



**The Municipal Corporation of the Town of Fort Erie
Regular Council Meeting Minutes**

**Monday, September 23, 2024, 6:00 p.m.
Council Chambers**

1. Call to Order

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

2. Land Acknowledgement

Councillor Dubanow provided a land acknowledgment.

3. Invocation

The Clerk read the Invocation.

4. Roll Call

The Clerk gave the roll call.

Present: His Worship Mayor Redekop and Councillors Christensen, Dubanow, Flagg, Lewis, and McDermott.

Absent: Councillor Noyes

Staff: A. Dilwaria, J. Janzen, C. McQueen, C. Patton, K. Walsh and P. Todd.

5. Announcements/Addenda

The following item was added to the agenda by addendum:

12.1 Report IS-10-2024 Lindbergh Drive and Burbank Terrace Infrastructure Improvement – Budget Amendment

Mayor Redekop made the following announcements:

Certification of Intermediate Municipal Law Enforcement Officer

The Mayor announced that Bryce Bailey has been certified as an Intermediate Municipal Law Enforcement Officer by the Municipal Law Enforcement Officers Association of Ontario. Bailey was recognized for his ongoing dedication and excellent service to the Town.

Recognition of RONA's 'We Love Fort Erie' Charity Concert

The Mayor thanked Jeff Hill and the RONA team for organizing a successful charity concert on September 14th. The concert raised funds for the COPE food bank and Crystal Ridge Dream Center, drawing a large crowd and support from sponsors.

Sports Wall of Fame Induction Ceremony

The Mayor highlighted the Sports Wall of Fame Induction Ceremony, which honoured the 1967 Intermediate A hockey team and several notable athletes, including David Hesse, a Paralympic athlete; John Gagnon, a Dragon Boat racer; Trevor Parks, a professional hockey player in Germany; Dr. Richard Hughson, an accomplished marathon runner; and Samuel Johnston, an influential figure in establishing the Fort Erie Racetrack in the Bertie township, which has been operating for over 125 years. The Mayor shared stories about each honoree's significant contributions and achievements, noting their impact on the community.

Upcoming Spay-Neuter Clinic Opening

The Mayor announced the grand opening of the new spay-neuter clinic hosted by the Fort Erie SPCA. The event is scheduled for Friday at 6:00 p.m. at the Fort Erie SPCA Centre.

Truth and Reconciliation Walk

The Mayor reminded the public about the upcoming Truth and Reconciliation Walk, which will take place on Monday, September 30th. The walk will begin at 10:00 a.m. at Mather Arch and will finish at the Fort Erie Native Friendship Centre.

Affordable Housing Announcement by the Fort Erie Lions

The Mayor announced that there will be an event for the Fort Erie Lions Douglas Heights Seniors Residence campaign at 2 p.m. on September 24, 2024 at the Fort Erie Lions Seniors Centre at 265 High St. The campaign kick-off will include announcements pertaining to the senior housing complex currently under development and images of the new building will be unveiled.

6. Declarations of Pecuniary Interest

None.

7. Notice of Upcoming Public Meetings and Open Houses

7.1 Public Meeting - 1023 Arthur Street

Proposed Zoning By-law Amendment - Owner - 2824116 Ontario Inc. - Agent - Janet Paul, Urban and Environmental Management Inc. - Monday, October 7, 2024 - 6:00 p.m. - Council Chambers, Town Hall. The information report will be available by 5:00 p.m. on Wednesday, October 2, 2024.

7.2 Open House - 2649 Stevensville Road and Unassigned Parcel (2703 020 030 1070)

Proposed Zoning By-law Amendment and Draft Plan of Subdivision - Owner - Howard Wood, Judith Lynn Wood, Susan Ward, and the the Estate of Margaret Plyley - Agent - Upper Canada Consultants c/o Joe Tomaino - Thursday, October 3, 2024 - 5:00 p.m. - Atrium, Town Hall.

8. Regional Councillor Report

None.

9. Presentations and Delegations

None.

10. Public Meetings

None.

11. Consent Agenda

Resolution 1

Moved by: Councillor Christensen

Seconded by: Councillor McDermott

That: Council approves the consent agenda as recommended.

Carried

11.1 Minutes

11.1.1 Special Council Meeting - September 9, 2024

11.1.2 Council-in-Committee Meeting - September 9, 2024

11.2 Correspondence

11.2.1 Receive and Support - City of Welland - Endorse and Promote the Solve the Crisis Project put forward by the Big City Mayors of Ontario

11.2.2 Proclamation - Ontario Coalition for Better Child Care-CUPE - 24th Annual Child Care Worker and Early Childhood Educator Appreciation Day - October 24, 2024

That: Council proclaims October 24, 2024 as "24th Annual Child Care Worker and Early Childhood Educator Appreciation Day.

Carried

11.3 Board/Committee Minutes

11.3.1 Receive - Bridgeburg Station Downtown Business Improvement Area Board of Management - August 28, 2024

11.3.2 Receive - Senior Citizens Advisory Committee - August 7, 2024; September 4, 2024

11.3.3 Receive - Crystal Beach Business Improvement Area Board of Management - August 14, 2024

11.3.4 Receive - Museum and Cultural Heritage Advisory Committee - July 17, 2024, and Receive and Approve Recommendation - August 14, 2024:

That: The Municipal Heritage Standing Committee moves that funds be allocated in the appropriate department's capital expenses budget calculations for 2025 to allow restoration of the Crescent Park Arches so they may continue to shine a light from their prominent location on the Garrison Road on Fort Erie's built heritage legacy.

Carried

11.3.5 Receive - Environmental Advisory Committee - July 17, 2024

11.4 Reports

11.4.1 CS-06-2024

2024 2nd Quarter Financial Report

That: Council receives Report CS-06-2024 regarding the 2024 2nd Quarter Financial Report for information purposes, and further

That: Council authorizes an adjustment of a 2024 operating budget amendment in the amount of \$66,000 sourced from the General Levy Rate Stabilization Reserve as recommended in Report PDS-49-2024.

Carried

11.4.2 IS-09-2024

Tender Award - Prospect Point Road North Upgrade – Contract ISE-24T-PPSR19/PPFC25

That: Council accepts and approves the tender submission for the Prospect Point Road North, Contract ISE-24T-PPSR19/PPFC25 from Nexterra Substructures Incorporated in the amount of \$2,092,002.67 (including 13% HST), and further

That: Council authorizes the extension of the contract with Kerry T. Howe Engineering Limited assignment for contract administration and inspection services in the amount of \$127,952.16 (including 13% HST); and further

That: Council amends the 2024 Capital Budget to supplement the Prospect Point Road North Upgrade, Contract ISE-24T-PPSR19 by \$717,500.00 (including non-rebatable HST) as identified in Table 7 with \$256,700.00 from the Road Refurbishing Reserve, \$256,400.00 from the Road Development Charges Reserve, \$102,300.00 from the Storm Refurbishing Reserve, and \$102,100.00 from the Storm Development Charges Reserve; and further

That: Council amends the 2024 Capital Budget to supplement the Prospect Point Road North Upgrade, Contract ISE-24T-PPFC25 by \$170,500.00 (including non-rebatable HST) as identified in Table 10 with \$58,900.00 from the Road Refurbishing Reserve, \$56,600.00 from the Road Development Charges Reserve, \$30,000.00 from the Sanitary Refurbishing Reserve, and \$25,000.00 from the Water Refurbishing Reserve.

Carried

12. Reports

12.1 IS-10-2024

Lindbergh Drive and Burbank Terrace Infrastructure Improvement – Budget Amendment

Resolution 2

Moved by: Councillor McDermott

Seconded by: Councillor Flagg

That: Council amends the 2024 Capital Budget to supplement the Lindbergh Drive and Burbank Terrace Infrastructure Improvements capital project (LIND20) – Contract No. ISE-23T-LIND20 \$300,000 (including non-rebatable HST) as identified in 'Table 3' with the sum of that value coming from the Roads Refurbishing Reserve.

Carried

13. New Business/Enquiries

13.1 Notice of Resignations - Mayor's Youth Advisory Committee

Resolution 3

Moved by: Councillor Dubanow
Seconded by: Councillor McDermott

That: Council accepts the resignations of Anderson Dy, Natalie Woehl, Tristan Jagiello, Teslim Fayemi, Sydney Steele and William MacQuarrie from the Mayor's Youth Advisory Committee, and further

That: Council directs staff to proceed with filling the vacancy in accordance with the Procedural By-law.

Carried

13.2 Notice of Resignation - Harpreet Bassi, Niagara Health Representative - Community Health Care Services Committee

Resolution 4

Moved by: Councillor Flagg
Seconded by: Councillor McDermott

That: Council accepts the resignation of Harpreet Bassi, Executive Vice-President, Strategy and Communications, Niagara Health as the Niagara Health Representative from the Community Health Care Services Committee.

Carried, as amended

Amendment:

Moved by: Councillor McDermott
Seconded by: Councillor Dubanow

That: Council directs the Mayor to request to appear as a delegation at an upcoming meeting of the Niagara Health Board to present the history of health services in Fort Erie, original commitments for Urgent Care Services in the community and provide rationale for our request for the continuation of Urgent Care Centre services in Fort Erie, as outlined in the previous resolution adopted May 27, 2024.

Carried

13.3 Councillor Flagg - Hazardous Waste Disposal

Councillor Flagg raised concerns regarding the lack of local hazardous waste disposal options in Fort Erie, following the removal of a designated hazardous waste collection day. It was requested whether staff could reach out to the appropriate contacts at the Region for further discussion on this matter. The Chief Administrative Officer confirmed he would contact the Director of Waste Services and follow up with Councillor

Insinna, who serves on the Public Works Committee responsible for this issue.

14. Closed Session

Resolution 5

Moved by: Councillor Lewis

Seconded by: Councillor McDermott

That: Council does now go into Closed Session at 6:45 p.m. to consider the following:

14.1 Closed Meeting Minutes - July 22, 2024 and September 9, 2024

14.2 Community Gaming Development Corporation Appointment - Pursuant to Section 239 (2) (b) of the *Municipal Act, 2001*, personal matters about an identifiable individual, including municipal or local board employees

14.3 Accessibility Advisory Committee Appointments - Pursuant to Section 239 (2) (b) of the *Municipal Act, 2001*, personal matters about an identifiable individual, including municipal or local board employees

14.4 Affordable Housing Advisory Committee Appointments/ Resignation - Pursuant to Section 239 (2) (b) of the *Municipal Act, 2001*, personal matters about an identifiable individual, including municipal or local board employees

Carried

15. Back to Open Session

Resolution 6

Moved by: Councillor Lewis

Seconded by: Councillor McDermott

That: Council does now rise and reconvene from closed session at 7:03 p.m. with report.

14.1 **That:** Council approves the Closed Meeting Minutes of September 9, 2024, and

14.2 **That:** Council defer item 14.2 to the October 7, 2024 Council-in-Committee meeting; and

14.3 **That:** Council appoints David Pantano to the Accessibility Advisory Committee for the term ending November 14, 2026, or until their successor is appointed, and

14.4 **That:** Council appoints Mark Carl to the Affordable Housing Advisory Committee for the term ending November 14, 2026, or until their successor is appointed, and further

That: Staff proceed as directed in closed session to declare a seat vacant for the Affordable Housing Advisory Committee, and

That: Council directs staff to proceed with filling the vacancy in accordance with the Procedural By-law.

Carried

16. Motions

None.

17. Notice of Motion

17.1 Councillor Dubanow

Councillor Dubanow provided notice that he will be bringing forward a motion to establish an assistance program for residents dealing with rat problems.

(Returnable October 21, 2024)

17.2 Mayor Redekop

Request provincial funding palliative care remain available, if UCC downgraded. ..

Mayor Redekop provided notice that he will be bringing forward a motion to request that the provincial funding currently provided for the operation of the Fort Erie Urgent Care Center, including palliative care services, remain available to support Fort Erie's Primary Care initiative.

(Returnable on October 21, 2024)

18. Consideration of By-laws

Resolution 7

Moved by: Councillor Dubanow

Seconded by: Councillor McDermott

That: The by-law package containing:

94-2024 To Approve the Final Assessment Levy for the Zavitz Municipal Drain

95-2024 To Amend By-law 171-2023 Regarding the Sale of Part of the Road Allowance Between Concession Lots 22 and 23

96-2024 To Adopt a Capital Asset Policy for the Town of Fort Erie, and to Repeal By-law 89-09

97-2024 To Exempt Certain Blocks in Plan 59M-519 from Part Lot Control, Village Creek Drive, Blocks 57, 58, 59, 60, 62, 63, 64, 65 and 70 (Harbourtown Village Subdivision) Silvergate Homes (800460 Ontario Ltd. c/o Mudassir Ahmed)

98-2024 To Exempt a Certain Part Block in Plan 59M-506 from Part Lot Control - Royal Ridge Drive - Part Block 1 (Royal Ridge Subdivision) - 2834127 Ontario Limited (Andrew Sacco) - Owner

99-2024 To Exempt a Certain Part Block in Plan 59M-506 from Part Lot Control - Royal Ridge Drive - Part of Block 6 (Royal Ridge Subdivision) - 2834127 Ontario Limited (Andrew Sacco) - Owner

100-2024 To Amend By-law 111-19, Being a By-law to Establish a System for Administrative Penalties

are given first and second reading.

Carried

Resolution 8

Moved by: Councillor Lewis

Seconded by: Councillor McDermott

That: By-laws 94-2024 to 100-2024 inclusive are given third and final reading to be signed by the Mayor and Clerk under the corporate seal.

Carried

Resolution 9

Moved by: Councillor McDermott

Seconded by: Councillor Flagg

That: By-law 101-2024 To Confirm the Actions of Council at its Council-in-Committee Meeting Held on September 9, 2024 and at its Council Meeting Held on September 23, 2024, is given first and second reading.

Carried

Resolution 10

Moved by: Councillor Flagg

Seconded by: Councillor McDermott

That: By-law 101-2024 is given third and final reading to be signed by the Mayor and Clerk under the corporate seal.

Carried

19. Scheduling of Meetings

Members of Council announced upcoming Boards and Committees meetings.

20. Adjournment

Resolution 11

Moved by: Councillor Dubanow

Seconded by: Councillor McDermott

That: Council adjourns at 7:13 pm to reconvene into a Regular Meeting of Council on October 21, 2024.

Carried

Mayor

Clerk