



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

C03/17  
January 31, 2017  
6:30 p.m.  
COUNCIL CHAMBERS

PRESENT: A. Jeffs, R. Dykstra T. Gilmore, T. Hessels

STAFF PRESENT: A. Cross, A. Dashwood, K. Foster, L. Gudgeon, S. Ivins  
M. Kirkham, R. Nan, M. Smith

1. **Call to Order**  
Mayor Jeffs called the meeting to order at 6:30 p.m.
2. **National Anthem**
3. **Disclosure of Pecuniary Interest and the General Nature Thereof**  
There were no disclosures of pecuniary interest noted by members of Council.
4. **Delegations**
  - a. Steven Rivers Re: Hamlet Boundaries (Burnaby Rd. Subdivision)

*Delegation was presented my Tom Hanrahan. Speaking notes have been filed in the January 31, 2017 Council meeting folder.*

**Resolution No. C-022-2017**

**Moved By** Richard Dykstra  
**Seconded By** Terry Gilmore

"**THAT** the delegation from Tom Hanrahan, Lancaster, Brooks & Welch LLP, be received for information."

Carried

5. **Closed Meeting**

**Resolution No. C-023-2017**

**Moved By** Richard Dykstra  
**Seconded By** Terry Gilmore

"**THAT** Council now move in closed session to discuss:

- a. Item under Section 239 (2) (f) of the Municipal Act, 2001, advice subject to solicitor-client-privilege – Official Plan Hamlet Boundaries Settlement – Land Use Designations on identified properties – Confidential Memo CM-001-2017 (1 item)
- b. 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; and advice subject to solicitor-client privilege – Road Use agreement with FWRN LP & Next Steps (2 items)
- c. Adoption of the Minutes of the Closed Meeting of Council for December 6, 2016.

Carried

Time: 6:40 p.m.

6. **Rise & Report**

Council rose from closed session at 7:28 p.m.

Mayor Jeffs advised that Council received legal advice and directed staff to bring a report back to Council with recommendations regarding land use designations in the hamlet boundaries. Council also received advice from the Township's Solicitor and gave staff direction regarding next steps on legal matters.

7. **Presentations**

There were no presentations scheduled.

8. **Public Hearings**

There were no presentations scheduled.

9. **Mayor's Announcements & Remarks**

The Mayor's announcements are enclosed in the January 31, 2017 Council meeting folder.

10. **Adoption of the Minutes**

- a. Minutes of the Regular Meeting of Council held on January 3, 2017.
- b. Minutes of the Special Budget Meeting of Council held on January 17, 2017.

**Resolution No. C-024-2017**

**Moved By** Terry Gilmore  
**Seconded By** Ted Hessels

"**THAT** the Minutes of the Regular Meeting of Council held January 3, 2017 and Minutes of the Special Budget Meeting held January 17, 2017 be adopted as circulated."

**Carried**

**11. Staff Reports and Recommendations**

a. Administrative Staff Reports

1. ASR-004-2017 Re: Airport Governance

**RECOMMENDATION(S):**

**THAT** this report be received;

**THAT** Council support the Region of Niagara (the "Region") assuming sole responsibility and governance of the Niagara Central Dorothy Rungeling Airport ("NCDRA")

**AND THAT** Council direct the Region to assume the cost of the Environmental Site Assessments ("ESA") for the NCDRA, or waive this condition as part of the transfer of ownership.

**Resolution No. C-025-2017**

**Moved By** Ted Hessels  
**Seconded By** Richard Dykstra

"**THAT** Administrative Staff Report ASR-004-2017 Re: Airport Governance and the recommendations contained therein be adopted as circulated."

**Carried**

2. ASR-005-2017 Re: 2017 Borrowing for Current Expenditures

**RECOMMENDATION(S):**

**THAT** this report be received;

**AND THAT** Council direct staff to create the appropriate bylaw to authorize borrowing from time to time allowing the Township of Wainfleet to meet current expenditures during the fiscal year ending December 31, 2017.

**Resolution No. C-026-2017**

**Moved By** Terry Gilmore  
**Seconded By** Richard Dykstra

"**THAT** Administrative Staff Report ASR-005-2017 Re: 2017 Borrowing for Current Expenditures and the recommendations contained therein be adopted as circulated."

**Carried**

3. ASR-006-2017 Re: Financing Strategy – Debt Repayment Costs

**RECOMMENDATION(S):**

**THAT** this report be received for information.

**Resolution No. C-027-2017**

**Moved By** Richard Dykstra  
**Seconded By** Ted Hessels

"**THAT** Administrative Staff Report ASR-006-2017 Re: Financing Strategy - Debt Repayment Costs and the recommendations contained therein be adopted as circulated."

**Carried**

4. ASR-007-2017 Re: Port Colborne Marine Auxiliary Grant

**RECOMMENDATION(S):**

**THAT** this report be received for information.

**Resolution No. C-028-2017**

**Moved By** Richard Dykstra  
**Seconded By** Terry Gilmore

"**THAT** Administrative Staff Report ASR-007-2017 Re: Port Colborne Marine Auxiliary Grant and the recommendations contained therein be adopted as circulated."

**Carried**

**Resolution No. C-029-2017**

**Moved By** Terry Gilmore  
**Seconded By** Richard Dykstra

"**THAT** Staff be directed to reduce the 2017 Draft Budget Grant line item allocated to Port Colborne Marine Auxiliary from \$6,000 to \$1,000;

**AND THAT** Port Colborne Marine Auxiliary applies annually for any funding request each year for Council consideration."

**Carried**

5. ASR-008-2017 Re: Royal Canadian Legion Advertisement Request

**RECOMMENDATION(S):**

**THAT** Council receive Correspondence Item No. 009, attached to this report as Appendix "A" from Tom Campbell, inviting the Township of Wainfleet to support the Military Service Recognition Book by way of purchasing advertising space in the book.

**AND THAT** Council support the request by purchasing advertisement space in the Military Service Recognition Book.

**Resolution No. C-030-2017**

**Moved By** Richard Dykstra

**Seconded By** Ted Hessels

"**THAT** Administrative Staff Report ASR-030-2017 Re: Royal Canadian Legion Advertisement Request and the recommendations contained therein be adopted as circulated."

**Carried**

- b. Building Staff Reports  
None submitted.
- c. Bylaw Enforcement Staff Reports  
None submitted.
- d. Drainage Staff Reports

1. DSR-001-2017 Re: Apportionment Agreement (Biemans)

**RECOMMENDATION(S):**

**THAT** this report be received;

**AND THAT** Council approve the Agreement between Property Owners for Drain Apportionment Due to Land Severance attached to this report as Appendix "A".

**Resolution No. C-031-2017**

**Moved By** Richard Dykstra  
**Seconded By** Ted Hessels

"**THAT** Drainage Staff Report DSR-001-2017 Re: Biemans Apportionment Agreement and the recommendations contained therein be adopted as circulated."

**Carried**

2. DSR-002-2017 Re: Apportionment Agreement (Jones-Newhouse)

**RECOMMENDATION(S):**

**THAT** this report be received;

**AND THAT** Council approve the Agreement between Property Owners for Drain Apportionment Due to Land Severance attached to this report as Appendix "A".

**Resolution No. C-032-2017**

**Moved By** Ted Hessels  
**Seconded By** Richard Dykstra

"**THAT** Drainage Staff Report DSR-002-2017 Re: Jones-Newhouse Apportionment Agreement and the recommendations contained therein be adopted as circulated."

**Carried**

- e. Fire Staff Reports

1. FSR-001-2017 Re: Mutual Aid Participation

**RECOMMENDATION(S):**

**THAT** this report be received;

**THAT** Council receive the Office of the Fire Marshal and Emergency Management Province of Ontario Mutual Aid Plan Minimum Condition for Participation report dated December 13, 2016;

**AND THAT** the Fire Chief be directed to report back at the February 14<sup>th</sup>, 2017 Council meeting with an Action Plan to address the concerns noted in the Office of the Fire Marshal and Emergency Management Province of Ontario Mutual Aid Plan Minimum Condition for Participation report dated December 13, 2016.

**Resolution No. C-033-2017**

**Moved By** Richard Dykstra  
**Seconded By** Terry Gilmore

"**THAT** Fire Staff Report FSR-001-2017 Re: Mutual Aid Participation and the recommendations contained therein be adopted as circulated."

**Carried**

- f. Planning Staff Reports  
None submitted.
- g. Public Works Staff Reports  
None submitted.
- h. Septic Department Staff Reports  
None submitted.

**12. Review of Correspondence - Refer to Council**

- a. Correspondence No. 361  
Township of McMurrich Re: Funding for Fire Department Infrastructure

**Resolution No. C-034-2017**

**Moved By** Ted Hessels  
**Seconded By** Richard Dykstra

"**THAT** Council support Correspondence Item No. 361 received from the Township of McMurrich Re: Fire Department Infrastructure Funding."

**Carried**

- b. Correspondence No. 008  
Regional Clerk, Ralph Walton Re: T. Roy Adams Humanitarian of the Year Award.

**Resolution No. C-035-2017**

**Moved By** Ted Hessels  
**Seconded By** Terry Gilmore

"**THAT** Correspondence Item No. 008/2017 be received for information."

**Carried**

- c. Correspondence No. 011  
D. Cridland Re: Niagara Peninsula Conservation Authority selection process.

**Resolution No. C-036-2017**

**Moved By** Terry Gilmore  
**Seconded By** Richard Dykstra

"**THAT** Correspondence Item No. 011/2017 be referred to the CAO to for follow up;

**AND THAT** the CAO report his findings back to Council at a subsequent meeting.

**Carried**

- c. Correspondence No. 017  
City of Thorold Re: Overhead Hydro Lines

**Resolution No. C-037-2017**

**Moved By** Terry Gilmore  
**Seconded By** Ted Hessels

"**THAT** Correspondence Item No. 017/2017 from the City of Thorold be received for information."

**Carried**

13. **Bylaws**  
None.
14. **Notices of Motion**  
None.
15. **Proclamations**  
None.
16. **Other Business**  
None.
17. **Bylaw to Confirm the Proceeding of Council**

**Resolution No. C-038-2017**

**Moved By** Richard Dykstra  
**Seconded By** Terry Gilmore

"**THAT** Bylaw No. 006-2017 being a bylaw to adopt, ratify and confirm the actions of the Council at its regular meeting held on the 31st day of January, 2017, be read a first, second and third time and finally passed this 31st day of January, 2017.

**Carried**



18. **Adjournment of Meeting**

**Resolution No. C-039-2017**

**Moved By** Ted Hessels

**Seconded By** Terry Gilmore

"**THAT** Council for the Township of Wainfleet do now adjourn."

**Carried**

Council adjourned at 7:48 p.m.

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A. Jeffs, MAYOR

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M. Kirkham, DEPUTY CLERK

**Date Approved: February 14, 2017**