

REGIONAL MUNICIPALITY OF NIAGARA

CL 8-2009

COUNCIL AGENDA

Thursday, May 28, 2009  
6:30 p.m.  
2201 St. David's Road  
Thorold, Ontario

1. Call to Order
2. Closed Session

Closed Session Reports as contained  
In Standing Committee Reports  
For Council Agenda CL 8-2009

3. Invocation 7:00 p.m.

Felicity Croft, Regional Chair for a Day  
Kernahan Park Secondary School

4. Singing of 'O Canada'
5. Adoption of Agenda

- 5.1 Addition of Items
- 5.2 Changes in Order of Items
- 5.3 Conflicts of Interest

6. Presentations

**EMS AWARDS**

*John Cunnane, Director, Emergency Services*

**CULTURAL AND ACADEMIC DEVELOPMENT IN DOWNTOWN ST. CATHARINES**

*Martin Vinik, Marting Vinik Planning for the Arts on behalf of St. Catharines and Brock*

**UNITED WAY CHEQUE PRESENTATION**

*Marty Mako, Co-Chair, United Way*

7. Chair's Reports, Announcements, Remarks

8. Adoption of Minutes

Council Report CL 7-2009  
Thursday, May 7, 2009

Committee of the Whole COTW 4-2009  
Thursday, May 14, 2009

9. Correspondence, Petitions (CA 42-2009)

a) Receive and/or Refer to Staff (**Green**)

b) For Consideration (**Yellow**)

10. Resolutions from Other Municipalities

11. Delegations (related to Committee Reports)

12. Agencies, Boards and Commissions (**Salmon**)

13. Committee Reports (CA 44-2009)  
**(Individual Reports for Council's Consideration - Pink)**

14. Chief Administrative Officer's Report

15. Motions (**Lilac**) (CA 45-2009)

A process and the criteria to ensure that Niagara Region is compliant with their best efforts to buy Canadian. (**Councillor Forster**)

Requesting support for the International Baccalaureate (I.B.) Programme.  
**(Councillor Burroughs)**

Authorization for the Regional Chair and Chief Administrative Officer to continue discussions with Niagara Regional Police Service (NRPS), the Royal Canadian Mounted Police (RCMP) and the Canadian Border Services Agency (CBSA) to obtain all necessary information regarding potential opportunities and benefits of a partnership including quantifiable savings to taxpayers, respective facility needs, timing, costs and/or funding requirements, partnership arrangements, funding model options and project delivery requirements. The motion will also request that the Regional Chairman maintain a regular dialogue with the Police Services Board Chair regarding general progress and any issues relative to the ongoing discussions.  
**(Councillor Rigby and Councillor Goulbourne)**

16. Notices of Motion

17. Other Business

18. By-laws (CA 48-2009)

19. Confirming By-law – Bill 46

20. Adjournment

Janet Pilon  
Acting Regional Clerk

9. Correspondence

a) Receive and/or Refer to Staff (**Green**)

C7275 A letter to Ms. Laura Pettigrew, Senior Council, Ombudsman's Office (May 11, 2009) from Michael Kyne, Director, Legal Services in response to Ms. Pettigrew's letter (attached) respecting the Review of complaints into July 24, 2008 closed session of Regional Council.

Recommended Action:

-- Receive.

C7276 A letter from Jennifer Haley, Chair, Homegrown Ontario Steering Committee (May 5, 2009) requesting support for their motion which will benefit producers, processors, retailers and consumers alike.

Recommended Action:

-- Receive and refer to the Integrated Community Planning Department.

C7277 A letter from Carolyn Kett, Town Clerk (May 6, 2009) respecting the NPCA Regulation Enforcement Action Pertaining to 379 Gorham Road.

Recommended Action:

-- Receive.

C7278 A letter from Tony D'Amario, Chief Administrative Officer/Secretary Treasurer, Niagara Peninsula Conservation Authority (May 6, 2009) respecting the Authority's 50<sup>th</sup> Anniversary and details of the Simply Tree-Mendous Challenge.

Recommended Action:

-- Receive.

C7279 A letter from Doug Martin, Mayor, Town of Fort Erie to Minister David Caplan (May 13, 2009) respecting the Rural and Northern Health Care Blue Ribbon Panel.

Recommended Action:

-- Receive.

C7280 A letter from Betty-Lou Souter, Chair, Board of Trustees and Debbie Sevenpifer, President & Chief Executive Officer, Niagara health System (May 19, 2009) extending their thanks and appreciation to the Regional Chair and Members of Regional Council for confirming this important funding commitment.

Recommended Action:

-- Receive.

C7281 A letter from Minister Jim Bradley, Ministry of Transportation (May 14, 2009) in response to Chair Partington's letter respecting the availability of the Ontario enhanced driver's licence (EDL) in the Niagara Region.

Recommended Action:

-- Receive.

13. Committee Reports

**INTEGRATED COMMUNITY PLANNING AND PUBLIC WORKS COMMITTEE**

Report ICPPWC 7-2009, Wednesday, May 20, 2009

**CORPORATE SERVICES COMMITTEE**

Report CSC 7-2009, Wednesday, May 20, 2009

**PUBLIC HEALTH AND SOCIAL SERVICES COMMITTEE**

Report PHSSC 7-2009, Monday, May 19, 2009

15. Motions

**Councillor Forster gave notice at the Council meeting on March 5, 2009 that she would be bringing forward a motion respecting the process and the criteria to ensure that Niagara Region is compliant with their best efforts to buy Canadian for consideration of Council at its meeting of May 28, 2009.**

That the Regional Municipality of Niagara as adopted in Report CSD 42-2009, will include in its tendering process the requirement of a minimum of 50% Canadian content for all goods and services where it is possible to obtain such goods or services in Canada.

***Background Information:***

Please note that this motion in its current form is considered a reconsideration of the following motion passed by Council on March 5, 2009:

Buy Canadian Resolution  
**CSD 42-2009**

Moved by Councillor Martin  
Seconded by Councillor Augustyn

That Report CSD 42-2009, February 25, 2009, Buy Canadian Resolution, be received; and

That the Regional Municipality of Niagara, acting in good faith and in accordance with the Region's Purchasing By-law, will make every effort to ensure that products and services are obtained within Canada where possible.

Carried.

The motion to reconsider Council's position on this matter will have to be brought forward by a member of Regional Council who voted in the affirmative and will require a vote of two-thirds to proceed.

15. Motions

**Councillor Burroughs gave notice at the Council meeting of May 7, 2009 that he would be bringing forward a motion respecting the International Baccalaureate (I.B.) Programme.**

WHEREAS the International Baccalaureate Programme initiative is consistent with the many initiatives undertaken by Regional Council to transition the Niagara Economy to an economy for the new millennium, in cooperation with the private sector, our academic institutions and non profit organizations:

THEREFORE BE IT RESOLVED:

That Regional Council support the introduction of the International Baccalaureate Programme into the school boards of the Niagara Region, as it will raise the level of student achievement in meeting the Provincial Government's objectives;

That Regional Council commend the International Baccalaureate Programme Committee of the Town of Niagara-on-the-Lake for undertaking this initiative; and

That Regional Council encourage students in the Niagara Region, both in the public and separate school board systems, as well as students in private schools, to consider the International Baccalaureate Programme as a way to achieve higher academic success.

*Further information on the International Baccalaureate Programme can be obtained by visiting the following link: [www.ibo.org](http://www.ibo.org)*

15. Motions

**Councillors Rigby and Councillor Goulbourne gave notice at the Council meeting on May 7, 2009 that they will be bringing forward a motion on May 28<sup>th</sup>, that would authorize the Regional Chair and Chief Administrative Officer to continue discussions with Niagara Regional Police Service (NRPS), the Royal Canadian Mounted Police (RCMP) and the Canadian Border Services Agency (CBSA) to obtain all necessary information regarding potential opportunities and benefits of a partnership including quantifiable savings to taxpayers, respective facility needs, timing, costs and/or funding requirements, partnership arrangements, funding model options and project delivery requirements. The motion will also request that the Regional Chairman maintain a regular dialogue with the Police Services Board Chair regarding general progress and any issues relative to the ongoing discussions.**

WHEREAS the Ontario's Police Services Act requires the municipal government to provide all buildings, equipment and infrastructure necessary for providing adequate and effective police services; and

WHEREAS the Niagara Regional Police Service has highlighted the unique opportunity for law enforcement information sharing and potential operation synergies in their initial discussions with the Canadian Border Services Agency (CBSA) and the Royal Canadian Mounted Police (RCMP), and

WHEREAS the Regional Municipality of Niagara and the Niagara Regional Police Services Board (NRPSB) have engaged in discussions regarding proposed new facilities for use by the NRPS, which prompted a Regional request to be included in government to government discussions with potential partners including the CBSA and the RCMP, and;

WHEREAS recent preliminary discussions with representatives from the RCMP and CBSA confirmed their interest in pursuing a co-location partnership in Niagara and their willingness to engage in further discussions.

THEREFORE, BE IT RESOLVED:

That Regional Council authorize the Regional Chair and Regional Chief Administrative Officer to continue discussions with Niagara Regional Police Service, the Royal Canadian Mounted Police and the Canadian Border Services Agency to obtain all necessary information regarding potential opportunities and benefits of a partnership including (but not limited to) quantifiable savings to taxpayers, respective facility needs, timing, costs and/or funding requirements, partnership arrangements, funding model options and project delivery requirements.

That the Regional Chair maintain a regular dialogue with the Police Services Board Chair regarding general progress, and any issues relative to the ongoing discussions.

18. By-Laws

Bill 44

A By-Law to Authorize Participation by the Niagara Region in the Dedicated Gas Tax Funds for Public Transportation Program

Bill 45

A By-Law to Amend By-Law 18-2006, as Amended, Being a By-Law to Establish Fees and Charges for Services and Activities Provided by the Regional Municipality of Niagara and for the use of its Property.