

**THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN  
COUNCIL MINUTES**

**MEETING NO. FOURTEEN**

**October 26, 2020, 7:00 p.m.**

**Township Administration Building**

**318 Canborough Street, Smithville, Ontario**

Council: Mayor Dave Bylsma  
Councillor Cheryl Ganann  
Councillor Harold Jonker  
Councillor Mike Rehner  
Councillor William Reilly  
Councillor Jason Trombetta

Absent: Councillor Christopher Coady

Staff: Joanne Scime, Clerk  
Bev Hendry, CAO  
Roberta Keith, IT Administrator  
Jessica Dyson, Deputy Clerk

Others: Regional Councillor Albert Witteveen  
LCol. Ryan D. Smid, Headmaster, Robert Land Academy\*  
Dr. Gervan Fearon, Brock University President & Vice-Chancellor\*  
Dr. Lynn Wells, Provost & Vice-President, Academic, Brock University\*  
Jayne Crawley, Brock University\*  
John Mascarin, Aird & Belis LLP (Township Integrity Commissioner)\*  
Daria (Dasha) Peregoudova, Aird & Berlis LLP (Township Integrity Commissioner)\*  
Asher Honickman\*  
Nicholas Fearn, Niagara This Week  
Tristan Marks, News Now

\* IN ATTENDANCE PART-TIME

**1. SINGING OF "O CANADA"**

**2. OPENING PETITION - Councillor William Reilly**

**3. CHANGE IN ORDER OF ITEMS ON AGENDA**

There were no changes in order of items on the agenda.

**4. DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST**

There were no disclosures of pecuniary interest and/or conflicts of interest declared by any Member of Council present.

**5. REQUEST TO ADDRESS ITEMS ON THE AGENDA**

The Clerk read a letter that she had received by email earlier this afternoon from Hannah Whitelaw with respect to Item 6.3 of the agenda (Code of Conduct Complaints 2020-02, 2020-03 & 2020-04 - Integrity Commissioner Report). A copy of the letter is attached as **Schedule A** to the minutes.

**6. APPOINTMENTS/PRESENTATIONS**

**6.1 LCol Ryan D. Smid, Headmaster, Robert Land Academy**  
**Re: Introduction, Information and What's Happening at the Academy**

Lieutenant Colonel Ryan D. Smid introduced himself and advised that after retiring as a Lieutenant Colonel with the Canadian Forest and Reserves following 28 years of service, he was hired as the Headmaster for Robert Land Academy, where he has been employed for the past two months and he thought it was important to introduce himself. L.Col Smid stated that Robert Land Academy has approximately 70 employees which makes them one of the largest employers in West Lincoln. L.Col Smid stated that Robert Land Academy currently has approximately 72 students, which is significantly less than the school normally has due to the impact of COVID. L. Col Smid stated that approximately 1/4 of their enrollment are international students which has been significantly impacted due to the difficulty of students obtaining school VISAS. L.Col Smid stated that the school has been fortunate to receive funding from the government with regards to wage subsidies. L.Col Smid stated that the school was thankful for the support that the municipality has given in the past which has included the Mayor attending their yearly gala as well as recently taking a tour of the school. L.Col Smid stated that if there were any other Members of Council that would like to take a tour of the school to please contact him. L. Col Smid stated that he believes that Robert Land Academy is misunderstood and that he has taken the opportunity to speak to some of the school's immediate neighbours to educate them about the school (i.e. not a

correctional service, a school for bad boys) that is a military theme boarding school that works to help boys meet their potential. L.Col Smid advised that the school was following all local and provincial COVID protocols and regulations and confirmed, to date, there have been no cases of COVID within the school and they will be continuing their efforts until such time as it is no longer necessary. L.Col Smid stated that because Robert Land Academy was located in Ward 2 he would be sending an email to the Councillors that represent that area to invite them for a tour. In conclusion, L.Col Smid thanked Members of Council for the opportunity to attend this evening's meeting so he could introduce himself and speak about Robert Land Academy.

- 6.2 Dr. Gervan Fearon, Brock University President & Vice-Chancellor & Dr. Lynn Wells, Provost & Vice-President, Academic  
Re: Brock University Update - COVID-19 Support & Partnership Discussion

Dr. Gervan Fearon, Brock University President & Vice-Chancellor thanked Council for the opportunity to speak this evening as a way to outline how the university has been able to engage with West Lincoln and how the school views their engagement across the entire Region, being the very core of the university's mission and purpose. Dr. Fearon reviewed a PowerPoint Presentation, that is attached to the minutes as **Schedule B**, which addressed the history of Brock University and how it looks today which has seen a sizeable increase in the number of students, both domestic and international which in 2019 had 19,000 students and over 100,000+ graduates. Dr. Fearon stated that Brock University was the second largest employer in Niagara and like many businesses has been impacted by COVID-19 as it relates to enrollment and auxiliary. Dr. Fearon reviewed Brock University's economic impact and activity, which in 2018 was over two hundred and twelve million dollars which has seen an increase over the last couple of years with the school having employees that live across the entire Region including West Lincoln. Dr. Fearon introduced the University's Academic Financial Officer, Dr. Lynn Wells, who will be reviewing some of the strategic priorities for the university.

Dr. Lynn Wells addressed Brock University's Strategic Plan, which was a seven year plan and included four key priorities, including (1) Offer of a transformational and accessible academic and university experience; (2) Build research capacity across the university; (3) Enhance the life and vitality of our local region and beyond, and (4) Foster a culture of inclusivity, accessibility, reconciliation and decolonization; she addressed each priority in detail.

In conclusion, Dr. Fearon stated that he sees the university as being a partner in the vitality, economic development and health and wellness of the Region and that this evening was an example of some of the engagements that have been undertaken by the school. Mr. Fearon noted that Dr. Wells has outlined the significant amount of participation, across the Region, that has been undertaken and he wanted to ensure that Council was aware the university was open and available for partnerships and activities that the municipality may see as priority item. Dr. Fearon noted that during the most recent period of COVID-19, one of the things that the university has done was to look at the capacity within the school so they could make available PPE to healthcare professionals. Additionally, Dr. Fearon stated that the school was also looking at ways to support communities once we get to a point that we are able to revitalize and renew the economy. Dr. Fearon noted that the university has also engaged with a significant amount of partnership work in taking a look at important issues that are relevant to communities across the Region. Dr. Fearon stated that the university was looking to West Lincoln to identify opportunities for partnerships in the future and he thanked Council for being given this opportunity to provide an overview of some of the activities that Brock University was engaging in with respect to contributing to the Regional communities' growth.

- 6.3 Daria (Dasha) Peregoudova & John Mascarin, Aird & Berlis LLP - Township Integrity Commissioner  
Re: Code of Conduct Complaints 2020-02, 2020-03 & 2020-04 - Integrity Commissioner Report

Mayor Bylsma stated that he would be stepping down as Chair during discussion of Item 6.3 of the agenda and asked the Deputy Mayor, Councillor Cheryl Ganann, to take the Chair at 7:29 p.m. for this portion of the meeting.

Mr. John Mascarin provided introductions of himself and Ms. Dasha Peregoudova and noted that Aird & Berlis was appointed as the Township's Integrity Commissioner for the Township of West Lincoln in December 2018 and stated that he and Ms. Peregoudova were in attendance this evening to report on three complaints that were filed against Mayor Bylsma under the Township's Code of Conduct for Members of Council and Board Members. Mr. Mascarin noted that the Township adopted a Code of Conduct together with a corresponding complaint protocol on April 15, 2019. Mr. Mascarin advised that together with Ms. Peregoudova they will be providing this evening a short presentation with respect to the investigative report at which time there will be submissions from Mayor Bylsma's legal counsel and thereafter he and Ms. Peregoudova will be pleased to respond

to any questions that Council may have. Mr. Mascarin noted that the investigation completed by Aird and Berlis was conducted in accordance as the Township's Integrity Commissioner and in full compliance with the requirements of Section 5.1 of the Municipal Act (Integrity Commissioner and Code of Conduct), the Township's Code of Conduct as well as the process and procedure that were outlined in the complaint protocol. Mr. Mascarin noted that Ms. Peregoudova primarily handled the investigation of the three complaints; however, he noted that he was consulted during the investigations and provided advice and peer review of the report that was drafted. Mr. Mascarin noted that in carrying out the investigation into the three complaints that were filed against the Mayor, Aird & Berlis has acted in a completely neutral and impartial manner and in accordance with the requirements under the complaint protocol that Council has adopted as well as sought to adhere to the procedural fairness for all parties (i.e. Mayor, complainants and all other persons).

Ms. Peregoudova provided a brief presentation of the report (attached to the agenda) that was prepared as the result of three separate formal complaints that were filed against Mayor Bylsma as it relates to comments he had made during a radio interview on June 11, 2020 on the Matt Holmes Show on NewsTalk 610 as well as his conduct at the June 16, 2020 Special Council meeting. Ms. Peregoudova reviewed six recommendations that are contained in the report as well as part of the recommendation for Council's consideration.

Mr. Asher Honickman, being the legal counsel for Mayor Bylsma, stated that it was his understanding that the Mayor would be provided an opportunity to make a formal written submission in response to the report and recommendations and he requested that he be given an opportunity to respond in writing within a short period of time for submission to Council.

Mr. Mascarin noted that the Township's complaint protocol was very clear that the member under investigation has an opportunity to respond which Mayor Bylsma was given for all three complaints and he did not request legal counsel at the time and in all fairness to Mr. Honickman, Aird & Berlis did not appreciate that he was asking for written response and that a clear explanation was provided that Council would be considering the report this evening and that Council is required to make a decision this evening and Council would be acting against its own complaint protocol if they were to defer the matter. Mr. Mascarin stated that Mayor Bylsma had two opportunities to respond to the complaints, which he did and these comments were taken into consideration and now Mr. Honickman is being

given opportunity to make oral submissions in the same way as Council was being given this evening.

Mr. Honickman stated that he wanted it put on the record that he felt it was fundamentally and procedurally unfair for the Integrity Commissioner to render a report when he has been given five days to provide a written response; however, he noted that if it was Township protocol to provide comments this evening he would do so. Mr. Honickman argued that the Integrity Commissioner did not have the authority to impose sensitivity training on the Mayor as the Municipal Act provides two things that the Integrity Commissioner can recommended being a reprimand and withholding pay. Mr. Honickman stated that with respect to the area of jurisdiction, Mr. Mascarin was the Township's Integrity Commissioner and although Mr. Mascarin stated that he oversaw the process it was very clear that a junior lawyer, Ms. Peregoudova, prepared the report, which in his opinion was problematic and it was clearly the intent of the Township's by-law, which appoints Aird & Berlis (John Mascarin & Team) as the Township's Integrity Commissioner, that Mr. Mascarin should be taking the lead especially when dealing with a very important issue, being the Mayor's conduct. Mr. Honickman stated that another fundamental problem with the report was that it takes what is supposed to be a political and democratic process and turns it into a quasi judicial process. Mr. Honickman stated it is the Year 2020 and there is a great debate going on as to what words like equality, discrimination and diversity really mean with no clear answer and may be much different from one person to another based on their view and that the Integrity Commissioner has interpreted these terms (discrimination and equality) in the code far more broadly than they ought to be interpreted. Mr. Honickman stated that these terms need to be interpreted in a far more neutral manner that allows both sides of the debate to effectively express their views. Mr. Honickman stated that in his opinion the Township's Integrity Commissioner has demonstrated biases in the report for which he referred specifically to page 13 of the report and the paragraph that address "slavery". Mr. Honickman reiterated that, in his opinion, it is not the role of an Integrity Commissioner to deal with politics but it was their role to deal with civics, which are things that we agree upon, such as that politicians cannot be corrupt, they must treat their constituents fairly and they must act with integrity; however, the bounds of equality and discrimination are issues of politics and are outside of what an Integrity Commissioner should do and that the best place to deal with this issue was not at this Council meeting or in an Integrity Commissioner's report, it was at the ballot box, where people could make their voices heard during the next election.

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There was much discussion among the Members of Council with respect to the Integrity Commissioner's report and the recommendations contained therein and an amendment was brought forward with respect to the removal of the sixth recommendation as contained in the report as it related to sensitivity training for Members of Council as there was concern that this recommendation suggested that the discussion this evening was referring to Mayor Bylsma and sensitivity training for him and not for all Members of Council.

Additionally, a further recommendation was added that should Mayor Bylsma not comply with the sensitivity training requirement that a suspension of Mayor Bylsma's remuneration of 10 days be imposed and that an additional 10 days' suspension of Mayor Bylsma's remuneration be imposed for every 30 days that he does not comply with the sensitivity training requirement as required in Section v of Section 2 of the resolution. There was discussion regarding Mayor Bylsma being responsible for the cost of the sensitivity training in order to lessen the cost to taxpayers, however, Mr. Mascarin recommended against that.

Mr. Mascarin confirmed that the Clerk was correct and that Mayor Bylsma cannot vote on the matter but there was a provision in the Municipal Conflict of Interest Act that allows a member to make a submission to address the complaint(s).

Councillor William Reilly requested a recorded vote.

**Moved By** Councillor William Reilly

**Seconded By** Councillor Jason Trombetta

1. That, the Report of the Integrity Commissioner dated October 20, 2020 related to three complaints filed against Mayor Bylsma under the Township's Code of Conduct for Members of Council and Local Board Members (the "Code") be received; and,
2. That, Council enacts the following as recommended in the Integrity Commissioner's Report:
  - i. That, staff carry on with the intention of bringing a new flag raising policy to Council for approval and be publicly communicated; and,
  - ii. That, Mayor Bylsma provide his original apology statement to staff to post on the Township's website and social media platforms (i.e. Twitter); and,
  - iii. That, Mayor Bylsma exercise improved diligence with respect to the management of electronic communications and requests; and,

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- iv. That, Mayor Bylsma is reprimanded by Council for breaching Sections 4.1(d), 4.1(e) and 9.2 of the Code pursuant to clause 223.4(5)(a) of the Municipal Act, 2001 and that Council denounces the Mayor's statements on which the complaints were based; and,
- v. That, Mayor Bylsma be required to complete sensitivity training as approved by Council within ninety (90) days of the date of this Report, and that he provide the Integrity Commissioner with satisfactory proof of completion of same; and,
- vi. That, should Council elect to provide sensitivity training to all members of Council as part of their education and development, if attended by Mayor Bylsma, that this be considered as satisfactory completion of the required training.

	For	Against
Councillor Cheryl Ganann	X	
Councillor Harold Jonker		X
Councillor Mike Rehner	X	
Councillor William Reilly	X	
Councillor Jason Trombetta	X	
<b>Results</b>	<b>4</b>	<b>1</b>

**Carried as Amended (4 to 1)**

**Moved By** Councillor Mike Rehner

**Seconded By** Councillor Jason Trombetta

1. That, the resolution regarding the Integrity Commissioner's Report relating to three complaints filed against Mayor Bylsma be amended by removing Section vi from section 2 of the resolution and that the following be added as a new Section vi to Section 2 of the resolution:

- vi. That, in the event that Mayor Bylsma does not comply with the sensitivity training requirement as provided in Section v of Section 2, that a suspension of Mayor Bylsma's remuneration of 10 days be imposed and that an additional 10 days suspension of Mayor Bylsma's remuneration be imposed for every 30 days that he does not comply with the sensitivity training requirement as required in Section v of Section 2.



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	For	Against
Councillor Cheryl Ganann	X	
Councillor Harold Jonker		X
Councillor Mike Rehner	X	
Councillor William Reilly	X	
Councillor Jason Trombetta	X	
<b>Results</b>	<b>4</b>	<b>1</b>

**Carried (4 to 1)**

### 7. REGIONAL COUNCILLOR'S REMARKS

Deputy Mayor Ganann stepped down as Chair prior to the Regional Councillor providing his remarks and Mayor Bylsma resumed the position of Chair for the remainder of the meeting.

Regional Councillor Albert Witteveen read from a prepared statement which is attached as **Schedule "C"** to the minutes. Regional Councillor Witteveen provided an update on various Niagara Region issues/initiatives that had occurred over the past couple of months, particularly with respect to the Region's Public Works Committee meeting that was held on October 13, 2020 whereby there was a presentation from the Region's new waste collection contractors (Miller Waste Company and Green for Life) as well as discussion relating to the Niagara Region Waste Collection app. Additionally, Regional Councillor Witteveen provided an update with respect to a presentation on REACH Niagara at the October 13, 2020 Public Health and Social Services Committee meeting.

### 8. CONFIRMATION OF MINUTES

8.1 Council Meeting  
Re: Minutes of September 28, 2020

**Moved By** Councillor Harold Jonker  
**Seconded By** Councillor William Reilly

That, the minutes of the open session portion of the September 28, 2020 regular Council meeting be accepted; and,  
That, the confidential minutes relating to the closed session portion of the September 28, 2020 regular Council meeting be accepted; and that the

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minutes remain confidential and restricted from public disclosure in accordance with exemptions provided Section 239 of the Municipal Act.

**Carried**

### **8.2 Public Meeting Under the Planning Act**

Re: Minutes of October 13, 2020

**Moved By** Councillor Mike Rehner

**Seconded By** Councillor Jason Trombetta

That, the minutes of the public meetings held on October 13, 2020 under Sections 34 & 51 of the Planning Act, with respect to:

- (a) Zoning By-law Amendment & Draft Plan of Subdivision - P Budd Developments (owner) and Odan Detech (Agent) (File Nos. 2000-89-19 & 1601-21-19); and,
- (b) Zoning By-law Amendment – Township of West Lincoln – Parking, Driveways, Boulevards & Culvert By-law Review (File No. 1601-007-20);  
be accepted.

**Carried**

### **8.3 Special Council Meeting**

Re: Minutes of October 21, 2020

**Moved By** Councillor Jason Trombetta

**Seconded By** Councillor Harold Jonker

That, the minutes of the open session portion of the October 21, 2020 special Council meeting be accepted; and,

That, the confidential minutes relating to the closed session portion of the October 21, 2020 special Council meeting be accepted; and that the minutes remain confidential and restricted from public disclosure in accordance with exemptions provided Section 239 of the Municipal Act.

**Carried**

## **9. COMMUNICATIONS**

### **9.1 Bev Packham**

Re: Request to Sit on the West Lincoln Christmas Parade Committee

**Moved By** Councillor William Reilly

**Seconded By** Councillor Mike Rehner

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1. That, the email received from Bev Packham, dated October 20, 2020 requesting to sit on the West Lincoln Christmas Parade Committee be received; and,
2. That, Bev Packham be appointed as a Member of the West Lincoln Christmas Parade Committee for the remaining term of Council; and,
3. That, a by-law be presented to delete Schedule G of By-law 2018-114 and replace it with a new schedule to add Bev Packham as a Member of the West Lincoln Christmas Parade Committee.

**Carried**

### **9.2 Shelley Bradaric**

Re: Interest for Appointment as Ward 2 Councillor

**Moved By** Councillor Harold Jonker

**Seconded By** Councillor Mike Rehner

That, the correspondence received from Shelley Bradaric, dated October 22, 2020, advising of her interest should Council appoint for the Ward 2 Councillor vacancy be received for information.

**Carried**

## **10. MAYOR'S REMARKS**

Mayor Bylsma thanked the community and the businesses that supported the Thanksgiving Food Drive for West Lincoln Community Care (WLCC) and advised that there were many businesses that supported this inaugural event and the perception within the community was overwhelming. Mayor Bylsma thanked the employees that work for the businesses that supported the Thanksgiving Food Drive but in particular he acknowledged Stanpac who was the winner of the Mayor's Challenge and in particular one Stanpac employee, Paul, who collected 1067 pounds of food from his division of Stanpac. Mayor Bylsma stated that a social distance photo was taken on the front lawn of Stanpac and everyone that participated in the Mayor's Challenge received a Certificate of Recognition recognizing their outstanding contribution to the community. Mayor Bylsma stated that Sharlene Volpatti of WLCC has advised that their shelves are full and it is an incredible testament of the generosity of this community and that they have stepped up to take care of their neighbours that need assistance.

Mayor Bylsma stated that, due to COVID-19, Remembrance Day services will be held virtually this year and that he had provided a virtual greeting by way of a ZOOM recording for ceremonies that are taking place in the community and he urged all Members of the Council and the community to apprise themselves of the virtual services that will be taking place this year.

**11. REPORT OF COMMITTEE**

**11.1 Planning/Building/Environmental Committee**

Re: Minutes of October 13, 2020

**Moved By** Councillor Cheryl Ganann

**Seconded By** Councillor William Reilly

That, the minutes of the open session portion of the October 13, 2020 Planning/ Building/Environmental Committee meeting, be accepted, and the recommendations contained therein, be approved; and,

That, the confidential minutes relating to the closed session portion of the October 13, 2020 Planning/Building/ Environmental Committee meeting be accepted; and that the minutes remain confidential and restricted from public disclosure in accordance with Section 239 of the Municipal Act.

**Carried**

**11.2 Administration/Finance/Fire Committee**

Re: Minutes of October 19, 2020

**Moved By** Councillor Mike Rehner

**Seconded By** Councillor Jason Trombetta

That, the minutes of the Administration/Finance/Fire Committee meeting held on October 19, 2020 be accepted and that the recommendations contained therein, be approved with the exception of Item A34-20. be approved.

**Carried**

**ITEM A34-20 – Resignation Received from Councillor Coady and Declaration of Vacancy of Ward 2 Councillor Position**

The Clerk explained the process for reversing the decision made at the Administration/Finance/Fire Committee meeting regarding Item A34-20 (Resignation Received from Councillor Coady and Declaration of Vacancy of Ward 2 Councillor Position) and advised that if Council wished to further consider the first motion presented under Item A34-20 they would first need to lose the Committee's motion. The Clerk explained that if the Committee's motion is lost, then the original motion would be put back on the table for Council's consideration (see below).

Council voted down the action taken at the Administration/Finance/Fire Committee meeting which was that the motion was lost and therefore, the original motion was put forward again for consideration by Council (see below).

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Mayor Bylsma wished Councillor Coady all the best in British Columbia and thanked him for his work and contribution to our community. Mayor Bylsma stated the Councillor Coady was also a business owner in the Hamlet of Wellandport (Wellandport Deli) which should not be overlooked.

**Moved By** Councillor Jason Trombetta

**Seconded By** Councillor William Reilly

That, Item A34-20 from the October 19, 2020 Administration/Finance/Fire Committee minutes, be approved.

(Item A34-20

1. That, the resignation received from Councillor Christopher Coady, dated October 13, 2020, be and is hereby accepted with regret; and,
2. That, the Office for one (1) Councillor position, for Ward 2 (Gainsborough) in the Township of West Lincoln, be and is hereby declared vacant in accordance with the "Vacancies" provisions of the Municipal Act. - LOST.)

**LOST**

**Moved By** Councillor Jason Trombetta

**Seconded By** Councillor William Reilly

1. That, the resignation received from Councillor Christopher Coady, dated October 13, 2020, be and is hereby accepted with regret; and,
2. That, the Office for one (1) Councillor position, for Ward 2 (Gainsborough) in the Township of West Lincoln, be and is hereby declared vacant in accordance with the "Vacancies" provisions of the Municipal Act.

	<b>For</b>	<b>Against</b>
Mayor Dave Bylsma	X	
Councillor Cheryl Ganann	X	
Councillor Harold Jonker	X	
Councillor Mike Rehner	X	
Councillor William Reilly	X	
Councillor Jason Trombetta	X	
<b>Results</b>	<b>6</b>	<b>0</b>

**Carried (6 to 0)**

**12. RECONSIDERATION**

There were no items put forward for reconsideration.

**13. NOTICE OF MOTION TO RESCIND**

There were no notices of motion to rescind.

**14. OTHER BUSINESS**

**14.1 Director of Planning & Building**

Memo - Authorization to Enter into a Site Alteration Agreement with Marz Homes (Smithville West) Inc. (IBI Group - Agent, Cardi Construction Ltd. - Contractor)

**RECEIVED FOR INFORMATION**

**14.2 Members of Council**

Re: Council Remarks

- (i) Councillor William Reilly  
Re: Various Issues

Councillor Reilly thanked Mayor Bylsma for organizing the Mayor's Challenge with respect to the Thanksgiving Food Drive for West Lincoln Community Care and that the support shown by the community and those businesses that participated in the event was a clear reflection of how great our community is and that he hoped that this event will be held onward.

Councillor Reilly noted that after tonight he hoped that this will be a moment of healing and for Council and our community to move forward and that he hoped that we will be able to grow and learn from these experiences.

Councillor Reilly noted that he, Mayor Bylsma and possibly Regional Councillor Witteveen will be attending Smithville Public School this coming week to speak to the Grade 5 class with respect to the different levels of government and how the government from the political side works.

- (ii) Councillor Cheryl Ganann  
Re: Various Issues

Councillor Ganann stated that she was speaking to Sharlene Volpatti of West Lincoln Community Care and that unofficially taking into consideration all the initiatives that were done with respect to the Food Drive, a total of nearly 10,000 pounds of food and \$25,000 in monetary

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contributions was raised through the generosity of the community and businesses which will be helpful for the Christmas Program which was accepting registrations.

Councillor Ganann stated that the Kiwanis, in partnership with the Township and the Knights of Columbus, will be cancelling the public gathering of the tree lighting ceremony at the West Lincoln Community Centre this year due to COVID-19 and the regulations that have been put in place by the Province and Region. Councillor Ganann noted that unfortunately there will be no public event this year but the tree will be lit and the Committee was looking at creative ways to gain excitement about this seasonal initiative within the community.

- (iii) Councillor Harold Jonker  
Re: West Lincoln Chamber of Commerce

Councillor Jonker noted West Lincoln Chamber of Commerce was actively organizing for their upcoming Toonie Toy Drive and that very shortly donation bottles will be dropped off to those businesses that will be participating in the event which will commence sometime in November.

### **15. NEW ITEMS OF BUSINESS**

There were no new items of business brought forward by any Member of Council in attendance.

### **16. BY-LAWS**

Councillor Rehner noted that he wished to pull By-law 2020-104 from the resolution and that it be voted on separately as he was concerned about the blank spots provided in the by-law and felt that the item should be referred back to staff in order that the by-law could be fully completed.

The Clerk stated that it was her understanding that the Township's Solicitor is involved in the process and the condominium plan needs to be registered first before the Niagara North Condominium Corporation Registration Number could be incorporated into the by-law and the pins are assigned to each property by Municipal Property Assessment Corporation.

**Moved By** Councillor Mike Rehner

**Seconded By** Councillor Jason Trombetta

That, leave be granted to introduce By-laws # 2020-94, 2020-95, 2020-96, 2020-97, 2020-98, 2020-99, 2020-100, 2020-101, 2020-102, 2020-103, ~~2020-104~~, 2020-105, 2020-106 and 2020-107; and,

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That the same shall be considered to have been read a first, second, and third time with one reading, and are hereby adopted; and,

That, the Mayor and Clerk be and are hereby authorized to sign and affix the Corporate Seal thereto, any rule of this Council to the contrary notwithstanding.

**Carried**

**Moved By** Councillor William Reilly

**Seconded By** Councillor Jason Trombetta

That, leave be granted to introduce By-law 2020-104 and that the same shall be considered to have been read a first, second and third time with one reading, and are hereby adopted; and,

That, the Mayor and Clerk be and are hereby authorized to sign and affix the Corporate Seal thereto, any rule of this Council to the contrary notwithstanding.

**Carried**

### **SUMMARY OF BY-LAWS:**

#### **16.1 BY-LAW 2020-94**

A By-law to confirm the proceedings of the Council of the Corporation of the Township of West Lincoln at its regular meeting held on the 28th day of September, 2020 and at its special meeting held on the 21st day of October, 2020.

#### **16.2 BY-LAW 2020-95**

A By-law to amend Schedule G of By-law 2018-114 which confirmed various appointments to boards and committees (Add New Member (Bev Packham) to the West Lincoln Christmas Parade Committee)

#### **16.3 BY-LAW 2020-96**

A By-law to amend By-law 2013-58 which adopted rules and procedures for Council and Committees to permit continued electronic meeting participation

#### **16.4 BY-LAW 2020-97**

A By-law to amend Zoning By-law 2017-70 - Township of West Lincoln (Housekeeping #3)

#### **16.5 BY-LAW 2020-98**

A By-law to adopt amendment No. 53 (Re-designation of Former St. Martin School Site and Adjacent Township owned property -186 Margaret Street)

**NOTE:** OPA 53 Schedules are not attached as these were presented with the report



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### **16.6 BY-LAW 2020-99**

A By-law to amend Zoning By-law - former St. Martin School Property (186 Margaret St.)

### **16.7 BY-LAW 2020-100**

A By-law to adopt Amendment No. 54 (Re-designation of Former College Street School site - 132 College Street) **NOTE:** OPA 54 Schedules are not attached as these were presented with the report

### **16.8 BY-LAW 2020-101**

A By-law to amend Zoning By-law No. 2017-70 - former College Street School Property (132 College Street)

### **16.9 BY-LAW 2020-102**

A By-law to authorize a Site Alteration Agreement between the Corporation of the Township of West Lincoln and Marz Homes (Smithville West) Inc. and IBI Group-Agent, Cardi Construction Ltd. (Contractor) for lands describes as Lot 9 Plan M98 Regional Road 20

### **16.10 BY-LAW 2020-103**

A By-law to authorize a Site Alteration Agreement between the Corporation of the Township of West Lincoln and Bruno and Lilly Tassone, for lands described as Part Lot 19, Conc. Gore A, in the former Township of South Grimsby 8365 Young Street

### **16.11 BY-LAW 2020-104**

(NOTE: THIS BY-LAW WAS SEPARATED AND VOTED ON SEPARATELY)

A By-law to authorize the Corporation of the Township of West Lincoln to enter into an agreement with Dehaan Homes Inc., any mortgagees, and Niagara North Vacant Land Condominium Corporation No. \_\_\_ with respect to the lands described as Units 1-24 inclusive, Level 1, Niagara North Standard Condominium Plan No.\_\_\_\_ and their appurtenant common interest all of Pins \_\_\_\_\_ to \_\_\_\_\_ inclusive.

### **16.12 BY-LAW 2020-105**

A By-law to authorize a renewed lease agreement between Bell Mobility Cellular Inc. and the Corporation of the Township of West Lincoln (Renewal of agreement authorized by By-law 2000-120)

### **16.13 BY-LAW 2020-106**

A By-law to authorize a sewer easement with 2424568 Ontario Inc., Benjamin Blake & Mikaela Evelyn Woods and any Mortgagees on lands described as Lots 47, 51 & 52 of Plan M90 and Part 1 of RP 30R11616 (167 St. Catharines Street)

## **Council Minutes - October 26, 2020**

### **16.14 BY-LAW 2020-107**

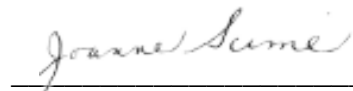
A By-law to authorize a Site Plan Agreement with 2424568 Ontario Inc. and any Mortgagees on lands describes as Lots 47, 51 & 52 of Plan M90 and Part 1 of RP 30R11616; Township of West Lincoln

### **17. CONFIDENTIAL MATTERS**

There are no confidential matters.

### **18. ADJOURNMENT**

The Mayor declared the meeting adjourned at the hour of 10:05 p.m.



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**JOANNE SCIME, CLERK**

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**MAYOR DAVE BYLSMA**

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**COUNCILLOR CHERYL GANANN (DEPUTY  
MAYOR)**

**SCHEDULE "A"**  
**To the October 26, 2020 Council Minutes**

Dear Members of Council,

Though happy the Integrity Commissioner became involved, I am disappointed to see that Mr. Bylsma is only receiving a slap on the wrist for his actions and only being asked to complete performative responses for what he did. We have seen that when Mr. Bylsma was given the chance to apologize previously, he chose not to, and rather chose to further perpetuate hate in his representative position of the township. It took an uproar from the community and media attention from outside of the township for council to deal with the issue at hand. Even then, during the emergency meeting in June, other members of council including Mr. Bylsma voted against raising the flag. Because of this, I believe, though the bare minimum, that the entirety of council should be required to undertake sensitivity and inclusion training and self-reflect before letting their personal values influence their community-wide decisions on council. This step is only the beginning of making West Lincoln the growing and diverse community it claims to be. The impacted people of West Lincoln do not want an empty apology from Mr. Bylsma, we want change; and we deserve better. I only hope that the people of West Lincoln realize the extremely negative impact Mr. Bylsma has had not only on the community members but the township of West Lincoln as a whole and votes responsibly in the next election.

Sincerely, a disappointed and impacted member of the community,

Hannah Whitelaw

# Brock University Presentation to West-Lincoln Town Council

Dr. Gervan Fearon, President and Vice-Chancellor  
& Dr. Lynn Wells, Provost & Vice-President, Academic  
October 26, 2020

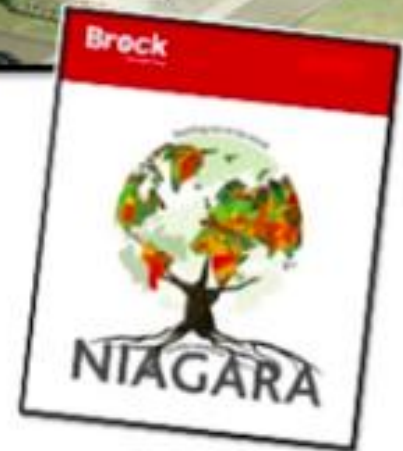
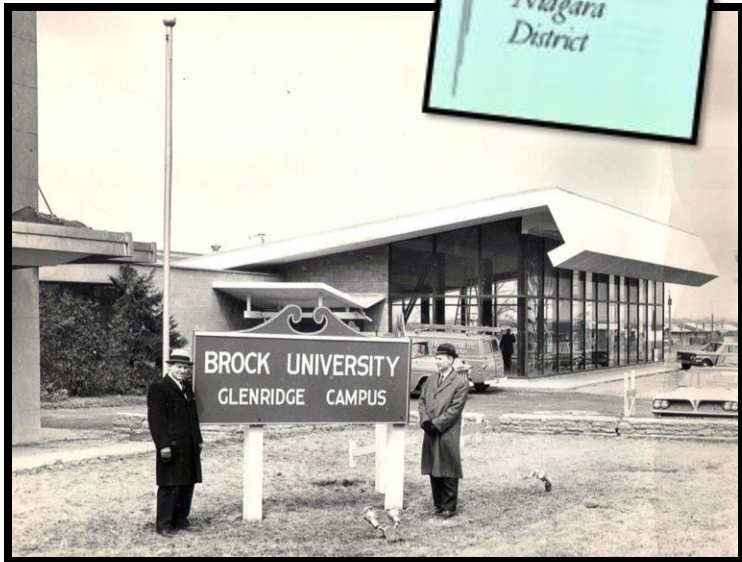




# History of success & engagement



*Need  
for a  
University  
in the  
Niagara  
District*



# Brock today

- In 2019, Brock had a sizeable increase in number of students (domestic & international)
  - 19,000 students
  - 100,000+ grads
- COVID-19 has impacted University enrollment and auxiliary
- 2nd largest employer in Niagara



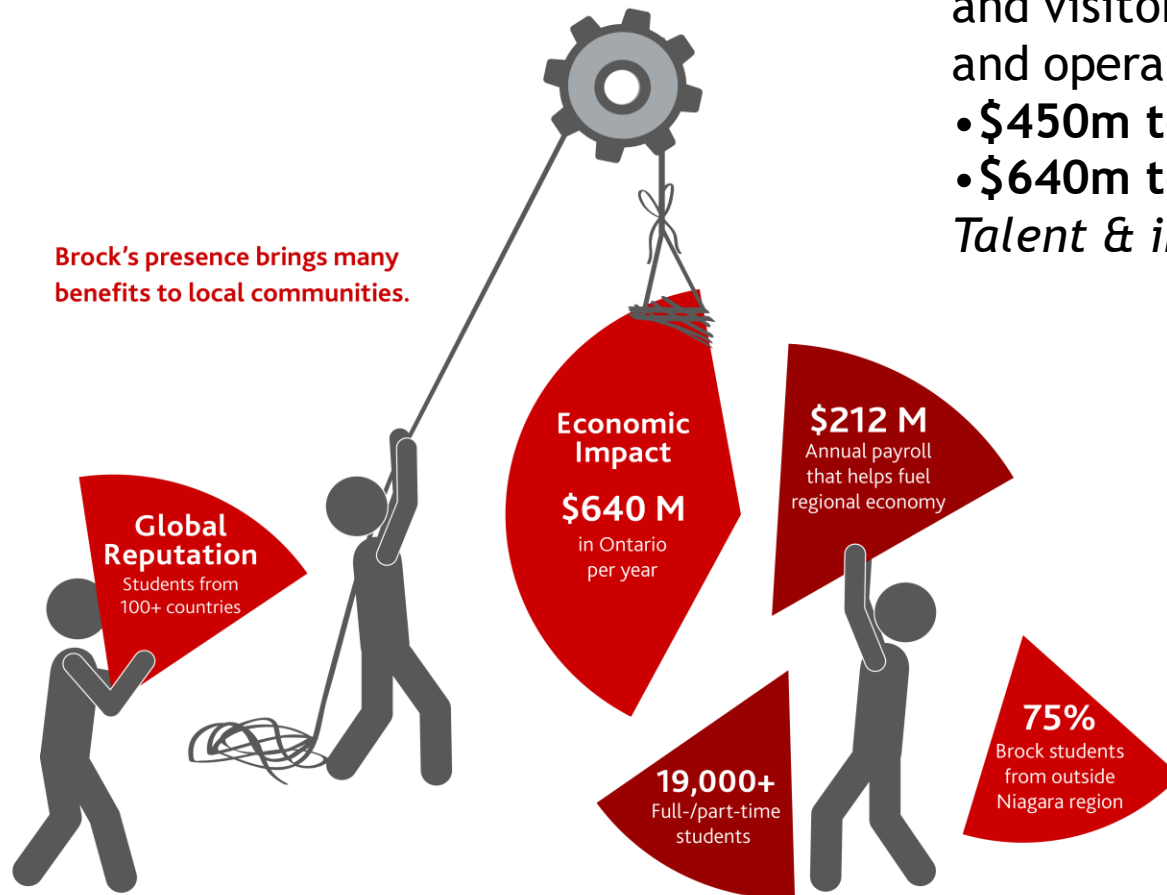
# Brock's economic impact in Niagara

For the 2017-18 year, Brock student and visitor spending, payroll, capital and operating costs had an impact of:

- \$450m to Niagara
- \$640m to Ontario

*Talent & investment = local jobs*

Brock's presence brings many benefits to local communities.



2017-18 total impact per student in Niagara  
**\$25,204**



# Brock University Institutional Strategic Plan: four key priorities



Offer a transformational and accessible academic and university experience



Build research capacity across the university



Enhance the life and vitality of our local region and beyond



Foster a culture of inclusivity, accessibility, reconciliation and decolonization



# Strategic Priority: Enhance the life and vitality of our local region and beyond

## Addressing the needs of local businesses

### Brock LINC

- 41,000 additional square feet to Brock's campus that is dedicated to enhancing research, innovation, commercialization, and entrepreneurship in the Niagara Region
  - Extending the University's capacity to support commercialization and the application of new technologies for start-ups and SME's in Niagara



### Brock-Niagara Validating, Prototyping and Manufacturing Institute (VPMI)

- Will provide bioproducts, bioscience, bioagriculture and chemical manufacturing sectors access to scientific expertise and training to scale up and commercialize innovative products, technologies, and services.



# Strategic Priority: Enhance the life and vitality of our local region and beyond cont'd

## Community Partnerships

- Supporting the well-being of the region, as well as addressing workforce development challenges

## Continuing Education

### *Meeting labour market needs*

- Traditional programming
  - Engineering
- Continuing Education
  - skills upgrades, certificates, etc.

## Niagara Skills Survey

- Brock has developed a survey alongside the GNCC and Southern Chambers to better understand the needs of local businesses



Sept 22, 2020 MOU signing event with Niagara Workforce Planning Board.



# Brock's research impact on industry

## Example: Cool Climate Oenology and Viticulture Institute

- CCOVI partners with local wineries and grape growers to provide invaluable research support that impacts the local and Ontario economy
- 2014-15 economic impact study found that CCOVI:
  - \$58m to local industry and \$91m to Ontario economy
  - Created 307 local jobs
  - Labour income of nearly \$17 million
  - Total crop loss avoidance of 3,362 tonnes of grapes



# Community Engagement Strategic Plan: Regional Community Builder Model

Community Engagement Goal	Institution's Strategic Priority
<b>Foster a Culture of Meaningful Community Engagement</b>	Enhance the life and vitality of our local region and beyond
<b>Support Knowledge Mobilization</b>	Build research capacity across the University
<b>An Open and Accessible Community Resource</b>	Foster a culture of inclusivity, accessibility, reconciliation and decolonization
<b>Communicate and Connect with the Community</b>	Enhance the life and vitality of our local region and beyond
<b>Support Experiential Learning and Educational Pathways</b>	Provide a transformational and accessible academic and University experience

**Brock**  
University



**Regional Community Builder**  
Brock University Community Engagement Strategic Plan

[Brocku.ca/Community-Engagement](https://brocku.ca/Community-Engagement)



# Brock's impact on the community



*Brock Niagara Centre for Health and Well Being*

Brock's impact on the local community includes community-based facilities, such as the Brock Niagara Centre for Health and Well Being, as well as formalized agreements with our community partners.

## Formal partnerships include:

### Economic

- Niagara Workforce Planning Board

### Health

- Niagara Health
- Pathstone Mental Health
- Niagara Region Public Health

### Social

- Niagara Folk Arts Multicultural Centre
- Community Care

### Environment

- Niagara Adapts
- Niagara Parks



*Niagara Adapts Inaugural Workshop June 2019*

# Economic Recovery & COVID-19

## Local Support

- Face shields and other PPE to local health care workers
- Brock LINC
- Engagement with business community
- Updates & communications with local municipalities
- **How can we help?**



Brock University Makerspace 3D printed face shield mount for health workers in Niagara



Various PPE supplies donated to local hospitals in early March

## Research

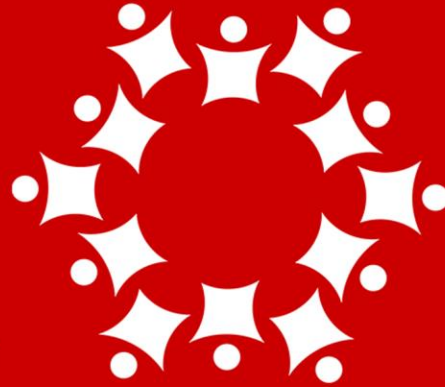
[Brock studying vaccine strategies](#)

[Personality Traits & COVID-19](#)

[Children & COVID-19](#)

[Lying & COVID-19](#)

[COVID-19 & Active Canadians](#)



**Regional Community Builder**

# Thank You

**Contact:**  
Jayne Crawley  
[jcrawley@brocku.ca](mailto:jcrawley@brocku.ca)

[brocku.ca/strategic-plan](http://brocku.ca/strategic-plan)

**SCHEDULE "C"**  
**To the October 26, 2020 Council Minutes**

Regional Councillors Report for October 26, 2020

Good evening Mayor, members of council, staff and the public.

I would like to start this evening by giving you some updates on the committees that I'm involved with.

Public Works met on Oct 13 and we received two presentations by our new waste collection contractors, Miller Waste Co and Green for Life.

As most of you know the new collection contract started on October 15th.

Our new collection contractor for this 7 year contract is GFL. A quick company bio is that their headquarters is in Vaughan Ont and the company has a staff of 15,000 employees and 9,480 vehicles in their entire fleet they do service many communities within Canada. GLF has purchase compressed natural gas vehicles for more cleaner burning fuel and more environmentally friend fleet.

As to date I have heard good reviews of their service as they become more with West Lincoln's geography. Lastly i would like to suggest to our residences who are able to download the new Niagara Region Waste collection app for friendly reminders of your collection dates and for this winter letting you know if there might be delays to winter weather.

Later that day in the afternoon I attended the Public Health and Social services committee where we had a presentation on REACH niagara



presented by Dr. Karl Stobbe- Medical director and David VanVelzen the executive director of REACH. The request to the Region was to support the extension of the Alternative funding Plan currently provided to the network of primary care physicians across Hamilton to REACH Niagara which would allow local physicians and specialists through REACH to ongoing, compassionate and accessible care to the marginalized across the Region as well as supporting the necessary infrastructure to continue into all of Niagara. So a quick overview of the staff that services this program are 1 doctor, 1 nurse practitioner and they service 3 shelter based clinics with a 4th one in the planning for Welland. REACH is the first contact with the system and cares for 80% of the problems in this demographic group. Prevention is taught and for are completed to find social assisted programs so they can look after their overall health better once their life becomes more stable. REACH also gives them a best care plan where they have a single prescriber of medicine for a best care plan. Interesting enough throughout COVID, medical residences were given shelters that were treated like a practise, they were on call 7 days week and their supervision was provided by McMaster faculty. As you see these are good practical solutions for this demographic group within our community to make sure they are

cared for by Public Health. The letter of support was granted and forwarded on to the Ministry of Health and our local MPP's.

Next we received an update on the current state of our Long Term care facilities by Henri Koning, Director of Senior services. So when residences are admitted they are frail and 86% have cognitive impairment 84% are incontinent, 31% require extensive or total assistance with meal service. 67% require extensive or total assistance with transfers, 58% are over the age of 85 and 12% are over the age of 95. One thing you can say for our Niagara run facilities that no residences passed away because of the COVID virus which says a lot about the quality of the staff and facilities. The following day I attended the Planning and Economic Development meeting in which our Commissioner of Planning gave his notice of retirement as of the end of October. We have started the process of finding his replacement as we need to fill this vacancy as soon as possible as we are in the middle of our official plan update.

We had a Statuary Public meeting on Regional Official Plan Amendment for a Northwest Welland Urban boundary expansion, the study area is approx 190 ha with a built up area of 58 ha, 31 ha for environmental area and 102 ha designated for Greenfield area. This is what Welland is doing help in meeting the new growth targets set out by the province for growth.



After the public meeting we had a presentation by staff on the Niagara Region's Woodland By-law review. The by-law is administered and enforced by the NPCA on behalf of the region since 2008. It prohibits injury or destruction of protected trees, unless an exemption applies, permits harvesting in accordance with Good Forestry Practices. The by-law applies to treed areas measuring 1 hectare or more as defined in the Forestry Act. Key changes being proposed are the title be changes to the Woodland Conservation By-law, that enforcement responsibilities be administered by the Niagara Region as done in the past. For building permits requirements to limit woodlands removal in association with building permits and that the external advisory committee be removed from the bylaw. At our council there were concerns with the last change and the bylaw was sent back to staff for further information on this last change. Presently Niagara has 17% tree cover and a higher percentage is desired by conservationist and naturalist.

And lastly we as the Regional Council are going through a learning process of understating Diversity, Equity and Inclusion to help us better to establish policies to eradicate all forms of racism and discrimination. We had our first session of training and will have a second session to be able to help us understand ways to improve practices to promote

social inclusion. We are using the Ontario's Human Rights Code as a guidance document.

Thank-you for allowing me to present to you this evening, if you have and questions I will answer any question that you may have.

Councilor Witteveen