

THE REGIONAL MUNICIPALITY OF NIAGARA

PLANNING AND PUBLIC WORKS COMMITTEE

REPORT 6-2006

Minutes of a meeting of the Planning and Public Works Committee held in Council Chambers, Regional Municipal Building, Thorold, Ontario, on Wednesday, April 5, 2006 commencing at 1:05 p.m.

ATTENDANCE

Committee: Councillors Smeaton, Co-Chair; Rigby, Co-Chair; Regional Chair Partington, Angelone, Baty, Bodner, Burroughs, Casselman, Eke, Gabriel, Harry, Hildreth, Hodgson, Leavens, Mastroianni, Redekop, Salci, Timms.

Staff: Messrs. Cambray, Commissioner, Planning & Development Department; Cousins, Acting Commissioner, Public Works; Farley, Director, Planning Services; Brcic, Director, Water & Wastewater Services; ; Sidawi, Director, Operation Support Services; Friesen, Director, Waste Management Services; Ms. Gilroy, Regional Clerk; Ms. Pilon, Deputy Clerk.

Staff (Part Time): Messrs. Bergsma, Commissioner, Corporate Services; Bousfield, Manager Property Facility Management; Kyne, Director, Legal Services; Steele, Project Manager/Coordinator; Nicholson, Senior Policy Coordinator Planner; Miller, Planner; Bergen, Transportation Planning Technician; Shah, Project Manager Buildings; Bendell, Financial Analyst; Bowles, Executive Assistant to the Regional Chair; McQueen, Director, Administration; Christensen, Director, Health Protection & Promotion; Ms. Staines, Legislative Assistant; Peacefull, Community Development Manager; Ms. Donia, Planner; Ms. Lambe, Business Partner, Strategic Communications.

PRESENTATION

202. Regional Policy Plan Amendment 2-2005
Regional Road Allowance Policies

Mr. Cousins provided the Committee with a presentation on the Regional Policy Plan Amendment 2-2005, Regional Road Allowance Policies to address the concerns raised by the public and by the Planning and Public Works Committee at their meeting of February 1, 2006.

The Committee was provided with a brief history of Policy Plan Amendment 2-2005; the proposed revisions, since the February 1, 2006 Planning and Public Works Committee meeting; the legislative authority to request road widening; the purpose for designating the road allowance widths, making note of Planning Act – Section 41 (9); the problems with the existing road allowances and staff's responses to the delegations heard at the February 1, 2006 meeting.

Moved by Councillor Burroughs
Seconded by Councillor Bodner

That the presentation on the Regional Policy Plan Amendment 2-2005, Regional Road Allowance Policies, be referred to Report DPD 41-2006/PWA 66-2006.

Carried.

(Refer to Staff Directions)

DELEGATIONS

203. Regional Policy Plan Amendment 2-2005
Regional Road Allowance Policies

Mr. John Parisee a resident of the City of Welland, addressed the Committee respecting his development at Regional Road 54 at Regional Road 27.

Mr. Parisee requested the Committee consider exempting existing businesses from this Regional Policy Plan Amendment, so that it would only apply to new businesses.

Moved by Councillor Eke
Seconded by Councillor Angelone

That Mr. Parisee's comments be referred to Report DPD 41-2006/PWA 66-2006 respecting the Regional Policy Plan Amendment 2-2005, Regional Road Allowance Policies.

Carried.

OPERATIONS
(STATUS REPORTS)

204. Smarter Niagara Steering Committee
March 8, 2006

The Committee noted their concerns on what is being requested in the memorandum on the Results of Historic Places in Niagara Summit held in November 2005 and the need for staff resources, inquiring as to how much time would be involved.

The Committee discussed the scope of the Smarter Niagara Steering Committee and the Arts, Culture and Heritage Committee and the differences between the committees. Both Committees had supported the memorandum.

Following a lengthy discussion, it was;

Moved by Councillor Baty
Seconded by Councillor Eke

That the minutes of the Smarter Niagara Steering Committee meeting held on March 8, 2006, be received; and

That the recommendation contained in the minutes, listed as Minute Item # 11, be deferred, pending the receipt of a staff report on the memorandum respecting the Results of Historic Places in Niagara Summit and Recommended Next Steps.

Carried.

205. Greater Niagara Circle Route Committee
March 15, 2006

Moved by Councillor Timms
Seconded by Councillor Eke

That the minutes of the Greater Niagara Circle Route Committee meeting held on March 15, 2006, be received and the recommendations contained therein be approved.

Carried.

206. Naming of the Regional Municipality of Niagara's
New Inter-Municipal Specialized Transit Service
PWA 58-2006

Moved by Councillor Burroughs
Seconded by Councillor Eke

That Report PWA 58-2006, April 5, 2006, respecting Naming of the Regional Municipality of Niagara's New Inter-Municipal Specialized Transit Service, be received.

That the following report and recommendations, approved by the Transportation Strategy Steering Committee at its February 21, 2006 meeting, be recommended to Regional Council.

That the Regional Municipality of Niagara's new Inter-Municipal Specialized Transit Service be named "Niagara Specialized Transit".

Carried.

207. Tender Award for Contract RN. 06-08
Line 5 Landfill Site
Stormwater Management Improvements
Town of Niagara-on-the-Lake
PWA 59-2006

Moved by Councillor Burroughs
Seconded by Councillor Eke

That Report PWA 59-2006, April 5, 2006, respecting the Tender Award for Contract RN. 06-08, Line 5 Landfill Site, Stormwater Management Improvements in the Town of Niagara-on-the-Lake, be received.

That Contract RN. 06-08, Line 5 Landfill Site, Stormwater Management Improvements in the Town of Niagara-on-the-Lake, be awarded to CRL Campbell Construction Ltd. at its tender price of \$385,925.00.

That a contingency allowance of \$40,000.00 be provided for this project.

That the Regional Clerk be directed to ensure that the appropriate by-law be prepared for submission to Regional Council authorizing the Regional Chair and Regional Clerk to execute the contract on behalf of the Regional Municipality of Niagara.

That the project code be charged against Capital Works Parent Project ZGL0511/GL0511.

Carried.

- (Refer to Staff Directions)
208. Funding of Paved Shoulders
East & West Line Road Reconstruction
Town of Niagara-on-the-Lake
PWA 60-2006

Moved by Councillor Burroughs
Seconded by Councillor Eke

That Report PWA 60-2006, April 5, 2006, respecting the Funding of Paved Shoulders, East & West Line Road Reconstruction in the Town of Niagara-on-the-Lake, be received.

That the Region agree to fund the additional costs for paved shoulders along East & West Line between Four Mile Creek Road and Niagara Stone Road, in the Town of Niagara-on-the-Lake, estimated at \$60,000.00.

That all project costs be charged against Parent Project ZRC0601 Road Rehabilitation Program.

That the Regional Clerk's Department forward a copy of this report to the Town of Niagara-on-the-Lake and the Regional Niagara Bicycling Committee for their information.

Carried.

209. Proposed 2006 Traffic Signal Rehabilitation
And New Traffic Signal Installation Programs
PWA 61-2006 (CSD 52-2006)

Moved by Councillor Burroughs
Seconded by Councillor Eke

That Report PWA 61-2006 (CSD 52-2006), April 5, 2006, respecting the Proposed 2006 Traffic Signal Rehabilitation and New Traffic Signal Installation Programs, be received.

That financing in the amount of \$1,360,000 gross and \$200,000 net amounts be approved for Project ZRT0601 New Traffic Signal Program from the approved 2006 Roads Capital Program;

That approval be given to fund the project with financing consisting of \$200,000 Capital Levy, \$260,000 Subsidies (Gas Tax Revenue) and \$900,000 External Cost Sharing;

That approval be given to transfer Capital Levy financing of \$105,000 gross and net from project ZRT0601 New Traffic Signal Program to Project ZRT0602 Traffic Signal Rehabilitation Program;

That staff be authorized to proceed with the proposed 2006 Traffic Signal Rehabilitation Program and New Traffic Signal Installation Programs as outlined in this report; and

Further that Council authorize staff to continue with the standardization of Traffic Signal equipment, as per the "Design and Operation of Traffic Signal Standards and Specifications" manual, taking into consideration the Corporate Policy for "Sole Source or Direct Negotiation Purchases Procedure".

Carried.

(Refer to Staff Directions)

(Please note that Report PWA 61-2006 (CSD 52-2006) can be found behind the JNT RPTS Blue Book Tab)

210. Tender Award for Contract RN 05-57
For the Niagara Falls Wastewater Treatment Plant
Digester No. 4 Rehabilitation
City of Niagara Falls
Project: ZSW9205/SW0615
PWA 62-2006

Moved by Councillor Burroughs
Seconded by Councillor Eke

That Report PWA 62-2006, April 5, 2006, respecting the Tender Award for Contract RN 05-57 for the Niagara Falls Wastewater Treatment Plant, Digester No. 4 Rehabilitation in the City of Niagara Falls, Project: ZSW9205/SW0615, be received.

That Contract RN 05-57, for the Niagara Falls Wastewater Treatment Plant (WWTP) Digester No. 4 Rehabilitation in the City of Niagara Falls be awarded to Algoma Painting & Protective Coatings Ltd. at their bid price of \$339,930.00.

That a contingency amount of \$30,000.00 be provided for this project.

That the Regional Clerk be directed to ensure that the appropriate by-laws are prepared for submission to Regional Council authorizing the Regional Chair and Regional Clerk to execute the contract on behalf of the Regional Municipality of Niagara.

That the cost associated with this project be charged against Project ZSW9205/SW0615.

Carried.

211. Niagara's Water Treatment Plant 2005 Summary Reports
PWA 63-2006

Moved by Councillor Burroughs
Seconded by Councillor Eke

That Report PWA 63-2006, April 5, 2006, respecting Niagara's Water Treatment Plant 2005 Summary Reports, be received.

That the 2005 Summary Reports for Niagara's six water treatment plants be received in accordance with Schedule 22 of Ontario Regulation 170/03, Safe Drinking Water Act.

That the Regional Clerk be directed to ensure that the appropriate resolutions are prepared for submission to Regional Council, including authorizing the Regional Chair and Regional Clerk to confirm that the 2005 Summary Reports have been presented and approved by Council.

Carried.

212. Environmental Assessment and Preliminary Design
For the Reconstruction of Regional Road 101 (Mountain Road / Portage Road)
From Regional Road 70 (Taylor Road) to Regional Road 102 (Stanley Avenue)
City of Niagara Falls
Project ZRC0318

PWA 64-2006 (CSD 54-2006)

Moved by Councillor Burroughs
Seconded by Councillor Eke

That Report PWA 64-2006 (CSD 54-2006), April 5, 2006, respecting the Environmental Assessment and Preliminary Design for the Reconstruction of Regional Road 101 (Mountain Road / Portage Road), from Regional Road 70 (Taylor Road) to Regional Road 102 (Stanley Avenue) in the City of Niagara Falls Project ZRC0318, be received;

That Long Term Financing in the gross and net amount of \$118,664 be transferred from Project ZRC0134/RC0134 Rehabilitation of Structure 029205 on Webber Road over the Welland River to Project ZRC0318 Engineering for Future Reconstruction Projects;

That the consulting firm of Delcan Corporation be retained to provide the engineering services required to undertake the Municipal Class (EA) Environmental Assessment and Preliminary Design for the reconstruction of Regional Road 101 (Mountain Road / Portage Road) from Regional Road 70 (Taylor Road) to Regional Road 102 (Stanley Avenue) in the City of Niagara Falls;

That an engineering agreement with the consulting firm of Delcan Corporation be prepared for design fees of \$154,911 with the engineering fees being calculated on a time plus disbursements basis;

That the costs associated with this project be charged against Project ZRC0318/RC0318; and

That the Regional Clerk be directed to ensure that the appropriate by-laws are prepared for presentation to Regional Council.

Carried.

(Please note that Report PWA 64-2006 (CSD 54-2006) can be found behind the JNT RPTS Blue Book Tab)

213. Acceptance of Transfer from Ministry of Transportation
Small Portion of Thompson Road
Town of Fort Erie

PWA 68-2006

Moved by Councillor Angelone
Seconded by Councillor Eke

That Report PWA 68-2006, April 5, 2006, respecting the Acceptance of Transfer from Ministry of Transportation, Small Portion of Thompson Road in the Town of Fort Erie, be received.

That the Region of Niagara accepts the transfer from the Ministry of Transportation of a small portion of Thompson Road in the Town of Fort Erie presently under the Ministry's jurisdiction. The portion is a long narrow parcel having Regional jurisdiction on three sides, as shown on Appendix "A" attached.

Carried.

214. Sale of Surplus Property – Contract RN 06-02
Fronting on the West Side of
Regional Road 98 (Montrose Road)
City of Niagara Falls

PWA 69-2006

Moved by Councillor Salci
Seconded by Councillor Angelone

That Report PWA 69-2006, April 5, 2006, respecting the Sale of Surplus Property – Contract RN 06-02, Fronting on the West Side of Regional Road 98 (Montrose Road) in the City of Niagara Falls.

That the Tender from the highest bidder 1584581 Ontario Limited in the amount of sixty-eight thousand (\$68,000.00) be accepted;

That the Regional Chair and Clerk be authorized to execute the Agreement of Purchase and Sale;

That the Solicitor for Niagara Region be directed to prepare the necessary documents to complete the transaction.

Carried.

PLANNING AND PRIORITIES (STRATEGIC PLANNING/POLICY)

215. Final Recommendations Report Update
Regional Policy Plan Amendment 2-2005
Regional Road Allowance Policies
DPD 41-2006 / PWA 66-2006

Moved by Councillor Hildreth
Seconded by Councillor Baty

That Report DPD 41-2006/PWA 66-2006, April 5, 2006, respecting the Final Recommendations Report Update Regional Policy Plan Amendment 2-2005, Regional Road Allowance Policies, be received.

That Regional Policy plan Amendment 2-2005 as set out in Appendix 1 be approved.

That the Regional Clerk ensure that a Regional Amendment by-law is prepared for Council's adoption.

That a notice of Council's decision be circulated in accordance with Planning Act requirements.

That a copy of this report be forwarded to the local municipalities for information.

Carried.

216. Waste Management Planning Steering Committee
March 14, 2006

Moved by Councillor Eke
Seconded by Councillor Casselman

That the minutes of the Waste Management Planning Steering Committee meeting held on March 14, 2006, be received and the recommendations contained therein be approved.

Carried.

PUBLIC MEETING

217. Joint Public Meeting
Regional Policy Plan Amendment 1-2006
Compost Facility
Town of Lincoln
Date: April 10, 2006
Time: 7:00 p.m.
Place: Council Chambers, Town of Lincoln

Councillors: Baty, Hildreth, Zimmerman.
218. Regional Policy Plan Amendment 7-2006
Expansion of the Urban Area Boundary
City of Niagara Falls
Date: Tuesday, April 25, 2006
Time: 7:00 p.m.
Place: Council Chambers, Niagara Falls

Councillors: Angelone, Smeaton, _____.

INFORMATION

219. Summit 2006: Creating the Cross Border Capital
One Region. Two Niagaras. Our Shared Future.
DPD 42-2006

Moved by Councillor Angelone
Seconded by Councillor Mastroianni

That Report DPD 42-2006, April 5, 2006, respecting Summit 2006: Creating the Cross Border Capital *One Region – Two Niagaras. Our Shared Future*, be received for information.

Carried.

220. Moved by Councillor Burroughs
Seconded by Councillor Bodner

That the following items, be received for information:

Report DPD 43-2006, April 5, 2006, respecting Consent Summary from February 23, 2006 to March 15, 2006;

Report DPD 44-2006, April 5, 2006, respecting the Regional Comments on Development Proposals from February 23, 2006 to March 15, 2006;

Correspondence Item PD 16-2006, Letter on fish habitat and the Greenbelt from John Gerretsen, Minister of Municipal Affairs and Housing;

Correspondence Item PD 17-2006, Letter to Mr. Ewart on a Golf, Winery, Hotel, Spa and Conference Centre involving the Niagara Escarpment and Greenbelt, Regional Road 81 in the Town of Lincoln, Town of Grimsby;

Correspondence Item PD 18-2006, Preliminary comments to the City of St. Catharines on proposed Official Plan and Zoning By-law Amendments to permit a mixed use development in Port Dalhousie;

Report PWP 26-2006, April 5, 2006, respecting the Transportation Division's Adopt-a-Road Program;

Report PWP 27-2006, April 5, 2006, respecting the 2005 Pavement Condition Status Report;

Report PWP 28-2006, April 5, 2006, respecting Project Activity Report, Transportation Services; and

Report PWP 29-2006, April 5, 2006, respecting the Project Activity Report, Water & Wastewater Services.

Carried.

(Refer to Staff Directions)

221. Pedestrian Safety at Traffic Signals
PWP 30-2006

Moved by Councillor Harry
Seconded by Councillor Mastroianni

That Report PWP 30-2006, April 5, 2006, respecting the Pedestrian Safety at Traffic Signals, be received for information.

Carried.

(Refer to Staff Directions)

222. Traffic Signal Timing – Determination of
Yellow and All-Red Clearance Intervals
PWP 31-2006

Moved by Councillor Smeaton
Seconded by Councillor Salci

That Report PWP 31-2006, April 5, 2006, respecting the Traffic Signal Timing – Determination of Yellow and All-Red Clearance Intervals, be received for information.

Carried.

(Refer to Staff Directions)

223. Niagara-Hamilton WastePlan Joint Working Group
February 9, 2006

Moved by Councillor Burroughs
Seconded by Councillor Harry

That the minutes of the Niagara-Hamilton WastePlan Joint Working Group meeting held February 9, 2006, be received for information.

Carried.

224. Inter-Municipal Specialized Transit Advisory Committee
March 6, 2006

Moved by Councillor Leavens
Seconded by Councillor Mastroianni

That the minutes of the Inter-Municipal Specialized Transit Advisory Committee meeting held March 6, 2006, be received for information.

Carried.

OTHER BUSINESS

225. Spring Planning Tour:
Wednesday, April 19, 2006

The Committee was reminded of the Spring Planning Tour that has been arranged for Wednesday, April 19, 2006 from 1:00 p.m. to 5:00 p.m. to tour the Township of Wainfleet's Lake Erie Shoreline in addition to other areas of planning interest to the Committee. All Councillors are welcome.

CLOSED SESSION

226. Moved by Councillor Leavens
Seconded by Councillor Eke

That this Committee do now meet in Closed Session for the purpose of receiving information of a confidential nature relating to legal and property matters.

Carried.

227. Update – Official Plan Amendment Appeal
City of Niagara Falls
DPD 45-2006

Moved by Councillor Salci
Seconded by Councillor Angelone

That Confidential Report DPD 45-2006, April 5, 2006, respecting the Update - Official Plan Amendment Appeal in the City of Niagara Falls, be received for discussion purposes.

Carried.

Moved by Councillor Harry
Seconded by Councillor Hildreth

That Confidential Report DPD 45-2006, April 5, 2006, respecting the Update – Official Plan Amendment Appeal in the City of Niagara Falls, be received for information.

Carried.

There being a lack of ordinary quorum at the meeting, the Committee Chair determined that the ordinary quorum for the meeting be reduced to eleven members, pursuant to Part 15, Section 15.8.2 of the Procedural By-law 120-2005.

228. HQ Office Building Accommodations - Update

The Committee was provided with an update on the Headquarters Office Building Accommodations.

229. Moved by Councillor Bodner
Seconded by Councillor Harry

That this Committee do now rise with report.

Carried.

STAFF DIRECTIONS

Staff was requested to:

- Review Crook Street its various widths. (Refers to Minute Item # 202)
- Review the proposed right of way widths shown in Table 2 for Regional Road 21 (Bowen Road/Phipps Street) in Fort Erie. (Refers to Minute Item # 202)
- add Victoria Avenue Market Greenway to Policy 9.A.24. (Refers to Minute Item # 202)
- provide Councillor Burroughs with information on the contours for the Line 5 Landfill Site (Refers to Minute Item # 207)
- meet with the City of Port Colborne staff respecting Project No. 16 on Page 7 of Report PWA 61-2006 (CSD 52-2006). (Refers to Minute Item # 209)
- provide more information on the comments, as the reference to "incorporates many" at the top of page 4, related to the Provincial Policy Statement does not provide the Committee with sufficient information. (Refers to Minute Item # 220 - PD 18-2006)
- have discussions with the developer, developing the parcel of land immediately north of the new Ambulance station in the Town of Fort Erie to discuss the entranceway requirements. (Refers to Minute Item # 220 - PWP 28-2006)
- contact the local municipalities to discuss the amber and all red clearance intervals for their traffic signals (Refers to Minute Items # 221 & 222)

ADJOURNMENT

The Committee adjourned at 4:47 p.m., to meet again in Council Chambers, April 26, 2006 at 1:00 p.m.

Bill Smeaton
Co-Chair

Tim Rigby
Co-Chair

Janet Pilon
Deputy Clerk

Pam Gilroy
Regional Clerk