

**THE REGIONAL MUNICIPALITY OF NIAGARA**

**PROCEEDINGS OF COUNCIL**

**REPORT CL 11-2006**

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The Municipal Council of the Regional Municipality of Niagara met in the Council Chamber, Regional Municipal Building, Thorold, Ontario, on Thursday, August 17, 2006 continuing in Closed Committee of the Whole at 7:05 p.m.

**ATTENDANCE**

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

Staff: Messrs. Trojan, Chief Administrative Officer; Cambray, Commissioner, Planning and Development; Nicol, Commissioner, Human Resources; Neville, Commissioner of Public Works; Bergsma, Commissioner of Corporate Services; Dr. Williams, Medical Officer of Health; Ms. Cousins, Acting Commissioner, Community Services; Ms. Gilroy, Regional Clerk; Ms. Pilon, Deputy Clerk.

Staff

(Part-Time): Mr. Fuentes, Associate Director ACS; Ms. Rae, Legal Counsel.

**CLOSED COMMITTEE OF THE WHOLE**

304. Moved by Councillor Burroughs  
Seconded by Councillor Harry

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.

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

305. Moved by Councillor Collins  
Seconded by Councillor Angelone

That this Council do now rise with report.

Carried.

Following Committee of the Whole, Council met in regular session, commencing at 7:15 p.m. with an Invocation by Councillor Burroughs, followed by the singing of 'O Canada'.

### **CONFLICTS OF INTEREST**

306. 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.

### **ADOPTION OF THE AGENDA**

307. Moved by Councillor Timms  
Seconded by Councillor Salci

That the Council Agenda CL 11-2006 be approved and adopted as presented.

Carried.

### **PRESENTATIONS**

308. Appreciation for Bursary

Ms. Christine Lindsay Kerr, B.Sc. Bachelor of Science Honours (Biology), the 2002 Recipient of the Silver Anniversary Bursary thanked Regional Council for their support

309. 2006 Recipients and Finalists:  
Regional Chair's Bursary for Brock University

Regional Council awarded Kaitlin Marie Bynkowski and Jessica Rose Hore with the Regional Chair's Bursary for Brock University, they will each receive \$1,000 each, due to a tie. Regional Council also congratulated Kaitlin Emily Curtiss and Connie Lynne Wiecha, who were finalists.

310. 2006 Recipients and Finalists:  
Regional Chair's Bursary for Niagara College

Regional Council awarded Brandon Nathaniel Rijgersberg with the Regional Chair's Bursary for Niagara College, who will receive \$1,000. Regional Council also congratulated Salvatore Cianchino and Stephen Matthew Hurley, who were finalists.

311. T. Roy Adams Humanitarian of the Year Award

Regional Council awarded the Fourth Annual T. Roy Adams Humanitarian of the Year Award to Dorothea Hayslip, who was nominated for her caring and compassion in service to the residents of Gilmore Lodge and the Fort Erie Community.

312. Smoke-Free Champions Awards

Regional Council congratulated the following local Smoke-Free Champions who have advocated for smoke-free public places:

Tim Comerford; Dr. Stafford Dobbin; Dr. David Eden; Kelly Foster; Dr. Heime Geffen; Brenda Gibson; Charmaine Grace; Gary Hendershot's – Family; Elizabeth Janzen; Sharon Lawler; Dr. Kellie-an Lawrance; Scott MacKenzie; Dr. David Nicholson; Muriel Pendergast; Bonnie Polych; Mary Ransom; Melodie Shick-Porter and Karen Stearne.

313.

**CHAIRMAN'S REMARKS**

Regional Chair Partington thanked Mr. Kim Craitor for taking time out of his schedule to be present for our Smoke Free Champion Awards.

Regional Chair Partington was pleased by the comments made on Monday, August 14, 2006 by Premier McGuinty at the Annual AMO conference that was held in Ottawa this year. The Premier announced that a Provincial-Municipal Fiscal and Service Delivery Review will be conducted by both levels of government over the next year and a half with a report to be released in the spring of 2008. Regional Council has continued to advocate for a review of how the province funds programs it mandates municipalities to provide in the areas of social service, public health, housing and infrastructure funding. Niagara Region's willingness to participate in a pilot program utilizing Ontario Municipal Partnership Funds as a means of tax mitigation clearly reaffirms Niagara Region's commitment to be at the table for discussions and actions related to the eighteen month review. This is a positive step towards addressing the burden these provincially mandated services place on our local tax bills and will provide us with an opportunity to provide input into potential solutions that will benefit Niagara Region.

Regional Chair Partington noted that this year's AMO conference was instrumental for Niagara Region, as we made significant steps forward with some key Ministers. Niagara Region has definitely advanced on many fronts, with the Niagara-GTA Corridor being cited by several Ministers as a priority on the provincial agenda, recognizing that it is a catalyst for economic growth, not only in Niagara Region, but across the entire province of Ontario.

Regional Chair Partington thanked Lincoln Florists of Beamsville for the flowers on display in Council Chambers.

### **APPROVAL OF MINUTES**

314. Report 4-2006

Moved by Councillor Casselman  
Seconded by Councillor Eke

That Report 4-2006, being the minutes of the Committee of the Whole meeting of Thursday, July 27, 2006, be approved and adopted.

Carried.

315. Report 10-2006

Moved by Councillor Mastroianni  
Seconded by Councillor Marshall

That Report 10-2006, being the minutes of the Regional Council meeting of Thursday, July 27, 2006, be approved and adopted.

Carried.

### **CORRESPONDENCE**

316. Moved by Councillor Marshall  
Seconded by Councillor Almas

That Communications C6801 to C6804, be received:

C6801 Jillian Bevan, 2005 Silver Anniversary Bursary Recipient (August 1, 2006) extending her gratitude for the support of the community during her first year at McMaster in the Kinesiology program and updating Council on a year that has been both positive and rewarding.

C6802 Lauren Scott, 2004 Silver Anniversary Bursary Recipient (August 3, 2005) extending her gratitude for the support of the Bursary during her second year at McMaster in the nursing program and updating Council on a year that has been both exciting and rewarding.

C6803 Katherine Glowacz, 2003 Silver Anniversary Bursary Recipient (July 13, 2006) extending her gratitude for the support of the Bursary during her third year at McMaster in the Honours Arts and Science program and updating Council on a year that has been enriching and rewarding.

C6804 A News Release from the City of Windsor Mayor's office entitled "Windsor Mayor Accepts Energy Conservation Challenge" (July 31, 2006).

Carried.

### **COMMITTEE REPORTS**

#### **PLANNING AND PUBLIC WORKS COMMITTEE**

317. Report 12-2006

Moved by Councillor Rigby  
Seconded by Councillor Burroughs

That Report 12-2006, being the minutes of the Planning and Public Works Committee meeting of Wednesday, August 9, 2006, be approved and adopted; and

That the memorandum from Mr. Cambray respecting additional information for DPD 80-2006, Official Plan Amendment No. 9, Agri-Plastics Manufacturing Business in the Township of West Lincoln, be received for information.

Carried.

(Refer to Staff Directions)

#### **CORPORATE SERVICES COMMITTEE**

318. Report 11-2006

Moved by Councillor Martin  
Seconded by Councillor Collins

That Report 11-2006, being the minutes of the Corporate Services Committee meeting of Wednesday, August 9, 2006, be approved and adopted.

Carried.

**PUBLIC HEALTH AND SOCIAL SERVICES COMMITTEE**

319. Report 11-2006

Moved by Councillor Timms  
Seconded by Councillor Hildreth

That Report 11-2006, being the minutes of the Public Health and Social Services Committee meeting of Tuesday, August 8, 2006, be approved and adopted.

Carried.

**ACCOMMODATION STEERING COMMITTEE**

320. Report 9-2006

Moved by Councillor Leavens  
Seconded by Councillor Collins

That Report 9-2006, being the minutes of the Accommodation Steering Committee meeting of Friday, July 21, 2006, be approved and adopted.

Carried.

**COMMITTEE OF THE WHOLE**

321. Moved by Councillor Goulbourne  
Seconded by Councillor Angelone

That the decisions made in the Committee of the Whole meeting of Thursday, August 17, 2006, be approved and adopted.

Carried.

**NOTICES OF MOTION**

322. Support for the Niagara River Golf Course Application

Councillor Redekop advised Regional Council that he would be bringing forward a motion at the next Regional Council meeting to ensure that the Regional Solicitor or Special Counsel is retained and directed to take all actions necessary to bring a full case before the Ontario Municipal Board in support of the Application, to permit a championship 18 hole golf course ("the Niagara River Golf Course"), including retaining any and all necessary and appropriate experts, including planning experts to support the position of Regional Council.

## **OTHER BUSINESS**

323. **Neil Campbell – A Great Canadian!**

Councillor Rigby apprised Regional Council of the death of Neil Campbell (September 3, 1930 – August 11, 2006), a great Canadian - honoured by his country and the people he touched with his simple passions. His greatest joys were in the celebration of excellence - something he nourished in all of us, everyday of his life.

Neil Campbell made an impression on many and received worldwide respect, a truly outstanding individual that had a positive influence on young people.

324. **Fort Erie Celtic Festival 2006 – September 8-9, 2006**

Councillor Martin invited everyone to visit the Town of Fort Erie, September 8-9, 2006 for the Fort Erie Celtic Festival 2006, for Celtic food, dance, musical entertainment, pipe bands, clan tents and heavy athletic events. Please visit: [www.forteriecelticfestival.com](http://www.forteriecelticfestival.com)

325. **Bigga Tomatafest**

Councillor Angelone invited everyone to the Bigga Tomatafest, August 20, 2006 at Queenston Heights Park, 6663 Stanley Avenue, Niagara Falls with foods from every territory in Italy. Please come out to cheer on the Councillor Angelone and other participants of the Tomato Stomping event. Please visit: <http://www.vacationsmadeeasy.com/NiagaraFallsON/eventCalendar/BiggaTomatafestinNiagaraFallsOn.cfm>

326. **Marshville Heritage Festival**

Councillor Harry invited everyone to the Marshville Heritage Festival in the Township of Wainfleet on September 2, 3 and 4, 2006. Visit <http://marshvilleheritage.tripod.com/id9.html>

327. **Dr. Williams Named Patroness of the Niagara Tunnel Project**

Regional Council congratulated Dr. Williams on being named the Patroness of the Niagara Tunnel Project.

Importing a European tradition to Niagara Falls, where naming a patroness is based on the religious tradition of St. Barbara who was the patron saint of miners, construction workers and engineers; officials from Strabag AG, the company building the third hydro tunnel, made the announcement of Dr. Williams' unique title during a ceremony held Tuesday, August 8<sup>th</sup>, 2006.

**BY-LAWS**

328. Moved by Councillor Baty  
Seconded by Councillor Redekop

That the following bills be now read and do pass:

**Bill 69**

A By-Law to Establish Part of Township Lot 127, in the City of Thorold as Part of Regional Road No. 50 (Merrittville Highway)

**Bill 70**

A By-Law to Provide for the Adoption of Amendment 6-2005 to the Official Plan for the Niagara Planning Area to Provide for Revised Agricultural and Rural Areas and Mineral Resource Policies.

**Bill 71**

A By-Law to Provide for the Adoption of Amendment 170 to the Official Plan for the Niagara Planning Area to Provide for Land Use Policies in the Willoughby Area of the City of Niagara Falls.

**Bill 72**

A By-Law to Provide for the Adoption of Amendment 2-2006 to the Official Plan for the Niagara Planning Area to Provide a Waterline Extension to Serve a Church in the Town of Fort Erie.

**Bill 73**

A By-Law to Establish Part of Lots 21 and 23, Concession 9, in the City of St. Catharines, as part of Regional Road No. 69 (Pelham Road)

**Bill 74**

A By-Law to Provide for the Regulation of Traffic on Regional Highways in the Town of Grimsby

**Bill 75**

A by-law to adopt, ratify and confirm the actions of the Regional Council at its meeting held on the 17<sup>th</sup> of August, 2006.

Carried.

329. Moved by Councillor Harry  
Seconded by Councillor Burroughs

That the following bill be now read and do pass:

Bill 76

A By-law to Authorize Long-Term Financing (1-10 Years) in the Amount of \$338,110 for Project ZGL0608, Groundwater Remediation at the Niagara Enviro-Centre.

Carried.

**STAFF DIRECTIONS**

Staff were requested to:

- Councillor Burroughs asked for clarification respecting the funding for the project defined in PWA 147-2006/CSD 108-2006, Groundwater Remediation Works, Niagara Recycling Centre, City of Niagara Falls, Niagara Region Contract RN 05-16, Project ZGL0608. (Refers to Minute Item # 317)

**ADJOURNMENT**

The Council meeting adjourned at 8:35 p.m.

Peter Partington  
Regional Chairman

Janet Pilon  
Deputy Clerk

Pam Gilroy  
Regional Clerk