The "TWELFTH MEETING" (REGULAR) of the Port Colborne City Council was held at the Municipal Offices, 66 Charlotte Street, Port Colborne on Monday, April 28, 2014 commencing at approximately 8:54 p.m.

ATTENDANCE:
Mayor Vance Badawey presided with the following members in attendance:

COUNCILLORS:
- D. Elliott
- A. Desmarais
- F. Danch
- R. Bodner
- W. Steele
- Y. Doucet
- B. Kenny
- B. Butters

REGIONAL COUNCILLOR:
- D. Barrick

STAFF:
- R. Heil, Chief Administrative Officer
- A. Grigg, City Clerk
- D. Aquilina, Director of Planning & Development
- R. Hanson, Director of Engineering & Operations
- P. Senese, Director of Community & Corporate Services
- H. Hakim, Manager of Community Services
- D. D'Innocenzo, Recording Clerk

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

CALL MEETING TO ORDER – MAYOR VANCE BADAWEY

1. INTRODUCTION OF ADDENDUM ITEMS
Nil.

2. CONFIRMATION OF THE AGENDA

No. 80 Moved by Councillor F. Danch
Seconded by Councillor B. Kenny

That the agenda dated April 28, 2014 be confirmed as circulated.
CARRIED.

3. DISCLOSURES OF INTEREST
Nil.

4. ADOPTION OF MINUTES

(a) Minutes of the Eighth Meeting (Special) of Council April 14th, 2014
(b) Minutes of the Ninth Meeting (Special) of Council April 14th, 2014

No. 81 Moved by Councillor Y. Doucet
Seconded by Councillor B. Kenny

(a) That the Minutes of the Eighth Meeting (Special) of Council April 14th, 2014 be adopted as circulated;
(b) That the Minutes of the Ninth Meeting (Special) of Council April 14th, 2014 be adopted as circulated;
(c) That the Minutes of the Tenth Meeting (Regular) of Council of April 14th, 2014 be adopted as circulated.
CARRIED.

5. DETERMINATION OF COUNCIL ITEMS REQUIRING SEPARATE DISCUSSION

Nil.

6. ADOPTION OF COUNCIL ITEMS NOT REQUIRING SEPARATE DISCUSSION

No. 82 Moved by Councillor W. Steele
Seconded by Councillor D. Elliott

That Items 1 to 17 on the regular agenda be approved, as amended at the Committee of the Whole meeting of April 28, 2014 with the exception of items that have been deferred, deleted or listed for separate discussion, and the recommendations contained therein adopted.

ITEMS:

Motions Arising from Committee of the Whole Councillor’s Items/New Business:

Establishment of an Active Transportation Committee

Council resolved:

That an Active Transportation Committee be established and that staff be directed to report back concerning the adoption of a terms of reference.

1. Notice of Motion – Councillor Doucet Re motion to reconsider Council’s decision regarding stop controls at the intersection of Killaly Street East at Elizabeth Street

Council resolved:

That the Council of the City of Port Colborne makes no changes to the current two-way stop controls at the intersection of Killaly Street East at Elizabeth Street;

That the Council of the City of Port Colborne makes no changes to the current two-way stop controls at the intersection of Catharine Street at Elgin Street;

That the Council of the City of Port Colborne makes no changes to the current two-way stop controls at the intersection of Franklin Avenue at Knoll Street; and

That staff notify the Niagara Regional Police of the speeding concerns at these intersections.

2. Department of Community & Corporate Services, Clerk’s Division, Report No. 2014-15, Subject: Appointments to Boards and Committees, Heritage Port Colborne, Environmental Advisory Committee, and Port Colborne Medical Education, Recruitment and Health Services Committee

Council resolved:

Heritage Port Colborne (Local Architectural Conservation Advisory Committee):
That Peter Stuart be appointed to the Heritage Port Colborne Committee for a term ending December 31, 2018.

Environmental Advisory Committee:
That the Terms of Reference for the Environmental Advisory Committee be amended in order to increase the composition of the committee to up to ten members.

That Richard Gerald Lord, Patti Stirling, George McKibbon, Deanna Lindblad; and Larry Fontaine be appointed to the Environmental Advisory Committee for a term ending December 31, 2018.

Port Colborne Medical Education, Recruitment and Health Services Committee:
That Sharron Wood and Marcia Ladouceur be appointed to the Port Colborne Medical Education, Recruitment and Health Services Committee for a term ending December 31, 2018.

That the necessary by-laws be presented for approval.

3. Department of Community & Corporate Services, Community Services Division, Report No. 2014-6, Subject: Heart & Stroke Foundation Big Bike Event May 21, 2014

Council resolved:

That the Council of The Corporation of the City of Port Colborne grant permission to the Niagara Office of the Heart and Stroke foundation to conduct the annual "Heart & Stroke Big Bike" event on Wednesday, May 21, 2014 and approve the route as submitted subject to the following conditions:

i) The notification of emergency services; and

ii) The filing of a certificate of insurance in the amount of $2,000,000 minimum showing the City of Port Colborne as an additional insured for the purposes of this event with the Clerk.


Council resolved:

That the Council of The Corporation of the City of Port Colborne approve the request of the Port Colborne Lions Club to hold their thirteenth “Walk for Dog Guides” on Sunday May 25, 2014, as submitted, subject to:

i) That the Port Colborne Lions Club file a certificate of insurance in the amount of $2,000,000 minimum showing the City of Port Colborne as an additional insured for the purposes of this event with the Clerk.

ii) That the Port Colborne Lions Club notify emergency services.

iii) That the event organizers comply with By-law 4930/155/06, Being a By-law to Provide for the Licensing, Control and Regulation of Dogs, with regards to dogs being on a leash and the picking up and appropriate disposal of dog feces.
iv) That the event organizers be responsible for ensuring the observance and compliance with all relevant highway and traffic regulations.

5. **Department of Community & Corporate Services, Corporate Services Division, Report No. 2014-16, Subject: Proposed 2014 Water and Wastewater Rates**

Council resolved:

That Council set the 2014 Water and Wastewater Rates as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Water Usage Rate</td>
<td>$1.093 per m3</td>
</tr>
<tr>
<td>Water Service Fixed Charge</td>
<td>$282.82 annual</td>
</tr>
<tr>
<td>Wastewater Usage Rate</td>
<td>$1.174 per m3</td>
</tr>
<tr>
<td>Wastewater Service Fixed Charge</td>
<td>$321.13 annual</td>
</tr>
</tbody>
</table>

That the 2014 water and wastewater budgets as presented be approved,

That the appropriate water and wastewater rate by-laws are presented to Council for approval, and

That the 2013 water and wastewater surplus/deficits be transferred to or from the appropriate reserves as outlined in this report.

CARRIED.


Council resolved:

1. That the Council of the City of Port Colborne approve the rates of taxation for the year 2014 and the tax rate by-law be executed by the Mayor and City Clerk.

2. That the 2014 final billing for the residential, pipeline, farmland, managed forest and farmland awaiting development tax classes have a demand date of June 10, 2014 with due dates of July 2 and October 1, 2014.

3. That the 2014 final billing for the multi-residential, commercial and industrial tax classes be billed at a later date when capping information is available.

**Miscellaneous Correspondence**

7. **Fair Trade Committee of Port Colborne Re Request for a Spot at the Farmers' Market for Friday, May 23, 2014 in Celebration of “World Fair Trade Month”**

Council resolved:

That the request from the Fair Trade Committee of Port Colborne to have a spot at the Farmer’s Market on Friday, May 23, 2014 in celebration of “World Fair Trade Month” be referred to the Market Clerk for booking;
That the event organizers comply with all health regulations and obtain necessary approvals from Niagara Region Public Health Department; and

That the invitation for Mayor Badawey to attend the celebration of “World Fair Trade Month”, be referred to the Mayor’s Office; and

That the request for relief from the Noise By-law exemption be referred to the By-Law Enforcement Division (a permit has been issued for the Noise By-law exemption).

8. Martin Quinn, Chair, Communities in Bloom Ontario Re an Invitation to the 2014 Edition of Communities in Bloom Ontario - Participation in the Ontario Edition

Council resolved:

That the correspondence from Martin Quinn, Chair, Communities in Bloom Ontario, Re an Invitation to the 2014 Edition of Communities in Bloom Ontario – Participation in the Ontario Edition, be referred to the Manager of Community Services.

9. B. A. Millman, Colonel, Commander Canadian Armed Forces, Re An Activity being planned by the Canadian Armed Forces named “Exercise STALWART GUARDIAN” in the vicinity of the Welland Canal - August 16 to August 24, 2014

Council resolved:

That the correspondence from B. A. Millman, Colonel, Commander Canadian Armed Forces, Re An Activity being planned by the Canadian Armed Forces named “Exercise STALWART GUARDIAN” be referred to the Fire Chief, the City's Emergency Management Coordinator, to facilitate participation as part of the City’s annual mandated emergency measures exercise.

10. Sheila Nicholas, Chair of Teachers of English as a Second Language Association of Ontario Re Request for Proclamation of “English as a Second Language Week” - October 12 – 18, 2014

Council resolved:

That the week of October 12th – 18th, 2014 be proclaimed as “English as a Second Language Week” in the City of Port Colborne in accordance with the request received from Sheila Nicholas, Chair of Teachers of English as a Second Language Association of Ontario.

11. Wayne Smith, Chair, 100 Year Celebration Committee and Yves Berthiaume, Chair, Board of Funeral Services and Mac Bain, Councillor for City of North Bay Re Request for Proclamation of “Funeral Professionals Week” – May 4th – 11th, 2014

Council resolved:

That the week of May 4th – 11th, 2014 be proclaimed as “Funeral Professionals Week” in the City of Port Colborne in accordance with the request received from Wayne Smith, Chair, 100 Year Celebration Committee and Yves Berthiaume, Chair, Board of Funeral Services and Mac Bain, Councillor for City of North Bay.
12. Memorandum from Jamie Lee, IT Analyst, dated April 22, 2014, Re Telecom Audit

Council resolved:

That the memorandum from Jamie Lee, IT Analyst, dated April 22, 2014, Re Telecom Audit, be received for information (this memorandum is associated with Chief Administrative Officer Report 2014-01, Service Audit Review and Update, and is part of the continuing Service Audit exercise).


Council resolved:

That the correspondence received from the Region of Niagara Re Smarter Niagara Incentives Program – Progress Update and 2013 Review (ICP Report 26-2014), be received for information.


Council resolved:

That the correspondence received from the Region of Niagara Re Project Initiation Report: Regional Official Plan Amendment 4 (ROPA 4) Growing Economy (ICP Report 27-2014), be received for information.

Outside Resolutions – Requests for Endorsement

15. Town of Petrolia Re Province of Ontario’s Long Term Energy Plan Re Request for Support

Council resolved:

That the resolution received from the Town of Petrolia Re Province of Ontario’s Long Term Energy Plan, requesting support, be received for information.

16. Township of Wainfleet – Region of Niagara Request for Support of Ontario’s Long Term Energy Plan (proposed hydro rate and other rate increases)

Council resolved:

That the resolution received from the Township of Wainfleet in support of the Region of Niagara’s resolution regarding Ontario’s Long Term Energy Plan, be received for information.

17. Town of Niagara-on-the-Lake Re Police Service Costs, request for Support of a review of the current funding model for Niagara Regional Police Services and Projected costs for Ontario Provincial Police Services

Council resolved:

That the correspondence from the Town of Niagara-on-the-Lake Re Police Service Costs, request for support of a review of the current funding model for Niagara Regional Police Services and projected costs for Ontario Provincial Police Services, be supported and referred to Mayor Badawey, as a member of the Niagara Police Services Board.

CARRIED.
7. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Nil.

8. PROCLAMATIONS

(a) English as a Second Language Week – October 12-18, 2014

No. 83 Moved by Councillor B. Kenny
Seconded by Councillor Y. Doucet

WHEREAS Ontario has been the destination of choice for many immigrants who have added to the diversity of the province by bringing their culture, customs and language, even as they endeavour to acquire the ability to communicate in English;

AND WHEREAS the community of English as a Second Language learners are represented in all aspects of society. They are students, participants in workplace training programs, researchers and subjects, volunteers and workers, employees and business owners, labourers and professionals, neighbours and friends;

AND WHEREAS the professional organization Teachers of English as a Second Language Ontario hosts a conference in Toronto each year to maintain and expand the skills and abilities of its members.

NOW THEREFORE, I, Mayor, Vance M. Badawey, proclaim October 12th to 18th, 2014 as “English as a Second Language Week” in the City of Port Colborne.

CARRIED.

(b) Funeral Professionals Week – May 4–11, 2014

No. 84 Moved by Councillor F. Danch
Seconded by Councillor R. Bodner

WHEREAS Funeral professionals are celebrating a century of service and success;

AND WHEREAS Funeral service, one of the oldest self-regulated professions, funeral professionals are honoured to have served consumers in Ontario with care, dignity, and respect;

AND WHEREAS For the past 100 years, the collective efforts of funeral professionals throughout the province have been exemplary;

AND WHEREAS “Funeral Professionals Week” is a volunteer event designed to heighten public awareness and advise that consumer protections are available as another significant chapter begins.

NOW THEREFORE, I, Mayor, Vance M. Badawey, proclaim May 4th–11th, 2014 as “Funeral Professionals Week” in the City of Port Colborne.

CARRIED.

9. MINUTES OF BOARDS, COMMISSIONS & COMMITTEES

(a) Minutes of the Port Colborne Historical & Marine Museum Board Meeting of March 18, 2014

No. 85 Moved by Councillor D. Elliott
Seconded by Councillor A. Desmarais

(a) That the Minutes of the Port Colborne Historical & Marine Museum Board Meeting of March 18, 2014 be received.

CARRIED.
10. NOTICE OF MOTION

Nil.

11. INTRODUCTION, CONSIDERATION AND PASSAGE OF BY-LAWS

By-laws for Three Readings

**No. 86** Moved by Councillor F. Danch
Seconded by Councillor D. Elliott

That the following by-laws be read a first, second and third time and passed:

- 6068/34/14 Being a By-law to Confirm Appointments to Various Agencies, Boards and Committees
- 6069/35/14 Being a By-law to Amend the Terms of Reference for the Environmental Advisory Committee
- 6070/36/14 Being a By-law to Amend By-law No. 3151/22/95, as Amended, A By-law to Regulate the Supply of Water and to Provide for the Maintenance and Management of the Water Works and for the Imposition and Collection of Water Rates
- 6071/37/14 Being a By-law to Amend By-law No. 3424/6/97, as Amended, A By-law for the Imposition and Collection of Sewage Service Rates and Sewer Rates
- 6072/38/14 Being a By-law to Set and Levy the Rates of Taxation for City Purposes for the Year 2014

CARRIED.

12. CONFIRMATORY BY-LAW

**No. 87** Moved by Councillor B. Kenny
Seconded by Councillor W. Steele

That the following by-law be read a first, second and third time and passed:

- 6073/39/14 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 April 28, 2014

CARRIED.

13. ADJOURN

**No. 88** Moved by Councillor W. Steele
Seconded by Councillor F. Danch

That there being no further business, the Council meeting be adjourned at approximately 9:01 p.m.

CARRIED.

Vance M. Badawey
MAYOR

Ashley Grigg
CITY CLERK