard Trees, be received for information; and	
				That staff be directed to review previous decisions on boulevard tree planting, including the tree installation Policy, October 2007 and By-law No. 6175/01/15, and report back to Council.	
WCS	МВ	EB	5.	Memorandum from Janice Peyton, Executive Assistant, DEO Re:	43
RB	GB	FD		Environmental Advisory Committee - Site Alteration Permit Review and Costing	
AD	DK	HW		That the memorandum from Janice Peyton, Executive Assistant, DEO Re: Environmental Advisory Committee – Site Alteration Permit Review and Costing, be received for information; and	
				That staff consider the approach for a coordinated review and fee structure associated with a revised site alteration by-law as set out in memo Re: Environmental Advisory Committee – Site Alteration Permit Review and Costing; and	
			e= ,	That staff review the recommendation by the Environmental Advisory	
		edziejni Parkij		Committee that the administration of the revised site alteration by-law be undertaken by the Director of Engineering and Operations.	
WCS =	MB	EB	6.	Ministry of Children, Community and Social Services Re: Ontario's	47
RB	GB	FD	750	Poverty Reduction Strategy	
AD	DK	HW		That the correspondence received from Todd Smith, Minister of Children, Community and Social Services Re: Ontario's Poverty Reduction Strategy, be received for information.	

WCS	МВ	EB	7.	City of Niagara Falls Re: Resolution regarding Port Colborne Aquifer through Fort Erie	49
RB	GB	FD		Additer throught of the	
AD	DK	HW		That the resolution received from the City of Niagara Falls in support of the resolution of the Town of Fort Erie regarding Port Colborne Aquifer, be received for information.	
Respo	nses	to City	of P	ort Colborne Resolutions	
Nil.					

Note: If not otherwise attached to the staff report, by-laws are published and available for review under the "Consideration of By-laws" section of the Council agenda.

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Re: Council Meeting Request 2019-11-20 07:50

Kurt Pederson

To: brendaheidebrecht

Cc: amberlapointe, ashleygrigg

We would like to discuss a partnership with the town around ongoing issues with pleasant beach and pleasant beach road.

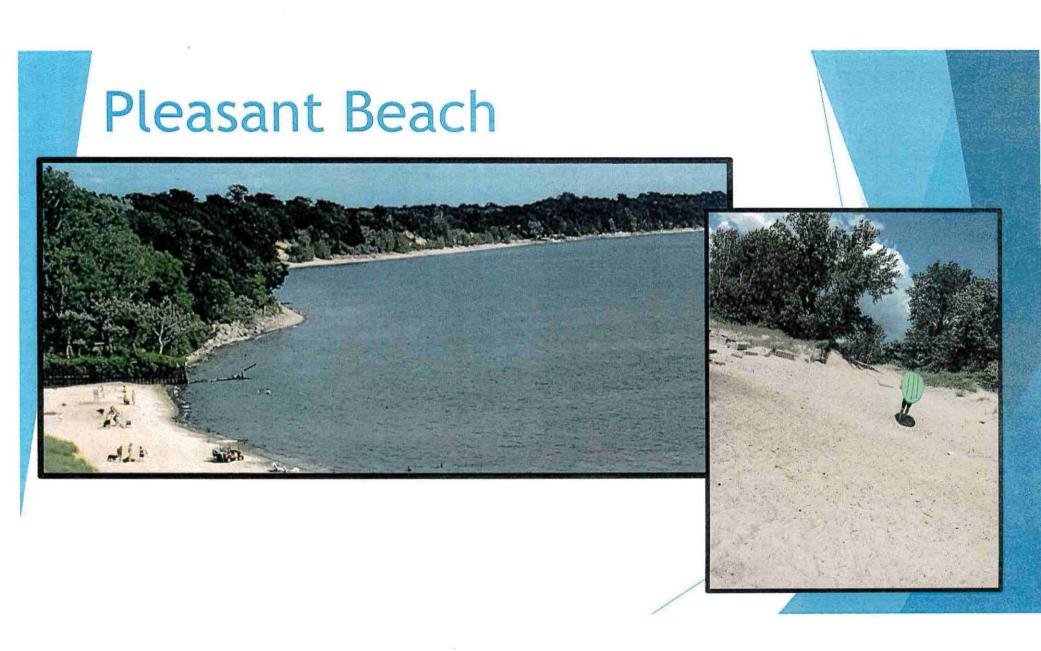
Examples include: waste management. Parking. Beach maintenance. Washroom facilities for beach goers etc.

Thanks.

Kurt and Tami

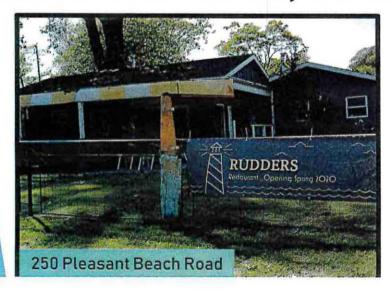
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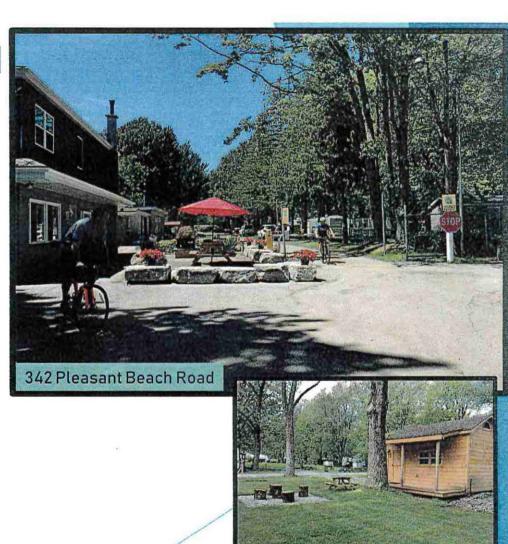
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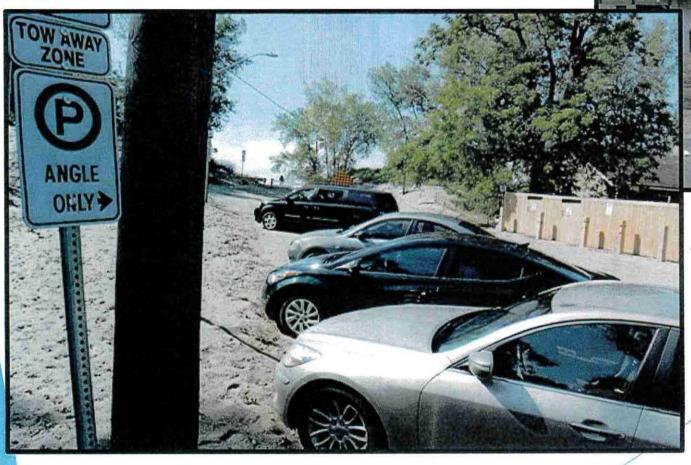
Pleasant Beach Campground IMPROVEMENTS 2015-19

- Renos to buildings interior and exterior
- Landscaping / tree maintenance
- Recycling Centre / Garbage Management
- Electrical & Water System Upgrades
- Customer service / Community involvement



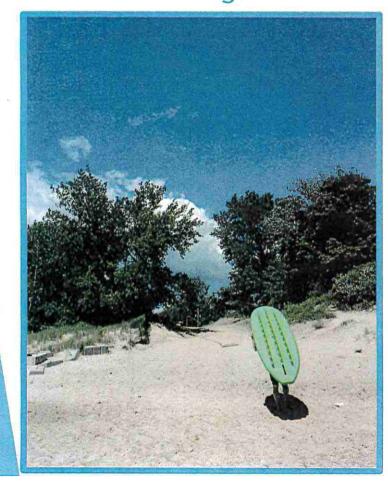


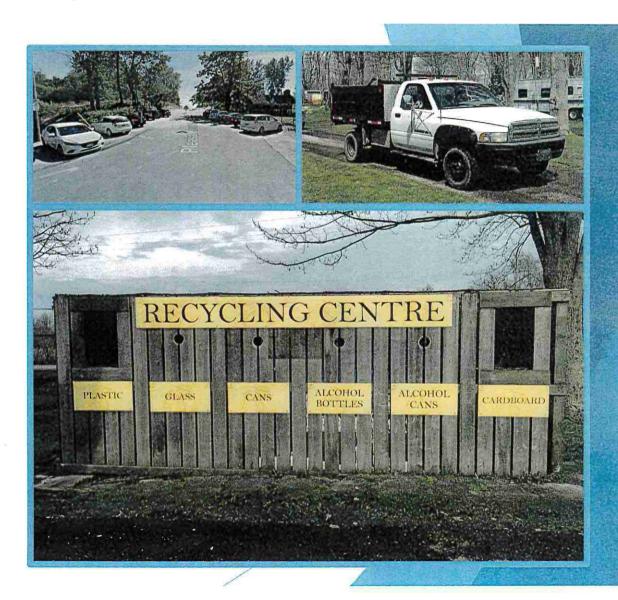






Pleasant Beach Road SOLUTIONS - Manage Resources







Engineering & Operations Department Engineering Division

Report Number: 2020-01 Date: January 13, 2020

SUBJECT: Peter Storm Municipal Drain Petition - Appointment of Engineer

1) PURPOSE

This report prepared by Alana Vander Veen, Drainage Superintendent has been authorized by Chris Lee, Director of Engineering & Operations. The purpose of this report is to provide Council with information related to the appointment of an Engineer and the preparation of a new Engineer's Report, under Section 78 and Section 4 of the *Drainage Act R.S.O. 1990* (the Act), for the update of the existing report and the petition of a new drain to recognize the existing Peter Storm Drain, and requisite actions.

2) HISTORY, BACKGROUND, COUNCIL POLICY, PRACTICES

The Peter Storm Drain dates back to the late 1800's and is a shared system between Fort Erie and Port Colborne with the down stream end outletting in Fort Erie. The only files within our records is a by-law dated July 1884 where it indicates that John Lowe, Esq., Provincial Land Surveyor, was appointed to complete a report. Accompanying the by-law is a copy of the assessment schedule for works completed within the Township of Humberstone.

The by-law defines the location of the drain as: extending from about the center of Lot 10, Fort Erie, in the 3rd Concession at the Side Road between lots 10 & 11, thence northeasterly along the southern margin of the Great Marsh to a creek on Lot 9 in the 14th Concession of the Township of Bertie which creek is one of the main outlets of the said marsh.

The following description is to provide a more recognizable location. The drain outlets within the northwesterly portion of the lots locally know between Ott Road and House Road and Church Road and Bowen Road. The drain meanders south west towards House Road just north of Bowen Road where it then follows southwest along the north side of Bowen Road crossing Point Abino Road, Burger Road and finally Holloway Bay Road just north of Sherk Road, Fort Erie. The drain continues southwesterly in Port Colborne crossing Zavitz Road and terminates just easterly of Wilhelm Road approximately halfway between Learn Road and Third Concession Road.

For a number of years, this drain was assumed to be a natural channel, a contributor to the south branch of the Black Creek until approximately 8 years ago when the abovenoted by-law was located within our files. Completing a small investigation indicated that the portion described above does in fact have statues as a drain.

Drain Maintenance records date back as far as 1980, and there is no indication that maintenance has been completed from this timeframe forward.

STAFF COMMENTS AND DISCUSSIONS

The Peter Storm drain provides outlet for a larger area than described above. This drain also provides outlet for Learn Road allowance drainage as well as Second Concession Road drainage both between Wilhelm Road and Zavitz Road collecting runoff as far south as Highway #3 in the proximity of Wilhelm Road. Due to the Municipal road allowances relying on this outlet for sufficient drainage, under Section 4(1)(c) of the Act, it is recommended that the road authority petition the drain to be extended to the south side of Second Concession Road. If this petition is executed, this will not only allow for drainage of our road allowance but also the lands of the Antique Power property on the southeast corner of Second Concession and Wilhelm Road.

In the late months of 2012, a petition for maintenance on the Peter Storm Drain was submitted to the Engineering Department. The petition was submitted by Willard Storm and was originally signed by seven Port Colborne property owners as well as six Fort Erie property owners. Unfortunately, this petition was never filed with the Clerk's office, therefore rendering it obsolete.

An invitation to the original petitioners was sent and on November 5, 2019 a meeting was held with those who could attend. Those in attendance were informed that the petition was not submitted to the Clerk's office and that the City would require a new petition to be signed. In addition, it was indicated that the City's road authority will be petitioning for the drain extension as far south as Second Concession and those wishing to show support of this work were asked to re-sign a petition.

Staff have inquired with the Region of Niagara Road Authority to see if there is interest to continue the drain further south while still providing a sufficient outlet for Wilhelm Road; however, a response has not yet been received.

To be effective in drain maintenance, a full up to date report is required. The current report does not offer details such as working sides of the drain nor the access routes to maintain this drain. The major benefit of establishing a work side of a drain is that it minimizes the conflict between staff and the property owner, which ultimately makes for a better working relationship.

On September 12, 2019, a preemptive letter was sent to the appropriate authorities of the intent to move forward with this appointment as a requirement of Section 6 of the Act.

4) OPTIONS AND FINANCIAL CONSIDERATIONS:

a) Do nothing.

For this Municipal Drain, it is a possibility; however, it is not the recommendation as it is a requirement of Ontario Municipal Agriculture and Rural Affairs (OMAFRA) to keep up to date reports.

b) Other Options

Proceed forward with an appointment of a new Engineer to define the watershed limits

of this drain and prepare a new report complete with assessment schedules, plan and profiles. An up-to-date report provides for an effective drain maintenance and roadside ditching program, which in turn will reduce overall costs, providing ratepayers with a reasonable level of service.

At this stage, the Municipality will be expected to finance the Engineering Fees. These fees will be held by the City until the time of completion of the Engineer's report and completion of construction. At that time, the expenses according to the adopted assessment schedules can be invoiced to the watershed. Like all Municipal Drains, there will be an assessment to the City of Port Colborne for the proportionate share of roads and any City-owned properties.

5) COMPLIANCE WITH STRATEGIC PLAN INITIATIVES

Municipal Drain Maintenance Strategic Planning is currently under review. This project complies with all City legislative requirements.

6) ATTACHMENTS

Appendix A – Plan of Peter Storm Ditch and Watershed.

Appendix B – Petition for drainage works to provide for sufficient outlet of municipally owned Second Concession Road, Learn Road, Zavitz Road and the westerly half of Holloway Bay Road.

7) RECOMMENDATION

That the Council of the City of Port Colborne consider and approve the attached petition for drainage works;

That the Council of the City of Port Colborne direct the Clerk to notify the petitioners and others of Council's decision respecting the petition, in accordance with Section 5(1) (a) and (b) of the Act; and

That the Council of the City of Port Colborne appoint Neal Morris, P. Eng. of K. Smart Associates Limited to prepare a new engineer's report under Section 4 of the Act for the Peter Storm Municipal Drain.

8) SIGNATURES

Prepared on December 20, 2019

Reviewed by:

Alana Vander Veen Drainage Superintendent

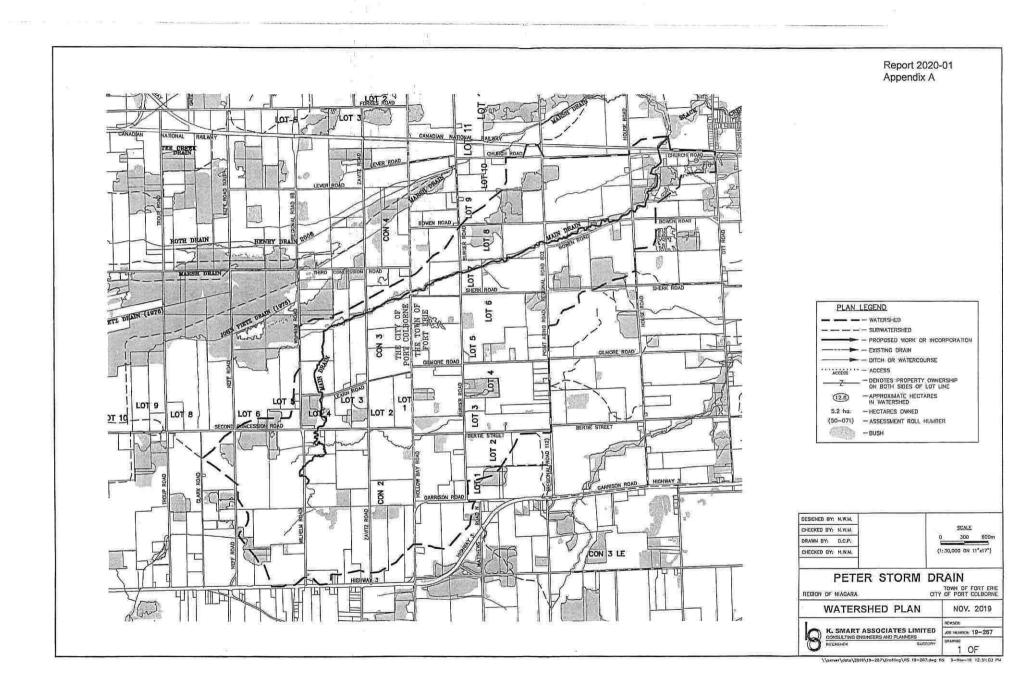
Chris Lee Director, Engineering & Operations

Reviewed and respectfully submitted by:

alana Vanduller

Peter Senese

Interim Chief Administrative Officer





Petition for Drainage Works by Road Authority – Form 2

Drainage Act, R.S.O. 1990, c. D.17, subs. 4(1)(c)

To:	The Council of the Corporation of the City	of Port Colborne	-
Re:	Road name and road location (provide description of ro- Learn Road in Port Colborne, located South of Thir East of Wilhelm Road and West of Zavitz Road is	rd Concession and North of Second Con	ncession at the location
L	Lee Christope	, as an individu	ral having jurisdiction over
_	(Last, first name)	• ***	•
the s	above road system for the City	of Port Colborne	
decl	are that the road described above requires drainage and area be drained by means of a drainage works.		f the <i>Drainage Act</i> that
_	anization City of Port Colborne		
Posi	tion Title	Signature	Date (yyyy/mm/dd)
Dire	ector of Engineering & Operations	Chin Lee	2019/012/18

Petitioners become financially responsible as soon as they sign a petition:

- Once the petition is accepted by council, an engineer is appointed to respond to the petition. Drainage Act, R.S.O. 1990,
 c. D. 17 subs. 8(1).
- After the meeting to consider the preliminary report, if the petition does not comply with section 4, the project is terminated and the road authority is responsible for the costs. *Drainage Act*, R.S.O. 1990, c. D. 17 subs. 10(4).
- After the meeting to consider the final report, if the petition does not comply with section 4, the project is terminated and the
 road authority is responsible for the costs. Drainage Act, R.S.O. 1990, c. D. 17 s. 43.
- If the project proceeds to completion, a share of the cost of the project will be assessed to the involved properties in relation to the assessment schedule in the engineer's report, as amended on appeal. *Drainage Act*, R.S.O. 1990, c. D. 17 s. 61.



Petition for Drainage Works by Road Authority – Form 2

Drainage Act, R.S.O. 1990, c. D.17, subs. 4(1)(c)

To:	The Council of the Corporation of the City	of Port Colborne	
Re:	Road name and road location (provide description of road	ad or section of road that requires drainage	9)
	Zavitz Road in Port Colborne, located West of Holl Concession and North of Highway # 3 is in need of		
I, _	Lee, Christopher (Last, first name)		al having jurisdiction over
the	above road system for the City	of Port Colborne	
decl	are that the road described above requires drainage and	hereby petition under subsection 4(1)(c) o	f the <i>Drainage Act</i> that
this	area be drained by means of a drainage works.		
	enization City of Port Colborne		Ŧ
Pos	tion Title	Signature /	Date (yyyy/mm/dd)
	uon mie		Date (yyyyiiiiii/dd)

Petitioners become financially responsible as soon as they sign a petition:

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- After the meeting to consider the final report, if the petition does not comply with section 4, the project is terminated and the
 road authority is responsible for the costs. Drainage Act, R.S.O. 1990, c. D. 17 s. 43.
- If the project proceeds to completion, a share of the cost of the project will be assessed to the involved properties in relation
 to the assessment schedule in the engineer's report, as amended on appeal. Drainage Act, R.S.O. 1990, c. D. 17 s. 61.



Petition for Drainage Works by Road Authority – Form 2

Drainage Act, R.S.O. 1990, c. D.17, subs. 4(1)(c)

To:	The Council of the Corporation of the City	of Port Colborne	
Re:	Road name and road location (provide description of road or section of road that requires drainage) Second Concession Road in Port Colborne, located South of Learn Road and North Highway #3 at the location East of Wilhelm Road and West of Zavitz Road is in need of drainage as there is currently no outlet for drainage		
I, _	Lee, Christopher (Last first hame)	, as an indivi	dual having jurisdiction over
the a	above road system for the City	of Port Colborne	
declare that the road described above requires drainage and hereby petition under subsection 4(1)(c) of the <i>Drainage Act</i> that this area be drained by means of a drainage works.			
-	city of Port Colborne		
	ctor of Engineering & Operations	Signature Lee	Date (yyyy/mm/dd) 2019/012/18

Petitioners become financially responsible as soon as they sign a petition:

- Once the petition is accepted by council, an engineer is appointed to respond to the petition. Drainage Act, R.S.O. 1990, c. D. 17 subs. 8(1).
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 road authority is responsible for the costs. Drainage Act, R.S.O. 1990, c. D. 17 s. 43.
- If the project proceeds to completion, a share of the cost of the project will be assessed to the involved properties in relation to the assessment schedule in the engineer's report, as amended on appeal. Drainage Act, R.S.O. 1990, c. D. 17 s. 61.



ENGINEERING & OPERATIONS DEPARTMENT ENGINEERING DIVISION

Report Number: 2020-02 Date: January 13, 2020

SUBJECT: Project 2020-01 Schihl Municipal Drain

1) PURPOSE

This report was prepared by Alana Vander Veen, Drainage Superintendent, under the authorization of Chris Lee, Director of Engineering and Operations. The purpose of the report is to inform Council of the outcome of the Tender proceedings for the 2020-01 Schihl Drain, and to obtain approval from Council to award the project to the recommended bidder.

2) HISTORY, BACKGROUND, COUNCIL POLICY, PRACTICES:

The Schihl Drain project includes the repair, maintenance and improvement of the drains located in the City of Port Colborne, and the Town of Fort Erie.

Previously in the late fall of 2019, tender documents were prepared and a public tendering procedure was initiated. During the tender process, a total of eight (8) plan takers took the documents. At the time of tender closing, a total of three (3) bidders submitted pricing. The results of that tender opening are listed below. The entire tender process and opening proceedings adhered to policies and past practises as previously adopted and endorsed by Council.

3) STAFF COMMENTS AND DISCUSSIONS:

The last report presented for the Schihl Municipal Drain was Operational Services Division Director's Report, Report No. 2019-113. The report recommended that the Mayor and Clerk be directed to provisionally adopt the Schihl Municipal Drain Engineer's Report under section 4 of the *Drainage Act R.S.O. 1990* (the Act), and that staff proceed to the Court of Revision. This process was followed and resulted in no appeals, therefore allowing for the third reading of By-law 6708/72/19 which adopted the Section 4 Engineer's Report and permitted staff to continue to the tender stage, of which the following are the findings.

Staff prepared the tender documents as recommended by K. Smart Associates Ltd., which was mainly a per meter contract and publicly called for the submittal of a formal tender. The documents called for a contract being entered into pending approval by Council. The work stipulated in the documents entailed grading of the entire length complete with levelling of the spoils as well as cleaning or replacing the culverts where required.

Excluded from the tender was the brushing of the working side of the drain. This work is to be completed by the City of Port Colborne's Heavy Equipment Operator and is estimated to take approximately three weeks. All associated costs with this work shall be

charged back to the watershed and added to the overall cost of construction. The estimated cost of brushing the drain is \$25,000.

PRICES AS QUOTED

1) Anthony's Excavating Central Inc.

\$ 139,864.00

2) George Barnes & Sons Ltd.

\$ 218,187.46

3) CRL Campbell Construction & Drainage Ltd

\$ 261,460.65

Note: Prices as quoted (Inclusive of any and all provisional items)

The tender document as submitted by Anthony's Excavating Central Inc. was complete in all aspects, with regard to specifications, details and format.

It is staff's recommendation to accept the Tender submitted by Anthony's Excavating Central Inc. in the amount of \$139,864.00 and award the contract for the 2020-01 Schihl Drain to them. This will allow the City to enter into an agreement with Anthony's Excavating Central Inc. and to initiate the project as soon as scheduling allows.

4) OPTIONS AND FINANCIAL CONSIDERATIONS:

a) Do Nothing

If no action is taken, the construction and improvement of the Schihl Drain will not occur, leading to continued drainage issues such as loss of crops and further loss of cropland. In addition, the Municipality would not be meeting its responsibilities under the Act. (Not Recommended)

b) Award the Contract

If Council accepts the recommendation of staff, the reconstruction of the Schihl Drain will take place which will decrease the continued loss of land from a dilapidated Municipal drain as well as fulfill the Municipality's responsibilities under the Act. (Recommended)

5) COMPLIANCE WITH STRATEGIC PLAN INITIATIVES:

There is no impact on Council's current strategies.

6) ATTACHMENTS:

n/a

7) RECOMMENDATION:

That Project 2020-01 Schihl Drain be awarded to Anthony's Excavating Central Inc. of Wellandport, Ontario, for the total tendered price of \$139,864.00 plus applicable taxes. Staff is directed to utilize the bid items as listed within the awarded Tender Documents, in such a manner as to complete all required works, all the while, taking into consideration the annual budget allocations by Council;

That funding for Project 2020-01 Schihl Drain be financed on an interim basis, under GL Account: C33244 and that staff be authorized to initiate billings back to the Municipal Drains Watershed at the completion of the Watershed works and upon receipt of OMAFRA's granting; and

That a by-law, in which the City enters into a Contract Agreement with the Contractor, be prepared.

8) SIGNATURES:

Prepared on Friday, December 20th, 2019 Reviewed by:

alana Vandullen

Alana Vander Veen **Drainage Superintendent** Chris Lee

Director of Engineering and Operations

Reviewed and respectfully submitted by:

Peter Senese

Interim Chief Administrative Officer

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Corporate Services Department Clerk's Division

Report Number: 2020-07 Date: January 13, 2020

SUBJECT: Council Review Committee Terms of Reference

1) PURPOSE

The purpose of this report is to establish a terms of reference as a guideline for the Council Review Committee.

2) HISTORY, BACKGROUND, COUNCIL POLICY, PRACTICES

At the Council meeting of November 27, 2017 Council reviewed report 2017-180: Ward Boundaries and Council Composition that outlined the legislative process and timeline for such a review. As a result of the report Council directed staff to establish a committee to consider electoral matters, including ward boundaries and council composition after the 2018 election. In 2018 Council directed staff to include a review of council compensation through the same committee of Council. The establishment of this committee was put on hold in 2019 during the Province of Ontario's municipal governance review.

The City of Port Colborne's current ward boundary system consists of four wards with two members of Council being elected from each Ward, making up a total Council composition of nine members (eight Councillors and the Mayor).

The population size of each Ward as well as a perceived variance in a Ward to Ward comparison has been brought to the attention of Council on several occasions and as a result reviews have been conducted by staff, Council, and Electoral Review Committees. Reviews occurred in 2005, 2009, 2013, and 2014 resulting in changes to Ward 2 and 4 boundaries in 2009.

3) STAFF COMMENTS AND DISCUSSIONS

The attached proposed terms of reference sets out a simple committee structure of up to five members of the public to consider Council composition, remuneration, and ward boundaries. The committee will commence in the beginning of March and meet monthly during 2020 in order to evaluate the current structure of the City and to provide recommendations to Council by December 2020.

This committee will complete its assessment in 2020 in order to provide time to staff and Council for the implementation in the 2022 Municipal Election. The *Municipal Act* sets out that decisions regarding ward boundaries and composition must be approved by Council by December 31, 2021 in order to be eligible for implementation for the 2022 Municipal Election. If the committee recommends a large scale change and recruitment of a third-party to evaluate ward boundaries, or composition then this will allow for appropriate time to conduct such a review.

4) OPTIONS AND FINANCIAL CONSIDERATIONS:

Currently only minimal costs will be incurred through the establishment of the committee, including advertising and general administrative costs which will be absorbed by the Corporate Services Department budget. If an external review is necessary, staff will seek the approval of Council prior to implementation.

a) Do Nothing

If Council decides not to move forward with the Council Review Committee they may choose not to pass the terms of reference.

b) Other Options

Council may make changes to the proposed terms of reference as they desire.

5) COMPLIANCE WITH STRATEGIC PLAN INITIATIVES

While a change to the ward boundaries and/or Council composition is not identified as an initiative under the Strategic Plan, Council continues to strive to maintain good governance through self-evaluation and thorough review of Council processes.

6) ATTACHMENTS

Appendix A - Council Review Committee Draft Terms of Reference

7) RECOMMENDATION

That Corporate Services Report 2020-07, Council Review Committee be received;

That Appendix A to Report 2020-07, Council Review Committee Terms of Reference be approved; and

That the necessary by-law be brought forward for the approval of Council.

8) SIGNATURES

Prepared on January 2, 2020 by:

anha LoPoint

Amber LaPointe

Acting Director of Corporate Services/

City Clerk

Reviewed and respectfully submitted by:

Peter Senese

Interim Chief Administrative Officer

Council Review Committee Terms of Reference City of Port Colborne January 2020

Name

The committee will be known as the Council Review Committee (the Committee).

Purpose

To review the City of Port Colborne's current ward boundaries, Council composition, and Council remuneration and provide strategic recommendations to Council and staff.

Mandate

To complete the necessary research and produce an independent report with recommendations to the Council of the City of Port Colborne by December 2020 on the following matters impacting future City of Port Colborne Councils:

- Effective representation through the evaluation of the current ward system including the number of wards, populations, and geographical boundaries;
- The current composition of Council as nine members including one Mayor;
- The compensation plan for council members including benefits, and professional development;
- The expenditures budget for council members to meet their Council duties and responsibilities considering City, local board and committee work;
- The annual administrative and technical support that should be provided to council members through the Chief Administrative Officer and Mayor's Office;
- Any other matter arising during the review determined to be relevant to the tasks of the Committee or an important consideration by the Committee (workload distribution, severance, etc.).

Evaluation will be conducted through:

- The development of a clear understanding of the present ward system, Council composition, and compensation including its origins and operations as a system of representation;
- Research of historical changes, current trends and best practices through a comparison of peer municipalities, engagement with Council, and any other method deemed appropriate by the Committee;
- Community engagement and consultation through surveys, social media, public meetings, and any other method deemed appropriate by the Committee.

Composition

The Council Review Committee shall be comprised of the following voting and non-voting members:

- Up to five voting members who are eligible electors in Port Colborne.
- Two non-voting staff members including the City Clerk, or designate to provide resources and guidance through the process and a second staff member to provide administrative and procedural support.

Committee members will be selected through Port Colborne's committee recruitment process set out in the Appointments to Boards and Committees policy.

Term of Office

The Committee shall terminate upon acceptance of the Committee's recommendations to Council which shall be completed on or before December 31, 2020.

Administration

The Committee shall operate in accordance with, and observe, the policies of The Corporation of the City of Port Colborne, including the City's Appointments to Boards and Committees Policy, and the Procedural By-law.

Meetings

- The Committee will meet at least monthly following a specific schedule provided by the City Clerk at the first Committee meeting. Additional meetings may be called by the Chair as necessary.
- At its first meeting the Committee, with guidance from the City Clerk, will conduct an election for chair and vice-chair. The Chair and Vice-Chair must be a voting member and their term will follow the term of the Committee.
- All meetings will be open to the public, except those which meet criteria under Section 239 of the Municipal Act, 2001.
- If a member has been absent for three consecutive regularly scheduled meetings and has failed to
 advise the Chair in advance, the member shall be deemed to have abandoned his or her
 appointment and the position shall be considered vacant.

Quorum

Quorum shall be a majority of the current voting members of the Committee. In addition, a minimum of one staff member must be present at all meetings of the Committee for the meeting to take place.

Budget

- The members of the Committee shall serve in a volunteer capacity, with no remuneration.
- All meeting expenses and minimal advertising costs for the Committee will be covered through the Corporate Services Department.
- _Any additional funding requirements must be requested through Council approval.



ENGINEERING & OPERATIONAL SERVICES

MEMORANDUM

EXT. 219

DATE:

November 15, 2019

TO:

Amber LaPointe, City Clerk

FROM:

Janice Peyton, Executive Assistant, DEO

RE:

Environmental Advisory Committee

Report on Boulevard Trees

Please be advised that, at the meeting of November 13, 2019, the Environmental Advisory Committee reviewed a report submitted by EAC member George McKibbon regarding boulevard trees. The report recommended that Port Colborne Environmental Advisory Committee recommend to Council that staff be directed to review previous decisions on boulevard tree planting, taking into regard the reasons provided within the report, and report back to Council following this review.

The committee resolved as follows:

Moved by Chair Beth Balma Seconded by Councillor Mark Bagu

That the EAC report on boulevard trees be referred to Council for consideration.

CARRIED.

Please place this item on the next Council agenda for consideration.

A copy of the report is attached.

Thank you.

ganaenegro

Signed:

Janice Peyton

Executive Assistant, DEO

Recording Secretary, Environmental Advisory Committee

Report on Boulevard Trees to EAC Meeting, November 13, 2019

Recommendation: That Port Colborne Environmental Advisory Committee (EAC) recommends to Council that staff be directed to review previous decisions on boulevard tree planting (Tree Installation Policy, October 2007 and Bylaw No. 6175/01/15, dated 12th January 2015) taking into regard the reasons provided in this report and report back to Council following this review.

Introduction: Port Colborne's Environmental Advisory Committee (EAC) has been considering policy adopted by the City of Port Colborne on the planting and management of boulevard trees in Port Colborne. This policy is set out in a Tree Installation Policy which appears to have been adopted in the fall of 2007 and updated by Bylaw No. 6175/01/15 dated 12th January 2015.

The Bylaw and Tree Installation Policy provide for, among other things, the removal of trees from street boulevards, replanting a replacement tree if the adjoining landowner wishes, regulation of which trees can be planted with 4.5 m from City property and a strict prohibition on planting any tree within 1.5 m from City property including any replacement tree for one removed from the boulevard. No provision appears to be made for tree planting within streets owned by the City. Over time, this policy will result in the removal of trees from City streets in Port Colborne's urban area.

EAC believes that a review of this policy and it's further development to address the considerations listed below would benefit Port Colborne at this time for the following reasons:

- Boulevard trees are important contributors to the quality of residential and commercial neighbourhoods and strategically planted can improve the environmental quality of the City as well as provide many other benefits described below. There is a substantial disparity in the distribution of boulevard trees throughout Port Colborne's urban area.
- 2. Public health research supports the importance of urban forestry and treed streetscapes. For example, American researchers have found the demise of ash trees due to the ash borer from the forest canopy correlates with increases in mortality where heart and lower respiratory diseases are concerned. More recently, Danish researchers have found that youth growing up in neighbourhoods with sufficient green space experience lower incidences of psychiatric disorders in later life. While the sciences doesn't establish causality where these correlations are concerned, sufficient evidence exists to warrant treed streetscapes, where possible.
- Neighbourhood quality, including forested boulevards, is an important criteria where companies make decisions to develop and relocate manufacturing and industrial operations. The availability of quality walkable and green neighbourhoods for employees is an important consideration when relocation and development decisions are made.
- 4. Boulevard trees help improve air quality throughout the City. This is important where particulate matter is concerned. During extreme heat events, boulevard trees also help

- cool neighbourhoods by providing shade. In addition, they calm traffic by encouraging slower vehicular speeds.
- 5. With the extreme wind events, we experienced in 2019, particularly October 31st and November 1st, Port Colborne may become geographically at risk to more severe and extreme wind events as a result of climate warming. More attention should be placed on reducing our vulnerability where larger tree species are concerned, particularly where hydroelectric facilities, building stock and streets are concerned. Attention is warranted to clarifying which species should be listed and regulated where bylaw 6175/01/15 are concerned. The list of prohibited trees and the possible addition of smaller tree species should be considered. This clarification should also be made available publicly so landowners can use these recommendations where replanting is undertaken, particularly where replacement of ash canopy is considered.
- 6. It may also be warranted to include this recommended re-consideration of Bylaw 6175/01/15 with work ongoing in the City on the topic of greenhouse gas mitigation strategies are concerned. Recent research on municipal climate change planning suggests that more emphasis needs to be placed on adaptation. Adaptation of Bylaw 6175/01/15 to extreme wind related events is warranted.

Further, in conducting this review, EAC recommends that the following matters be considered:

- 1. The use of smaller tree species to be determined as species recommended for application.
- It is recommended that City staff work with municipal horticulturalists and landscape architects on staff and in other municipalities to identify and benefit for other municipal experience where comparable issues are concerned.
- 3. Where possible this work should be coordinated with the climate warming mitigation work underway presently in the City.
- 4. There is substantial variety in the dimensions and designs of the streetscapes in Port Colborne beyond the obvious variations that apply to commercial and industrial/manufacturing uses and residential neighbourhoods. If possible, can there be some adaptation of the boulevard tree policy to reflect these differences?

Recommendation: That Port Colborne Environmental Advisory Committee (EAC) recommends to Council that staff be directed to review previous decisions on boulevard tree planting (Tree Installation Policy, October 2007 and Bylaw No. 6175/01/15, dated 12th January 2015) taking into regard the reasons provided in this report and report back to Council following this review.

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ENGINEERING & OPERATIONAL SERVICES

MEMORANDUM

EXT. 219

DATE:

December 12, 2019

TO:

Amber LaPointe, City Clerk

FROM:

Janice Peyton, Executive Assistant, DEO

RE:

Environmental Advisory Committee

Site Alteration Permit Review and Costing

Please be advised that, at the meeting of November 13, 2019, the Environmental Advisory Committee reviewed a draft Site Alteration Permit Review and Costing, prepared by some of the members.

The committee resolved as follows:

Moved by Trent Doan Seconded by Beth Palma

That the EAC Site Alteration Permit Review and Costing be referred to Council for consideration.

CARRIED.

Please place this item on the next Council agenda.

A copy of the report is attached.

Thank you.

Signed:

Janice Peyton

Executive Assistant, DEO

Janice Reyton

Recording Secretary, Environmental Advisory Committee

Site Alteration Permit Review and Costing

Recommendation: Port Colborne Environmental Advisory Committee (EAC) recommends to Council that the review and fee structure associated with a revised site alteration bylaw needs to be coordinated together and recommends consideration of the following approach detailed in this report as an example of how this might be achieved.

Further EAC recommends that the administration of the revised site alteration bylaw be undertaken by the Director of Engineering given the engineering and geophysical analysis required to administer the bylaw.

Background: On May 15, EAC provided a list of recommended questions to Council for consideration during the review of a site alteration permit by Port Colborne Quarries. At the last EAC meeting, it was reported that Council is considering the review of the site alteration bylaw. We understand that the review of fee structure may be conducted separately from the substantive provisions of the revised bylaw. EAC agrees that the bylaw needs to be reviewed and is of the opinion that the fee structure and the substantive requirements of the site alteration bylaw need to be coordinated together to produce the best result.

In the drafting of this report we have reviewed:

- O Reg. 153/04;
- The Ministry of the Environment, Conservation and Park's (MECP) Management of Excess Soil – A Guide for Best Management Practices;
- MECP's Soil, Ground Water and Sediment Standards for Use Under Part XV.1 of the Environmental Protection Act;
- Whitchurch-Stouffville's Guideline for Site Alteration and Fill Permit;
- Ontario Soil Regulation Task Force (OSRTF) Model Fill Bylaw.

Analysis: There are a range of activities for which no site alteration permits may be needed. For example, these include:

- 1. Where draft plan or other approvals are required under similar Planning Act approvals;
- 2. In areas regulated by the Nagara Peninsula Conservation Authority;
- 3. Where site alteration requirements also fall within the regulations of Federal, Provincial (e.g., Aggregate Resources Act approvals) or Regional authorities;
- 4. Where the site alteration involves quantities less than 200 cubic metres; and
- For normal farm practices and garden centres.

Otherwise, a detailed application permit, together with supporting documents is needed for all applications. The application and documentation is to be completed by a Qualified Person (e.g., P. Eng., P. Geo.) who will certify that the requirements of the site alteration bylaw have been adhered to. In the preparation of the application, the application should use MECP's Guideline on the Management of Excess Soil – A Guide for Best Management Practices; MECP's Soil,

Ground Water and Sediment Standards for Use under Part XV.1 of the Environmental Protection Act; and Ontario Regulation 153/04, where applicable.

Imported fill quality should be assessed in accordance with OR 153/04. Where a Record of Site Condition is not required, the bylaw should make provision for Port Colborne to require a Record of Site Condition. An agreement may be required between the applicant and the City of Port Colborne to administer the review, monitoring and implementation of the site alteration.

Other research and documentation may be required depending on the physical circumstances of the receiving site. For example the Niagara Peninsula Conservation Authority's watershed studies and plans and applicable official plan policy should be consulted. The additional documentation may be needed to ensure that the proper soil, groundwater and sediment standards are addressed.

Here are the technical and licensing and administrative fee requirements that can be addressed together:

- A peer review by a Qualified Person retained by the City of Port Colborne is required before the application is approved. The standard fee required for this review may be set for smaller less complicated applications.
- 2. For larger applications, 5000 cubic metres or more in volume, the review fee should be set in a process that is based on the complexity of the source and receiving sites and the proposed plan for filling. One method of ensuring the review costs are adequately addressed is to require a cash deposit with the application fee. The cash fee should be set on the basis of the peer review required to peer review the application's technical documentation, on and offsite monitoring during the site alteration, and the implementation of the fill operation at the receiving site.
- 3. A Certificate of Insurance should also be applied where the complexity of the site alteration warrants it. Together with the Cash Deposit, the Certificate of Insurance is needed to provide the City of Port Colborne with resources to oversee the site alteration and if required, retain the necessary resources needed to control the site should non-compliance with the fill plan occur.
 - 4. The quantum to be used to establish the Certificate should be based on the costs reasonably incurred to secure the site over the lifetime of the operation; rectify the outstanding requirements to address non-compliance with the fill plan, agreement with the municipality and O Reg. 153/04 and its successors; and complete the site alteration to meet the minimum requirements of the permit. Otherwise the remaining cash deposit and the Certificate of Insurance can be returned and cancelled at the acceptable completion of the site alteration.
 - For complex and large site alterations an agreement between the municipality and the applicant will be required to address the administration of the fill plan and its review and implementation.
 - 6. Administration of the Site Alteration Bylaw should be undertaken by the Port Colborne Engineering and Operations Department.

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CORPORATE SERVICES
DEPARTMENT

Ministry of Children, Community and Social Services Ministère des Services à l'enfance et des Services sociaux et communautaires

Minister's Office

Bureau du Ministre

438 University Avenue

7th Floor Toronto, Ontario

M7A 1N3

Tel.: (416) 325-5225 Fax: (416) 325-5240 438, avenue University

7º étage

Toronto, Ontario

M7A 1N3

Tél.: (416) 325-5225 Téléc.: (416) 325-5240 VI INCEPTI SUC PERMANET
Ontario

127-2019-9359

December 16, 2019

Dear Municipal Partner:

I am writing to let you know that the Ministry of Children, Community and Social Services, in collaboration with other ministries across government, is currently assessing Ontario's Poverty Reduction Strategy and is launching consultations to inform the development of a new five-year strategy, in accordance with the Poverty Reduction Act, 2009.

Our government believes that the people of Ontario are the province's greatest asset, and when they succeed, our economy and province succeed. However, we know that one in seven Ontario residents live in poverty.

Empowering people and supporting them during challenging times is a priority for our government. We also know that we cannot do this work alone. We are committed to listening and working with individuals, communities, organizations, businesses, Indigenous partners and all levels of government. It is our shared responsibility to create the conditions for success. To do so, we need organizations across the province to share their ideas and feedback about how we can work together to tackle poverty.

Our goal is to drive progress and identify solutions to reduce poverty. To inform our new Poverty Reduction Strategy, we will be asking Ontario residents how we can encourage job creation and connect people to employment opportunities; provide people with the right supports and services; and lower the cost of living and make life more affordable.

An online survey will be posted in January 2020 for a period of approximately 60 days. I hope that you will respond to the survey and encourage members of your community, including those who have experience living in poverty, to participate. We will share more information about the survey in the new year.

.../cont'd

We are also accepting written submissions and any recommendations for the next strategy as well as feedback on the previous 2014–19 Poverty Reduction Strategy, by e-mail at prso@ontario.ca or by mail at Poverty Reduction Strategy, 3rd Floor, 315 Front Street West, Toronto ON, M7A 0B8. If there are any questions on how identifying information included with a submission will be used, please contact: Manager, Strategic Policy Unit, MCCSS by e-mail at prso@ontario.ca or by telephone at (647) 308-9963.

I look forward to hearing from you.

Sincerely,

Todd Smith Minister



JAN 07 2020

CORPORATE SERVICES
DEPARTMENT

November 25, 2019

Town of Fort Erie

1 Municipal Centre Drive
Fort Erie, ON L2A 2S6
Attention: Diana L. Learn Kelley

Ms.Kelley:

Sent via E-mail

Re: RESOLUTION REGARDING PORT COLBORNE AQUIFIER THROUGH FORT ERIE

Please be advised that Niagara Falls' City Council at its meeting of November 12, 2019 passed the following motion:

Ordered on the motion of Councillor Victor Pietrangelo, seconded by Councillor Wayne Campbell that Council supports the resolution from the Town of Fort Erie regarding the Port Colborne Quarry and the Aquifier through Fort Erie.

I trust that this information will be of assistance.

Sincerely,

Bill Matson

City Clerk

Working Together to Serve Our Community

Clerks Ext 4342 Fax 905-356-9083 billmatson@nlagarafalls.ca



Community Services

Legislative Services

October 23, 2019 File No. 120204

Sent via email: amberlapointe@portcolborne.ca

Mayor and Members of Council City of Port Colborne 66 Charlotte Street Port Colborne, ON L3K 3C8

Dear Mayor and Members of Council:

Re: Port Colborne Quarry and the Aquifer through Fort Erie

The Municipal Council of the Town of Fort Erie at its meeting of October 21, 2019 passed the following resolution:

Whereas there are concerned citizens in the Town of Fort Erie regarding the quarry remediation project in our neighbouring municipality of Port Colborne, and

Whereas that concern centres around the potential impacts and risks to the aquifer, now or in the future, and

Whereas according to Ministry of the Environment, Conservation and Parks Water Well Information System, there are approximately 1,100 private water wells in the Town of Fort Erie, of which 75% are used for domestic purposes, including human and livestock consumption, and

Whereas By-law No. 201-96, as amended, regulates the placing of fill and site alterations on lands within the Town of Fort Erie, and

Whereas the quarry remediation project lies within the jurisdiction of the City of Port Colborne but the aquifer provides water for those using wells in Fort Erie and other parts of Niagara;

Now therefore be it resolved,

That: The Municipal Council of the Town of Fort Erie directs staff to continue to collaborate with officials in the City of Port Colborne on the guarry remediation project, and further

.../2

Mailing Address:

The Corporation of the Town of Fort Erie

1 Municipal Centre Drive, Fort Erie ON L2A 2S6

Office Hours 8:30 a.m. to 5:00 p.m. Phone: (905) 871-1600 FAX: (905) 871-4022

Web-site: www.forterie.ca

That: The Municipal Council of the Town of Fort Erie supports the protection of our water and natural heritage, which are included in Council's 2018-2022 Corporate Strategic Plan as Council priorities, and further

That: The Municipal Council of the Town of Fort Erie requires the protection of water in the aquifer from contamination as the result of any remediation of Pit One owned by the Port Colborne Quarries, and further

That: The Municipal Council of the Town of Fort Erie requests the City of Port Colborne and the Ministry of the Environment, Conservation and Parks to continue to follow or establish protocols that will take into consideration potential impacts to neighbouring municipalities, and further

That: The Municipal Council of the Town of Fort Erie requests the City of Port Colborne and the Ministry of the Environment, Conservation and Parks to continue that process in a way that is open and transparent to the public, and further

That: This resolution be circulated to the Municipal Council of the City of Port Colborne, all other municipalities within The Regional Municipality of Niagara, The Regional Municipality of Niagara, the Honourable Jeff Yurek, Minister of the Environment, Conservation and Parks, and The Honourable Doug Ford, Premier of Ontario.

Trusting this information will be of assistance to you.

Yours very ruly

Carol Schofield, Dipl.M.A.

Manager, Legislative Services/Clerk

cschofield@forterie.ca

CS:dlk

c.c Niagara Local Area Municipalities Sent via email
Ann-Marie Norio, Regional Clerk, Niagara Region Sent via email: ann-marie.norio@niagararegion.ca
The Honourable Jeff Yurek, Minister of the Environment, Conservation and Parks Sent via email: jeff.yurek@pc.ola.org
The Honourable Doug Ford, Premier of Ontario Sent via email: jeff.yurek@pc.ola.org
The Honourable Doug Ford, Premier of Ontario Sent via email: jeff.yurek@pc.ola.org

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City of Port Colborne Regular Committee of the Whole Meeting 29-19 Minutes

Date:

December 9, 2019

Time:

6:29 p.m.

Place:

Council Chambers, Municipal Offices, 66 Charlotte Street, Port Colborne

Members Present:

M. Bagu, Councillor

E. Beauregard, Councillor

G. Bruno, Councillor R. Bodner, Councillor F. Danch, Councillor A. Desmarais, Councillor D. Kalailieff, Councillor

W. Steele, Mayor (presiding officer)

H. Wells, Councillor

Staff Present:

T. Cartwright, Fire Chief

A. Grigg, Director of Community and Economic Development

N. Halasz, Manager of Parks and Recreation

A. LaPointe, Acting Director of Corporate Services/City Clerk

C. Madden, Deputy Clerk (minutes)

T. Rogers, Acting Director of Planning & Development

P. Senese, Interim Chief Administrative Officer

S. Shypowskyj, Acting Director of Engineering and Operations

M. Minor, Marina Supervisor C. Larocque, Marina Coordinator

A. Vander Veen, Drainage Superintendent

Also in attendance were interested citizens, members of the news media and WeeStreem.

1. Call to Order:

Mayor Steele called the meeting to order.

2. National Anthem:

Students from Dewitt Carter Public School choir sang O Canada.

3. Introduction of Addendum Items:

Nil.

4. Confirmation of Agenda:

Moved by Councillor R. Bodner Seconded by Councillor E. Beauregard

That the agenda dated December 9, 2019 be confirmed, as presented. CARRIED

By general consensus, items 6, 7, and 8 on the agenda were brought forward after item 9 (Presentations).

5. Disclosures of Interest:

Nil.

6. Adoption of Minutes:

(a) Regular meeting of Committee of the Whole 28-19, held on November 25, 2019.

Moved by Councillor A. Desmarais Seconded by Councillor H. Wells

(a) That the minutes of the regular meeting of Committee of the Whole 28-19, held on November 25, 2019, be approved as presented.CARRIED

7. <u>Determination of Items Requiring Separate Discussion:</u>

The following items were identified for separate discussion:

Items 1, 2, 3, 4, and 13.

8. Approval of Items Not Requiring Separate Discussion:

Moved by Councillor R. Bodner Seconded by Councillor E. Beauregard

That Items 1 to 16 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.

Items:

5. Corporate Services Department, Finance Division, Report 2019-177, Subject: Cancellation, Reduction or Refund of Realty Tax

Committee of the Whole recommends:

That the applications pursuant to Section 357/358 of the *Municipal Act, 2001*, as amended, 2019-07, 2019-08 and 2018-11 be approved to cancel or reduce taxes in the total amount of \$6,028.59.

6. Corporate Services Department, Report 2019-185, Subject: Approval of Spending Limits During the Interval Prior to the Approval of the 2020 Budget Estimates

Committee of the Whole recommends:

That until such time that the 2020 Current Budget is adopted, the following be approved:

- 1. City Departments, Boards, and Agencies be allowed to incur operating costs to a level of 50% of the departmental expenditure of the prior year.
- 2. New capital items deemed essential by a department be approved by the respective Standing Committee or Board, or Agency and the Council of the City of Port Colborne prior to purchase.
- 3. That this policy be communicated to all Department Directors, Boards, and Agencies.
- 7. Corporate Services Department, Report 2019-186, Subject: Penalty Charges and Interest Rates for 2020

Committee of the Whole recommends:

That the Penalty Charges and Interest Charges by-law be adopted to establish the 2020 late payment charges on payments due to the municipality.

8. Corporate Services Department, Report 2019-187, Subject: 2020 Interim

<u>Tax Billing</u>

Committee of the Whole recommends:

That a by-law be adopted to authorize the 2020 interim levy of taxes for all property tax classes, from the last revised assessment roll, before the adoption of the estimates for the year and final tax levy rates are established.

9. Corporate Services Department, Report 2019-188, Subject: 2020 Borrowing By-law

Committee of the Whole recommends:

That Council adopt a by-law to authorize temporary borrowing, as required, of up to \$4,000,000.00 for operating cash flow to meet the current expenditures of the Corporation until property taxes are billed and collected.

10. Planning and Development Department, Report 2019-192, Subject:

Department of Planning and Development 2019 Activity Report

Committee of the Whole recommends:

That Department of Planning and Development Report 2019-192, 2019 Activity Report be received for information.

11. Engineering and Operations Department, Operations Division, Report 2019-193, Subject: Port Colborne Drinking Water Quality Management System (DWQMS) Re-accreditation Audit

Committee of the Whole recommends:

That Engineering and Operations Department Report 2019-193, Port Colborne Drinking Water Quality Management System Reaccreditation Audit be received for information.

12. Juli Longaphie, Main Street BIA Secretary Re: Main Street Business Improvement Area - Appointment of Board Members

Committee of the Whole recommends:

That Stephen Williams, Marsha Cox, and Dee Tilbrook be appointed to the Main Street Business Improvement Area Board for a term ending December 31, 2022.

14. Region of Niagara Re: Analysis of Niagara Region's Role in Tourism (ED Report 12-2019)

Committee of the Whole recommends:

That the correspondence received from the Region of Niagara Re: Analysis of Niagara Region's Role in Tourism, be received for information; and That the Economic Development Officer to provide comment to the Niagara Region.

15. Niagara Regional Housing Re: Niagara Regional Housing Quarterly Report – July 1 to September 30, 2019

Committee of the Whole recommends:

That the correspondence received from the Region of Niagara Re: Niagara Regional Housing Quarterly Report – July 1 to September 30, 2019, be received for information.

16. Township of Wainfleet Re: Municipal Liability and Insurance Costs

Committee of the Whole recommends:

That the resolution received from the Township of Wainfleet Re: Municipal Liability and Insurance Costs, be received for information.

9. Presentations:

(a) 2019 Mayor's Christmas Card Contest Winners

Mayor Steele presented to the Christmas Card Contest Winners a large copy of their drawing and a framed copy of the card. The winners were Maria Gonzalez, Nathan Saltarelli, Ryleigh Huneault, Ksenia Rungi-Ruston, Kaelyn Laramee, Mercedes Allen, and Ashton Anderson. A copy of the presentation is attached.

(b) Don Gilbert, Manager of Operations and John Sander, Manager of Customer Engagement, Canadian Niagara Power will be providing a Year-End Review of Recent Capital Investments and Performance Levels

Don Gilbert, Manager of Operations and John Sander, Manager of Customer Engagement, Canadian Niagara Power provided a presentation with respect to their year-end review of recent capital investments, including the customer self-help portal and the customer outage notifications. A summary of system reliability during the major wind event on October 31 through to November 5, 2019 was also provided. A copy of the presentation is attached.

10. Delegations:

Nil.

11. Mayor's Report:

A copy of the Mayor's Report is attached.

12. Regional Councillor's Report:

Councillor Butters provided pamphlets for Community Support Services of Niagara which helps seniors in the Niagara Region live independently in their own homes. Councillor Butters reported that at the last budget meeting on November 28, 2019, the percentage has been lowered from 6% to 5.8%. This is based on an average household assessment in the Niagara Region being \$277,000. It was determined that approximately 85% of households are assessed at less than \$400,000. Councillor Butters informed Council that a 2-year pilot project is being conducted to have Peritoneal Dialysis procedures take place at Northland Point during the night time while the patient sleeps so that those patients can participate in other activities during the day time. Councillor Butters responded to various questions from Councillors with regards to the budget.

13. Councillors' Items:

(a) Information Meeting for Ward 4 (Wells)

Councillor Wells reported that the information meeting for the residents of Ward 4 at the Bethel Community Centre that occurred on December 3, 2019 was well-attended. In addition, Councillor Wells reported that staff from the Niagara Region Public Health attended the meeting to educate rural residents on safe drinking water as well as safe and operational use of septic systems. Councillor Wells noted that staff from the Planning & Development Department also attended the meeting to answer questions from residents.

(b) Hydro One Class Environmental Assessment (Desmarais)

Councillor Desmarais informed residents that Hydro One has initiated a Class Environmental Assessment for the Port Colborne transmission station located at Durham and Davis Streets. In addition, Councillor Desmarais reported that letters will be sent out to the residents who live in that immediate area and that she can be contacted if there are any questions in regards to this.

(c) Rail on Sugarloaf and Elm Streets (Bagu)

In response to Councillor Bagu's request for comment on the email that was sent out regarding the railway crossing on Sugarloaf and Elm Streets, the Acting Director of Engineering and Operations informed Council that staff had

touched base with Trilliam and a decision has been made to postpone the work to April of 2020.

(d) Street Light on Barrick Road (Danch)

In response to Councillor Danch's request to have a street light repaired on Barrick Road, the Acting Director of Engineering and Operations confirmed that he would investigate the matter.

(e) Boat Ramp at Sugarloaf Marina (Danch)

In response to Councillor Danch's concern about a large quantity of wood and logs washed up from the storm by the boat ramp at Sugarloaf Marina, the Manager of Parks and Recreation confirmed that there is a plan to remove the wood and logs from that area.

(f) Bandshell at H.H. Knoll Park (Danch)

Councillor Danch reported that there may be someone sleeping in the bandshell located at H.H. Knoll Park and asked staff to look into this.

(g) Debris by the Killaly Street Bridge (Danch)

Councillor Danch reported that there is some litter and debris near the Killaly Street bridge which could be Seaway property but still asked staff to look into this.

(h) Street Lights around the City (Kalailieff)

Councillor Kalailieff expressed appreciation towards the Acting Director of Engineering and Operations for repairing many lights around the City as well as for providing knowledge and information to citizens inquiring about lights around the City.

(i) Niagara Regional Police Locked Cars Program (Kalailieff)

Councillor Kalailieff expressed enthusiasm and appreciation with respect to the Niagara Regional Police program that monitors cars around the City to ensure they are locked. Councillor Kalailieff reported that this program will remind owners to lock their cars and deter theft from occurring.

(j) Quarry Issue that arose at Information Meeting for Ward 4 (Bodner)

Councillor Bodner reported that questions came up at the information meeting for Ward 4 residents regarding the expansion of the quarry and what the City's role is in terms of noise, dust, wells etc. In response to Councillor

Bodner's request for staff to be directed by Council to prepare a report that addresses these queries, the Interim Chief Administrative Officer confirmed that this matter can be discussed at the next Directors' meeting and information which sets out each level of government's responsibilities will be prepared in the New Year.

Staff responses to Previous Councillors' enquiries:

(a) Toy Drive (Chief Cartwright)

Chief Cartwright expressed appreciation to all those who contributed toy and monetary donations at the Fire Hall over the last few weeks and reported that those donations have been delivered to Port Cares who will distribute them to members of the Community that require assistance.

(b) Fire Safety Message (Chief Cartwright)

Chief Cartwright provided a fire safety message to residents heading into the holiday season and expressed appreciation towards everyone working hard to make it a fire safe Christmas season.

14. Consideration of Items Requiring Separate Discussion:

 Engineering and Operations Department, Engineering Division, Report 2019-176, Subject: Skelton Municipal Drain Meeting to Consider

Brandon Widner, P. Eng. Of Spriet Associates & Architects provided a verbal presentation outlining the Engineering Division's report regarding the Skelton Municipal Drain Meeting to Consider. The public were given the opportunity to ask questions in accordance with the *Drainage Act*. No questions were asked.

Moved by Councillor M. Bagu Seconded by Councillor H. Wells

That the Mayor and Clerk be directed to execute a by-law to provisionally adopt the Skelton Municipal Drain Engineer's Report, dated October 29, 2019, prepared by Brandon Widner, P. Eng. of Spriet Associates Engineers & Architects, under Section 78, Chapter D.17 of the *Drainage Act R.S.O.* 1990.

That staff be directed to advance the Skelton Municipal Drain Engineer's Report to that of the Court of Revision, as per Section 46(1), Chapter D.17 of the *Drainage Act R.S.O.* 1990.

That Councillor Bagu and Councillor Wells be appointed as a member of the Skelton Municipal Drain Court of Revision and Councillor Bruno be appointed as an alternate to be tentatively scheduled for January 21, 2020, and to be confirmed with the adjoining municipalities.

CARRIED

2. Community and Economic Development Department, Parks and Recreation Division, Report 2019-190, Subject: Presentation of Parks and Recreation Master Plan (Draft)

Pierre Chauvin, Partner of MHBC Planning provided a powerpoint presentation that summarized the Parks and Recreation Master Plan.

Moved by Councillor R. Bodner Seconded by Councillor H. Wells

That the Parks and Recreation Master Plan, as presented in Community and Economic Development, Parks and Recreation Report 2019-190, Subject: Presentation of Parks and Recreation Master Plan (Draft), be endorsed;

That the Director of Community and Economic Development be directed to commence implementation of the recommendations found within the Parks and Recreation Master Plan, including the submission of items for Council approval through the annual capital and operating budget process, and report back quarterly on implementation progress.

CARRIED

3. Motion by Councillor Bagu Re: Grant Monies for Residential Lead- Lined Water Service Replacement

Councillor Bagu removed the word "trial" from the motion.

Moved by Councillor H. Wells Seconded by Councillor M. Bagu

That staff bring forward a request in the 2020 water/wastewater budget process for the implementation of a 1 year grant program for homeowners to receive assistance when replacing their lead / leaking service lines.

CARRIED

4. Fire and Emergency Services Department, Report 2019-189, Subject:

Municipal Establishing and Regulating By-law

Moved by Councillor D. Kalailieff Seconded by Councillor E. Beauregard

That the proposed by-law be adopted as the City of Port Colborne's Fire Department Establishing and Regulating By-law, and that By-law No. 6606/61/18 be repealed; and

That the Mayor and City Clerk be authorized to execute the appropriate documents.

CARRIED

13. Memorandum from Nancy Giles, Executive Assistant Re: Report from Grant Policy Committee – Policy and Application Changes

Moved by Councillor G. Bruno Seconded by Councillor E. Beauregard

That the memorandum from Nancy Giles, Executive Assistant on behalf of the Grant Policy Committee Re: Report from the Grant Policy Committee – Policy and Application changes, be received; and

That Council approve the request from the Grant Policy Committee regarding changes to the Grant Policy and Grant Application.

Moved in amendment by Councillor A. Desmarais Seconded by Councillor G. Bruno

That the main motion be amended by adding the following as the second paragraph:

"That Section 3.0 of the Grant Policy be amended by adding "or a non-profit organization within the City of Port Colborne.""

The vote was then called on the main motion, as amended, as follows:

That the memorandum from Nancy Giles, Executive Assistant on behalf of the Grant Policy Committee Re: Report from the Grant Policy Committee – Policy and Application changes, be received;

That Section 3.0 of the Grant Policy be amended by adding "or a non-profit organization within the City of Port Colborne"; and

That Council approve the request from the Grant Policy Committee regarding changes to the Grant Policy and Grant Application.

CARRIED

15. Notice of Motion:

Nil.

16. Adjournment:

Mayor Steele adjourned the meeting at approximately 9:06 p.m. CARRIED.

AL/cm

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MAYOR'S REPORT - DECEMBER 9, 2019

SANTA CLAUS PARADE

A big thank you to everyone who participated in last Saturday evening's Santa Claus Parade.

With 58 participants decked out in wonderful decorations and lights, it was quite a night. And of course, the jolly man himself.

Our six judges had a difficult time deciding, but the winners are:

2nd Port Colborne Scouts - Community
Dance Expressions - Business
Port High - Musical
Quad Niagara ATV Club - Other
Girl Guides - People's Choice

NEW YEAR'S EVE CELEBRATIONS

Bring in the new year with your family by joining us on December 31st at the Vale Health & Wellness Centre for cookie decorating, the Mad Scientist, bouncy castles, kite making, face painting, games, free swimming and skating. Most activities are on between 2-6 pm and specific times for shows are listed on our website.

Fireworks, weather permitting, will go off at 6.

On behalf of staff and members of City Council, we wish everyone a very, very Merry Christmas and a Joyous New Year.

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Christmas Card Contest

I would like to thank all of the children of the city for sending me their drawings for consideration in our Christmas Card Contest.

Tonight as you can see by these poster boards, we have some great artists among us.

Their drawings were blown up and put on these poster boards and displayed on our float for the Santa Claus parade.

Each of you will get to take home your upsized drawing.

We also have a framed copy of the card for each of you.

For the front of the card, we choose a drawing by Maria Gonzalez, a Grade 8 student at Oakwood Public School.

Her drawing shows our iconic bridge and city logo as well as great detail in her evergreen trees.

Maria, can you please come up.

Maria comes up.

We have a PORTicipate prize package for each of you, which also includes some blank Christmas cards for you to take home and send to family and friends.

Maria, if you could just stand in front while I call up the other children, and then we will take a group photo.

Next, we have Mercedes Allen, a grade 7 student at St. Patrick Catholic School, who provided us with a drawing iconic bridge inside a snow globe with buildings in the background.

Mercedes, can you please come up.

Mercedes comes up. Present frame and bag.

Kaelyn Laramee is a grade 2 student at Oakwood Public School.

She drew a picture of our lighthouse decorated for Christmas.

Kaelyn can you please come up.

Kaelyn comes up. Present frame and bag.

Next is Nathan Saltarelli, a grade 8 student at St. Patrick Catholic School.

Nathan's picture is our Library and Archives Building, which are special to his family as his mom works there.

Also, he and his brother Adam have a colouring duel going on to see who can get their picture into the City's Christmas card the most. Nathan currently has 2, and Adam 1, but Adam now has 2 more years to try again.

Nathan, can you please come up.

Nathan comes up. Present frame and bag.

Next is Ashton Anderson, a grade 5 student at St. Therese Catholic School.

Ashton's picture is Santa driving the grader at our new Engineering and Operations Centre, where his dad fixes our City equipment.

Ashton, can you please come up.

Ashton comes up. Present frame and bag.

Next we have Ksenia Rungi-Ruston, a grade 7 student at Ecole Saint-Joseph.

Ksenia's picture is of a couple relaxing on a park bench on West Street watching a ship pass under the bridge.

Ksenia can you please come up.

Ksenia comes up. Present frame and bag.

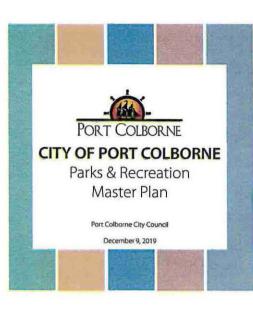
And finally, we have Ryleigh Huneault, a grade 7 student at St. Patrick Catholic School.

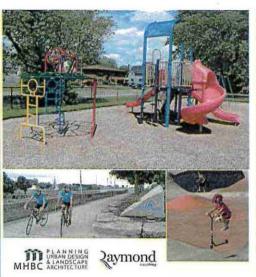
Ryleigh is no stranger to winning this contest either. This year she drew Christmas balls containing scenes of Port Colborne

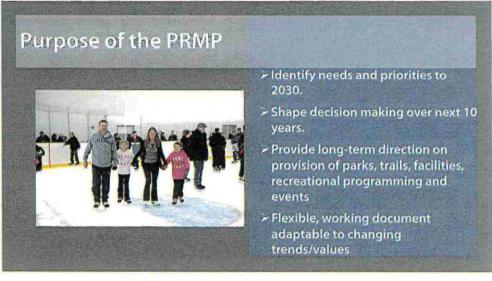
Ryleigh, can you please come up.

Ryleigh comes up. Present frame and bag.

We will now do a group photo if the parents want to get ready.



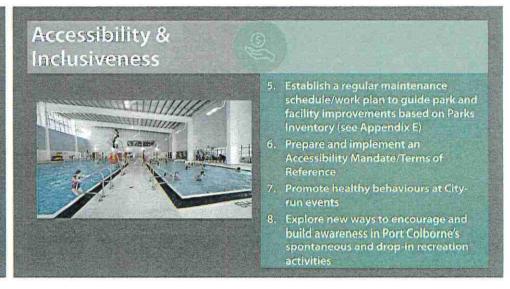


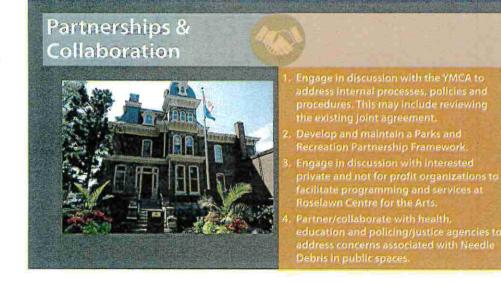




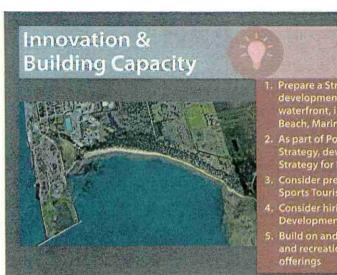










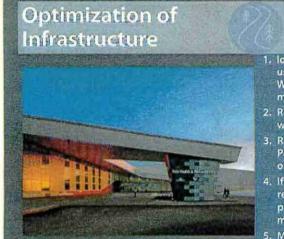


- Prepare a Strategic Action Plan for the development of the Port Colborne's waterfront, including the Canal, Nickel Beach, Marina, etc.
- As part of Port Colborne's Waterfront Strategy, develop and implement a Strategy for Nickel Beach development.
- 3. Consider preparing an Events, Culture, and Sports Tourism Strategy (ECSTS)
- Consider hiring a Tourism Product Development Specialist
- Build on and incorporate emerging sport and recreational activities into program offerings

Innovation & Building Capacity



- Prepare a Canal Days Business Plan with the primary focus of identifying a Host Organization
- Invest in trail enhancements/connection through the preparation of a Trails and Bicycling Master Plan (TBMP)
- As part of the TBMP, develop and enforce a Trails Code of Conduct for all trail users in conjunction with neighbouring municipalities
- Develop a long-term growth strategy for the Sugarloaf Marina
- Adopt a Project Feasibility Framework for all potential infrastructure projects



- Identify opportunities to maximize multiuse recreational space at Vale Health and Wellness Centre to increase the supply of multi-use and multi-functional rooms
- 2. Review and update operating agreements with Rural Community Centres
- 3. Require all organizations renting/utilizing Port Colborne facilities to report annually on the number of registered participants
- If deemed appropriate, consider the repurposing or disposition of some parkland that is underutilized/does not meet parkland standards
- 5. Monitor population growth/decline and facility provision



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Canadian Niagara Power Port Colborne - General Update

THE CITY OF PORT COLBORNE
CITY COUNCIL MEETING
DECEMBER 9, 2019







Agenda

- October 31 Major Weather Event
- System Reliability
- Recent CNPI Port Colborne System Enhancements
- System Investment
- Operating & Maintenance Programs
- Customer Communication Enhancements

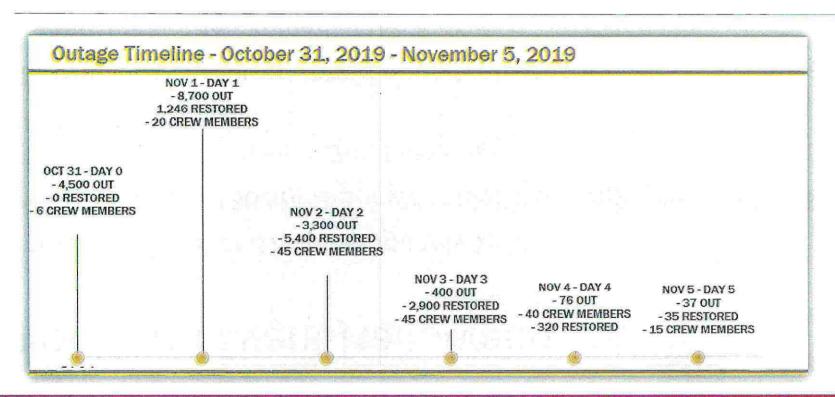
System Reliability Major Wind Event Halloween



- Commenced October 31 Approximately 19:00
- Winds in excess of 130 km /hour were realized in the CNPI service territory
- At the height of the storm 8,700 Customers were without power (33% of CNPI's Customer Base)
- 42 Broken poles occurred that required replacement
- Over 450 work orders issued in the 5 days
- Received approximately 3,000 calls

System Reliability Major Wind Event Halloween





System Reliability Annual Port Colborne YTD



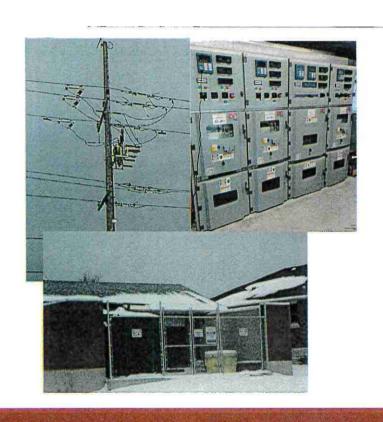
Customer Affected	Customer Hours	YTD May	Customer	SAIFI YTD	SAIDI YTD
21152.00	29248.96	2017	9205	2.30	3.18
24420.00	17,691.73	2018	9210	2.65	1.92
12551.00	19,589.95	2019	9210	1.36	2.13

- Weather- Wind /Lightning
- Wildlife

- Emerald Ash Borer Infestation
- Equipment failure

System Investment





- •Line Rebuilds Jefferson Area
- Distribution Automation 17 Automated Devices
 Implementation Q3 2020
- Wildlife Equipment Protection Initiated
- Substation Jefferson St. Stn .Renewal
 Approximately \$4,000,000 2019 Investment In Port
 Colborne Service Area

Customer Communication

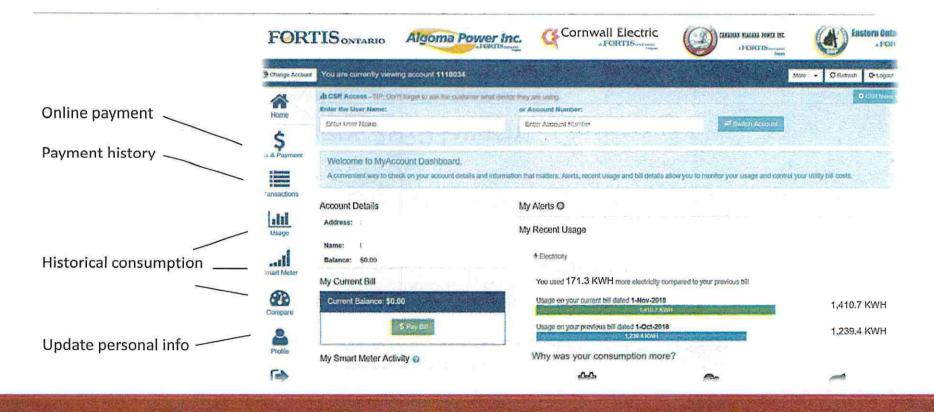


Two significant projects currently underway:

- Customer self-help portal
 - Scheduled for February, 2020 launch
- Customer outage notifications
 - Scheduled for Q1, 2020 launch



Customer Self-Help Portal



Customer Outage Notifications



- When the power goes out, customers simply want to know that CNPI is aware
 of the problem(s) and doing everything possible to restore service
- Provide customers with current outage information including:
 - Known outage areas
 - Current restoration efforts
 - Notify customers with updates or information regarding their services
- Updates sent to customer in the form of text-based messages

Thank You!







City of Port Colborne Regular Meeting of Council 02-20 Monday, January 13, 2020 following Committee of the Whole Meeting Council Chambers, 3rd Floor, 66 Charlotte Street

Agenda

- 1. Call to Order: Mayor William C. Steele
- 2. Introduction of Addendum Items:
- 3. Confirmation of Agenda:
- 4. Disclosures of Interest:
- 5. Adoption of Minutes:
 - (a) Regular meeting of Council 35-19, held on, December 9, 2019.
- 6. Determination of Items Requiring Separate Discussion:
- 7. Approval of Items Not Requiring Separate Discussion:
- 8. Consideration of Items Requiring Separate Discussion:
- 9. Proclamations:

Nil.

10. Minutes of Boards, Commissions & Committees:

- (a) Minutes of the Port Colborne Economic Development Advisory Committee Meeting of September 4, 2019 and October 22, 2019
- (b) Minutes of the Port Colborne Public Library Board Meeting of November 12, 2019 and December 10, 2019
- (c) Minutes of the Environmental Advisory Committee Meeting of September 11, 2019
- (d) Minutes of the Port Colborne Historical & Marine Museum Board of Management Meeting of October 15, 2019
- (e) Minutes of the Social Determinants of Health Advisory Committee Everyone Matters Meeting of September 5, 2019
- 11. Consideration of By-laws:
- 12. Council in Closed Session:
 - (i) Motion to go into Closed Session

That Council do now proceed into closed session in order to address the following matter(s):

- (a) Minutes of the closed session portion of the following Council Meeting: December 9, 2019.
- (b) Verbal report from Cecil Vincent, Manager of Special Projects & Strategic Initiatives regarding Nyon Energy Lands and the Nyon Tank Farm property, pursuant to *Municipal Act, 2001*, Subsection 239(2)(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and 239(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose.
- (c) Chief Administrative Officer Department Report 2020-08, Cruise Tourism Infrastructural Development and Land Acquisition, pursuant to the *Municipal Act*, 2001, Subsection 239(2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board.
- (d) Corporate Services Department, Clerk's Division Report 2020-03, Appointments to Boards and Committees, pursuant to the *Municipal Act*, 2001, Subsection 239(2)(b), personal matters about an identifiable individual, including municipal or local board employees.
- (ii) Disclosures of Interest (closed session agenda):
- (iii) Consideration of Closed Session Items:
- (iv) Motion to Rise With Report:
- 13. Disclosures of Interest Arising From Closed Session:
- 14. Report/Motions Arising From Closed Session:
 - 15. Adjournment:

Council Items:

Notes			Item	Description / Recommendation	
WCS RB	MB GB	EB FD	1.	Engineering and Operations Department, Engineering Division, Report 2020-01, Subject: Peter Storm Drain Petition – Appointment of Engineer	
AD	DK	HW		That the Council of the City of Port Colborne consider and approve the attached petition for drainage works;	
				That the Council of the City of Port Colborne direct the Clerk to notify the petitioners and others of Council's decision respecting the petition, in accordance with Section 5(1)(a) and (b) of the Act;	
				That the Council of the City of Port Colborne appoint Neal Morris, P. Eng. of K. Smart Associates Limited to prepare a new engineer's report under Section 4 of the Act for the Peter Storm Municipal Drain.	
WCS	МВ	EB	2.	Engineering and Operations Department, Engineering Division,	
RB	GB	FD		Report 2020-02, Subject: Project 2020-01 Schihl Municipal Drain	
AD	DK	HW		That Project 2020-01 Schihl Drain be awarded to Anthony's Excavating Central Inc. of Wellandport, Ontario, for the total tendered price of \$139,864.00 plus applicable taxes. Staff is directed to utilize the bid items as listed within the awarded Tender Documents, in such a manner as to complete all required works, all the while, taking into consideration the annual budget allocations by Council;	
		7 (2) (4) (4) (4) (4) (4) (4) (4)		That funding for Project 2020-01 Schihl Drain be financed on an interim basis, under GL Account C33244 and that staff be authorized to initiate billings back to the Municipal Drains Watershed at the completion of the Watershed works and upon receipt of OMAFRA's granting;	
				That a by-law, in which the City enters into a Contract Agreement with the Contractor be prepared.	
WCS	МВ	EB	3.	Corporate Services Department, Clerk's Division, Report 2020-07,	
RB	GB	FD		Subject: Council Review Committee Terms of Reference	
AD	DK	HW		That Corporate Services report 2020-07, Council Review Committee be received;	
				That Appendix A to Report 2020-07, Council Review Committee Terms of Reference be approved; and	
				That the necessary by-law be brought forward for approval of Council.	

Miscel	laneo	us Co	rresp	ondence
WCS	MB	EB	4.	Memorandum from Janice Peyton, Executive Assistant, DEO, Re: Environmental Advisory Committee - Report on Boulevard Trees
RB	GB	FD		Λ , , , , , , , , , , , , , , , , , , ,
AD	DK	HW		That the memorandum from Janice Peyton, Executive Assistant, DEO on behalf of the Environmental Advisory Committee Re: Environmental Advisory Committee - Report on Boulevard Trees, be received for information; and
			æ.	That staff be directed to review previous decisions on boulevard tree planting, including the tree installation Policy, October 2007 and By-law No. 6175/01/15, and report back to Council.
WCS	МВ	EB	5.	Memorandum from Janice Peyton, Executive Assistant, DEO Re:
RB	GB	FD		Environmental Advisory Committee - Site Alteration Permit Review and Costing
AD	DK	HW		That the memorandum from Janice Peyton, Executive Assistant, DEO Re: Environmental Advisory Committee – Site Alteration Permit Review and Costing, be received for information; and
				That staff consider the approach for a coordinated review and fee structure associated with a revised site alteration by-law as set out in memo Re: Environmental Advisory Committee – Site Alteration Permit Review and Costing; and
	ing Line State	72.5	2 (11)	That staff review the recommendation by the Environmental Advisory Committee that the administration of the revised site alteration by-law be undertaken by the Director of Engineering and Operations.
WCS	MB	EB.	6.	Ministry of Children, Community and Social Services Re: Ontario's
RB	GB	FD	14- EE	Poverty Reduction Strategy
AD	DK	HW		That the correspondence received from Todd Smith, Minister of Children, Community and Social Services Re: Ontario's Poverty Reduction Strategy, be received for information.

WCS	MB	EB	7.	City of Niagara Falls Re: Resolution regarding Port Colborne Aquifer through Fort Erie
RB ·	GB	FD		Addies throught of the
AD	DK	HW		That the resolution received from the City of Niagara Falls in support of the resolution of the Town of Fort Erie regarding Port Colborne Aquifer, be received for information.
Respo	nses	to City	of P	ort Colborne Resolutions

Consideration of By-laws (Council Agenda Item 11)

By-law No.	Title
6750/01/20	Being a by-law to Authorize Entering Into an Engineering Agreement with K. Smart Associated for the Peter Storm Municipal Drain
6751/02/20	Being a By-law to Authorize Entering Into a Contract Agreement with Anthony's Excavating Central Inc. Re: Project 2020-01, Schihl Municipal Drain
6752/03/20	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 January 13, 2020

The Corporation of the City of Port Colborne

By-law No. 6750/01/20

Being a By-law to Authorize Entering into an Engineering Agreement with K. Smart Associates for the Peter Storm Municipal Drain

Whereas at its meeting of January 13, 2020 the Council of The Corporation of the City of Port Colborne approved the recommendations of the Department of Engineering and Operations, Engineering Division, Report No. 2020-01, Subject: Peter Storm Municipal Drain Petition – Appointment of Engineer;

Now therefore the Council of The Corporation of the City of Port Colborne under the Drainage Act R.S.O. 1990, enacts as follows:

- That Neal Morris, P. Eng of K. Smart Associates be appointed to prepare a new Engineer's Report under Sections 4 and 78 of the *Drainage Act*, *R.S.O.* 1990 for the Peter Storm Municipal Drain, and that said appointment become effective once the conditions under Section 78(2) of the *Drainage Act*, *R.S.O.* 1990 have been satisfied.
- 2. That the Corporation of the City of Port Colborne enter into an Engineering Agreement with K. Smart Associates regarding the Peter Storm Drain.
- That the Mayor and Clerk be and they are hereby authorized and directed to sign the said agreement, together with any documents necessary to complete the conditions of the said agreement, and the Clerk is hereby authorized to affix the Corporate Seal thereto.

Enacted and passed this 13th day of January, 2020.

William C. Steele	
MAYOR	
Amber LaPointe	

The Corporation of the City of Port Colborne

By-law No. 6751/02/20

Being a By-law to Authorize Entering into a Contract Agreement with Anthony's Excavating Central Inc. Re: Project 2020-01, Schihl Municipal Drain

Whereas at its meeting of January 13, 2020 the Council of The Corporation of the City of Port Colborne approved the recommendations of the Department of Engineering and Operations, Engineering Division, Report No. 2020-02, Subject: Project 2020-01 Schihl Municipal Drain; and

Whereas the Council of The Corporation of the City of Port Colborne is desirous of entering into a contract agreement with Anthony's Excavating Central Inc. regarding Project 2020-01, Schihl Municipal Drain.

Now therefore the Council of The Corporation of the City of Port Colborne enacts as follows:

- That The Corporation of the City of Port Colborne enter into a contract agreement with Anthony's Excavating Central Inc. regarding Project 2020-01, Schihl Municipal Drain.
- That the Mayor and the Clerk be and each of them is hereby authorized and directed to sign said agreement, together with any documents necessary to complete the conditions of said agreement, and the Clerk is hereby authorized to affix the Corporate Seal thereto.

Enacted and passed this 13th day of January, 2020.

William C. Steele	
MAYOR	
Amber LaPointe	

The Corporation of the City of Port Colborne

By-Law No. 6752/03/20

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 January 13, 2020

Whereas Section 5(1) of the *Municipal Act, 2001*, provides that the powers of a municipality shall be exercised by its council; and

Whereas Section 5(3) of the *Municipal Act, 2001*, provides that a municipal power, including a municipality's capacity rights, powers and privileges under section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise; and

Whereas it is deemed expedient that the proceedings of the Council of The Corporation of the City of Port Colborne be confirmed and adopted by by-law;

Now therefore the Council of The Corporation of the City of Port Colborne enacts as follows:

- Every action of the Council of The Corporation of the City of Port Colborne
 taken at its Special and Regular Meetings of January 13, 2020 upon which a
 vote was taken and passed whether a resolution, recommendations, adoption
 by reference, or other means, is hereby enacted as a by-law of the City to take
 effect upon the passing hereof; and further
- That the Mayor and Clerk are authorized to execute any documents required on behalf of the City and affix the corporate seal of the City and the Mayor and Clerk, and such other persons as the action directs, are authorized and directed to take the necessary steps to implement the action.

Enacted and passed this 13th day of January, 2020.

William C. Steele	
Mayor	
COMPANY A PROPERTY.	
Amber LaPointe	
Amber LaPointe City Clerk	

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City of Port Colborne Regular Council Meeting 35-19 Minutes

Date:

December 9, 2019

Time:

9:10 p.m.

Place:

Council Chambers, Municipal Offices, 66 Charlotte Street, Port Colborne

Members Present:

M. Bagu, Councillor

E. Beauregard, Councillor

G. Bruno, Councillor R. Bodner, Councillor F. Danch, Councillor A. Desmarais, Councillor D. Kalailieff, Councillor

W. Steele, Mayor (presiding officer)

H. Wells, Councillor

Staff Present:

T. Cartwright, Fire Chief

A. Grigg, Director of Community and Economic Development

N. Halasz, Manager of Parks and Recreation

A. LaPointe, Acting Director of Corporate Services/City Clerk

C. Madden, Deputy Clerk (minutes)

T. Rogers, Acting Director of Planning & Development

P. Senese, Interim Chief Administrative Officer

S. Shypowskyj, Acting Director of Engineering and Operations

M. Minor, Marina Supervisor C. Larocque, Marina Coordinator

A. Vander Veen, Drainage Superintendent

Also in attendance were interested citizens, members of the news media and WeeStreem.

1. Call to Order:

Mayor Steele called the meeting to order.

2. Introduction of Addendum Items:

Nil.

3. Confirmation of Agenda:

No. 205 Moved by Councillor F. Danch

Seconded by Councillor D. Kalailieff

That the agenda dated December 9, 2019 be confirmed, as circulated.

CARRIED

4. Disclosures of Interest:

Nil.

5. Adoption of Minutes:

Moved by Councillor H. Wells Seconded by Councillor A. Desmarais

- (a) That the minutes of the special meeting of Council 33-19, held on November 25, 2019, be approved as presented.
- (b) That the minutes of the regular meeting of Council 34-19, held on November 25, 2019, be approved as presented.

CARRIED.

6. <u>Determination of Items Requiring Separate Discussion:</u>

Nil.

7. Approval of Items Not Requiring Separate Discussion:

No. 207 Moved by Councillor F. Danch Seconded by Councillor E. Beauregard

That Items 1 to 16 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.

Items:

1. Engineering and Operations Department, Engineering Division, Report 2019-176, Subject: Skelton Municipal Drain Meeting to Consider

Council Resolved:

That the Mayor and Clerk be directed to execute a by-law to provisionally adopt the Skelton Municipal Drain Engineer's Report, dated October 29, 2019, prepared by Brandon Widner, P. Eng. of

Spriet Associates Engineers & Architects, under Section 78, Chapter D.17 of the *Drainage Act R.S.O.* 1990.

That staff be directed to advance the Skelton Municipal Drain Engineer's Report to that of the Court of Revision, as per Section 46(1), Chapter D.17 of the *Drainage Act R.S.O. 1990*.

That Councillor Bagu and Councillor Wells be appointed as a member of the Skelton Municipal Drain Court of Revision and Councillor Bruno be appointed as an alternate to be tentatively scheduled for January 21, 2020, and to be confirmed with the adjoining municipalities.

2. Community and Economic Development Department, Parks and Recreation Division, Report 2019-190, Subject: Presentation of Parks and Recreation Master Plan (Draft)

Council Resolved:

That the Parks and Recreation Master Plan, as presented in Community and Economic Development, Parks and Recreation Report 2019-190, Subject: Presentation of Parks and Recreation Master Plan (Draft), be endorsed;

That the Director of Community and Economic Development be directed to commence implementation of the recommendations found within the Parks and Recreation Master Plan, including the submission of items for Council approval through the annual capital and operating budget process, and report back quarterly on implementation progress.

3. Motion by Councillor Bagu Re: Grant Monies for Residential Lead- Lined Water Service Replacement

Council Resolved:

That staff bring forward a request in the 2020 water/wastewater budget process for the implementation of a 1 year grant program for homeowners to receive assistance when replacing their lead / leaking service lines.

4. Fire and Emergency Services Department, Report 2019-189, Subject: Municipal Establishing and Regulating By-law

Council Resolved:

That the proposed by-law be adopted as the City of Port Colborne's Fire Department Establishing and Regulating By-law, and that By-law No. 6606/61/18 be repealed; and

That the Mayor and City Clerk be authorized to execute the appropriate documents.

5. Corporate Services Department, Finance Division, Report 2019-177, Subject: Cancellation, Reduction or Refund of Realty Tax

Council Resolved:

That the applications pursuant to Section 357/358 of the *Municipal Act, 2001*, as amended, 2019-07, 2019-08 and 2018-11 be approved to cancel or reduce taxes in the total amount of \$6,028.59.

 Corporate Services Department, Report 2019-185, Subject: Approval of Spending Limits During the Interval Prior to the Approval of the 2020 Budget Estimates

Council Resolved:

That until such time that the 2020 Current Budget is adopted, the following be approved:

- City Departments, Boards, and Agencies be allowed to incur operating costs to a level of 50% of the departmental expenditure of the prior year.
- 2. New capital items deemed essential by a department be approved by the respective Standing Committee or Board, or Agency and the Council of the City of Port Colborne prior to purchase.
- 3. That this policy be communicated to all Department Directors, Boards, and Agencies.
- 7. Corporate Services Department, Report 2019-186, Subject: Penalty Charges and Interest Rates for 2020

Council Resolved:

That the Penalty Charges and Interest Charges by-law be adopted to establish the 2020 late payment charges on payments due to the municipality.

8. Corporate Services Department, Report 2019-187, Subject: 2020 Interim Tax Billing

Council Resolved:

That a by-law be adopted to authorize the 2020 interim levy of taxes for all property tax classes, from the last revised assessment roll, before the adoption of the estimates for the year and final tax levy rates are established.

9. Corporate Services Department, Report 2019-188, Subject: 2020 Borrowing By-law

Council Resolved:

That Council adopt a by-law to authorize temporary borrowing, as required, of up to \$4,000,000.00 for operating cash flow to meet the current expenditures of the Corporation until property taxes are billed and collected.

10. Planning and Development Department, Report 2019-192, Subject: Department of Planning and Development 2019 Activity Report

Council Resolved:

That Department of Planning and Development Report 2019-192, 2019 Activity Report be received for information.

11. Engineering and Operations Department, Operations Division, Report 2019-193, Subject: Port Colborne Drinking Water Quality Management System (DWQMS) Re-accreditation Audit

Council Resolved:

That Engineering and Operations Department Report 2019-193, Port Colborne Drinking Water Quality Management System Reaccreditation Audit be received for information.

12. Juli Longaphie, Main Street BIA Secretary Re: Main Street Business Improvement Area - Appointment of Board Members

Council Resolved:

That Stephen Williams, Marsha Cox, and Dee Tilbrook be appointed to the Main Street Business Improvement Area Board for a term ending December 31, 2022.

13. Memorandum from Nancy Giles, Executive Assistant Re: Report from Grant Policy Committee – Policy and Application Changes

Council Resolved:

That the memorandum from Nancy Giles, Executive Assistant on behalf of the Grant Policy Committee Re: Report from the Grant Policy Committee – Policy and Application changes, be received;

That Section 3.0 of the Grant Policy be amended by adding "or a non-profit organization within the City of Port Colborne"; and

That Council approve the request from the Grant Policy Committee regarding changes to the Grant Policy and Grant Application.

Region of Niagara Re: Analysis of Niagara Region's Role in Tourism (ED Report 12-2019)

Council Resolved:

That the correspondence received from the Region of Niagara Re: Analysis of Niagara Region's Role in Tourism, be received for information; and

That the Economic Development Officer to provide comment to the Niagara Region.

15. Niagara Regional Housing Re: Niagara Regional Housing Quarterly Report – July 1 to September 30, 2019

Council Resolved:

That the correspondence received from the Region of Niagara Re: Niagara Regional Housing Quarterly Report – July 1 to September 30, 2019, be received for information.

16. Township of Wainfleet Re: Municipal Liability and Insurance Costs

Council Resolved:

That the resolution received from the Township of Wainfleet Re: Municipal Liability and Insurance Costs, be received for information. CARRIED

8. Consideration of Items Requiring Separate Discussion:

Nil.

9. Proclamations:

Nil.

10. Minutes of Boards, Commissions & Committees:

No. 208 Moved by Councillor G. Bruno Seconded by Councillor A. Desmarais

- (a) That the minutes of the Canal Days Advisory Committee Meeting of September 11, 2019 and October 22, 2019, be received.
- (b) That the minutes of the Senior Advisory Council Meeting of August 15, 2019 and September 19, 2019, be received.
- (c) That the minutes of the Port Colborne Active Transportation Advisory Committee Meeting of July 15, 2019 and September 16, 2019, be received.
- (d) That the minutes of the Port Colborne Public Library Board Meeting of October 8, 2019, be received.
- (e) That the minutes of the Grant Policy Committee Meeting of July 31, 2019, be received.

CARRIED

11. Consideration of By-laws:

No. 209 Moved by Councillor D. Kalailieff Seconded by Councillor R. Bodner

That the following by-laws be enacted and passed:

6694/58/19 Being a By-law Establishing an Emergency

Management Program for the Protection of Public Safety, Health, the Environment, Critical Infrastructure and Property, and to Promote Economic Stability and a Disaster-Resilient Community Repealing By-law No.

6555/10/18

6743/107/19 Being a By-law to Designate 380 King Street,

in the City of Port Colborne, Regional Municipality of Niagara, to be of Cultural Heritage Value or Interest pursuant to the

	provisions of the Ontario Heritage Act, R.S.O. 1990, Chapter O. 18, as amended
6744/108/19	Being a By-law to Provide for a Section 78
01441100110	Engineer's Report for a Drainage Works in
	the City of Port Colborne in the Regional
	Municipality of Niagara Known as the Skelton
	Municipal Drain
	(First and Second Reading)
6745/109/19	Being a By-law to Establish and Regulate the
	City of Port Colborne Fire and Emergency
	Services (Composite)
6746/110/19	A By-law to Establish Penalty Charges and
	Interest Charges on Payments Due to the
	Municipality for 2020
6747/111/19	Being a By-law to Provide for an Interim Tax
01 111 11110	Levy for the Year 2020
6748/112/19	Being a By-law to Authorize the Temporary
0740/112/19	Borrowing of \$4,000,000.00 for 2020
074044040	
6749/113/19	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
	Regular Meeting of December 9, 2019
CADDIED	

CARRIED

12. Council in Closed Session:

Motion to go into Closed Session – 9:13 p.m.:

Moved by Councillor R. Bodner Seconded by Councillor D. Kalailieff

That Council do now proceed into closed session in order to address the following matter(s):

- (a) Minutes of the closed session portion of the following Council meeting: November 25, 2019.
- (b) Planning and Development Report 2019-159, regarding property investigations, pursuant to the *Municipal Act, 2001*, Subsection 239(2)(b) personal matters about an identifiable individual, including municipal or local board employees, and Subsection 239(3.1) A meeting of a council or local board or of a committee of either of them may be closed to the public if the following conditions are both satisfied:
 - 1. The meeting is held for the purpose of educating or training members.

At the meeting, no member discusses or otherwise deals with any matter in a way that materially advances the business or decision-making of the council, local board or committee.

CARRIED

Motion to Rise With Report:

No. 211 Moved by Seconded by

That Council do now rise from closed session with report at approximately 10:00 p.m.

CARRIED

13. Disclosures of Interest Arising From Closed Session:

None.

14. Report/Motions Arising From Closed Session:

- (a) Planning and Development Report 2019-159, regarding property investigations, pursuant to the *Municipal Act, 2001*, Subsection 239(2)(b) personal matters about an identifiable individual, including municipal or local board employees, and Subsection 239(3.1) A meeting of a council or local board or of a committee of either of them may be closed to the public if the following conditions are both satisfied:
 - The meeting is held for the purpose of educating or training members.
 - 2. At the meeting, no member discusses or otherwise deals with any matter in a way that materially advances the business or decision-making of the council, local board or committee.

The City Clerk reported that direction was provided to staff during closed session in accordance with the *Municipal Act*, 2001.

15. Adjournment:

Amber LaPointe
City Clerk

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DEC n 5 2019

September 4, 2019 CORPORATE SERVICES MEETING OF THE PORT COLBORNE ECONOMIC DEVELOPMENT^(EN) ADVISORY COMMITTEE

Minutes of the fifteen regular meeting of the Committee Members of the Port Colborne Economic Development Advisory Committee, held in the Third Floor Committee 3 Room, City Hall, 66 Charlotte Street, Port Colborne September 4, 2019, 4:00 p.m.

The following Committee Members were in attendance:

Committee Members:

Marilyn Barton, Andrea Boitor, Angela Doyle, Larry Fontaine,

Betty Konc, Kate Ostryhon-Lumsden, Kevin Reles, Len Stolk

Councillor:

Mayor Bill Steele, Councillor Gary Bruno, Councillor Harry

Wells

Staff:

Julian Douglas-Kameka, Karen Walsh

Regrets:

David Semley, Scott Luey

Guest:

Cynthia Skinner

1. CALLED TO ORDER: 4:03 p.m. by Vice Chair Larry Fontaine

2. WELCOME NEW MEMBERS

Angela Doyle & Kevin Reles introduce themselves and introductions around the table.

3. APPROVAL OF THE AGENDA

Approval of the September 4th, 2019 agenda.

Moved by:

Councillor Harry Wells

Seconded by:

Marilyn Barton

THAT the agenda for Economic Development Advisory Committee September 4th, 2019 be approved as presented.

CARRIED

4. APPROVAL OF THE FOLLOWING MINUTES:

Approval of the June 25, 2019 minutes.

Moved by:

Mayor Bill Steele

Seconded by:

Councillor Harry Wells

THAT the minutes from the Economic Development Advisory Committee June 25, 2019 meeting be approved as presented.

CARRIED

5. BUSINESS ARISING FROM THE MINUTES.

None

6. DECLARATION OF INTEREST

None

7. MAYOR'S UPDATE

Discussion took place on the Round Table Trades and Skills Development; Regional staff meeting regarding water and sewer crossing under canal; and cruise ships.

8. CAO'S UPDATE

Included with EDO update.

9. ECONOMIC DEVELOPMENT OFFICER'S REPORT (ATTACHED)

Discussion took place on marketing material; "Taste of Port Colborne" event; workshops and expos.

10. COMMITTEE REPORT

- a) Industrial/Small Business presented by Len Stolk
- Discussion took place regarding the committee meeting the previous week developing the direction of the committee.
 - b) Tourism presented by chair Betty Konc
 - Discussion took place regarding the committee meeting the previous week on cycle tourism and Wifi.
 - c) Residential Development presented by chair Councillor Gary Bruno

Discussion took place on the committee and planning fee charges (Planning Department Fees Report 2019-128 and Watson report to be sent to EDAC members)

11. COMMITTEE MEMBERSHIP

Kevin Reles interested in the Industrial sub-committee. Kate Ostryhon-Lumsden interested in the Residential sub-committee. Angela Doyle interested on being on a sub-committee.

12. TERMS OF REFERENCE (attached)

Motion to approve the Terms of Reference as presented.

Motioned by:

Mayor Bill Steele

Seconded by:

Councillor Harry Wells

THAT the Terms of Reference be accepted as presented.

CARRIED

13. ECONOMIC DEVELOPMENT STRATEGIC PLAN

Deferred to next meeting.

14. NEW BUSINESS

None

15. INFORMATION/CORRESPONDENCE

None

16. NEXT MEETING

Meeting in October to be called to discuss more on the planning fees.

December 4, 2019 at 4 p.m.

17. ADJOURNMENT

Moved by:

Betty Konc

Seconded by:

Councillor Gary Bruno

Resolved that we do now adjourn.

CARRIED

Time of adjournment 5:32 p.m.



October 22, 2019 CORPORATE SERVICES MEETING OF THE PORT COLBORNE ECONOMIC DEVELOPMENT RETMENT ADVISORY COMMITTEE

Minutes of the sixteen regular meeting of the Committee Members of the Port Colborne Economic Development Advisory Committee, held in the Third Floor Committee 3 Room, City Hall, 66 Charlotte Street, Port Colborne October 22, 2019, 1:30 p.m.

The following Committee Members were in attendance:

Committee Members:

Dave Semley, Marilyn Barton, Andrea Boitor, Larry Fontaine,

Betty Konc, Len Stolk

Councillor:

Councillor Gary Bruno, Councillor Harry Wells

Staff:

Regrets:

Mayor Bill Steele, Scott Luey, Karen Walsh, Julian Kameka-

Douglas

1. CALLED TO ORDER: 1:32 p.m. by Chair David Semley

2. APPROVAL OF THE AGENDA

Approval of the October 22, 2019 agenda.

Moved by: G. Bruno Seconded by: H. Wells

THAT the agenda for Economic Development Advisory Committee October 22, 2019 be approved as presented. CARRIED

3. DECLARATION OF INTEREST

NONE.

4. DEVELOPMENT CHARGES

The committee discussed various options for the implementation of development charges.

Moved by: G. Bruno Seconded by: L. Stolk That the Economic Development Advisory Committee recommends to the Council of the Corporation of the City of Port Colborne that Development Charges be implemented as follows:

- 1. Infill housing deferral of all development charges for 5 years
- 2. Multiple unit residential (including condominiums) no development charges for the first 3 years; year 4 50%; year 5 100%
- 3. Sub-division/new development 20% of development charges in first year; 40% year 2; 60% year 3; 80% year 4; 100% year 5
- 4. Commercial and Industrial no development charges for the first 3 years; year 4 50%; year 5 100%
- 5. Brownfield Development deferral of all development charges for 5 years

The committee also recommends that the city impose a vacancy tax on land that is approved for development which remains undeveloped for a period as recommended by city staff.

CARRIED.

16. NEXT MEETING

December 4, 2019 at 4 p.m.

17. ADJOURNMENT

Moved by: L. Fontaine Seconded by: G. Bruno Resolved that we do now adjourn. CARRIED

Time of adjournment 3:30 p.m.

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MINUTES of the 9th Regular Board Meeting of 2019

Tuesday, November 12, 2019, 6:15 p.m. Port Colborne Public Library, Auditorium 310 King St., Port Colborne, ON

Present:

Michael Cooper (Chair), Bryan Ingram (Vice-Chair), Valerie Catton, Harmony

Cooper, Jeanette Frenette, Cheryl MacMillan

Staff:

Susan Therrien (Director of Library Services/Board Secretary), Rachel Tkachuk

(Librarian)

Regrets:

Councilor Mark Bagu, Brian Beck, Ann Kennerly, Scott Luey (CEO), Peter Senese

(Treasurer)

1. Call to Order:

The Chair called the meeting to order at 6:21 p.m.

2. Chair's Remarks:

Mr. Cooper welcomed the Board.

3. Declaration of Conflict of Interest:

Nil.

4. Adoption of the Agenda:

Moved by H. Cooper

Seconded by J. Frenette

19:061

That the agenda be adopted.

CARRIED.

5. Approval of the Minutes of the Previous Meeting of November 12, 2019:

Moved by B. Ingram

Seconded by V. Catton

19:062

That the minutes of the October 8, 2019 meeting be adopted as circulated.

CARRIED.



6. Business Arising from the Minutes:

Nil.

7. Delegations and Presentations:

Nil.

8. Consent Items:

- 8.1. Circulation Report
- 8.2. Financial Statement
- 8.3. Public Relations Report
- 8.4. Media Items

Moved by J. Frenette Seconded by V. Catton

19:063 That Consent Items 8.1 to 8.4 be received for information purposes.

CARRIED.

9. Discussion Items:

9.1. Budget 2020: Capital Projects and Operating Budget

Report received from S. Therrien.

9.2. Capital Projects: Progress Report

Report received from S. Therrien.

9.3. Strategic Plan: Goals 1 and 2 Progress Report

Report received from S. Therrien.

9.4. Director's Report

9.4.1. Confirmation of Submission of Public Library Operating Grant 2019-20 (PLOG)



9.4.2. Confirmation of Internet Connectivity Funding 2019/2020

9.4.3. "Let's Talk About..." Series

The final session of the 2019 "Let's Talk About..." series will be held November 27, 2019. The topic is "Supporting Loved Ones with Mental Health Issues and Addictions" presented in partnership with Bridges Community Health Care Centre. The Poverty Reduction Network has contacted the library regarding a presentation on tenant rights and responsibilities in February 2020. The series has already focused on five of the priority issues identified in the *Community Safety and Well-Being Plan* with plans in place for upcoming presentations on vulnerable seniors and diversity.

9.4.4. Regional Governance Review

Report on Bill 108 – *Ontario Helping Make Municipalities Stronger* received from S. Therrien.

9.4.5. Bill 132– Better for People, Smarter for Business Act, 2019

Report received from S. Therrien.

9.4.6. Photo Competition #PortColborneProud

The Library will partner with the City's Economic Development Office to organize a photo contest to engage residents by asking them to capture in pictures what makes them Port Colborne Proud.

9.4.7. Indigenous Titles in the Collection Report

Report received from R. Tkacuk.

9.4.8. E-Books

Statement received from OverDrive regarding MacMillan.



9.4.9. <u>E-Resources for 2020</u>

New e-resources for 2020 will include the *Whitehots Pop-Up Library* to enhance the library's presence at the Vale Health and Wellness Centre by providing access to free downloadalbe e-books.

9.4.10. Volunteers in the Library

Report received from R. Tkachuk.

9.4.11. Health and Safety

Report received from S. Therrien.

9.4.12. Meetings, Workshops, and Training

Report received from S. Therrien.

9.5. 2019 Holiday Hours

Moved by B. Ingram Seconded by H. Cooper

19:064 That the Port Colborne Public Library closes at 3:00 p.m. on December 31, 2019.

CARRIED

10. Decision Items:

10.1. Policies

- 10.1.1. Indigenous Awareness and Reconciliation
- 10.1.2. Library Reserves
- 10.1.3. Fundraising
- 10.1.4. Partnerships and Sponsorship
- 10.1.5. Volunteers in the Library
- 10.1.6. Children's Services
- 10.1.7. Teen Services
- 10.1.8. Art Exhibits



19:065

Port Colborne Public Library Board

Moved by H. Cooper

Seconded by J. Frenette

That item 10.1.1 and items 10.1.3 to 10.1.8 be approved as presented; and,

That item 10.1.2 be deferred to the December 2019 meeting.

CARRIED

11. Board Members' Items:

Nil.

12. Notices of Motion:

Nil.

13. Date of the Next Meeting:

Tuesday, December 10, 2019 at 6:00 p.m. Port Colborne Public Library, Auditorium 310 King St., Port Colborne, ON

14. Adjournment:

Moved by H. Cooper Seconded by J. Frenette

19:066

That the meeting be adjourned at 7:50 p.m.

CARRIED.

Michael Cooper Board Chair December 10, 2019 Susan Therrien, Director of Library Services
Board Secretary
December 10, 2019

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MINUTES of the 10th Regular Board Meeting of 2019

Tuesday, December 10, 2019, 6:00 p.m. Port Colborne Public Library, Auditorium 310 King St., Port Colborne, ON

Present:

Michael Cooper (Chair), Brian Beck, Valerie Catton, Harmony Cooper, Jeanette

Frenette, Ann Kennerly, Cheryl MacMillan

Staff:

Susan Therrien (Director of Library Services/Board Secretary)

Regrets:

Councilor Mark Bagu, Bryan Ingram (Vice-Chair), Scott Luey (CEO), Peter Senese

(Treasurer)

1. Call to Order:

The Chair called the meeting to order at 6:00 p.m.

2. Chair's Remarks:

Mr. Cooper welcomed the Board.

3. Declaration of Conflict of Interest:

Nil.

4. Adoption of the Agenda:

Moved by V. Catton

Seconded by C. MacMillan

19:067

That the agenda be adopted.

CARRIED.

5. Approval of the Minutes of the Previous Meeting:

Moved by J. Frenette

Seconded by B. Beck

19:068

That the minutes of the November 12, 2019 meeting be adopted with one

correction.

CARRIED.



6. Business Arising from the Minutes:

Nil.

7. Delegations and Presentations:

Nil.

8. Consent Items:

- 8.1. Circulation Report
- 8.2. Financial Statement
- 8.3. Public Relations Report
- 8.4. Media Items

Moved by B. Beck

Seconded by J. Frenette

19:069

That Consent Items 8.1 to 8.4 be received for information purposes.

CARRIED.

9. Discussion Items:

9.1. Accessible Universal Washroom

Report received from S. Therrien.

9.2. Capital Budget 2020

Moved by C. MacMillan

Seconded by A. Kennerly

19:070

That the revised 2020 Capital Budget be approved as presented.

CARRIED.

9.3. Director's Report

9.3.1. Evergreen Integrated Library System

The Director reported on the status of the migration to the new ILS.



9.3.2. "Let's Talk About..." Series

The "Supporting Loved Ones with Mental Health Issues and Addictions" event was cancelled due to inclement weather and will be rescheduled. A session on tenant rights and responsibilities will be held in February.

9.3.3. CanadaHelps

The library has registered with CanadaHelps and will go live in January 2020.

9.3.4. Photo Competition #PortColborneProud

The Library has partnered with the Economic Development division to help promote Port Colborne. The contest runs Nov. 28, 2019 to Jan. 31, 2020.

9.3.5. Staff Updates

Report received from S. Therrien.

9.3.6. Health & Safety and Citizen Incidents

Report received from S. Therrien.

9.3.7. Meetings, Workshops, and Training

Report received from S. Therrien.

Moved by C. MacMillan Seconded by A. Kennerly

19:071 That the Director's Report be received for information purposes. CARRIED.

9.4. Board Self-Evaluation

Completed forms are to be submitted to the Chair.

10. Decision Items



10.1. 2020 Board Meeting Dates

Moved by B. Beck

Seconded by C. MacMillan

19:072 That the 2020 Library Board meeting dates be approved as presented.

CARRIED

10.2. Policies

10.2.1. Indigenous Awareness and Reconciliation

10.2.2. Library Reserves

10.2.3. Fundraising

10.2.4. Partnerships and Sponsorship

10.2.5. Volunteers in the Library

10.2.6. Children's Services

10.2.7. Teen Services

10.2.8. Art Exhibits

Moved by A. Kennerly Seconded by V. Catton

19:073

That items 10.2.1 to 10.2.8 be approved as presented.

CARRIED

11. Board Members' Items:

Nil.

12. Notices of Motion:

Nil.

13. Date of the Next Meeting:

Tuesday, January 7, 2020 at 6:15 p.m. Port Colborne Public Library, Auditorium 310 King St., Port Colborne, ON



14. Adjournment:

Moved by B. Beck

Seconded by C. MacMillan

19:073 That the meeting be adjourned at 6:55 p.m.

CARRIED.

Michael Cooper Board Chair January 7, 2020 Susan Therrien, Director of Library Services
Board Secretary
January 7, 2020

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Meeting Environmental Advisory Committee Sept 11, 2019, 6:00 p.m.

The following were in attendance:

Staff:

Darlene Suddard

Janice Peyton

Council:

Councillor Mark Bagu

Councillor Harry Wells

Public Members: Clayton Nadeau Ryan Waines

Jack Hellinga George McKibbon Steven Rivers Trent Doan

Tim Hoyle

Call to Order

Vice Chair George McKibbon called the meeting to order at 6:05 p.m.

2. Adoption of the Agenda

Moved by Tim Hoyle Seconded by Harry Wells

That the agenda dated Sept 11, 2019 be accepted as circulated. CARRIED.

3. <u>Disclosures of Interest</u>

Nil.

4. Approval / Review of Previous Meeting Minutes

Moved by Jack Hellinga Seconded by Mark Bagu

That the minutes of July 10, 2019 be accepted as written. CARRIED.

5. Items Arising from Previous Minutes

a) Recycle Bin

Darlene advised that six recycling bins have been ordered and should be received during week of September 30th. Attached to the minutes is a list of Port Colborne public space recycling container locations. Concrete pads will be poured for the bins. The bins are partially funded by the Region. Steven advised that there are companies that will supply recycling containers at bus stops free and that will install the pads and empty the containers for free. Darlene will look into this.

b) Boulevard Trees

George reported that he and Spencer Gittens, a summer student employed by the City, undertook a mapping of Port Colborne's urban areas using a cognitive classification employed by Kevin Lynch. That system comprises edges, paths, districts, landmarks and nodes. Edges are linear physical elements that define the Paths are channels along which walkers move. urban area. Districts are recognizable as having an underlying residential character, in this case street cross section. Nodes are points that walkers enter ad represent a focus towards which observers can enter. Landmarks are points of reference that are clearly visible. Taken together one can make sense of the image the City presents to walkers and cyclists. This can be combined with information on street cross sections to research which boulevard trees are suitable on which streets.

Examples of each mapping unit were listed and committee members made their contributions by suggesting others to be added.

With respect to edges, Spencer and George listed the canal; Lake Erie shoreline; and the rail lines. Steven suggested Highways 3 and 58. Spencer and George suggested the following paths: West Street; the park situated on the west side of the Canal between Killaly and Main Streets; and the Friendship Trail. Steve suggested the path on the west side of Steele towards the quarry along the rail line. Others observed some private property blocks this pathway. With respect to residential districts with differing street cross-sections, the following were suggested: Tennessee Avenue; the residential district north of Main Street on the island; Thorncrest Road; Chippawa Road; and the residential neighbourhood bounded

by HH Knoll Park and the Hospital, and Steele, Clarence and West Streets and intersected by numerous alleys.

The following landmarks were suggested: the grain elevators at the canal entrance, Robin Hood Mill and the Clarence Street Bridge. Ryan suggested we add Sugarloaf Hill. The following nodes were also reviewed: West Street; City Hall/Market Square; the Vale Centre; Main Street on the island to the bridge and extending to the west; and Clarence Street from the Market Cafe to the bridge and north and south on the intersecting streets to Charlotte to the Railway and beyond to the Museum/Library. These area areas that people walk to and within for a variety of purposes. Harry suggested that we look at the area between Mud Lake and Robin Hood. Jack observed that we need to create walking connections between these. Mark indicated that he would speak to Parks officials about these trail links.

The typology when mapped will assist in our work on boulevard trees by characterizing the street cross-sections and making specific recommendations on which trees be planted as opportunities for planting become available.

George and Darlene were unable to meet prior to the meeting to review how we prepare the boulevard tree component of this report. We will endeavour to do so and integrate this mapping with our boulevard tree recommendations in advance of the next meeting.

c) Update on PC Quarry Site Alteration Permit

Information to residents regarding the PC Quarry Site Alteration Permit was provided for information. A copy is attached to the minutes.

d) Update on CBRA Action Plan

Planning and Development Department Planning Division report 2019-123 Re: Environmental Advisory Committee Memorandum on the Vale-Community-Based Action Plan was provided for information. A copy of the report is attached to the minutes.

6. New/Other Business

a) Provincial Policy Statement Information Update

George provided a review of the Provincial proposed changes to the existing 2014 Provincial Policy Statement (PPS). The PPS is provided for by Section 3 of the Panning Act. All municipal planning decisions must be consistent with the policies of the PPS: consequently, some changes to the PPS will be important to Port Colborne. The proposed changes are important because they reflect the priorities of the newly elected Provincial administration.

The changes were released for comment mid-August with a final date for comments on October 20: a very short review time. George handed out two documents for the committee's information: the first is a chart in which he reproduced the results of his review of the changes; and a second set of selected pages with highlighted changes in colour from Osler Hoskin Harcourt, a Toronto law firm. The second highlighted the changes and is easier to follow. From these, George presented those changes, which address some of the topics of concern the Committee has been addressing locally:

- He observed that wherever the words "climate change" are found in the existing PPS, this wording is replaced with either "a changing climate" or climate warming".
- 2. Where settlement area policy is concerned, greater emphasis is placed on housing. In policy 1.1.3.9 adjustments can be made to settlement area boundaries without a comprehensive review provided there is no net increase in the settlement area, the adjustments help the municipality meet intensification and redevelopment targets; prime agricultural lands are addressed in accordance with other PPS policy; and servicing is available.
- Much stronger language is applied where Indigenous communities are concerned. Municipalities "shall" engage and coordinate planning decisions with Indigenous communities
- 4. Significant changes are made where industrial. manufacturing and sensitive uses are concerned. 1.2.6.1 is amended by replacing the word "should" with "shall" and adding the objective s to ensure the "long term operational and economic viability" of industrial uses. Much more attention has to be placed on buffering and separating industrial and manufacturing uses from sensitive uses like residences and schools. Where this cannot be accomplished, the planning of sensitive uses shall meet stringent tests: there are no reasonable alternative locations for the use: and potential adverse effects have been mitigated and minimized. Furthermore, additional policy strengthens the planning and design of industrial and manufacturing uses. Policy 1.3.2.2 requires municipal official plan reviews assess the adequacy of their employment designations; these areas shall be separated_from_sensitive land uses. Notwithstanding policy, 1.3.2.5 provides an escape clause from the prior requirements in advance of the 5-year official plan review; conversions of industrially designated lands can occur if that land isn't needed for industrial use over the long term; the proposed use wouldn't affect the overall viability of the employment area; and there are existing services for the proposed use.

- 5. The structure of the sewer, water and storm water polices has changed significantly. Previously there was a stronger emphasis on having public water and sanitary sewer availability together plant capacity. The revised policies weaken that emphasis and make communal systems much more available for use. That may have the effect of creating more communal systems in communities over the sensitive aquifers, which parallel the Lake Erie shore from the Township of Wainfleet through to Fort Erie. Upper tier municipalities are also instructed to work more closely with area municipalities where onsite services are used to assess their viability and the community character that each area municipality seeks to enhance.
- Market based residential housing supplies are stressed throughout without any provision for a definition or technical guidance as to what that means.
- 7. There isn't that much change to the natural heritage policies except municipalities may manage wetlands that do not meet the technical standards required to achieve provincially significant wetland. With the changes that have been announced to the Endangered Species Act, there may be significant change in how these policies apply where species and their habitats that meet the requirements of that Act are concerned.
- Water policies remain the same but there is no crosscorrelation with the revisions to the policies on communal and onsite water and sewage services. This may be problematic where integration of the two sets of policies are concerned.
- Agricultural systems are emphasized which appears to be an improvement over existing policy.
- 10. Outside the Greenbelt Plan, aggregate approvals within areas covered by natural features addressed in policies 2.1.5, 2.1.6, and 2.1.7 can be considered. Furthermore, the approval of the depth of extraction, where the ground water table is concerned, is assigned to the Minister of Natural Resources ad Forestry. Some municipalities have advanced zoning regulations that attempt to zone the ground water table and regulate extraction below the water table.
- 11. Where natural hazards are concerned, the concerns of the insurance industry trump whatever other policies the current administration has about climate change: municipalities are directed to address increased climate risks where flooding s concerned. In addition, a Provincial review on floodplain

policies will be incorporated into the PPS when that review is completed.

12. Where local excess soil is generated, it is to be re-used locally.

b) New Fee Structure

Harry advised that a special Council meeting was held on August 26th, 2019 regarding the City's proposed development charges by-law. Harry asked if committee members would review the site alteration permit fees to see if they feel they are reasonable. The site alteration by-law was briefly discussed. Jack and George agreed to review the proposed by-law and to provide comments at the next meeting.

7. Next Meeting/Adjourn

The next EAC meeting will be on November 13, 2019 at 6:00 pm.

Moved by Harry Wells Seconded by Tim Hoyle

That with no further business to discuss, the meeting be adjourned at 7:30 p.m. CARRIED.

Fw: Information to Residents Re: PCQ Site Alteration Permit

Carrie McIntosh to: Janice Peyton

09/09/19 03:13 PM

History:

This message has been replied to.

Carrie McIntosh Deputy Clerk

Corporate Services Department Clerk's Division

Working smoke and carbon monoxide alarms save lives. Plan your escape!

City of Port Colborne 66 Charlotte Street Port Colborne, ON L3K 3C8 Telephone: 905-835-2900 x. 115

Fax: 905-835-2969

Email: carriemcintosh@portcolborne.ca

"Serving You to Create an Even Better Community"

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----- Forwarded by Carrie McIntosh/Port_Notes on 09/09/2019 03:13 PM -----

From:

Brenda Heidebrecht/Port Notes

To: Date:

14/06/2019 04:06 PM

Subject:

Information to Residents Re: PCQ Site Alteration Permit

Dear Residents/Delegation Requests:

Port Colborne Quarry Site Alteration Permit Report

Please be advised that the report concerning the Port Colborne Quarry – Site Application Permit, <u>will not be</u> coming forward for the June 24, 2019 Council Meeting.

During the Council meeting on June 10, 2019, Council approved a motion, which states as follows:

That the Chief Administrative Officer be directed to contract an independent consultant to provide a peer review of staff's draft recommendation report on Port Colborne Quarries' site alteration permit application including all supporting documents submitted by the applicant, outside agencies, and members of the public in order to provide a

7

report back to staff to assist with the preparation of Planning staff's report and recommendation to Council.

We will contact you when a date is set for the report to come back to Council.

For your information is a link from the Council Meeting on June 10th, 2019 which discusses this item.

The video starts at 1:22:22

https://www.youtube.com/watch?v=7Q8tCfJOPDs

Sincerely,

Brenda Heidebrecht Legislative Assistant Clerk's Division

City of Port Colborne 66 Charlotte Street Port Colborne, ON L3K 3C8 Phone: 905-835-2900 Ext. 126 email: brendaheidebrecht@portcolborne.ca

"Working Smoke and Carbon Monoxide Alarms Save Lives"

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Report Approved as fresented.

Planning and Development Department

Planning Division

Report Number: 2019-123 Date: August 12, 2019

SUBJECT: Environmental Advisory Committee Memorandum on the Vale-

Community-Based Action Plan

1) PURPOSE:

The purpose of the report is to provide Council with information on the review of the Environmental Advisory Committee Memorandum on the Vale Community-Based Action Plan and a recommendation.

HISTORY, BACKGROUND, COUNCIL POLICY, PRACTICES

On July 22, 2019, the following Memorandum from the Environmental Advisory Committee, Re: Vale Community-Based Action Plan was received by Council:

"That Council supports the recommendation of the Environmental Advisory Committee as follows; That whereas Vale and the Ministry of the Environment, Conservation and Parks (MECP) disagree on the application of Ontario Regulation 153/04 to lands where Vale's proposed action plan applies and this may have profound implications where landowners apply to develop their lands, and; The Port Colborne Environmental Advisory Committee, therefore, recommends to Council that staff be directed to examine the additional planning and design requirements, if any, where applications for approval under the Planning Act are concerned in the area to which the Vale's action plan applies. The review should determine what additional investigations and potential remedial actions the Region of Niagara, the Regional Health Department or its successor, and the MECP may require during the review of planning applications when a landowner makes application under the Planning Act to develop their lands. This review should also include comments from each of Regional Planning and Public Health staff and the MECP as to what their requirements may be and where they could apply these, if any are required, be supported, and that the Region be so notified."

Community Based Risk Assessment (CBRA) History

In 2000, based on historic emissions (1914-1984) from Inco (now Vale), and at the request of the Ministry of Environment (MOE, now MECP), Vale and the City agreed to a CBRA process based on the Site Specific Risk Assessment Process described in the MOE's "Guidelines for Use at Contaminated Sites in Ontario." On October 1, 2004, the Guideline was replaced by Ontario Regulation 153/04 (Records of Site Condition).

It was agreed upon, through a "Scope of Work", that the CBRA process would be carried out to determine the potential risk associated with elevated levels of nickel, copper, cobalt and arsenic (the chemicals of concerns - CoCs) in soil to human health, agricultural crops and the natural environment. The CBRA would derive what levels of CoCs found in Port Colborne soils would be considered safe for human health, agricultural crops and the natural environment. The CBRA would also address remediation measures where required.

As part of the process, Council approved a Terms of Reference and authorized the creation of a volunteer Public Liaison Committee (PLC). Council also engaged the services of an independent consultant to provide professional services to the PLC and City. An arrangement was made so that Vale would pay for all professional services of the independent consultant at no cost to the City.

3) STAFF COMMENTS AND DISCUSSIONS

The CBRA has been a very lengthy process (19 years) that has involved members of the community, consultants, health care professionals, scientists, doctors, professors, various stakeholders, government agencies and employees. Given the amount of scientific research, analysis, complexities, technical matters, studies and peer reviews, the CBRA process has taken considerable time to complete. The MECP reported that in 2010 there were 231 public meetings covering more than 1,200 hours of public consultation.

Numerous studies, risk assessments and reports have been prepared by Vale's consultants to determine potential risks under the CBRA. Three major studies were completed as part of the CBRA by Vale, namely: a Human Health Risk Assessment (HHRA) at 20,000 parts per million (ppm), Ecological Risk Assessments (ERA) for Crops at 750-2300 ppm and the Natural Environment at 3000-3500 ppm. Other studies included a Community Health Monitoring Study (CHAP). A Technical Subcommittee (TSC) undertook the task to review technical matters to the PLC and experts (ECA) from the University of Toronto were involved in reviewing components of the CHAP study. An Integration Report was also completed by Vale to conclude Phase 1 of the CBRA and to address how remediation (Phase 2) would occur on a site by site basis. The Independent Consultant provided the PLC with technical review of Vale's reports. The Independent Consultant (Watters Environmental) prepared reports of their review and were forwarded to the MOE by the City.

On July 8, 2010, the PLC concluded its work under the CBRA and submitted the "The Final Public Liaison Committee Report on the Port Colborne Community Based Risk Assessment" to the MOE. The report remains at the City's Public Library. As previously reported to Council, members of the PLC, Harry Wells - Chairman (now Councillor), Vivian Moskalyk and Rosemari Poission are commended for their commitment to the CBRA.

Current CBRA Process

On June 10, 2019, Vale presented to City Council their Port Colborne Community-Based Action Plan. In reviewing their presentation, and the Ministry of the Environment, Conservation and Parks (MECP) comments, there appears to no disagreement on the application of Ontario Regulation 153/04.

Upon review of Vale's Community-Based Action Plan, its objective is to present a general outline on steps necessary and scientific foundations of the CBRA to conclude that there are no unacceptable health risks to individuals living in Port Colborne as a result of historical emissions of nickel, copper and cobalt.

It indicates their results of the CBRA process and that information was gathered through consultation with the MECP that helped guide the development of their framework. In short, Vale's goal is to reach a positive conclusion to the CBRA process.

Vale acknowledges that it is presenting a compromise position on a without prejudice basis to the MECP in an effort to resolve differing points of view on both regulatory matters and matters of science. Therefore, comments from the MECP are essential for the City and current and future landowners as it relates to the safe soil levels of the CBRA CoCs and levels for use in Ontario Regulation 153/04.

Staff recently met with George McKibbon, an Environmental Advisory Committee (EAC) member, to provide clarity on their concern to Council. Mr. McKibbon acknowledged that there was no disagreement per se but rather the EAC's concern centred around the fact that the CBRA never concluded with what level of contaminants found in soils were considered safe, that transfer of cleanup responsibility rests with the landowners when they make planning applications and to what level as the MECP has never provided that in writing.

In conclusion and review of the above, the recommendation below will provide the City and current and future landowners where the MECP stands on matters relative to the CBRA and Ontario Regulation 153/04.

- 4) OPTIONS AND FINANCIAL CONSIDERATIONS
- a) Do Nothing

N/A

b) Other Options

N/A

5) COMPLIANCE WITH STRATEGIC PLAN INITIATIVES

N/A

6) ATTACHMENTS

N/A

7) RECOMMNDATION

That the Director of Planning and Development be directed to send a letter to the Ministry of the Environment, Conservation and Parks requesting clarification with respect to the safe soil levels of the Port Colborne Community Based Risk Assessment Chemicals of Concern and levels for use in Ontario Regulation 153/04.

8) SIGNATURES

Prepared on July 31, 2019 by:

Dan Mquilina, MCIP, RPP, CPT Director of Planning and Development Reviewed and respectfully submitted by:

C. Scott Luey

Chief Administrative Officer





A meeting of the Board of Management of the Port Colborne Historical and Marine Museum was held October 15 at 7 p.m. at the L.R. Wilson Heritage Research Archives.

<u>Present:</u> Stephanie Powell Baswick, Bert Murphy, Cheryl MacMillan, Claudia Brema, Margaret Tanaszi, Brian Heaslip, Terry Huffman, Jeff Piniak, Alexander Fazzari, Bonnie Johnston and Abbey Stansfield

Regrets: Donna Abbott, Pam Koudjis, Marcia Turner and Councillor Eric Beauregard

Minutes of Last Meeting

Moved by: Alexander Fazzari

Seconded by: Brian Heaslip

<u>To:</u> Approve the Minutes of the Board of Management from September 24, 2019 as amended. Motion Carried.

Business Arising From Minutes:

No Report.

Correspondence:

Stephanie Powell Baswick displayed the newsletters received from other heritage and marine associations and societies.

Curator Report:

Stephanie Powell Baswick commended the board on their activeness both as a whole board and at the subcommittee level. She reported that many of the subcommittees have met recently and the results of these meetings will be reflected in their reports.

Stephanie reported on the statistical analysis for September noting that overall attendance is down slightly. She explained that this is because the archives attendance numbers are included. The archives numbers include the rentals and while rentals continue to increase the number of people going to the rentals is less.

Auxiliary Report:

Bonnie Johnston reported that the Auxiliary will be holding its appreciation event for members on October 21, 2019. The guest speaker for the appreciation is Des Corran who will be speaking about William Hamilton Merritt.

The Christmas Pudding Bee, where the auxiliary members will be making 400 puddings, is scheduled for the first week of November.

Bonnie also reported that the Auxiliary Christmas Lunch is scheduled for November 28.

Program Committee Report:

Cheryl MacMillan reported that the program committee had met with Assistant Curator,



Michelle Mason, to discuss the exhibit topic ideas for the next three years. The previous topic ideas, which had been worked into the previous strategic plan, have now all been exhibited.

Fundraising Committee Report:

Stephanie Powell Baswick reported that Donna Abbott had arranged for the donation of the caramel for the Grand Old Christmas Festival by Dairy Queen.

Building and Property Committee Report:

Brian Heaslip reported that the volunteer work crew had finished cleaning up the items that had accumulated in the loft over the school house. The next item of priority for the group is to paint the upstairs storeroom of Arabella's Tea Room.

Finance Committee Report:

Stephanie Powell Baswick presented the proposed operating budget for 2020.

Moved by: Alexander Fazzari

Seconded by: Bert Murphy

To: Approve the proposed 2020 operating budget be submitted to council.

Motion Carried.

Stephanie also reported on the beginning stages of her investigation into what it would look like if the Archives were open year around in terms of budget. The Museum's new strategic request calls for the examination of what it would mean to have both the archives and museum open year around. After discussion the direction was to take more time to collect more information and examine the options and revisit the topic next year.

Membership Committee Report

Bonnie Johnston reported that there are 3 new members 2020.

A committee meeting was held to discuss increasing the museum membership fees. One topic discussed at the meeting was that over the years individual membership has actually declined due to the fact that many have decided to purchase a life membership instead. Ultimately what the committee asked the board to consider was increasing the student and senior rate from \$3.00 to \$5.00 and increasing the individual membership from \$5.00 to \$8.00. All other levels were recommended to remain the same.

Moved by: Bonnie Johnston

Seconded by: Cheryl MacMillan

To: Approve the proposed changes to the museum's membership tiers.

Motion Carried.

Bonnie also reported that new this year the museum now has an option for a monthly donation level.



Accession Committee Report:

The accession committee meeting was held on October 7, 2019. Terry Huffman reported that Mr. Sarcino stopped by the meeting to thank the committee and the board as a whole for providing the reproduction of the photo he had donated. Terry also reported that at their meeting

Policy Report:

No Report.

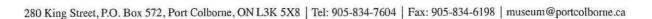
Marketing and Site Promotion Report:

Next committee meeting will be held Tuesday October 22, 2019 at 1:15PM

New Business:

Terry Huffman reported that the Accession Committee would wait to set a date for the fourth quarter of 2019 to see if there were enough items for consideration to warrant a meeting. Stephanie Powell Baswick announced that the corporate donor drive is under way and that letters are being sent out.

Motion to Adjourn: Bonnie Johnston



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CORPORATE SERVICES
DEPARTMENT

MINUTES Social Determinants of Health Advisory Committee – Everyone Matters Thursday, September 5, 2019

1:00 p.m.

Committee Room 3, City Hall 66 Charlotte Street Port Colborne

Attendees:

Co-Chair Lori Kleinsmith, Bridges CHC
Co-Chair Angie Desmarais, Councillor
Jay McKnight, Niagara Regional Police
Jeffrey Sinclair, Niagara Region
Susan Therrien, Director of Library Services
Ryan Pearson, Niagara Community Legal Clinic
Scott Lawson, Deputy Fire Chief
Casey Forgeron, Public Member

Regrets:

Christine Clark-Lafleur, Port Cares
Joanne Ferraccioli, Acting Health Services Coordinator
Scott Luey, Chief Administrative Officer
Bill Steele, Mayor
Sherry Hanson, Manager of By-law Services
Judy Cassan, Bridges CHC
Tara McKendrick – CMHA

Minutes:

Nancy Giles, EA to Mayor and CAO

Co-Chair Angie Desmarais called the meeting to order at 1:00 p.m.

Introductions were made around the table.

1. Approval of the Agenda

Moved by C. Clark-Lafleur Seconded by B. Steele

That the agenda for the September 5, 2019 meeting of the Social Determinants of Health Advisory Committee – Everyone Matters as amended be approved. CARRIED.

2. Approval of the June 6, 2019 minutes

Moved by L. Kleinsmith Seconded by J. Cassan

Tara McKendrick should be CMHA. That the minutes for the June 6, 2019 meeting of the Social Determinants of Health Advisory Committee – Everyone Matters be approved as amended. CARRIED.

3. Business Arising

Affordable Housing Report to Council – A copy of Report 2019-101 was provided to the committee. This report was presented to council on June 24, 2019 and it was received for information. Jeff Sinclair shared some comments. What are next steps? Need to gather stakeholders. Hopefully this fall, but the Planning Department needs a planner so this may stall this. No rush to get it done, but must be inclusive. Jeff Sinclair shared some numbers (provided to everyone). We have a region-wide comparison and similar situations to Port Colborne. Single people are most at need. We need to be pushing the decision makers with these numbers. The affordability chart shows \$484 per month is what they can afford and there are no homes for this dollar amount.

Living Wage for city of Port Colborne employees – Angie advised that she presented the following motion to council on August 12, 2019:

Whereas more and more people working for low wages are facing impossible choices such as whether to buy food or heat the house, whether to feed th children or pay the rent. The results can be spiralling debt, constant anxiety and long-term health problems. In many cases the adults in a family are working long hours, often at two or three jobs, just to pay for basic necessities, and

Whereas the living wage is the hourly rate of pay that enables wage earners living in a household to:

- Feed, clothe and provide shelter for their family
- Promote healthy child development
- Participate in activities that are an ordinary element of life in the community
- Avoid the chronic stress of living in poverty, and

Whereas the living wage for the Niagara Region has been calculated to be \$17.99 per hour (The Niagara Poverty Reduction Network – Calculating the Living Wage in the Niagara Region 2018), and

Whereas we, the Corporation of the City of Port Colborne strive to make decisions and take actions that have a positive impact on our community, our staff, and the people we serve.

Therefore Be It Resolved That:

The Corporation of the City of Port Colborne becomes a Living Wage Employer at the Supporter Level immediately;

And that Council directs Chief Administrative Officer Scott Luey to work with responsible departments to achieve Leader Level status at the time of the 2020 budget deliberations.

The recommendation passed by council was as follows:

That consideration of the motion by Councillor Desmarais re: Living Wage Employer be referred to the Chief Administrative Officer to address the implications and cost of becoming a Living Wage Employer; and That the Chief Administrative Officer report back with recommendations before the 2020 budget process.

Lori understands why they asked for this report. It had an impact in the Region and got a lot of press in social media. A couple of local supporters attended the meeting.

Let's Talk Series – The next one on September 26th is Youth Suicide Awareness and Prevention. It will be held at the Library. In November 27th, Bridges is working with the Library and bringing "Supports for Family Members and Loved Ones with Mental Health Issues." Hopefully Susan can report on the future of this series at the next meeting.

4. New Business

Lodging By-law – The area CAO's are meeting tomorrow and they will be reviewing the next draft of the lodging by-law. It has been reviewed by Niagara Falls' lawyer and they have provided comments. Once approved by the CAOs, this will then go to all municipalities. Biggest impact: accountability – food, money, medications.

Community Safety and Well-Being Plan – In January 2019 a new legislative requirement under the Police Services Act mandated municipalities across Ontario to develop Community Safety and Well-Being plans, to be completed no later than December 31, 2020. It recommended that in case of two-tier municipalities, the coordinator of planning occurs at the regional level where the existing boundaries of service delivery for police, health education and community services are defined. The Niagara Region, through their Community Services Department provided a memo to Regional Council on July 18, 2019 which to the creation of a plan. A copy of the memo was provided to members.

Christine would hate to see our sitatution table swept up into a bigger group. Does this table need to write to the Regional Chair – leading and transformative activities in Port

Colborne. It was agreed that a letter should be sent. Needs to build along side in Niagara. Christine is going to draft the letter. The Mayor suggested using the paragraph from their reports which talks about working with other groups. Port-All is continuing to evolve. We now have CASO, Regional Mental Health, Ontario Works. Jay is getting calls from the NHS now. We need to protect what we have. This model should be replicated. This is an investment in the community. Mental health calls are down 55% from last year to the Police.

Jay mentioned that recent legislation – communication that takes place among organizations about situation tables is going to be downloaded to the Region. Police are going to have to participate. They expect people to reach out to see how Port Colborne's situation table works. The Mayor stated that this has not come to the Region or Police Services Board.

Christine asked if there has been any resurgence of issues - Angie said there is an increase in drug activity in the East Village since August. She noticed there is also activity on Main Street. Police are aware of this situation. Police would like to encourage them to phone in. Police can stop and identify people if they have a report. They need a description called in.

There is some concern about motorcycle gangs.

Concerns about people living in trailers and tents on properties. By-law has been dealing with this. Landlords are trying to evict their tenants to raise the rent. Jay asked that he be notified so he can get help for these people. They approach them very differently and usually have good results in getting them help.

Travis asked about holding an open house to bring in experts. We are planning a talk about secondary units in house. This is for landlords as well as tenants. This is about the community coming together. Might be a good conversation for the "Let's Talk" series. Susan will be advised.

Vacant Home tax is coming to council – Angle will pull this and ask for a report. There are too many vacant homes in the community.

Lori – passed around the Here and Now flyer for youth mental health with services around the Region.

5. Community Updates

None.

6. Action Items

Christine to create letter to be sent to Regional Chair. Follow up with Susan for the "Let's Talk" series.

7. Next Meeting

Thursday, November 7, 2019 1 p.m.

8. Adjournment

The meeting adjourned at 2:10 p.m.

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