

## THE REGIONAL MUNICIPALITY OF NIAGARA

### CORPORATE SERVICES COMMITTEE

#### REPORT 4-2007

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Minutes of a meeting of the Corporate Services Committee held in Committee Room 4, Regional Municipal Building, Thorold, Ontario, on Wednesday, March 14, 2007, commencing at 9:00 a.m.

#### ATTENDANCE

Committee: Councillors Martin, Co-Chair; Collins, Co-Chair; Partington, Regional Chair; Augustyn; Bentley; Burroughs; Bylsma; Casselman; D'Angela; Greenwood; Heit; Puttick; Saracino.

Staff: Mr. Bergsma, Commissioner, Corporate Services; Mr. Nicol, Commissioner, Human Resources; Mr. Lockyer, Treasurer/Director, Financial Management & Planning; Ms. Gilroy, Regional Clerk; Ms. Reilly, Legislative Assistant.

Staff

Others: Corporate Services: Mr. Bernard, Manager, Court Services; Mr. Kaas, Capital Analyst; Mr. Kyne, Director, Legal Services; Ms. MacCuish, Administrative Assistant; Ms. Ray, Legal Counsel.  
Human Resources: Ms. Casement, Employee Relations Manager.  
Others: Mr. Jones, Director, Administration, P.H.; Mr. Roach, Manager, Financial Services, P.W.; Ms. Watson, Manager, Community Services.

#### PRESENTATIONS

69. Children's Discovery Centre of Niagara

Conflict of Interest

Councillor D'Angela declared an indirect pecuniary interest with respect to the Children's Discovery Centre of Niagara, as they are a client of his, and he therefore took no part in the discussion of, or voting on, this matter.

Ms. Mandy Tappay, Executive Director, Children's Discovery Centre of Niagara, attended to apprise Committee of their Centre noting the "Mission" of The Children's Discovery Centre is to provide creative, interactive experiences that promote growth and learning. Ms. Tappay highlighted the programs and school workshops offered detailing the various education galleries available. She commented that the programs at the Children's Development Centre supplement Ministry of Education and Training's Ontario Curriculum Expectations with hands-on interactive learning experiences. Committee was apprised of the various

community partnerships and collaborations and contributions of the volunteers with over \$300,000 of in-kind support donated. Ms. Tappay also highlighted the founders and donors of the Centre and current volunteer contributions. Committee was urged to support their request for \$20,000 to support “families-at-risk” access to the Centre in order to continue to support access to programs and services at the Children’s Discovery Centre of Niagara.

Moved by Councillor Burroughs  
Seconded by Councillor Augustyn

That the presentation by Mandy Tappay, Executive Director, Children’s Discovery Centre of Niagara, be referred to Corporate Services staff to determine if there is a way in which the Region of Niagara can support the Centre.

Carried.

Conflicts of Interest

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

Councillor Collins declared an indirect pecuniary interest with respect to all matters relating to the Police as he has a family member employed by the Police and he therefore took no part in the discussion of, or voting on, these matters.

**ITEMS FOR CONSIDERATION**

70. Statement of Remuneration and Expenses for Members of Council and Council Appointees  
**CSD 41-2007**

Moved by Councillor Heit  
Seconded by Councillor Bentley

That Report CSD 41-2007, March 14, 2007, respecting Statement of Remuneration and Expenses for Members of Council and Council Appointees, be received for information only.

Carried.

71. 2007 Reimbursable Mileage Two-tier Rates  
**CSD 44-2007**

Moved by Councillor Collins  
Seconded by Councillor Heit

That Report CSD 44-2007, March 14, 2007, respecting 2007 Reimbursable Mileage Two-tier Rates, be received.

That the reimbursable mileage rate payable to all Niagara Region employees and members of the Niagara Regional Police Service (NRPS) who use their personal automobiles for work purposes remain at the currently established two-tier rates prescribed by the Federal Government Department of Finance effective January 1, 2007, at \$0.50 per kilometre for the first 5,000 kilometres driven and \$0.44 for any kilometres driven in excess of 5,000 kilometres.

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

Carried.

72. Amendments to the Purchasing  
By-law Number 78-2006  
**CSD 46-2007 (PWA 38-2007)**

Moved by Regional Chair Partington  
Seconded by Councillor Bentley

That Report CSD 46-2007 (PWA 38-2007), March 14, 2007, respecting Amendments to the Purchasing By-law Number 78-2006, be received and referred to the Planning and Public Works Committee meeting of March 14, 2007.

Carried.

*(Please note that Report CSD 46-2007 (PWA 38-2007) can be found behind the JNT RPTS Blue Book Tab)*

73. Transfer of Funds – Contract RN 03-54  
DeCew Falls Water Treatment Plant  
Phase 3 Upgrades  
City of St. Catharines  
**CSD 48-2007 (PWA 40-2007)**

Moved by Councillor Collins  
Seconded by Councillor Heit

That Report CSD 48-2007 (PWA 40-2007), March 14, 2007, respecting the Transfer of Funds – Contract RN 03-54, DeCew Falls Water Treatment Plant, Phase 3 Upgrades, City of St. Catharines, be received;

That previously approved Long Term Financing in the amount of \$1,255,000 be transferred from Project ZCW0204 Capacity Upgrade at Welland Water Treatment Plant to Project ZCW9709/CW0019 DeCew Water Treatment Plant Phase 3 Upgrades;

That payment in the amount of \$1,045,000 be approved to King City Group Ltd. for construction services and that payment in the amount of \$210,000 be approved to CH2M Hill Canada Ltd., for engineering services for the DeCew Falls Water Treatment Plant Phase 3 Upgrades, Contract RN 03-54, in the City of St. Catharines; and

That these costs be charged against Project ZCW9709/CW0019.

Carried.

(Refer to staff directions.)

*(Please note that Report CSD 48-2007 (PWA 40-2007) can be found behind the JNT RPTS Blue Book Tab)*

74. Capital Budget Allocation for  
Infrastructure Improvement Program  
Project ID ZSW0118  
**CSD 49-2007 (PWA 39-2007)**

Moved by Councillor Collins  
Seconded by Councillor D'Angela

That Report CSD 49-2007 (PWA 39-2007), March 14, 2007, respecting the Capital Budget Allocation for Infrastructure Improvement Program, Project ID ZSW0118, be received;

That Wastewater Capital Reserve Fund financing in the gross and net amount of \$1,920,000 be approved for Project ZSW0118 Infrastructure Improvement Program included in the 2006 Wastewater Capital Budget; and

That the Regional Clerk be directed to ensure that the appropriate by-law(s) are prepared for presentation to Regional Council.

Carried.

*(Please note that Report CSD 49-2007 (PWA 39-2007) can be found behind the JNT RPTS Blue Book Tab)*

75. Tile Drainage

Moved by Councillor Saracino  
Seconded by Regional Chair Partington

WHEREAS By-law No. 5988-90 authorizes the Regional Municipality to borrow an amount not exceeding \$4,657,000 and to issue debenture therefore, payable to the Treasurer of Ontario pursuant to The Tile Drainage Act, 1971, upon application of an area municipality from time to time;

BE IT RESOLVED THEREFORE that a special annual rate over and above all other rates, sufficient for the payment of the principal and interest of the amount of the debenture in Schedule A be levied to the Township of Wainfleet.

Town of Wainfleet                \$48,400.00

Total sum to be Loaned        \$48,400.00

Carried.

76. Remuneration of Standing Committee Co-Chairs

Councillors Collins and Timms apprised Committee of the matter related to the Remuneration of Standing Committee Co-Chairs, referred to this Committee by Councillor Baty.

Moved by Councillor Heit  
Seconded by Councillor Burroughs

That the oral report regarding the Remuneration of Standing Committee Co-Chairs be received.

Carried.

**ITEMS FOR DEBATE**

77. Discussion on Meeting Room Location  
Committee Room 4 vs. Council Chambers

A discussion ensued on the most appropriate meeting room for the Corporate Services Committee meeting to be held, Council Chambers or Committee Room 4.

Moved by Councillor Collins  
Seconded by Councillor Heit

That the Corporate Services Committee continue to hold its meetings in Committee Room 4.

Carried.

78. Protection and Use of the Region's Intellectual Property  
**CSD 50-2007**

Moved by Councillor Burroughs  
Seconded by Regional Chair Partington

That Report CSD 50-2007, March 14, 2007, respecting Protection and Use of the Region's Intellectual Property, be received.

That authority be delegated to the Chief Administrative Officer to protect and permit the use of the Region's Intellectual Property, upon such terms and conditions as the Chief Administrative Officer deems appropriate.

Carried.

79. Municipal Immigration Information On-line Program  
**CSD 51-1007 (COM 10-2007)**

Moved by Councillor Collins  
Seconded by Councillor Bentley

That Report CSD 51-2007, March 14, 2007 (COM 10-2007, March 13, 2007), respecting Municipal Immigration Information On-line Program, be received.

That conditional upon approval from the Ministry of Citizenship and Immigration (MCI):

- i) The Regional Chair and Clerk be authorized to enter into an agreement to receive funding for the Municipal Immigration Information On-line Program.
- ii) That this report be distributed to local Niagara municipalities and economic development agencies.

Carried.

*(Please note that Report CSD 51-2007 (COM 42-2007) can be found behind the JNT RPTS Blue Book Tab)*

80. Changes to the Development Charges Exemption Area  
Historic Drummondville, City of Niagara Falls  
**CSD 52-2007 (DPD 42-2007)**

Moved by Councillor Burroughs  
Seconded by Councillor D'Angela

That Report CSD 52-2007 (DPD 42-2007), March 14, 2007, respecting the Changes to the Development Charges Exemption Area, Historic Drummondville, City of Niagara Falls, be received;

That staff be directed to amend Niagara Region's Development Charges By-law No. 90-2004 so as to add the Development Charges Exemption/Waiver area for the Historic Drummondville area in the City of Niagara Falls as outlined in Appendix II to this report;

That the attached amending by-law be received and made available for public review;

That this report and Watson & Associates Economists Limited's February 2, 2007 Development Charge Background Study be adopted as satisfying any requirement for a Background Study under sections 10 and 19 of the Development Charges Act, 1997; and

That the City of Niagara Falls be advised of Council's decision on this matter.

Carried.

*(Please note that Report CSD 52-2007 (DPD 42-2007) can be found behind the JNT RPTS Blue Book Tab)*

**ITEMS FOR INFORMATION**

81. Status of the Reserve for Improvement Initiatives  
**CSD 40-2007**

Moved by Councillor Burroughs  
Seconded by Councillor Collins

That Report CSD 40-2007, March 14, 2007, respecting Status of the Reserve for Improvement Initiatives, be received for information.

Carried.

82. Procedural Issues  
**CSD 43-2007**

Moved by Councillor Collins  
Seconded by Regional Chair Partington

That Report CSD 43-2007, March 14, 2007, respecting Procedural Issues, be referred to the next cycle of Standing Committees (April 3 and 4, 2007) for further information.

Carried.

83. Capital Projects  
December 2006 Variance Report  
**CSD 47-2007**

Moved by Regional Chair Partington  
Seconded by Councillor Burroughs

That Report CSD 47-2007, March 14, 2007, respecting Capital Projects December 2006 Variance Report, be received and referred to the Audit Committee for comment.

That this report be forwarded to the Planning and Public Works Committee for information.

Carried.

**CORRESPONDENCE**

84. Moved by Councillor Heit  
Seconded by Councillor Bentley

That the following communications be received:

CSC 8-2007                      Deb Morton, Executive Director (February 1, 2007)  
Regional Municipality of Niagara Police Services Board  
respecting NRPS Project PO0501 Network Upgrades

- CSC 9-2007 Deb Morton, Executive Director (February 1, 2007)  
Regional Municipality of Niagara Police Services Board  
respecting 2006 Annual Report on Board Activities.
- CSC 10-2007 Deb Morton, Executive Director (February 1, 2007)  
Regional Municipality of Niagara Police Services Board  
respecting NRPS 2007 Vehicle Replacements.
- CSC 11-2007 Deb Morton, Executive Director (February 1, 2007)  
Regional Municipality of Niagara Police Services Board  
respecting NRPS IT Equipment Replacement – Capital  
Project ZPO0705.
- Carried.

### **OTHER BUSINESS**

85. 2007 Budget Report  
Councillor Burroughs requested information showing the differences between  
Report CSD 24-2007 and Amended Report CSD 24-2007.
- (Refer to staff direction.)

### **CLOSED SESSION**

86. Moved by Councillor Collins  
Seconded by Councillor D'Angela
- That this Committee do now meet in Closed Session for purposes of receiving  
information of a confidential nature relating to personnel, property and legal  
matters.
- Carried.
87. Corporate Labour Relations Strategy: 2007-2010  
**Confidential HR 12-2007**
- Moved by Councillor Puttick  
Seconded by Councillor Casselman
- That Confidential Report HR 12-2007, February 21, 2007, regarding the Corporate  
Labour Relations Strategy for the Region of Niagara for the period 2007 to 2010 be  
referred to the Closed Committee of the Whole Council on March 22, 2007.
- Carried.

88. A Matter of Labour Relations: Status of ONA Local 9  
(Homes for the Aged) Interest Arbitration  
**Confidential HR 14-2007**

Moved by Regional Chair Partington  
Seconded by Councillor Puttick

That Confidential Report HR 14-2007, March 14, 2007, regarding a matter of labour relations concerning the status of ONA Local 9 (Homes for the Aged) Interest Arbitration be referred to the Corporate Services Committee meeting of April 4, 2007.

Carried.

89. Matters of Litigation or Potential Litigation, including Matters  
before Administrative Tribunals, affecting the Municipality

Moved by Councillor Collins  
Seconded by Councillor Bentley

That "Matters of Litigation or Potential Litigation, including Matters before Administrative Tribunals, affecting the Municipality" be referred to the Planning and Public Works Committee meeting of March 14, 2007.

Carried.

90. A Matter of Solicitor and Client Advice  
- POA Prosecution Guidelines  
**Confidential CSD 34-2007**

Moved by Councillor Burroughs  
Seconded by Councillor D'Angela

That Confidential Report CSD 34-2007, February 21, 2007, respecting A Matter of Solicitor and Client Advice – POA Prosecution Guidelines, be referred to the Closed Committee of the Whole Council meeting of March 22, 2007 with further information from staff.

Carried.

91. A Matter of Solicitor and Client Advice – Legal Resources  
**Confidential CSD 39-2007**

Moved by Councillor D'Angela  
Seconded by Regional Chair Partington

That Confidential Report CSD 39-2007, March 14, 2007, respecting A Matter of Solicitor and Client Advice – Legal resources, be referred to the Closed Committee of the Whole Council meeting of March 22, 2007.

Carried.

92. A Matter of Security of the Property of the Municipality Project ZPO0607  
**Confidential CSD 45-2007**

Moved by Councillor Burroughs  
Seconded by Regional Chair Partington

That Report CSD 45-2007, March 14, 2007, respecting A Matter of Security of the Property of the Municipality – Project ZPO0607, AVL/GIS, be referred to the Corporate Services Committee meeting of April 4, 2007.

Carried.

93. Confidential Correspondence  
**Confidential CSC 12-2007**

Moved by Councillor Burroughs  
Seconded by Regional Chair Partington

That Confidential Communication CSC 12-2007, Deb Morton, Executive Director (February 1, 2007) Regional Municipality of Niagara Police Services Board respecting A Matter of Security of the Property of the Municipality C.9.2007, be referred to the Corporate Services Committee meeting of April 4, 2007.

Carried.

94. Moved by Councillor Bentley  
Seconded by Regional Chair Partington

That this Committee do now rise with report.

Carried.

### **STAFF DIRECTIONS**

That staff be directed to:

- i) Provide more information in future reports regarding funding for capital projects. It was suggested that a sub-committee of the Audit Committee be established to work with staff on the format of these types of reports.
- ii) provide information showing the differences between Report CSD 24-2007 and Amended Report CSD 24-2007.

**ADJOURNMENT**

Committee adjourned at 12:05 p.m. to meet again on Wednesday, April 4, 2007, at 9:00 a.m. in Committee Room 4, Regional Headquarters.

Doug Martin  
Co-Chair

Gail Reilly  
Legislative Assistant

Michael Collins  
Co-Chair

Pam Gilroy  
Regional Clerk