



The Municipal Corporation of the  
Town of Fort Erie

**Special Council Meeting Minutes**

**Monday, September 13, 2021**

**Council Chambers via Video Teleconference**

Due to the COVID-19 Pandemic and the Closure of Town Hall

All electronic meetings can be viewed at:

Town's Website:

<https://www.forterrie.ca/pages/CouncilAgendasandMinutes>

Town's YouTube Channel: [www.youtube.com/townofforterie](http://www.youtube.com/townofforterie)

or click on the YouTube icon on the home page of the Town's website ([www.forterrie.ca](http://www.forterrie.ca)) or Cogeco TV

**1. Call to Order**

Mayor Redekop called the meeting to order at 5:31 p.m.

**2. Roll Call**

Present (In Council Chambers): His Worship Mayor Redekop

Present (Via Zoom Teleconference): Councillors Butler, Dubanow, Lubberts, McDermott, and Noyes

Absent: Councillor Zanko

Staff (Via Zoom Teleconference): K. Dolch, J. Janzen, T. Kuchyt, E. Melanson, C. Schofield, and K. Walsh

This meeting was held in compliance with the electronic participation provisions of Council Rules of Procedure By-law No. 36-2016, as amended.

**3. Announcements/Addenda**

None.

#### 4. **Declarations of Pecuniary Interest**

None.

#### 5. **Closed Session**

Resolution No. 1

Moved by: Councillor McDermott

Seconded by: Councillor Butler

**That:** Council does now go into closed session at 5:32 p.m. to discuss the following:

- (a) Pursuant to Subsection 239 (2) (e) of the *Municipal Act. 2001* - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and

Pursuant to Subsection 239 (2) (f) - Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Re: LPAT Appeal: Niacon Limited Construction Company - 625 Garrison Road & 0-10389 Helena Street - Official Plan and Zoning By-law Amendments **(Carried)**

*Mayor Redekop asked each member who was in attendance electronically to confirm no one else was present with them, and that they were not recording this portion of the meeting. Each member confirmed they were alone and not recording the meeting, as did Mayor Redekop.*

Ms. Dolch provided background on the matter and the Town's legal counsel, Tom Hanrahan, provided advice to members of Council. Following a question and answer period, Council gave direction to legal counsel and staff.

Resolution No. 2

Moved by: Councillor Noyes

Seconded by: Councillor Dubanow

**That:** Council does now rise and reconvene from closed session at 6:01p.m. with report that staff proceed as directed. **(Carried)**

## 6. Consideration of By-laws

Resolution No. 3

Moved by: Councillor Lubberts

Seconded by: Councillor McDermott

**That:** By-law No. 105-2021: To Confirm the Actions of Council at its Special Council Meeting held on September 13, 2021 is given first and second reading. **(Carried)**

Resolution No. 4

Moved by: Councillor Butler

Seconded by: Councillor McDermott

**That:** By-law No. 105-2021 is given third and final reading to be signed by the Mayor and Clerk under the corporate seal. **(Carried)**

## 7. Adjournment

Resolution No. 5

Moved by: Councillor Dubanow

Seconded by: Councillor Noyes

**That:** Council adjourns at 6:03 p.m. to reconvene into a Regular Meeting of Council on September 20, 2021. **(Carried)**

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Mayor

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Clerk