



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

C13/24
SEPTEMBER 10, 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
 A. Chrastina Deputy Clerk
 L. Earl Manager of Community & Development Services
 S. Ivins Planner
 M. Jemison Drainage Superintendent
 D. Scott Planning Technician

1. Call to Order

Mayor Grant called the meeting to order at 6:01 p.m.

2. Closed Session

Resolution No. C-2024-108

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“THAT Council now move into closed session to discuss:

- a) Item under section 239 (2)(e) of the Municipal Act, 2001, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board - 1 item (a litigation matter)”

CARRIED

3. Rise & Report

The Deputy Clerk reported that Council met in closed session pursuant to the Municipal Act and received information 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 October 1st at 6:30pm.
- I'd like to congratulate the Historical Society on another successful Marshville Heritage Festival this year.
- We are looking forward to the upcoming annual Fall Fair put on by our Agricultural Society. That will run September 19 – 21 this year.
- Regional Council budget review meeting is this Thursday at 6:00pm

8. Councillor's Announcements & Remarks

None.

9. Adoption of Previous Council Minutes

a) Minutes of the Regular Meeting of Council held July 9, 2024

b) Minutes of the Joint Special Meeting of Council held August 12, 2024

Resolution No. C-2024-109

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“**THAT** the minutes of the regular meeting of Council held July 9, 2024 and the minutes of the Joint Special Meeting of Council held August 12, 2024 be adopted as circulated.”

CARRIED

10. Public Meeting

None.

11. Delegations

a) Wainfleet Agricultural Society Re: Storage (Sea Containers)

Council received the presentation and supported the request in concept. Council authorized staff to work with the Agricultural Society to find a suitable solution with the intention to consider a more permanent structure in future.

12. Consent Agenda

None.

13. Staff Reports & Recommendations

a) Administrative Staff Reports

i. ASR-012/2024 Re: Fire Services Committee Recommendation

Resolution No. C-2024-110

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report ASR-012/2024 be received; and

THAT a Shared Fire Services Management Oversight Committee be created and the Terms of Reference in Appendix “A” be approved; and

THAT Councillor MacLellan be appointed to the Shared Fire Services Oversight Committee as the Council representative; and

THAT Staff be directed to negotiate a Shared Services Agreement for the delivery of fire administration and management services for a term agreeable to both parties; and

THAT staff be directed to assist in the development of employment contracts for the existing positions of Fire Chief, Deputy Fire Chief of Community Risk Reduction & Administration and to support the recruitment of the new position of Deputy Chief of Operations & Training;

THAT an annual review of the Shared Management Team be conducted; and

THAT a Community Risk Assessment and Master Fire Plan be undertaken by year two of the agreement.”

CARRIED

b) Community and Development Services Staff Reports

i. Memorandum Re: Partial Closure and Conveyance of Moore Road N Allowance

Resolution No. C-2024-111

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT the memorandum respecting Partial Closure and Conveyance of Moore Road N Allowance be received for information.”

CARRIED

c) Drainage Staff Reports

- i. DSR-005/2024 Re: Partial Abandonment Request – Biederman Drain

Resolution No. C-2024-112

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT Drainage Staff Report DSR-005/2024 respecting Biederman Drain, Partial Abandonment Report, be received; and

THAT Council authorize staff to prepare and distribute the necessary notices to the affected landowners of the proposed abandonment in accordance with the Drainage Act; and

THAT Staff be directed to prepare a by-law to abandon the section of drainage works as proposed should the Clerk not receive notice as required by the Drainage Act.”

CARRIED

d) Planning Staff Reports

- i. PSR-007/2024 Re: Zoning By-law Amendment File No. Z03/2024W
Curtis & Ariel Bruinekool, 52877 Putman Road

Resolution No. C-2024-113

Moved by Councillor Anderson

Seconded by Councillor Gilmore

“THAT Planning Staff Report PSR-007/2024 be received; and

THAT Zoning By-law Amendment application Z03/2024W for the lands known municipally as 52877 Putman Road be approved for the reasons outlined in this report; and

THAT the application be deemed to be consistent with the Provincial Policy Statement (2020), conform to the Growth Plan for the Greater Golden Horseshoe, Niagara Official Plan and Township of Wainfleet Official Plan; and

THAT the Zoning By-law Amendment attached as Appendix “C” be adopted.”

CARRIED

- ii. PSR-008/2024 Re: Draft Plan of Subdivision – File No. P01/2022W
Zoning By-law Amendment – File No. Z07/2022W Zion Road Subdivision,
53814 Zion Road

Resolution No. C-2024-114

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“**THAT** Planning Staff Report PSR-008/2024 be received; and

THAT Draft Plan of Subdivision application P01/2022W for the lands known municipally as 53814 Zion Road, 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 Z07/2022W for the lands known municipally as 53814 Zion Road, 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

e) Public Works Staff Reports

- i. PWSR-012/2024 Re: Award of Tender for Culvert Replacement and Road Rehabilitation – Feeder Road West

Resolution No. C-2024-115

Moved by Councillor Gilmore

Seconded by Councillor Anderson

“**THAT** Report PWSR-012/2024 respecting Award of Culvert Replacement and Road Rehabilitation – Feeder Road West Tender be received, and

THAT the Manager of Operations engage the services of CRL Campbell Construction & Drainage Ltd. to complete the work as outlined in the tender.”

CARRIED

14. Review of Correspondence

- a) C-2024-394 Re: Proclamation Request – Rail Safety Week

Resolution No. C-2024-116

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“**THAT** Correspondence item C-2024-394 respecting a Proclamation Request for Rail Safety Week be received and supported.”

CARRIED

15. By-laws

Resolution No. C-2024-117

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“**THAT** the following by-laws be read and passed this 10th day of September, 2024:

- a) By-law No. 035-2024 being a by-law to establish the Fire Services Management Oversight Committee, and to establish Terms of Reference.
- b) By-law No. 036-2024 being a by-law to authorize the stopping up and closing a portion of the road allowance known municipally as Moore Road North and the conveyance of part of the said road allowance between lots 13 & 14 and Part of Lot 13, Concession 1 described as Part 1 on Reference Plan 59R-18168 in the Township of Wainfleet, Regional Municipality of Niagara.
- c) By-law No. 037-2024 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. 034-2014 of the Corporation of the Township of Wainfleet with respect to those lands forming Concession 5, Part Lot 27 in the Township of Wainfleet and known municipally as 52877 Putman Road.
- d) By-law No. 038-2024 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. 034-2014 of the Corporation of the Township of Wainfleet with respect to those lands forming Concession 5, Part Lot 38, RP 59R16928 PT 1 in the Township of Wainfleet and known municipally as 53814 Zion Road.”

CARRIED

16. Notices of Motion

- a) Councillor Maclellan Re: DSBN Surplus Facilities

Resolution No. C-2024-118

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“**THAT** staff be directed to explore any opportunities to purchase surplus properties owned by the District School Board of Niagara (DSBN) in the Township of Wainfleet.”

CARRIED

17. Closed Meeting

- a) 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 (a property matter)
- b) 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 (a pay equity matter)
- c) Minutes of the Closed Meeting of Council held July 9 and the Joint Special Closed Meeting of Council held August 12, 2024, 2024.”

Resolution No. C-2024-119

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“**THAT** Council now move into closed session to discuss:

- a) Item under Section 239 (2)(b) of the Municipal Act, 2001, personal matters about an identifiable individual, including municipal or local board employees - 1 item (a property matter)
- b) 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 (a pay equity matter)
- c) Minutes of the Closed Meeting of Council held July 9 and the Joint Special Closed Meeting of Council held August 12, 2024, 2024.”

CARRIED

18. Rise & Report

The Deputy Clerk reported that Council met in closed session pursuant to the Municipal Act and received information respecting two personal matters about identifiable individuals.

Further, a procedural vote was taken to adopt previous closed session minutes.

19. By-law to Confirm the Proceedings of Council**Resolution No. C-2024-120**

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“**THAT** By-law No. 039-2024 being a by-law to adopt, ratify and confirm the actions of the Council at its meeting held on the 10th day of September, 2024 be read and passed this 10th day of September, 2024.”

CARRIED

20. Adjournment

There being no further business, the meeting was adjourned at 8:04 p.m.

B. Grant, MAYOR

A. Chrastina, DEPUTY CLERK

Approved by Council October 1, 2024