

## REGIONAL MUNICIPALITY OF NIAGARA

### PROCEEDINGS OF COUNCIL

#### REPORT CL 21-2004

The Municipal Council of the Regional Municipality of Niagara met in the Council Chamber, Regional Municipal Building, Thorold, Ontario, on Thursday, December 16, 2004 commencing at 7:15 p.m.

#### ATTENDANCE

Council: Regional Chair Partington; Councillors Almas, Angelone, Bailey, Baty, Bentley, Bodner, Brock, Burroughs, Casselman, Collins, Eke, Gabriel, Goulbourne, Harry, Heit, Hildreth, Hodgson, Katzman, Leavens, Marshall, Martin, Mastroianni; Redekop, Rigby, Salci, Saracino, Smeaton, Timms, Trombetta, Zimmerman.

Staff: Messrs. Trojan, Chief Administrative Officer; Bacchus, Commissioner of Corporate Services; Cambray, Commissioner, Planning and Development; Neville, Commissioner, Public Works; Nicol, Commissioner, Human Resources; Ventresca, Acting Commissioner, Social Services; Dr. Williams, Medical Officer of Health; Ms. Gilroy, Regional Clerk/Associate Director of Corporate Strategy; Ms. Reilly, Legislative Assistant.

#### Other Staff

(Part-time): Mr. Bowles, Executive Assistant to the Regional Chair; Mr. Hutching, Director, Social Assistance & Employment Opportunities.

The Council meeting commenced with an Invocation by Councillor Almas and the singing of O'Canada.

Council agreed to move the presentation on the Debbie Zimmerman Early Year's Niagara Literary Award forward on the agenda to be dealt with at this time.

#### PRESENTATIONS

##### 535. Debbie Zimmerman Early Year's Niagara Literary Award

Susan Reid, Chair, Early Years Literacy Award Committee, provided an update on plans to launch the Debbie Zimmerman Early Years Niagara Literary Award, which honours the former Regional Chair's achievements on behalf of children from infancy to age six. Debbie Zimmerman championed the importance of the early years of a child's life leading to the establishment of the Early Years Action Group – Niagara Region. The focus of this group is to ensure that all children from infancy to age six are given opportunities to develop to their full potential.

Under her leadership, four Early Years Centres were established across Niagara in conjunction with the Government of Ontario.

This award will continue her legacy by:

- Highlighting the importance of the youngest citizens in Niagara
- Encouraging early reading with children from infancy to age six
- Helping parents choose the right books for children from infancy to six
- Celebrating children's authors

Events and announcements launching the book selection process and leading to voting for an award winning selection will occur in Spring, 2005. The short list of five children's books will be unveiled on May 7, 2005 at the "Touch A Truck" fundraising event along with details on how to vote on-line at libraries, Ontario Early Years Centres and at home.

Ms. Reid thanked the volunteer committee members, some of whom were present: Margaret Andrewes, Town of Lincoln Council; Donna Dalglish, Ontario Early Years Centre; Judy Reid, Business Education Council; Inge Saczkowski, Niagara Falls Public Library; Dr. Williams, Medical Officer of Health; Sandy White, Early Literacy Consultant, Niagara Region; Kathy Sirotnik, Grape Growers of Ontario; Denise Papaiz and Trish Vidler, Communications.

Copies of Councillor Zimmerman's favourite children's book, "The Paper Bag Princess" by Robert Munsch were distributed to the Mayors of Niagara's twelve local municipalities. They were asked to share this book with their families and donate the book to an Early Years setting in their community.

Councillor Zimmerman commented that it was a privilege to champion such an important initiative and thanked Members of Council for their commitment and to the Early Years Literacy Award Committee for this great honour in her name.

### **CLOSED COMMITTEE OF THE WHOLE**

536. Moved by Councillor Rigby  
Seconded by Councillor Burroughs

That this Council do now move into Closed Committee of the Whole for the purposes of receiving information of a confidential nature relating to legal, personnel and property matters.

Carried.

537. Niagara Ambulance Communication Service - Progress Update

Moved by Councillor Timms  
Seconded by Councillor Katzman

That Report PHD 85-2004/HR 44-2004/CSD 168-2004 (December 6, 7, 8, 2004), respecting Niagara Ambulance Communication Service – Progress Update, be received and the recommendation contained therein be approved and adopted.

Carried.

**COMMITTEE OF THE WHOLE, RISE AND REPORT**

538. Moved by Councillor Rigby  
Seconded by Councillor Mastroianni

That this Council do now rise with report.

Carried.

539. **CURRENT BUDGET PROCESS**

In accordance with the requirements of the Municipal Act, a newspaper ad was published in the daily and weekly newspapers in the Region inviting public input on the Current Budget. Interested persons were invited to submit comments in writing or to the website, or to request an appointment to speak.

The Regional Chair asked if there was anyone in the audience who wished to speak to the Current Budget.

Mr. Tony Mete, resident, Welland, asked to speak to the 2005 Current Budget.

540. Tony Mete – Budget Presentation

Mr. Tony Mete, resident, Welland, spoke to the challenges facing the middle class and fixed income families due to the ongoing increases in taxes from all levels of government and the negative impact on their quality of life. Mr. Mete recommended Zero Base budgeting by the Region and local municipalities. The presenter asked that Regional Council provide leadership in supporting sound fiscal policy.

As there were no other speakers to the Current Budget, the regular Council meeting continued.

541.

**CONFLICTS OF INTEREST**

Councillor Almas declared an indirect pecuniary interest with respect to Correspondence C6382 regarding the relocation of the Niagara South Land Registry Office in Welland to the Niagara North Land Registry Office location in St. Catharines, as he is a member of the legal community and a user of this service, and he therefore took no part in the discussion of, or voting on, this matter.

Councillor Heit declared an indirect pecuniary interest with respect to any matters that deal with wireless communication as he is employed by a wireless communication company and he therefore took no part in the discussion of, or voting on, these matters.

Councillor Katzman declared an indirect pecuniary interest with respect to Report DPD 131-2004, respecting the Official Plan Amendment No. 56, Proposed 58 Storey Hilton Hotel, Fallsview Boulevard and Murray Street in the City of Niagara Falls, as a family member is a legal representative for the Hotel, and she therefore, took no part in the discuss of, or voting on, this matter.

Councillor Marshall declared an indirect pecuniary interest with respect to any matters relating to the Niagara Health System, as he is employed by the Niagara Health System, and he therefore took no part in the discussion of, or voting on, these matters.

Councillor Redekop declared an indirect pecuniary interest with respect to Correspondence C6382 regarding the relocation of the Niagara South Land Registry Office in Welland to the Niagara North Land Registry Office location in St. Catharines, as he is a member of the legal community and a user of this service, and he therefore took no part in the discussion of, or voting on, this matter.

Councillor Smeaton declared an indirect pecuniary interest with respect to any matters relating to Seniors Homes as he is employed by a Seniors Home, and he therefore took no part in the discussion of, or voting on, these matters.

**ADOPTION OF THE AGENDA**

542. Moved by Councillor Collins  
Seconded by Councillor Zimmerman

That Council Agenda CL 21-2004, be approved and adopted as amended to move the Planning Report forward to be dealt with after correspondence.

Carried.

543. **CHAIRMAN'S REMARKS**

The Regional Chair provided the following remarks:

The Regional Chair provided an update on the refugee situation that is taking place in Fort Erie and Welland. He is meeting regularly with a core group of key individuals working on this issue to make sure that it is dealt with in a timely, efficient and humane manner.

Chair Partington advised the Ministry of Health and Long Term Care announced that effective the end of May 2006, smoking will be banned in all work and public places without exception. Staff will be monitoring developments.

The Chair signed an updated version of the International Joint Emergency Plan. The plan was originally adopted in 1989 and signed by the Erie County Executive, the Niagara County Legislative Chairman and the Chairman of the Niagara Regional Council as a means to provide an outline of the immediate action to be taken by elected and appointed officials, organizations of the two counties and Region that would be involved depending on the nature and extent of the disaster should one take place.

Chair Partington expressed his disappointment that the Region did not achieve the necessary triple majority for inter-municipal specialized transit, commenting that it needs to proceed in some form or another. The Region will obtain legal advice to determine how the Region can participate to move the project forward.

Regional Chair Partington thanked Martin Farms for the beautiful array of poinsettias in the Council Chambers.

### **APPROVAL OF MINUTES**

544. Report 9-2004

Moved by Councillor Timms  
Seconded by Councillor Baty

That Report CW 9-2004, being the minutes of the Committee of the Whole meeting of Thursday, December 2, 2004, be approved and adopted with the amendment to the recorded vote that "Voting for the Motion", the second listing of Councillor Heit (who was recorded twice) be replaced with Councillor Smeaton. (The numbers are correct at 17 and 11 respectively.)

Carried.

545. Report 20-2004

Moved by Councillor Redekop  
Seconded by Councillor Baty

That Report 20-2004, being the minutes of the Proceedings of Council of Thursday, December 2, 2004, be approved and adopted.

Carried.

### **CORRESPONDENCE**

546. The following Communications were received and dealt with as follows:

C6377 Peter Partington, Regional Chairman (December 10, 2004) respecting Resolutions from other Municipalities.

City of Vaughan resolution (November 26, 2004) requesting the provincial government take the necessary steps to enact an amendment to the legislation which clarifies the position of the government that the introduction of the Ontario Health Premium is intended as an increase to individual provincial income tax.

Received.

City of Kitchener resolution (November 29, 2004) respecting the Municipal Property Tax Deferment Program targeted towards low income seniors and disabled persons allowing residents to defer payment of their annual municipal property taxes if they are 60 years of age or older or a disabled person.

Received and referred to the Commissioner of Corporate Services.

- C6378 Card of thanks from Agnes (Rosie) Rempel, an employee of the Community Services Department, and family for the donation held in trust for Halley and Aaron Croteau in memory of her daughter Julie Croteau.
- Received.
- C6379 Card of thanks from Lee Anne Taylor, an employee of the Public Health Department, and family for the kind donation to the Hotel Dieu Hospital in memory of her mother-in-law, Sarah Taylor.
- Received.
- C6380 News Release from the Ministry of Municipal Affairs and Housing (December 8, 2004) respecting legislation passed to extend the current moratorium on urban development in the Greenbelt Study Area.
- Received.
- C6381 City of Thorold resolution (December 8, 2004) respecting deferring the date of the 2005 Water and Sewer rates from January 1, 2005 to March 1, 2005 to permit area municipalities to incorporate the increases in their budgets.
- Received.
- C6382 Jim Watson, Minister of Consumer and Business Services (December 2, 2004) respecting the relocation of the Niagara South Land Registry Office in Welland to the Niagara North Land Registry Office location in St. Catharines.
- Received.
- C6383 City of Welland resolution (December 7, 2004) respecting the heritage designation for the Welland Canals Corridor.
- Received.
- C6384 City of Welland resolution (December 7, 2004) respecting the April 27, 2004 Trade Corridors Conference at White Oaks in Niagara-on-the-Lake and urges the Province of Ontario to provide an up to date status report on the plans for the construction of the twinning of Highway 406 in the Cities of Thorold and Welland.
- Received.

- C6385 Memorandum from Chado Brcic, M.Sc., P.Eng., Director Water & Wastewater Services (December 14, 2004) to Councillor Redekop, Vice-Chair, Public Works and Utilities Committee regarding comments on PWA 215-2004 / CSD 177-2004 Approval of Vehicle Replacement and Additions. (Additional information respecting vehicle requirements)
- Received.
- C6386 Memorandum from Chado Brcic, M.Sc. P.Eng. Director Water & Wastewater Services (December 14, 2004) to Councillor Redekop, Vice-Chair, Public Works & Utilities Committee regarding PWA 223-2004 Update on Follow-up Actions Regarding the Wainfleet Servicing Class Environmental Assessment (EA) in the Township of Wainfleet. (Additional information respecting engineering fees).
- Received.
- C6387 Members' Advisory from the Federation of Canadian Municipalities (December 4, 2004) unanimously adopted a proposal for sharing the federal fuel tax, starting next year.
- Received.
- C6388 George Yerich Jr., Vice-President & General Manager, 656508 Ontario Limited (Skylon Tower) (December 10, 2004) respecting their opposition to the City of Niagara Falls Application for Official Plan Amendment for 6361 Fallsview Boulevard (Hilton Hotel).
- Received.
- C6389 City of Welland resolution (December 7, 2004) respecting support from the Town of Fort Erie requesting the Regional Municipality of Niagara to defer the effective date of the 2005 Water and Sewer Rates from January 1, 2005 to March 1, 2005 be endorsed.
- Received.
- C6390 Memorandum from Councillor Brian Baty, Chair, Council Organizational Review Committee (CORC) (December 14, 2004) respecting an update from the committee relating to structure and schedules.
- Received.

C6391 Memorandum from Corwin Cambray, Commissioner of Planning and Development (December 16, 2004) respecting Modification for Parking Hilton Hotel, Official Plan Amendment No. 56 City of Niagara Falls (Refer to Minute Item 318, PS 176-180, Council Blue Book 21-2004)

--Received and referred for consideration with Planning Services Committee Report PS 20-2004.

C6392 Memorandum from the Regional Clerk (December 16, 2004) advising that Councillor Collins has asked to join the Council Organizational Review Committee.

--Received and Councillor Collins be appointed to the Council Organizational Review Committee.

Moved by Councillor Trombetta  
Seconded by Councillor Eke

That Communications C6377 to C6392 be received and dealt with as directed by this Council and as noted in these minutes.

Carried.

b) For Consideration

547. Moved by Councillor Martin  
Seconded by Councillor Burroughs

That Correspondence C6393, memorandum from Shafee Bacchus, Commissioner of Corporate Services (December 15, 2004) respecting Deferral of Effective Date for Water and Wastewater Rate Change be received; and

That the current by-law containing the 2004 rates be amended to allow for a new expiry date of February 28, 2005.

That a by-law setting the 2005 rates for the period March 1, 2005 to February 28, 2006 be passed in January or February of 2005, and the rates adjusted to account for the shortfall of the months of January and February of 2005; and

That the Regional Clerk be authorized to prepare, and the Regional Clerk and Regional Chair be authorized to sign, the appropriate by-laws reflecting the approved water and wastewater rates for 2005.

Carried.

**COMMITTEE REPORTS**

**JOINT REPORTS**

548. Report CSD 174-2004

Moved by Councillor Zimmerman  
Seconded by Councillor Gabriel

That Report CSD 174-2004, December 8, 2004, respecting the selection of the Committee Chair and Vice Chair for each of the Standing Committees, be received, and the recommendations as dealt with at each Standing Committee, be approved and adopted.

Carried.

549. Report CSD 175-2004

Moved by Councillor Zimmerman  
Seconded by Councillor Gabriel

That Report CSD 175-2004, December 8, 2004, respecting Day and Time of Regular Meetings for Standing Committees, be received, and the recommendations as dealt with at each Standing Committee, be approved and adopted.

Carried.

**COMMITTEE REPORTS**

**PLANNING SERVICES COMMITTEE**

550. Report 20-2004

Moved by Councillor Smeaton  
Seconded by Councillor Eke

That Report PSC 20-2004, being the minutes of the Planning Services Committee meeting of Wednesday, December 8, 2004, be approved and adopted as amended as per Correspondence C6391 regarding Modification for Parking, Hilton Hotel, Official Plan Amendment No. 56, City of Niagara Falls (minute item 318 in Planning Services Report 20-2004.)

Carried.

(Councillors Brock, Burroughs, Hildreth, Marshall and Zimmerman wished to be reported as opposed to minute item 318 in Planning Services Report 20-2004.)

**JOINT REPORTS** (continued)

551. Agreement for Roadworks  
Pallek Farm Commercial Blocks  
Applicant: Nastani Holdings Ltd.  
Clearance of Condition to facilitate  
Site Plan Approval  
Regional Road 55  
(Niagara Stone Road)  
Town of Niagara-on-the-Lake)

Moved by Councillor Rigby  
Seconded by Councillor Redekop

That Report PWA 214-2004/CSD 167-2004, December 8, 2004 Agreement for Roadworks Pallek Farm Commercial Blocks – Applicant: Nastani Holdings Ltd., Clearance of Condition to Facilitate Site Plan Approval Regional Road 55 (Niagara Stone Road) in the Town of Niagara-on-the-Lake be received, and

That the Region enter into an Agreement with Nastani Holdings Ltd., to address a condition of Site Plan Approval and Subdivision Agreement with respect to a proposed plaza to be constructed on the east side of Regional Road 55 (Niagara Stone Road), south of Line 1 Road;

That the Agreement outline responsibilities and secure financial commitments associated with the construction of the required road improvements at this location;

That permission be granted to increase the gross and net budget by \$92,000.00 for Project ZRC0401 / RC0449 to reflect the financial cost of the project financed 100% by the developer.

That the Director of Legal Services be requested to prepare the necessary Agreements;

That the Regional Chair and Regional Clerk be authorized to execute this Agreement;

That the Town of Niagara-on-the-Lake be circulated a copy of this report; and

That the Commissioner of Public Works be authorized to proceed, as necessary, with the publication of a Notice of Meeting, in accordance with the provisions of the Municipal and Environmental Assessment Act.

Carried.

552. Request for Capital Budget Allocation and Financing Approval for Projects ZSS0501 ZSW0511, ZCW0518, and ZGG0503  
Vehicle and Equipment Replacement and Additions

Moved by Councillor Rigby  
Seconded by Councillor Goulbourne

That Report PWA 215-2004 / CSD 177-2004 respecting Request for Capital Budget Allocation and Financing Approval for Projects ZSS0501, ZSW0511, ZCW0518, and ZGG0503 Vehicle and Equipment Replacement and Additions be received and the recommendations contained therein be approved, **as amended**.

**That the 2005 Vehicle and Equipment Replacement proceed but that acquisition of additional vehicles be referred to Committee for further information.**

Carried.

553. Geometric Improvements on Regional Road 81 (King Street / St. Paul Street West Between Ninth Street and Seventh Street Town of Lincoln and City of St. Catharines  
Project ZRC0236 / RC0236

Moved by Councillor Rigby  
Seconded by Councillor Redekop

That Report PWA 220-2004 / CSD 180-2004, respecting Geometric Improvements on Regional Road 81 (King Street / St. Paul Street West) between Ninth Street and Seventh Street in the Municipalities of Lincoln and St. Catharines Project ZRC0236 / RC0236 be received, and

That the engineering budget for the preliminary design including environmental assessment for the geometric improvements on Regional Road 81 (King Street / St. Paul Street West) in the Town of Lincoln and City of St. Catharines be increased from \$116,582.00 to \$149,529.46 all in accordance with Corporate Administrative Policy C3.C10 Consulting and Professional Services, Authority for Retaining;

That capital levy funding in the amount of \$30,000.00 be transferred from Project ZRC0309 / RC0309 Culvert Replacement Program to Project ZRC0236 / RC0236, Reconstruction of Regional Road 81 (King Street / St. Paul Street West), Ninth Street to Seventh Street, Lincoln / St. Catharines for a total revised budget allocation of \$180,000.00;

That the project costs be charged to Project ZRC0236 / RC0236, Reconstruction of Regional Road 81 (King Street / St. Paul Street West), Ninth Street to Seventh Street, Lincoln/ St. Catharines.

Carried.

554. Early Learning and Child Care  
"Best Start" Provincial Announcement

Moved by Councillor Hildreth  
Seconded by Councillor Marshall

That Report COM 83-2004 / PHD 84-2004 respecting Early Learning and Child Care "Best Start" Provincial Announcement be received, and the recommendations contained therein be approved and adopted.

Carried.

555. Local Health Integration Networks (LHINs)

Moved by Councillor Timms  
Seconded by Councillor Katzman

That Report PHD 87-2004 / COM 84-2004 respecting Local Health Integration Networks (LHINs) be received, and the recommendations contained therein be approved and adopted.

Carried.

556. Financing Option for Furniture  
Re: Staff Move to 509 Glendale Avenue

Moved by Councillor Timms  
Seconded by Councillor Baty

That Report PHD 88-2004 / CSD 716-2004 respecting Financing Option for Furniture re: Staff Move to 509 Glendale Avenue be received, and the recommendations contained therein be approved and adopted.

Carried.

**BUDGET REVIEW COMMITTEE**

557. Report 8-2005 (Budget)

Moved by Councillor Martin  
Seconded by Councillor Saracino

That Report 8-2005 (Budget), being the minutes of the Budget Review Committee meeting of Thursday, December 2, 2004, be approved and adopted.

Carried.

**COMMITTEE OF THE WHOLE**

558. Committee of the Whole

Moved by Councillor Martin  
Seconded by Councillor Saracino

That the decisions made in the Committee of the Whole meeting of Thursday, December 16, 2004, be approved and adopted.

Carried.

**JOINT CORPORATE AND FINANCIAL SERVICES COMMITTEE AND PUBLIC WORKS AND UTILITIES COMMITTEE**

559. Report CFS 24 / PW 25-2004

Moved by Councillor Burroughs  
Seconded by Councillor Harry

That Report CFS 24 / PW 25-2004, being the minutes of the Joint Corporate and Financial Services Committee and Public Works and Utilities Committee meeting of Tuesday, November 23, 2004, be approved and adopted.

Carried.

560. Amendments to 2005 Waste Management Services Division Operating Budget

Moved by Councillor Burroughs  
Seconded by Councillor Harry

That Report PWA 225-2004 / CSD 182-2004 respecting Amendments to 2005 Waste Management Services Division Operating Budget be received, and

- A) The amended Waste Management Services Division Operating expenditures totaling \$37,244,755 be approved for 2005.
- B) That apportionment of Waste Management Operating Costs to the Area Municipalities for 2005 include an adjustment to the allocation of disposal costs as follows:

Apportionment of Waste Disposal Costs based on the past twelve months of actual tonnages (November 2003 to October 2004) and the recommended UDR of \$92.25 for 2005.

Moved by Councillor Redekop  
Seconded by Councillor Bentley

That Report PWA 225-2004 / CSD 182-2004 respecting Amendments to 2005 Waste Management Services Division Operating Budget be referred to staff for further information (to all members of Council).

Carried.

#### **CORPORATE AND FINANCIAL SERVICES COMMITTEE**

561. Report 26-2004

Moved by Councillor Martin  
Seconded by Councillor Saracino

That Report 26-2004, being the minutes of the Corporate and Financial Services Committee of Wednesday, December 8, 2004, be approved and adopted, save and except minute item 287, to be amended as per the recommendation for Correspondence item C6393 respecting Deferral of Effective Date for Water and Wastewater Rate Change.

Carried.

#### **COMMUNITY SERVICES COMMITTEE**

562. Report 18-2004

Moved by Councillor Hildreth  
Seconded by Councillor Marshall

That Report CSC 18-2004, being the minutes of the Community Services Committee meeting of Monday, December 6, 2004, be approved and adopted.

Carried.

**HUMAN RESOURCES COMMITTEE**

563. Report 11-2004

Moved by Councillor Collins  
Seconded by Councillor Mastroianni

That Report 11-2004, being the minutes of the Human Resources Committee meeting of Tuesday, December 7, 2004, be approved and adopted.

Carried.

**PUBLIC HEALTH SERVICES COMMITTEE**

564. Report 21-2004

Moved by Councillor Timms  
Seconded by Councillor Baty

That Report PHSC 21-2004, being the minutes of the Public Health Services Committee meeting of Monday, December 6, 2004, be approved and adopted.

Carried.

**PUBLIC WORKS AND UTILITIES COMMITTEE**

565. Report 26-2004

Moved by Councillor Rigby  
Seconded by Councillor Redekop

That Report PW 26-2004, being the minutes of the Public Works and Utilities Committee of Tuesday, December 7, 2004, be approved and adopted.

Carried.

566. Update on Follow-Up Actions Regarding  
The Wainfleet Servicing Class Environmental Assessment (EA)  
In the Township of Wainfleet

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Moved by Councillor Rigby  
Seconded by Councillor Harry

That Report PWA 223-2004, December 7, 2004, respecting the Update on Follow-Up Actions Regarding the Wainfleet Servicing Class Environmental Assessment (EA) in the Township of Wainfleet be received.

That the consulting firm of Hydromantis Inc. be retained to provide value engineering services for the Value Analysis Exercise (VAE) to be undertaken in connection with the water and sewer servicing of the Wainfleet Township lakeshore community.

That the engineering fee be calculated on a time plus expenses basis estimated at an upset limit of \$189,789.00.

That the costs associated with this project be charged against Parent Project ZSW0010.

Carried.

### **OTHER BUSINESS**

567. Corporal Fred Topham VC Fundraising Project

Councillor Saracino advised that the 1<sup>st</sup> Canadian Parachute Battalion was successful with the Fred Topham VC Fundraising Project and has purchased the Victoria Cross medal. Councillor Saracino thanked Regional Council for their support.

568. RFP for Multifunctional Devices

Councillor Salci requested further information related to the RFP for multifunctional devices – staff will provide an information report on this matter.

569. Region's Smoking By-law

Councillor Mastroianni requested clarification on the Region's Smoking Bylaw, given the recent announcement by the Provincial Govt. on their proposed legislation. Staff advised that the Region's by-law still governs as the Provincial legislation is not in place.

570. AMO Information – Grant Applications

Councillor Collins circulated AMO information regarding grant applications available for municipalities

571. Planning Services Committee Report

Councillor Rigby suggested that the Planning Services Committee Report be moved forward under Committee Reports and dealt with first as members of the public attending Regional Council meetings tend to be there regarding a Planning matter.

**BY-LAWS**

572. Moved by Councillor Almas  
Seconded by Councillor Marshall

That the following bills be now read and do pass:

**Bill 142**

A by-law to establish part of Lot 5, Plan 415, in the Town of Fort Erie as part of Regional Road 116 (Stevensville Road).

**Bill 143**

A by-law to appoint Acting Deputy Clerks for the Regional Municipality of Niagara.

**Bill 144**

A by-law to adopt, ratify and confirm the actions of the Regional Council at its meeting held on the 16<sup>th</sup> of December, 2004.

Carried.

573. Moved by Councillor Goulbourne  
Seconded by Councillor Salci

That the following bill be now read and do pass:

**Bill 145**

A by-law to establish part of Township Lot 4, in the City of Niagara Falls as part of Regional Road No. 102 (Stanley Avenue).

Carried.

**ADJOURNMENT**

The Council meeting adjourned at 9:25 p.m.

Peter Partington  
Regional Chairman

Gail Reilly  
Legislative Assistant

Pam Gilroy  
Regional Clerk  
/Associate Director of Corporate Strategy