



**THE CORPORATION OF THE CITY OF THOROLD
PROCEEDINGS OF COUNCIL MINUTES**

CL 20-2023

Tuesday, September 12, 2023

Council Chamber / Video Conference

City of Thorold, City Hall, 3540 Schmon Parkway, Thorold, ON

Council Members Present in the Council Chamber: Mayor Ugulini, Councillors D'Angela, De Divitiis, Dekker, DeRose, Longo, O'Hare, Sentance.

Council Members Present by Video Conference: Councillor Handley.

Staff Present in the Council Chamber: D. Baldoni, Acting Manager, Community Services, M. Dilwaria, Chief Administrative Officer, N. Debono, Deputy City Clerk, T. Dixon, Director, Fire & Emergency Services/Fire Chief, S. Dunsmore, Manager, Engineering, G. Holman, Director, Public Works & Community Services, M. Mauro, Director, Finance, T. O'Toole, Manager, Planning Services, S. Santo, Manager, Public Works, K. Scholtens, Manager, Economic Development, S. Shah, Manager, Finance/Deputy Treasurer, J. Simpson, Director, Development Service, M. Trennum, City Clerk.

Others Present by Video Conference: J. von Westerholt, Associate, MHBC Planning.

1. Call to Order

Mayor Ugulini called the meeting to order at 6:30 p.m.

2. **Land Acknowledgement**

Councillor D'Angela read the land acknowledgement.

3. **Declarations of Interest**

There were no declarations of interest.

4. **Adoption of the Agenda**

Moved by: Councillor D'Angela
Seconded by: Councillor Sentance

That Council Agenda CL 20-2023, **BE ADOPTED**, as presented.

CARRIED

5. **Adoption of the Minutes**

5.1 **CL 19-2023**

Tuesday, August 1, 2023

Moved by: Councillor Dekker
Seconded by: Councillor De Divitiis

That Minutes CL 19-2023, being the minutes of the City Council meeting held on August 1, 2023, **BE ADOPTED** as presented.

CARRIED

6. **Mayor's Report**

The Mayor provided an update respecting activities and events throughout the City and region.

7. **Regional Councillor Update**

There was no Regional Councillor Update.

8. **Civic Recognition**

There were no Civic Recognitions.

9. Presentations

9.1 Terry Fox Run

Cindy Dickson, Head Organizer, Thorold Terry Fox Run, provided information about the Terry Fox Run, held in the City of Thorold on Sunday, September 17. An inspirational video was played, featuring Michael Mazza, Executive Director at The Terry Fox Foundation.

9.2 Niagara Escarpment Biosphere Network (NEBN) Overview

Walter Sendzik, NEBN Board Member, provided information respecting the Niagara Escarpment Biosphere Network. Topics of the presentation included:

- An overview of the Niagara Escarpment's UNESCO designation
- The role of municipalities, the Niagara Escarpment Commission, the NEBN, and local First Nations communities in the regulation and management the Niagara escarpment
- The requirement for a 10-year review to maintain UNESCO designation of the Niagara escarpment

Moved by: Councillor O'Hare
Seconded by: Councillor D'Angela

WHEREAS the Niagara Escarpment, from Queenston in the south to Tobermory in the north, has been recognized by the United Nations Educational, Scientific and Cultural Organization (UNESCO) as a World Biosphere since 1990;

WHEREAS the Niagara Escarpment Biosphere (NEB) provides a range of very positive returns to Ontarians, including but not limited to promoting biodiversity of both flora and fauna, open landscape, productive agriculture and agri-tourism, traditional Indigenous knowledge and cultural history, eco-system services, a living laboratory for learning, carbon sequestration, climate change mitigation and adaptation;

WHEREAS the NEB is integral to the protection and enhancement agenda for the Great Lakes, especially since several of Ontario's major riverine systems have their headwaters within the NEB that in turn feed into each of Lake Huron, Lake Erie, Lake Ontario and Georgian Bay;

WHEREAS oversight of the NEB has successfully transitioned from the Ontario governmental agency, the Niagara Escarpment Commission to a citizen-centred, not-for-profit organization, namely the Niagara Escarpment Biosphere Network (NEBN);

WHEREAS the NEBN has been established as a Co-Leadership model between Indigenous and Non-indigenous leaders, with a key objective of establishing the future direction of the NEBN as a model of delivering on the worthy goals of Canada's Truth and Reconciliation Commission as well as a demonstrated commitment to the United Nation's Declaration on the Rights of Indigenous Peoples;

WHEREAS the NEBN has made and continues to demonstrate its commitment to partner engagement and collaboration across many sectors and interests, including municipal, environmental, tourism, educational, youth, economic, research, and more;

WHEREAS the City of Thorold has demonstrated its commitment to the integrity of the NEB through policy and action over many decades; and

WHEREAS the NEBN is seeking continuation of the official UNESCO Biosphere designation for the NEB, with the support of those who call the NEB home for work, play and study.

NOW THEREFORE BE IT RESOLVED that the City of Thorold hereby strongly **SUPPORTS** the continuation of the UNESCO Biosphere designation for the Niagara Escarpment and for the oversight model that has been established with the NEBN.

CARRIED

9.3 Sump Pump Program/Policy

Omar Samara, Thorold resident, shared concerns with the City's Sump Pump program, stating that a number of older houses could benefit from the program, but have otherwise been excluded. He requested Council amend its policy so that it may provide financial assistance to properties not containing a basement.

Moved by: Councillor D'Angela
Seconded by: Councillor DeRose

That Staff **BE DIRECTED** to prepare a report outlining the City's current sump pump program, including how it is currently being implemented, along with how it can be expanded or improved; specifically addressing the request made in the presentation.

CARRIED

10. Delegations

10.1 Report PWCS 84-2023 respecting Consultant Award - South Main Street Bridge Replacement Design

10.1.1 Ron Devereaux, Resident

Ron Devereaux, Resident, posed a series of questions respecting the proposed South Main Street Bridge replacement concept.

13.14 PWCS 84-2023

Consultant Award - South Main Street Bridge Replacement Design

Moved by: Councillor D'Angela
Seconded by: Councillor Sentence

That Report PWCS 84-2023, dated September 12, 2023, respecting Consultant Award - South Main Street Bridge Replacement Design, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Request for Proposal #102EN9017-RFP1, respecting the South Main Street Bridge Replacement Detailed Design, **BE AWARDED** to GHD Limited at a contract price of \$145,923.00, including contingency and excluding HST; and
2. That the Mayor and City Clerk **BE AUTHORIZED** to execute the necessary agreements/contracts.

CARRIED

10.2 Item CL-C 68-2023 respecting Road Safety Committee Resolution Regarding Speed Limits on City of Thorold Streets

10.2.1 Ron Devereaux, Resident

The delegation request was withdrawn.

10.3 Item CL-C 70-2023 respecting Tourism Advisory Committee Resolution Respecting the Establishment of a Visitor Parkette at Bridge-It West Ferry Dock

10.3.1 Ron Devereaux, Resident

Ron Devereaux, Resident, provided information about the west and east ferry docks in Port Robinson, and advised how both areas could benefit from refurbishment and promotion.

13.3 CLK-C 70-2023

Tourism Advisory Committee Resolution Respecting the Establishment of a Visitor Parkette at Bridge-It West Ferry Dock

Moved by: Councillor D'Angela

Seconded by: Councillor Sentance

That Correspondence Item CLK-C 70-2023, being a memorandum from N. Debono, Deputy City Clerk, dated September 12, 2023, respecting a Tourism Advisory Committee resolution respecting the establishment of a Visitor Parkette at Bridge-It West Ferry Dock, **BE RECEIVED**; and

That Council **DIRECT** staff to prepare a report outlining rest area options to promote tourism at the Bridge-It West and East Ferry Docks.

CARRIED

11. Statutory Public Meeting under the Planning Act

Zoning By-Law Amendment & Draft Plan of Condominium - Barker Place (Block 26 Barker Parkway)

Mayor Ugolini called the Public Meeting to order at 7:36 p.m.

The Mayor advised that the Public Meeting was held pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990, c. P.13, as amended, respecting a proposed Zoning By-Law Amendment & Draft Plan of Condominium - Barker Place (Block 26 Barker Parkway).

11.1 Applicant Presentation

Craig Rohe, Senior Planner, Upper Canada Consultants, provided information on behalf of the applicant. Topics of the presentation included:

- Summary of the proposal
- Layout of the proposed construction
- Provincial Plans, Regional Official Plan, City of Thorold Official Plan applicability
- Overview of the Zoning By-Law Amendment requests
- Public & Agency comments
- Next steps

Councillor D'Angela advised on the desirability of additional visitor parking spaces and sidewalk installation.

Councillor O'Hare requested clarification on the location of landscaped areas. C. Rohe advised that the application would be consistent with landscaping requirements of the City's zoning by-law, which would require 30% of the entire block of land. The application proposes 39.63% of land that is a building or driveway to be used as landscaping.

11.2 Registered Speakers

There were no registered speakers.

11.3 Planning Report

11.3.1 DS 51-2023

Proposed Zoning By-Law Amendment - Block 26, Barker Parkway (Barker Place) (D14-09-2023)

Moved by: Councillor DeRose
Seconded by: Councillor D'Angela

That Report DS 51-2023, dated September 12, 2023, respecting Proposed Zoning By-Law Amendment & Draft Plan of Condominium - Block 26, Barker Parkway (Barker Place) (D14-09-2023), **BE RECEIVED** for information.

CARRIED

11.4 Adjournment of the Public Meeting

The Public Meeting, held in accordance with the *Planning Act*, was adjourned at 8:02 p.m.

12. Statutory Public Meeting under the Planning Act

Zoning By-Law Amendment & Draft Plan of Subdivision - 1511 Kottmeier Rd.

Mayor Ugolini called the Public Meeting to order at 8:02 p.m.

The Mayor advised that the Public Meeting was held pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990, c. P.13, as amended, respecting a proposed Zoning By-Law Amendment & Draft Plan of Subdivision - 1511 Kottmeier Rd.

12.1 Applicant Presentation

Alexander Hardy, Planner, Project Manager, Armstrong Planning, provided information on behalf of the applicant. Topics of the presentation included:

- Summary of the proposal
- Layout of the proposed construction and neighbourhood plan
- Policy context
- Overview of request for Zoning By-law amendment
- Timeline & next steps

Councillor D'Angela advised of the desirability of sidewalks on Kottmeier Rd. adjacent to the proposed application site. A. Hardy confirmed there will be a sidewalk.

Councillor O'Hare advised of the desirability of a recreation area on the "open area" portion of the site. A. Hardy advised that this portion of the site can be conveyed to the City.

12.2 Registered Speakers

12.2.1 Written Submission

Tara & Trevor Robinson, 1403 Kottmeier Rd., Thorold, ON

The written submission was acknowledged, and A. Hardy, Planner, Project Manager, Armstrong Planning, advised that an erosion and debris protection fence will be installed during construction, and long-term fencing can be considered.

12.3 Planning Report

12.3.1 DS 52-2023

Proposed Zoning By-law Amendment for 1511 Kottmeier Road (D14-10-2023)

Moved by: Councillor DeRose

Seconded by: Councillor Longo

That Report DS 52-2023, dated September 12, 2023, respecting Proposed Zoning By-law Amendment for 1511 Kottmeier Road (D14-10-2023), **BE RECEIVED** for information.

CARRIED

12.4 Adjournment of the Public Meeting

The Public Meeting, held in accordance with the *Planning Act*, was adjourned at 8:25 p.m.

13. Items for Consent

Moved by: Councillor Dekker
Seconded by: Councillor DeRose

That the following Consent Reports **BE RECEIVED** and the recommendations contained therein, **BE APPROVED**:

- Item 13.1 – CL-C 13-2023 – Correspondence from D. Salvatore, Manager, Public Affairs, Ontario & Atlantic Canada, CN, dated August 14, 2023, respecting request of support for Rail Safety Week
- Item 13.2 – CLK-C 67-2023 – Allanburg Community Centre Board of Management (ACCBOM) regarding Thorold Air Cadets
- Item 13.4 – CLK 71-2023 – Tourism Advisory Committee Resolution Respecting Refurbishment of "Welcome to Our Historic Downtown" Mural
- Item 13.5 – CLK-C 72-2023 – Repeal and Replace Appointments by-law
- Item 13.6 – CLK-C 73-2023 – Appointment of Deputy Clerks to Act as Commissioners for Taking Affidavits
- Item 13.7 – CWCD 255-2023 – Resolution support by Township of Killaloe, Hagarty and Richards, dated August 15, 2023, supporting the Town of Fort Erie for their resolution regarding: Controls on Airbnb, VRBO and others which affect Municipal Rentals
- Item 13.8 – DF 16-2023 – Tracking Statements to June 30, 2023
- Item 13.9 – DS 49-2023 – 1375 Egerter Road – Property Rectification - *REVISED*
- Item 13.10 – DS 50-2023 – Removal of Holding (H) - Allanburg Estates Plan of Subdivision (D14-08-2023)
- Item 13.11 – DS 53-2023 – Part Lot Control By-laws for Council approval (D27-64-2023, D27-65-2023)
- Item 13.12 – PWCS 68-2023 – Emergency Ramp Repair at Darlene Ryan Community Centre
- Item 13.13 – PWCS 83-2023 – Second Quarter Drinking Water Quality Management Standard (DWQMS) Report

- Item 13.15 – PWCS 85-2023 – Tender Award – Closed Circuit Television (CCTV) and Flushing - 312PW3002
- Item 13.16 – PWCS 87-2023 – Consultant Award – Water Master Plan Update (Project No. 102EN3019)
- Item 13.17 – PWCS 88-2023 – Consultant Award – Parking Master Plan (Project No. 102BL2018)
- Item 13.18 – PWCS 86-2023 – Royal Canadian Legion Branch 17 Thorold Signage

Members of Council requested Items 13.4, 13.7, 13.9, 13.16, 13.17 & 13.18 be considered separately.

The Mayor called the vote on the balance of the Motion as follows:

That the following Consent Reports **BE RECEIVED** and the recommendations contained therein, **BE APPROVED**:

- Item 13.1 – CL-C 13-2023 – Correspondence from D. Salvatore, Manager, Public Affairs, Ontario & Atlantic Canada, CN, dated August 14, 2023, respecting request of support for Rail Safety Week
- Item 13.2 – CLK-C 67-2023 – Allanburg Community Centre Board of Management (ACCBOM) regarding Thorold Air Cadets
- Item 13.5 – CLK-C 72-2023 – Repeal and Replace Appointments by-law
- Item 13.6 – CLK-C 73-2023 – Appointment of Deputy Clerks to Act as Commissioners for Taking Affidavits
- Item 13.8 – DF 16-2023 – Tracking Statements to June 30, 2023
- Item 13.10 – DS 50-2023 – Removal of Holding (H) - Allanburg Estates Plan of Subdivision (D14-08-2023)
- Item 13.11 – DS 53-2023 – Part Lot Control By-laws for Council approval (D27-64-2023, D27-65-2023)
- Item 13.12 – PWCS 68-2023 – Emergency Ramp Repair at Darlene Ryan Community Centre

- Item 13.13 – PWCS 83-2023 – Second Quarter Drinking Water Quality Management Standard (DWQMS) Report
- Item 13.15 – PWCS 85-2023 – Tender Award – Closed Circuit Television (CCTV) and Flushing - 312PW3002

CARRIED

13.4 CLK-C 71-2023

Tourism Advisory Committee Resolution Respecting Refurbishment of "Welcome to Our Historic Downtown" Mural

The recommendations contained in Report CLK-C 71-2023 were considered separately as follows:

That staff **BE DIRECTED** to prepare a report regarding policy options to determine responsibility for mural/signage upkeep and maintenance.

CARRIED

13.7 CWCD 255-2023

Resolution support by Township of Killaloe, Hagarty and Richards, dated August 15, 2023, supporting the Town of Fort Erie for their resolution regarding: Controls on Airbnb, VRBO and others which affect Municipal Rentals.

Correspondence Item CWCD 255-2023 was considered separately as follows:

That Correspondence Item CWDC 255-2023, dated August 15, 2023, respecting the resolution by Township of Killaloe, Hagarty and Richards, supporting the Town of Fort Erie for their resolution regarding: Controls on Airbnb, VRBO and others which affect Municipal Rentals, **BE RECEIVED**;

That the City of Thorold **SUPPORT** the town of Fort Erie's resolution regarding Controls on Airbnb, VRBO and others which affect Municipal Rentals; and

That this motion **BE CIRCULATED** to the aforementioned municipalities, the local area municipalities, the Premier of Ontario and the local area MPPs.

CARRIED

13.9 DS 49-2023

1375 Egerter Road - Property Rectification

Report DS 49-2023 was considered separately as follows:

That Report DS 49-2023, dated September 12, 2023, respecting Property Rectification of 1375 Egerter Road, **BE RECEIVED** for information.

CARRIED

13.16 PWCS 87-2023

Consultant Award - Water Master Plan Update (Project No. 102EN3019)

The Recommendations contained in Report PWCS 87-2023 were considered separately as follows:

That Report PWCS 87-2023, dated September 12, 2023, respecting Consultant Award - Water Master Plan Update (Project No. 102EN3019), **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Request for Tender NO. 102EN3019-RFP1, respecting the City Wide Water Service Master Plan Update, **BE AWARDED** to GM Blue Plan Engineering Limited, at a contract price of \$209,405.00, including disbursements and excluding HST; and
2. That the Mayor and City Clerk **BE AUTHORIZED** to execute the necessary agreements/contracts.

CARRIED

13.17 PWCS 88-2023

Consultant Award - Parking Master Plan (Project No. 102BL3018)

The Recommendations contained in Report PWCS 88-2023 were considered separately as follows:

That Report PWCS 88-2023, dated September 12, 2023, respecting Consultant Award - Parking Master Plan (Project No. 102BL3018), **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Request for Proposal NO. 102BL3018-RFP1, respecting the City Wide Parking Master Plan, **BE AWARDED** to R.V. Anderson Associates Limited, at a contract price of \$85,755.00, excluding HST; and
2. That the Mayor and City Clerk **BE AUTHORIZED** to execute the necessary agreements/contracts.

CARRIED

13.18 PWCS 86-2023

Royal Canadian Legion Branch 17 Thorold Signage

The Recommendations contained in Report PWCS 86-2023 were considered separately as follows:

That Report PWCS 86-2023, dated September 12, 2023, respecting Royal Canadian Legion Branch 17 Thorold Signage, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That staff **BE DIRECTED** to purchase and install the directional signage requested by the Royal Canadian Legion Branch 17 at the locations identified in this report; and
2. That a monetary donation by Rolling Meadows Corporation for the material costs **BE RECEIVED**.

CARRIED

14. Items for Consideration

14.1 CLK 8-2023

Operational Budget Reallocation – Purchase of Computer Equipment

Moved by: Councillor Sentance

Seconded by: Councillor DeRose

That Report CLK 8-2023, dated September 12, 2023, respecting Operational Budget Reallocation – Purchase of Computer Equipment, **BE RECEIVED** and the following recommendation **BE APPROVED**:

1. That a budget reallocation of \$3,865.01 from the Clerk Department's operating budget, **BE APPROVED** to purchase necessary office technology and equipment.

CARRIED

14.2 CLK 9-2023

Committee Vacancies

Moved by: Councillor Dekker

Seconded by: Councillor De Divitiis

That Report CLK 9-2023, dated September 12, 2023, respecting Committee Vacancies, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Council **DECLARE VACANT** the Committee of Adjustment seat formerly held by Mr. Ted Luciani;
2. That staff **BE DIRECTED** to solicit applicants to fill the Committee and Board of Management vacancies listed in "Appendix A" to Report CLK 9-2023; and
3. That staff **BE DIRECTED** to prepare a report to Council once advertisements for the vacant seats have closed, which will include recommendations on how to fill the vacancies.

CARRIED

14.3 CLK-C 68-2023

Road Safety Committee Resolution Regarding Speed Limits on City of Thorold Streets

Moved by: Councillor De Divitiis

Seconded by: Councillor DeRose

That Correspondence Item CLK-C 68-2023, being a memorandum from N. Debono, Deputy City Clerk, dated September 12, 2023, respecting a Road Safety Committee resolution regarding speed limits on City of Thorold streets **BE RECEIVED**;

That Council **DIRECT** staff to prepare a report outlining options for assessing speed limits of City of Thorold streets.

CARRIED

14.4 CLK-C 69-2023

Environment, Climate Change and Biodiversity Advisory Committee (ECCBAC) Resolution Regarding Proposed Off-leash Dog Park

Moved by: Councillor Sentance

Seconded by: Councillor O'Hare

That Correspondence Item CLK-C 69-2023, being a memorandum from N. Debono, Deputy City Clerk, dated September 12, 2023, respecting a resolution from the Environment, Climate Change and Biodiversity Advisory Committee (ECCBAC) regarding the proposed Off-leash Dog Park near Beaverdams Road, **BE RECEIVED**; and

1. That staff **BE DIRECTED** to incorporate the feedback of the ECCBAC into future reports to Council concerning the proposed Off-leash Dog Park.

CARRIED

15. **Notices of Motion**

15.1 **Apron Parking**

Councillor DeRose brought forth a notice of motion with respect to the prohibition on apron parking, as set out in the City's Parking and Traffic By-Law. Councillor DeRose further stated that the matter was time sensitive, given the feedback he has received from City residents.

M. Trennum, City Clerk, advised that to do so would require a motion to waive the notice requirement, which would require a two-thirds majority vote by Council. Therefore it was,

Moved by: Councillor DeRose
Seconded by: Councillor D'Angela

That the notice of motion requirements **BE WAIVED** in accordance with section 11.2 of the Procedural By-law, No. 26-2021.

Having received a two-thirds majority, the Mayor declared it,

CARRIED

Moved by: Councillor D'Angela
Seconded by: Councillor DeRose

That Staff **BE DIRECTED** to prepare a report assessing options to address the matter of apron parking, to be presented to Council on October 3, 2023,

CARRIED

15.2 **Tree and shrub donation**

Councillor O'Hare brought forth a notice of motion to have the City accept a tree and shrub donation from the Niagara Peninsula Conservation Authority (NPCA), and allow for planting at the Lakeview Cemetery. Councillor O'Hare further stated that the matter was time sensitive, because Niagara College has arranged to have student volunteers to plant the trees and shrubs on September 27.

M. Trennum, City Clerk, advised that to do so would require a motion to waive the notice requirement, which would require a two-thirds majority vote by Council. Therefore it was,

Moved by: Councillor O'Hare
Seconded by: Councillor Sentance

That the notice of motion requirements **BE WAIVED** in accordance with section 11.2 of the Procedural By-law, No. 26-2021.

Having received a two-thirds majority, the Mayor declared it,

CARRIED

Moved by: Councillor O'Hare
Seconded by: Councillor Sentance

WHEREAS the Lakeview Cemetery currently features vast expanses of grass-covered fields that extend well beyond the designated burial plots, creating an opportunity for innovative and meaningful enhancements to the cemetery's landscape;

WHEREAS the existing cemetery master plan actively encourages the integration of naturalized walking paths, aligning with the City of Thorold's commitment to creating serene, reflective, and meditative spaces for its residents and visitors;

WHEREAS naturalized walking paths, as envisioned in the master plan, are intended to provide a serene and contemplative atmosphere, distinct from recreational sites, where individuals can peacefully walk with their families and friends or seek solitude to engage in prayer and deep reflection; and

WHEREAS the City of Thorold has been the recipient of a generous donation comprising 1000 young trees and shrubs, a valuable resource that can be strategically employed to fulfill the vision of a naturalized walking pathway along the outer perimeter of Lakeview Cemetery.

NOW THEREFORE BE IT RESOLVED that the Municipal Council of the City of Thorold enacts as follows:

1. That a naturalized walking pathway along the outer perimeter of the new cemetery at Lakeview Cemetery, **BE APPROVED** in alignment with the cemetery master plan; and

2. That the pathway **UTILIZE** the generous donation of 1000 young trees and shrubs to create a lasting legacy of peace, tranquility, and environmental stewardship within our community.

Moved by: Councillor D'Angela
Seconded by: Councillor Longo

That the motion **BE AMENDED** to read as follows:

1. ~~That a naturalized walking pathway along the outer perimeter of the new cemetery at Lakeview Cemetery, BE APPROVED in alignment with the cemetery master plan~~ ***That staff BE DIRECTED to utilize the donation of 400+ young trees and shrubs to be planted by community volunteers from Niagara College and the Niagara Peninsula Conservation Authority on September 27; and***
2. ***That staff BE DIRECTED to provide Council with a report detailing a plan for the planting of these trees at the Lakeview Cemetery and/or any other passive parks, and that the report be brought forward at the September 19, 2023 SPECIAL Council meeting.***

CARRIED

The Mayor called the vote on the motion, as amended, and declared it,

CARRIED

At this point, M. Trennum, City Clerk, advised that if Council wished to consider the business remaining, that it would require a motion to allow for the meeting to proceed beyond 10:00 p.m., in accordance with the City's Procedural By-Law. Therefore it was,

Moved by: Councillor Sentance
Seconded by: Councillor Dekker

That, in accordance with By-law 26-2021, the City of Thorold's Procedure By-law, specifically section 9.2, as the business before Council was not completed by 10:00 p.m., the meeting **PROCEED** past 10:00 p.m. to allow the consideration of the business before City Council.

Having received a two-thirds majority, the Mayor declared it,

CARRIED

15.3 Referral to Road Safety Committee

Councillor Sentance brought forward a notice of motion to have Council refer to the Road Safety Committee a recommendation to install a stop sign at Front St. N. & McNamara St.

15.4 Canada Games

Councillor Handley brought forth a motion to retain counsel for the purpose of obtaining legal advice regarding the Canada Games Consortium.

16. Motions

16.1 Committee of Adjustment Reimbursement

Moved by: Councillor D'Angela

Seconded by: Councillor Longo

BE IT RESOLVED THAT the Council of the Corporation of the City of Thorold enacts as follows:

1. That members of the committee shall **BE REIMBURSED** for mileage for business use of their personal vehicle at the rate established by the Canada revenue Agency – Automobile Allowance Rates. Mileage shall be calculated based on the lesser of kilometers from City Hall (or normal City work location) to the destination or kilometres from home to the destination (which is similar to City of Thorold employees and members of Thorold Council Policy 100-12);
2. That committee members' education and training opportunities **BE PAID** by the City of Thorold, similar to City of Thorold employees and members of Thorold Council;
3. That committee members have their membership to OCA continued to **BE PAID** by the City of Thorold;
4. That committee member attendance at conferences/workshops/seminars/ Conventions, related to the mandate of the committee

and/or committee memberships in professional/municipal organizations or associations, **BE REIMBURSED**, subject to approval of attendance from the Committee of Adjustment, by resolution, prior to the enrolment date;

5. That the following Conference/Workshops/Seminars/Convention expenses outside Niagara Region **BE ELIGIBLE** for reimbursement:
 1. registration fees
 2. mileage allowance in accordance with policy above, economy airfare or train fare (the lesser of the values)
 3. meals with receipt, up to \$75.00 per day
 4. no alcohol can be claimed
 5. per diem in the amount of \$75.00 per day (which is similar to that of members of Thorold Council policy 100-13);
6. That the above resolutions are to **BE APPLIED** retro active to the beginning of this term for the members of the committee and included in the terms of reference; and
7. That staff **BE DIRECTED** to conduct a review of the compensation and allowances for the Thorold Committee of Adjustment, considering all local area municipal Committees of Adjustment in Niagara, similar to other reviews done for City of Employees, to be presented at the next council meeting.

CARRIED

16.2 Ice Resurfacers Performance

Moved by: Councillor DeRose
Seconded by: Councillor Longo

WHEREAS other communities and municipal staff have advised that there are some issues with their recently purchased Ice Resurfacers frequently breaking down;

WHEREAS Council must ensure that taxpayers received value for the two-hundred thousand dollars spent on these machines;

WHEREAS there are other municipalities that have returned purchased machines within the 2 year warranty windows due to the ice resurfacers frequent breakdowns and reliability issues.

THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the City of Thorold enact as follows:

1. That staff **BE DIRECTED** to provide information respecting what will be done with the two (2) propane ice resurfacers owned by the City, that were in excellent condition prior to the recent replacement purchase; and
2. That staff **BE DIRECTED** to provide a detailed explanation of why it cost the 9,300 tax accounts in Thorold an extra \$50,000 dollars for our ice resurfacer for one arena we have in town, when the consortium (Brock, St Cath. and Thorold) that has approximately 80,000 tax accounts and takes care of two (2) arenas paid \$50,000 dollars less.

LOST

17. Statement by Councillors

Councillor Dekker spoke about Committee meeting attendance issues, with some committee members failing to advise on whether they will be attending meetings, and the committees failing to meet quorum.

Councillor Handley noted that some street light concerns were raised by residents, and he understands staff is addressing the matter.

18. Closed Session

Moved by: Councillor Sentance
Seconded by: Councillor Dekker

That Council **DO NOW MOVE** into closed session for the purposes of receiving information of a confidential nature respecting:

Confidential Verbal update respecting A Matter of Commercial and Financial Information, Supplied in Confidence to the Municipality, which if Disclosed, Could Reasonably be Expected to Prejudice Significantly the Competitive Position of a Third Party Organization, Under Section 239 (2)(i) of the Municipal Act, 2001, and A Matter of a Position to be Applied to Negotiations to be Carried on by the Municipality, under Section 239 (2)(k) of the Municipal Act, 2001 - Rental of Meeting Spaces as Office Space for City Staff.

CARRIED

Council resolved into closed session at 10:14 p.m.

19. Business Arising from Closed Session

Council reconvened in open session at 10:37 p.m. with the following individuals in attendance:

Council Members Present in the Council Chamber: Mayor Ugolini, Councillors D'Angela, De Divitiis, Dekker, DeRose, Longo, O'Hare, Sentance.

Council Members Present by Video Conference: Councillor Handley.

Staff Present in the Council Chamber: M. Dilwaria, Chief Administrative Officer, N. Debono, Deputy City Clerk, J. Simpson, Director, Development Service, M. Trennum, City Clerk.

Moved by: Councillor Sentance
Seconded by: Councillor Dekker

That the Confidential Verbal update respecting A Matter of Commercial and Financial Information, Supplied in Confidence to the Municipality, which if Disclosed, Could Reasonably be Expected to Prejudice Significantly the Competitive Position of a Third Party Organization, Under Section 239 (2)(i) of the Municipal Act, 2001, and A Matter of a Position to be Applied to Negotiations to be Carried on by the Municipality, under Section 239 (2)(k) of the Municipal Act, 2001 - Rental of Meeting Spaces as Office Space for City Staff, **BE RECEIVED** for information.

CARRIED

Councillor D'Angela requested additional respecting any plans to utilize space at 8 Carlton St. S for office space for City staff.

J. Simpson, Director, Development Services, noted the space would have to be designed and finished in a way that accommodates customers. He advised that the City's retained a firm to create a draft design of how the space could be utilized.

M. Dilwaria, CAO, advised that it will take approximately 1 year to have the space ready for staff use. He further advised that the City could explore 6 month leases, with month to month extensions, as a short term way to provide additional accommodations for staff.

Moved by: Councillor Longo
Seconded by: Councillor D'Angela

That Staff **BE DIRECTED** to prepare a report for Council at the October 3, 2023 meeting, outlining short term leasing arrangement options, along with cost estimates and timeframes of completion for proposed work at 8 Carlton St. S.

CARRIED

20. By-Law(s)

Moved by: Councillor Longo
Seconded by: Councillor Dekker

That the following by-laws **BE NOW READ** and **DO PASS**:

- By-law 145-2023 - A By-Law to Amend By-Law No. 31-2023, Being a By-Law to Establish Certain Offices for the Purposes of the Corporation of the City of Thorold and to Appoint Persons to Hold Such Offices
- By-law 146-2023 - A By-Law to Appoint Deputy Regional Clerks for the Purpose of Acting as a Commissioner for Taking Affidavits
- By-law 147-2023 - A By-Law to Amend Comprehensive Zoning By-Law No. 2140(97), as Amended, for the Removal of the Holding 'H' Symbol from the Property Known as Allanburg Estates (Legally Described as Lots 1-22, Plan 59m-518)
- By-law 148-2023 - A By-Law to Amend Comprehensive Zoning By-Law No. 60-2019, as amended, for the Removal of the Holding 'H' Symbol from the Property Known as Allanburg Estates (Legally Described As Lots 1-22, Plan 59m-518)
- By-law 149-2023 - A By-Law to Exempt Block 34, Plan 59m-502 from Part Lot Control (109, 111, 115, 119 and 121 Alicia Crescent) – Hansler Heights Subdivision, Phase 2
- By-law 150-2023 - A By-Law to Exempt Block 40, Plan 59m-502 from Part Lot Control (110, 112, 116 and 120 Alicia Crescent) – Hansler Heights Subdivision, Phase 2
- By-law 151-2023 - A By-Law to Adopt, Ratify, and Confirm the Actions of City Council at its Meeting Held on September 12, 2023

CARRIED

21. Adjournment

There being no further business, the meeting adjourned at 10:52 p.m.

Terry Ugolini
Mayor

Nicholas Debono
Deputy City Clerk

Matthew Trennum
City Clerk