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**February 6, 2024, 4:00 p.m.**

Council Members Present: Councillor Tim Balasiuk, Councillor Gary Burroughs, Councillor Wendy Cheropita, Councillor Maria Mavridis, Councillor Nick Ruller (4:49 p.m.) Councillor Sandra O'Connor, Councillor Adriana Vizzari, Councillor Erwin Wiens, Lord Mayor Gary Zalepa

Staff Present: Shaunna Arenburg - Deputy Clerk, Kirsten McCauley - Director of Community and Development Services, Jay Plato - Fire Chief, Kyle Freeborn - Director of Corporate Services/ Treasurer, Grant Bivol - Town Clerk/Manager of Legislative Services, Bruce Zvaniga, CAO (Interim)

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**1. CALL TO ORDER**

Lord Mayor Zalepa called the meeting to order at 4:04 p.m.

**2. ADOPTION OF THE AGENDA**

Moved by: Councillor Gary Burroughs

Seconded by: Councillor Maria Mavridis

That the agenda be adopted as presented.

**APPROVED**

**3. CONFLICT OF INTEREST**

None were declared

**4. CLOSED SESSION**

Moved by: Councillor Gary Burroughs

Seconded by: Councillor Tim Balasiuk

That Council proceed to go into a closed meeting at 4:05 p.m. under Section 239(2)(f) advice that is subject to solicitor-client privilege, including

communications necessary for that purpose specifically regarding the Tawny Ridge Planning Applications; and

Under Section 239(2)(d) labour relations or employee negotiations specifically regarding the Employee Bargaining Group Agreement.

**APPROVED**

Moved by: Councillor Gary Burroughs

Seconded by: Councillor Tim Balasiuk

That Council rise from a closed meeting at 5:36 p.m. under Section 239(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose specifically regarding the Tawny Ridge Planning Applications; and

Section 239(2)(d) labour relations or employee negotiations specifically regarding the Employee Bargaining Group Agreement.

**APPROVED**

Moved by: Councillor Maria Mavridis

Seconded by: Councillor Gary Burroughs

That in accordance with Section 2.3 thereof, Council suspends the requirements of the Procedure By-law with regards to reconsideration so as to allow the following to be re-introduced with amendment for immediate adoption within Item 8 of the current agenda before Council:

- By-Law No. 2024-007 Official Plan Amendment No. 88 Tawny Ridge Estates Phase 2 - Warner Road, west of Tanbark Road Part of Township Lots 94 & 95 Niagara, and Part of Lot 6, Plan 326 Niagara, Niagara-on-the-Lake.
- By-Law No. 4316FD-24 Tawny Ridge Estates Phase 2 - Warner Road (South Side) To Amend By-Law No. 4316-09, As Amended, Entitled A By-Law To Regulate The Use Of Lands And The Erection, Use, Bulk, Height, Location, And Spacing Of Buildings And Structures Within The Town Of Niagara-On-The-Lake as amended to add a 9.13.40.4 R2-H-40, RM1-H-40a) and RM1-H-40b) Holding (H) Provision; and

That development of the subject lands identified as R2-H-40, RM1-H-40a) and RM1-H-40b) on Schedule 'A-2' shall only be permitted upon removal of the Holding (H) symbol; and

That the Holding (H) symbol shall not be removed until such time the stormwater management strategy for the development is addressed to the satisfaction of the Corporation of the Town of Niagara-on-the-Lake and prior to final approval of the draft plan of subdivision.

A 2/3 majority vote is required.

**APPROVED**

Moved by: Councillor Maria Mavridis

Seconded by: Councillor Tim Balasiuk

That a by-law be prepared to authorize the execution of an agreement between The Corporation and the Employee Bargaining Group establishing rates of pay and working conditions; and

That the terms of employment for management, supervisory and other full-time employees not covered by an agreement be approved as outlined in closed session.

**APPROVED**

**5. BUDGET REVIEW COMMITTEE MINUTES**

**5.1 Budget Review Committee Minutes - September 27, 2023**

**5.2 Budget Review Committee Minutes - October 4, 2023**

**5.3 Budget Review Committee Minutes - October 24, 2023**

**5.4 Budget Review Committee Minutes - November 7, 2023**

**5.5 Budget Review Committee Minutes - November 22, 2023**

**5.6 Budget Review Committee Minutes - November 28, 2023**

Moved by: Councillor Maria Mavridis

Seconded by: Councillor Sandra O'Connor

That the following minutes be approved:

- Budget Review Committee Minutes - September 27, 2023
- Budget Review Committee Minutes - October 4, 2023
- Budget Review Committee Minutes - October 24, 2023
- Budget Review Committee Minutes - November 7, 2023

- Budget Review Committee Minutes - November 22, 2023
- Budget Review Committee Minutes - November 28, 2023

**APPROVED**

**6. PRESENTATIONS**

**6.1 Capital 2024 Budget Presentation**

Director of Corporate Services/Treasurer Kyle Freeborn gave a presentation on the 2024 Capital Budget.

Director Freeborn answered questions of clarification from Council.

**6.2 By-laws (Item 8)**

**6.2.1 By-law 2024-007 - Tawny Ridge Phase 2 (OPA-05-2022)**

**6.2.2 By-law 4316FD-24 - Tawny Ridge Phase 2 (ZBA-25-2022)**

**6.2.3 By-law 2024-011 - Council Proceedings February 6, 2024**

Moved by: Councillor Gary Burroughs

Seconded by: Councillor Tim Balasiuk

That leave be given to introduce By-law 2024-007, 4316FD-24 and 2024-011 and that the same be considered read a first, second and third time and passed this 6th day of February 2024.

**APPROVED**

Moved by: Councillor Maria Mavridis

Seconded by: Councillor Tim Balasiuk

That this Council adjourn (recess) at 5:58 p.m. to the next regular Committee of the Whole - Planning meeting of February 6, 2024

**APPROVED**

The meeting resumed at 7:50 p.m.

\*The video for the remainder of the meeting can be found at the end of the Committee of the Whole – Planning Meeting of February 6, 2024\*

## **7. CONSENT AGENDA**

### **7.1 2024 Capital Budget - CS-23-034**

Council discussed and asked questions about the report.

Moved by: Councillor Gary Burroughs

Seconded by: Councillor Nick Ruller

That:

1. Council approve the 2024 Capital Budget in the amount of \$10,217,210 as noted in "Appendix I" attached to this report; and
2. Council approve the debenturing of C02157 – Dorchester Street Culvert for \$750,000 as part of the 2024 capital program.

**APPROVED**

## **8. BY-LAWS**

### **8.1 By-law 2024-009 - Adopt 2024 Capital Budget**

Moved by: Councillor Tim Balasiuk

Seconded by: Councillor Sandra O'Connor

That leave be given to introduce By-law 2024-009 and that the same be considered read a first, second and third time and passed this 6th day of February 2024.

**APPROVED**

### **8.2 By-law 2024-010 - Community Preparedness Grant**

### **8.3 2024-012 - Council Proceedings February 6, 2024**

Moved by: Councillor Tim Balasiuk

Seconded by: Councillor Sandra O'Connor

That leave be given to introduce By-law 2024-010 and 2024-012 and that the same be considered read a first, second and third time and passed this 6th day of February 2024.

**APPROVED**

**9. ADJOURNMENT**

Moved by: Councillor Maria Mavridis

Seconded by: Councillor Adriana Vizzari

That this Council adjourn at 8:15 p.m. to the next regular Committee of the Whole - General meeting of February 13, 2024 and if a special meeting is required, it will be held at the call of the Lord Mayor.

**APPROVED**