

REGIONAL MUNICIPALITY OF NIAGARA

CL 5-2010

COUNCIL AGENDA

Thursday, April 22, 2010  
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 5-2010

Motion for Closed Session:

That this Council do now move into Closed Session for the purposes of receiving information of a confidential nature relating to A Matter of the Security of the Property of the Municipality – Proposed Waste Disposal Agreement; Matters of Solicitor Client Advice and Litigation Involving the Municipality—Niagara 2031 Growth Plan Appeals; Matters of Labour Relations Emergency Medical Services (EMS) Update and ONA Collective Bargaining Update; A Matter of the Security of the Property of the Municipality; Confidential Police Matters – Initiation of Capital Project ZPO0907; A Matter of Labour Relations – Emergency Medical Services (EMS) Update; A Matter of Labour Relations: ONA Collective Bargaining Update and Matters of Solicitor Client Advice and Potential Litigation Involving the Municipality--Niagara Parks Police.

**Matters of Solicitor Client Advice and Potential Litigation Involving the Municipality--Niagara Parks Police**

*Mike Kyne, Director, Legal Services*

A Matter of the Security of the Property of the Municipality  
Confidential Police Matters – Initiation of Capital Project ZPO0907

**CSD 38-2010**

**A Matter of Labour Relations – Emergency Medical Services (EMS) Update**

*Chris McQueen, Operating Officer (PH)*

**A Matter of Labour Relations: ONA Collective Bargaining Update**

*Deb Elliott, Director, Human Resources*

**Matters of Solicitor Client Advice and Litigation Involving the Municipality—Niagara 2031 Growth Plan Appeals**

*Mike Kyne, Director, Legal Services*

**PIPING IN OF THE REGIONAL CHAIR;  
MEMBERS OF THE FIRST REGIONAL COUNCIL AND  
PAST REGIONAL CHAIRS OF THE NIAGARA REGION**

3. Invocation 7:00 p.m.
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

**PRESENTATIONS TO THE MEMBERS OF THE FIRST REGIONAL  
COUNCIL AND THE PAST REGIONAL CHAIRS**

*Regional Chair Partington*

**SPECIAL CONSTABLE APPLICATIONS - NIAGARA PARKS POLICE**

*Stuart Ellis, Lampard, Ellis & Walsh*

7. Chair's Reports, Announcements, Remarks
8. Adoption of Minutes

Council Report CL 4-2010  
Thursday, March 25, 2010

9. Correspondence, Petitions (CA 35-2010)

- a) Receive and/or Refer to Staff (**Green**)
- b) For Consideration (**Yellow**)

10. Resolutions from Other Municipalities

11. Delegations (related to Committee Reports)

Andy Petrowski

Re: Contract Award for Garbage, Recycling and  
Organics Collection Services  
**PWA 32-2010/CSD 43-2010**

National Waste Services (*Speaker to be Determined*)

Re: Contract Award for Garbage, Recycling and  
Organics Collection Services  
**PWA 32-2010/CSD 43-2010**

12. Agencies, Boards and Commissions (**Salmon**)
13. Committee Reports (CA 38-2010)  
**(Individual Reports for Council's Consideration - Pink)**
14. Chief Administrative Officer's Report (**Blue**)  
  
Relationships with Council's Agencies, Board and Commissions  
Update and Progress Report  
**CAO 3-2010**
15. Motions (**Lilac**) (CA 39-2010)  
  
Motion to initiate the freezing of wages at the April 22, 2010 Regional Council meeting. (**Heit**)
16. Notices of Motion
17. Other Business
18. By-laws (CA 40-2010)
19. Confirming By-law – Bill 45
20. Adjournment

Kevin Bain  
Regional Clerk

9. Correspondence

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

C7452 A letter from Carolyn Kett, Town Clerk, Town of Fort Erie (March 23, 2010) addressed to the Honourable Rick Bartolucci, Minister of Community Safety and Correctional Services respecting the Town of Fort Erie Council's support for the initiatives of the Niagara Parks Police for full Police status.

Recommended Action:

-- Receive.

C7453 A letter from Franco Piscitelli, Co-Chair, Casino Police Security Alliance (March 10, 2010) respecting their support for the services provided by the Niagara Parks Police.

Recommended Action:

-- Receive.

C7454 A letter from Wayne Thomson, Chair, Niagara Falls Tourism (March 18, 2010) respecting their support for the services provided by the Niagara Parks Police.

Recommended Action:

-- Receive.

C7455 A letter from Major Vincent S. Iacovitti, New York State Park Police (March 18, 2010) addressed to the Honourable Rick Bartolucci, Ministry of Community Safety and Correctional Services respecting their support for the services provided by the Niagara Parks Police.

Recommended Action:

-- Receive.

C7456 A letter from Holly Dowd, Town Clerk, Town of Niagara-on-the-Lake (March 31, 2010) addressed to the Honourable Rick Bartolucci, Ministry of Community Safety and Correctional Services respecting their support for the services provided by the Niagara Parks Police.

Recommended Action:

-- Receive.

- C7457 Card of thanks from Cheryl Grimo an employee of the Public Health Department for the kind donation to Niagara Falls Community Outreach in memory of her mother Marion B. Grimo.
- Recommended Action:  
-- Receive.
- C7458 A memorandum from Brian Hutchings, Commissioner, Community Services (April 22, 2010) respecting Regional Council's motion re: Chile Earthquake Relief.
- Recommended Action:  
-- Receive.
- C7459 Card of thanks from Lorraine Mantha an employee of the Public Health Department for the kind donation to Canadian Cancer Society in memory of her husband Robert Baxter Turner.
- Recommended Action:  
-- Receive.
- C7460 Card of thanks from Melody Gouthro an employee of the Integrated Community Planning Department for the kind donation to Meadows of Dorchester, Primrose Place in memory of her mother Georgina Mills.
- Recommended Action:  
-- Receive.
- C7461 A memorandum from Kevin Bain, Regional Clerk (April 15, 2010) respecting the Amendment to Fees and Charges By-law.
- Recommended Action:  
-- Receive.
- C7462 A memorandum from Rick Niesink, Biosolids Manager (April 14, 2010) respecting Additional Information Request on PWA 22-2010, Niagara Biosolids Management Master Plan.
- Recommended Action:  
-- Receive.
- C7463 A letter from Dean Elliott, Chair, Canadian American Law Enforcement Organization (March 16, 2010) respecting their support for the services provided by the Niagara Parks Police.
- Recommended Action:  
-- Receive.

C7464 A letter from John L. Kinney, President, Whirlpool Jet Boat Tours (March 12, 2010) respecting their support for the services provided by the Niagara Parks Police.

Recommended Action:

-- Receive.

C7465 A letter from Minister James Moore, Ministry of Canadian Heritage of Official Languages (April 1, 2010) respecting the invitation to Her Majesty the Queen to the Niagara Region during her upcoming Royal Visit to Canada.

Recommended Action:

-- Receive.

C7466 A letter from Jack R. Stanborough, Regional Supervising Coroner, Ministry of Community Safety and Correctional Services (March 11, 2010) respecting their support for the services provided by the Niagara Parks Police.

Recommended Action:

-- Receive.

13. Committee Reports

*Summary of Recommendations from Standing Committees for Council's Consideration (Grey)*

**JOINT REPORTS**

Contract Award for Garbage, Recycling and  
Organics Collection Services  
**PWA 32-2010/CSD 43-2010**

**INTEGRATED COMMUNITY PLANNING COMMITTEE**

Report ICPC 5-2010, Wednesday, April 14, 2010

**PUBLIC WORKS COMMITTEE**

Report PWC 5-2010, Tuesday, April 13, 2010

**CORPORATE SERVICES COMMITTEE**

Report CSC 5-2010, Wednesday, April 14, 2010

**PUBLIC HEALTH AND SOCIAL SERVICES COMMITTEE**

Report PHSSC 5-2010, Tuesday, April 13, 2010

**OTHER TAB:**

**40<sup>TH</sup> ANNIVERSARY COMMITTEE**

Report 7-2010, Wednesday, March 24, 2010

15. Motions

**Councillor Heit advised Regional Council that he would be bringing forward a motion to initiate the freezing of wages at the April 22, 2010 Regional Council meeting.**

That the following actions be taken by the Council of the Regional Municipality of Niagara:

- (i) The compensation structure (wages and benefits) for all non-union staff and all members of Regional Council be frozen for the 2011 budget year;
- (ii) Staff be requested to report back to the Corporate Services Committee and Council with options that are available to achieve an overall 0% increase in the cost for wages and benefits for the 2011 budget year for:
  - (a) all other Regional employee groups
  - (b) all Boards and Commissions funded by Regional Levy

18. By-Laws

Bill 43

A By-Law To Appoint By-Law Enforcement Officers To Enforce the Sewer Use By-Law No. 47-2008, As Amended, and To Repeal By-Law 65-2007

Bill 44

A By-Law To Accept, Assume and Dedicate Part of Township Lot 23, Concession 4 (Grantham) Part of Township Lots 2 and 3, Concession 4 (Louth), Part of Lots 2 and 3, Concession 3 (Louth) and Part of Block G, Plan TP 34 (Louth) in the City of St. Catharines as Part of Regional Road No. 77 (Fourth Avenue)