



SPECIAL COUNCIL MEETING MINUTES

Tuesday November 21, 2017

08:00 AM

PRESENT:

Lord Mayor Pat Darte, Councillors: Jim Collard, Paolo Miele, Martin Mazza, Betty Disero, John Wiens, Maria Bau-Coote

REGRETS:

Councillors: , Terry Flynn, Jamie King

STAFF:

Holly Dowd	Chief Administrative Officer
Sheldon Randall	Director of Operations
Craig Larmour	Director of Community & Development Services

OTHERS:

MEDIA:

CALL TO ORDER:

Lord Mayor Pat Darte called the meeting to order at 8:00 a.m.

CONFLICT OF INTEREST:

There were no conflicts of interest declared at this time.

At 8:00 a.m. the following motion was read:

Moved by Councillor Paolo Miele, seconded by Councillor Betty Disero
WHEREAS Section 239.(7) of the Municipal Act, 2001 (hereinafter referred to as the "Act") mandates that the municipality or local board or a committee of either of them shall record without note or comment all resolutions, decisions and other proceedings at a meeting of the body,

whether it is closed to the public or not;

AND WHEREAS Section 239.(8) of the Act requests that the record required by Section 239.(7) shall be made by the clerk, in the case of a meeting of Council;

AND WHEREAS on November 21, 2017, Niagara-on-the-Lake Town Council will hold a Meeting which will proceed to a Closed Meeting as permitted under the Act;

AND WHEREAS Section 228.(4) permits the clerk the discretionary authority to delegate in writing to any person, other than a member of council, any of the clerks powers and duties under the Act.

THEREFORE BE IT RESOLVED THAT on November 21, 2017 the Clerk Peter Todd, delegates the authority for the purpose of the Closed Meeting to the Chief Administrative Officer, Holly Dowd.

APPROVED (resolution #1).

CLOSED SESSION:

Clerk to read resolution

The Municipal Act 2001, as amended,

- Section 239.(2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board, specifically a property on King Street.

At 8:04 a.m. the following motion was read in open session:

Moved by Councillor Maria Bau-Coote, seconded by Councillor Paolo Miele that Council proceed to go into a closed meeting to consider matters that qualify under the Municipal Act 2001, as amended:

- Section 239.(2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board, specifically a property on King Street.

APPROVED (resolution #2).

Councillor Maria Bau-Coote left the closed session and Special Council meeting at 9:03 a.m. and did not return.

At 9:29 a.m. the follow motion was read in open session:

Moved by Betty Disero, seconded by Councillor John Wiens that Council rise from the closed meeting to consider matters that qualify under the Municipal Act 2001, as amended:

- Section 239.(2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board, specifically a property on King Street, with no report.

A polled vote was called by Councillor Betty Disero

COUNCILLOR	YEA	NAY
Maria Bau-Coote		
Jim Collard	X	
Betty Disero	X	
Terry Flynn (absent)		
Jamie King (absent)		
Martin Mazza		X
Paolo Miele	X	
John Wiens	X	
Lord Mayor Pat Dart	X	
TOTALS	5	1

APPROVED (resolution #3)

PROCEEDINGS BY-LAW:

Clerk to read resolution for reading of by-law

5019-17 - A by-law to confirm the proceedings at the Special Council Meeting of The Corporation of the Town of Niagara-on-the-Lake on November 21, 2017

- resolution #4, **BY-LAW RECEIVED THREE READINGS.**

VERBAL MOTIONS:

RESOLUTIONS:

1. Moved by Councillor Paolo Miele, seconded by Councillor Betty Disero
WHEREAS Section 239.(7) of the Municipal Act, 2001 (hereinafter referred to as the "Act") mandates that the municipality or local board or a committee of either of them shall record without note or comment all resolutions, decisions and other proceedings at a meeting of the body, whether it is closed to the public or not;
AND WHEREAS Section 239.(8) of the Act requests that the record required by Section 239.(7) shall be made by the clerk, in the case of a meeting of Council;
AND WHEREAS on November 21, 2017, Niagara-on-the-Lake Town Council will hold a Meeting which will proceed to a Closed Meeting as permitted under the Act;
AND WHEREAS Section 228.(4) permits the clerk the discretionary authority to delegate in writing to any person, other than a member of

council, any of the clerks powers and duties under the Act.
THEREFORE BE IT RESOLVED THAT on November 21, 2017 the Clerk Peter Todd, delegates the authority for the purpose of the Closed Meeting to the Chief Administrative Officer, Holly Dowd.
APPROVED.

2. Moved by Councillor Maria Bau-Coote, seconded by Councillor Paolo Miele that Council proceed to go into a closed meeting to consider matters that qualify under the Municipal Act 2001, as amended:
 - Section 239.(2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board, specifically a property on King Street.

APPROVED.

3. Moved by Betty Disero, seconded by Councillor John Wiens that Council rise from the closed meeting to consider matters that qualify under the Municipal Act 2001, as amended:
 - Section 239.(2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board, specifically a property on King Street, with no report.

APPROVED.

4. Moved by Councillor John Wens, seconded by Councillor Martin Mazza that leave be given to introduce By-law 5019-17, and that the same be considered read a first, second and third time and passed, any ruling of this Council to the contrary notwithstanding.

APPROVED.

5. Moved by Councillor Jim Collard, seconded by Councillor John Wiens that this Council adjourn to the next regular meeting to be held December 11, 2017, and if a special meeting is required, it will be held at the call of the Lord Mayor.

APPROVED.

ADJOURNMENT: 09:35 AM

LORD MAYOR Pat Darte

TOWN CLERK HOLLY DOWD