

**THE REGIONAL MUNICIPALITY OF NIAGARA  
PROCEEDINGS OF SPECIAL COUNCIL  
OPEN SESSION**

**CL 10-2020**

**Wednesday, July 8, 2020**

**Council Chamber / Teleconference**

**Niagara Region Headquarters, Campbell West**

**1815 Sir Isaac Brock Way, Thorold, Ontario**

Council Members Present in the Council Chamber: Bradley (Regional Chair)

Council Members Present via Teleconference: Bellows, Butters, Bylsma, Campion, Chiocchio, Darte, Diodati, Disero, Easton, Edgar, Fertich, Foster, Gale, Gibson, Greenwood, Heit, Huson, Insinna, Ip, Jordan, Junkin, Nicholson, Redekop, Rigby, Sendzik, Steele, Ugulini, Villella, Whalen, Witteveen, Zalepa

Staff Present in the Council Chamber: D. Gibbs, Director, Legal and Court Services, T. Harrison, Acting, Chief Administrative Officer / Commissioner/Treasurer, Corporate Services, Dr. M. M. Hirji, Acting Medical Officer of Health, M. Lewis, Technology Support Analyst, A.-M. Norio, Regional Clerk

Staff Present via Teleconference: D. Barnhart, Executive Officer to the Regional Chair, A. Jugley, Commissioner, Community Services, R. Mostacci, Commissioner, Planning & Development Services, K. Smith, Chief/Director, Emergency Medical Services, M. Trennum, Deputy Regional Clerk, B. Zvaniga, Interim Commissioner, Public Works

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**1. CALL TO ORDER**

Regional Chair Bradley called the meeting to order at 4:32 p.m.

**2. ADOPTION OF AGENDA**

Moved by Councillor Redekop  
Seconded by Councillor Foster

That Geoffrey Aldridge **BE PERMITTED** to appear before Council as a delegate respecting Report CAO 15-2020, concerning Options to Consider for Mandating Face Coverings (Agenda Item 6.1).

**Carried**

Moved by Councillor Greenwood  
Seconded by Councillor Ugulini

That Council Agenda CL 10-2020, **BE ADOPTED**, as amended.

**Carried**

**3. DISCLOSURES OF PECUNIARY INTEREST**

There were no disclosures of pecuniary interest.

**4. DELEGATIONS**

**4.1 Options to Consider for Mandating Face Coverings (Agenda Item 6.1)**

**4.1.1 C. Rowe, Resident, City of Welland**

Cheryl Rowe, resident, City of Welland, appeared before Council in opposition to a by-law to require mandatory face coverings in enclosed public places during the COVID-19 pandemic.

**4.1.2 G. Aldridge, Resident, Town of Fort Erie**

Geoffrey Aldridge, resident, Town of Fort Erie, appeared before Council in support of a by-law to require mandatory face coverings in enclosed public places during the COVID-19 pandemic.

**5. CORRESPONDENCE**

**5.1 Receive and/or Refer**

Moved by Councillor Fertich  
Seconded by Councillor Jordan

That the following items **BE DEALT WITH** as follows:

CL-C 39-2020 respecting face coverings, **BE RECEIVED**;

CL-C 40-2020 respecting face coverings, **BE RECEIVED**;

CL-C 41-2020 respecting face coverings, **BE RECEIVED**;

CL-C 43-2020 respecting face coverings, **BE RECEIVED**;

CL-C 45-2020 respecting mandatory masks and impact on people with disabilities, **BE RECEIVED**; and

CL-C 46-2020 respecting face coverings, **BE RECEIVED**;

**Carried**

5.2 For Consideration

5.2.1 CL-C 42-2020

Joint Statement from Ontario Municipalities

Moved by Councillor Steele

Seconded by Councillor Sendzik

That Correspondence Item CL-C 42-2020, being a memorandum from D. Barnhart, Executive Officer to the Regional Chair, dated July 8, 2020, respecting Joint Statement from Ontario Municipalities, **BE RECEIVED** for information.

**Carried**

6. CHIEF ADMINISTRATIVE OFFICER'S REPORT(S)

6.1 CAO 15-2020

Options to Consider for Mandating Face Coverings

Moved by Councillor Whalen

Seconded by Councillor Huson

That Report CAO 15-2020, dated July 8, 2020, respecting Options to Consider for Mandating Face Coverings, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Regional Council **CONSIDER** the options presented in Report CAO 15-2020; and
2. That staff **PROCEED** with the option approved by Regional Council.

Moved by Councillor Gale

Seconded by Councillor Zalepa

That Report CAO 15-2020, respecting Options to Consider for Mandatory Face Coverings, **BE REFERRED** to the Public Health and Social Services Committee meeting being held on July 14, 2020.

Recorded Vote:

Yes (10): Bellows, Campion, Chiocchio, Diodati, Gale, Insinna, Junkin, Nicholson, Rigby, Zalepa.

No (21): Butters, Bylsma, Darte, Disero, Easton, Edgar, Fertich, Foster, Gibson, Greenwood, Heit, Huson, Ip, Jordan, Redekop, Sendzik, Steele, Ugulini, Villella, Whalen, Witteveen.

**Defeated**

Moved by Councillor Steele  
Seconded by Councillor Diodati

That the motion **BE AMENDED** to read as follows:

That Report CAO 15-2020, dated July 8, 2020, respecting Options to Consider for Mandating Face Coverings, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Regional Council **CONSIDER** the options presented in Report CAO 15-2020;
2. *That staff **BE DIRECTED** to proceed with a comprehensive education campaign regarding face coverings when physical distancing is not possible; and*
3. *That Regional Council **APPROVE** the temporary by-law, to require mandatory face coverings in enclosed public places during the COVID-19 pandemic attached as Appendix 3 to Report CAO 15-2020.*

The following friendly **amendment** was accepted by the Regional Chair, and the mover and seconder of the motion:

That subsection 10 of the draft by-law (Appendix 3 to Report CAO 15-2020, **BE AMENDED** to include the following:

Every person who is the owner or operator of an enclosed public space ***shall provide hand sanitizer at all public entrances and exits for the use of members of the public attending the enclosed public space*** and shall post clearly visible ...

Moved by Councillor Foster  
Seconded by Councillor Bylsma

That clause 3 of the motion **BE DEFERRED** to the Regional Council meeting being held on July 23, 2020.

Recorded Vote:

Yes (15): Bylsma, Campion, Chiocchio, Darte, Diodati, Easton, Edgar, Fertich, Foster, Gale, Gibson, Junkin, Nicholson, Witteveen, Zalepa.

No (15): Butters, Disero, Greenwood, Heit, Huson, Insinna, Ip, Jordan, Redekop, Rigby, Sendzik, Steele, Ugulini, Villella, Whalen.

The vote resulted in a tie. The Regional Chair voted in favour of the motion and declared the vote,

**Carried**

The Regional Chair called the vote on the amended motion as follows:

That Report CAO 15-2020, dated July 8, 2020, respecting Options to Consider for Mandating Face Coverings, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Regional Council **CONSIDER** the options presented in Report CAO 15-2020; and
2. That staff **BE DIRECTED** to proceed with a comprehensive education campaign regarding face coverings when physical distancing is not possible.

**Carried**

**7. BY-LAWS**

**7.1 Bill 2020-37**

Bill 2020-37 was not considered.

**7.2 Bill 2020-38**

Moved by Councillor Rigby  
Seconded by Councillor Steele

That Bill 2020-38, being a by-law to adopt, ratify and confirm the actions of Regional Council at its special meeting held on July 8, 2020, **BE NOW READ** and **DO PASS**.

**Carried**

**8. ADJOURNMENT**

There being no further business, the meeting adjourned at 9:03 p.m.

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Jim Bradley  
Regional Chair

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Matthew Trennum  
Deputy Regional Clerk

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Ann-Marie Norio  
Regional Clerk