



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

C03/24
FEBRUARY 20, 2024
6:00 P.M.
COUNCIL CHAMBERS

PRESENT: B. Grant Mayor
 J. Anderson Councillor
 T. Gilmore Councillor
 J. MacLellan Councillor
 S. Van Vliet Councillor

STAFF PRESENT: M. Luey Chief Administrative Officer
 M. Alcock Fire Chief/CEMC
 A. Chrastina Deputy Clerk
 L. Earl Manager of Community & Development Services
 S. Ivins Planner
 R. Nan Manager of Operations
 D. Zelichowski IT Specialist

1. Call to Order

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

2. Closed Session

- a) Item under Section 239(2)(e)(f) of the Municipal Act, 2001, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; advice subject to solicitor-client privilege, including communications necessary for that purpose – 1 item (a litigation matter)

Resolution No. C-2024-019

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT Council now move into closed session to discuss:

- a) Item under Section 239(2)(e)(f) of the Municipal Act, 2001, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; advice subject to solicitor-client privilege, including communications necessary for that purpose – 1 item (a litigation matter)”

CARRIED

3. Rise and Report

Council met in closed session and received information and provided direction, subject to solicitor-client privilege respecting a litigation matter.

4. National Anthem**5. Land Acknowledgement Statement**

Mayor Grant acknowledged that the land on which we gather is the traditional territory of the Anishinaabeg and Haudenosaunee Peoples, acknowledging the One Bowl and Spoon Treaty.

6. Disclosures of Interest

None.

7. Mayor's Announcements & Remarks

Mayor Grant provided the following remarks:

- Please note that these meeting proceedings are being broadcast live, recorded and made available through the Township website and youtube.com.
- Our next regular meeting of Council is Tuesday March 19 at 6:30pm.

8. Councillor's Announcements & Remarks

None.

9. Adoption of Previous Council Minutes

a) Minutes of the Regular Meeting of Council held January 30, 2024

Resolution No. C-2024-020

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

"THAT the minutes of the Regular Meeting of Council held January 30, 2024 be adopted as circulated."

CARRIED

10. Public Meeting

a) OPA 04 and Z04/2022W (Law Crushed Stone Quarry Expansion)

Mayor Grant called the Public Meeting to order at 6:38 p.m. and advised that the purpose of the Public Meeting is to provide information about the proposed applications and provide opportunity for public input.

The Manager of Community and Development Services provided an information report outlining application details, progress and next steps.

Caitlin Port, representing the applicant provided a presentation and comments indicating the following:

- Historical background of the operation
- Application progress to date
- Overview of public consultation activities
- Indigenous consultation activities
- Next steps

There were no questions or comments from members of Council

There were no public comments received.

The Public Meeting was adjourned at 6:56 p.m.

11. Delegations

None.

11. Consent Agenda

- a) ASR-003/2024 Re: 2023 Remuneration Report
- b) BSR-001/2024 Re: 2023 Year End Building Summary
- c) PWSR-001/2024 Re: Chiller and Compressor
- d) PWSR-002/2024 Re: Engineering Services
- e) PWSR-003/2024 Re: Road Rehabilitation

Resolution No. C-2024-021

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT the following items be received and the recommendations contained therein be approved and acted upon:

- a) ASR-003/2024 Re: 2023 Remuneration Report
- b) BSR-001/2024 Re: 2023 Year End Building Summary
- c) PWSR-001/2024 Re: Chiller and Compressor
- d) PWSR-002/2024 Re: Engineering Services
- e) PWSR-003/2024 Re: Road Rehabilitation”

CARRIED

12. Staff Reports & Recommendations

a) Emergency Management Staff Reports

i. EMSR-001/2024 Re: Solar Eclipse Planning

Resolution No. C-2024-022

Moved by Councillor Van Vliet

Seconded by Councillor Anderson

“THAT report EMSR-001/2024 re. Solar Eclipse Planning be received, and

THAT staff continue to coordinate with all levels of government and other agencies to ensure effective management of municipal operations and public safety before, during and after the event, and

THAT the draft Special Events Parking By-law appended to this report be presented to Council for adoption.”

CARRIED

b) Planning Staff Reports

i. PSR-001/2024 Re: Bell Meadows Subdivision

Resolution No. C-2024-023

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Planning Staff Report PSR-001/2024 be deferred to the next regular meeting of Council.”

DEFEATED

Resolution No. C-2024-024

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT Planning Staff Report PSR-001/2024 be received; and

THAT Draft Plan of Subdivision application P01/2023W for the lands described as Part Road Allowance between Lots 19 & 20, Concession 3 and Part of Lots 19 & 20, Concession 3, Township of Wainfleet, be approved for the reasons outlined in this report and subject to the conditions of draft approval in Appendix “B”; and

THAT Zoning By-law Amendment application Z06/2023W for the lands described as Part Road Allowance between Lots 19 & 20, Concession 3 and Part of Lots 19 & 20, Concession 3, Township of Wainfleet, be approved for the reasons outlined in this report and the Zoning By-law Amendment attached as Appendix “C” be adopted; and

THAT the applications be deemed to be consistent with the Provincial Policy Statement 2020 and other matters of Provincial interest.”

CARRIED

c) Public Works Staff Reports

i. PWSR-004/2024 Re: EV Charging Station Opportunity

Resolution No. C-2024-025

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“**THAT** PWSR-004/2024 be received for information; and

THAT Council direct staff to continue with the application for the grant under the Charged for Change electric vehicle infrastructure program and install the EV chargers should grant approval be successful.”

CARRIED

13. Review of Correspondence

a) C-2024-034 Re: OEB Decision on Phase 1 of the Enbridge Gas 2024 rebasing application

Resolution No. C-2024-026

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“**THAT** Correspondence item C-2024-034 respecting Enbridge Gas seeking a judicial review of the Ontario Energy Board decision on Phase 1 of their 2024 rebasing application be received; and

THAT Council support Enbridge Gas in their appeal on this matter.”

CARRIED

14. By-laws

a) By-law No. 006-2024 being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 581-78 of the Corporation of the Township of Wainfleet with respect to those lands forming Part of Road Allowance Between Lots 19 & 20, Concession 3 and Part of Lots 19 & 20, Concession 3 in the Township of Wainfleet.

b) By-law No. 007-2024 being a by-law to appoint a Clerk for the Corporation of the Township of Wainfleet.

c) By-law No. 008-2024 being a by-law to establish Temporary Regulations and Penalties for Traffic and Parking of vehicles on highways in the Township.

Resolution No. C-2024-027

Moved by Councillor Gilmore

Seconded by Councillor Anderson

“THAT By-law No. 006-2024 being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 581-78 of the Corporation of the Township of Wainfleet with respect to those lands forming Part of Road Allowance Between Lots 19 & 20, Concession 3 and Part of Lots 19 & 20, Concession 3 in the Township of Wainfleet be read and passed this 20th day of February, 2024.”

CARRIED

Resolution No. C-2024-028

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT the following by-laws be read and passed this 20th day of February, 2024:

- a) By-law No. 007-2024 being a by-law to appoint a Clerk for the Corporation of the Township of Wainfleet.
- b) By-law No. 008-2024 being a by-law to establish Temporary Regulations and Penalties for Traffic and Parking of vehicles on highways in the Township.”

CARRIED

15. Notices of Motion

- a) Mayor Grant Re: Mental Health and Addiction

Resolution No. C-2024-029

Moved by Mayor Grant

Seconded by Councillor Van Vliet

“WHEREAS Niagara Region has a significant rate of addiction and suicide as compared to the rest of Ontario;

BE IT RESOLVED THAT Council hereby declare a crisis on mental health, addiction and housing affordability in the Township of Wainfleet; and

THAT Council advocate to all levels of government to increase mental health crisis services and encourage a focus on preventative strategies and pre-dependency intervention on the addiction cycle.”

CARRIED

16. Closed Meeting

- a) Item under Section 239(2)(c) of the *Municipal Act, 2001*, a proposed or pending acquisition or disposition of land by the municipality or local board – 1 item (a potential disposition of land matter)
- b) Item under Section 239(2)(k) of the *Municipal Act, 2001*, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board – 1 item (a negotiation matter)
- c) Item under Section 239(2)(d) of the *Municipal Act, 2001*, labour relations or employee negotiations – 1 item (a matter pertaining to employee negotiations)
- d) Item under Section 239 (2)(b) of the *Municipal Act, 2001*, Personal matters about an identifiable individual, including municipal or local board employees – 1 item (personnel matter)
- e) Minutes of the closed meeting of Council held January 30, 2024

Resolution No. C-2024-030

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“THAT Council now move into closed session to discuss:

- a) Item under Section 239(2)(c) of the *Municipal Act, 2001*, a proposed or pending acquisition or disposition of land by the municipality or local board – 1 item (a potential disposition of land matter)
- b) Item under Section 239(2)(k) of the *Municipal Act, 2001*, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board – 1 item (a negotiation matter)
- c) Item under Section 239(2)(d) of the *Municipal Act, 2001*, labour relations or employee negotiations – 1 item (a matter pertaining to employee negotiations)
- d) Item under Section 239 (2)(b) of the *Municipal Act, 2001*, Personal matters about an identifiable individual, including municipal or local board employees – 1 item (personnel matter)
- e) Minutes of the closed meeting of Council held January 30, 2024”

CARRIED

17. Rise and Report

Council met in closed session and received information (and provided confidential staff direction) respecting the following matters:

- a) a potential disposition of land
- b) a negotiation matter
- c) employee negotiations

Council also received a confidential update on a personnel matter and procedural vote was taken to adopt previous closed session minutes.

18. By-law to Confirm the Proceedings of Council

Resolution No. C-2024-031

Moved by Councillor Gilmore

Seconded by Councillor Anderson

“THAT By-law No. 009-2024 being a by-law to adopt, ratify and confirm the actions of the Council held at its meetings held on the 20th day of February, 2024 be read and passed this 20th day of February, 2024.”

CARRIED

19. Adjournment

There being no further business, the meeting was adjourned at 8:54 p.m.

B. Grant, MAYOR

A. Chrastina, DEPUTY CLERK

Approved by Council March 19, 2024