

REGIONAL MUNICIPALITY OF NIAGARA

CL 6-2010

COUNCIL AGENDA

Thursday, May 13, 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 6-2010

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 Labour Relations - Emergency Medical Services (EMS) Update and Update on CUPE 1757 Negotiations; Personal Matters about an Identifiable Individual Including Municipal or Local Board Employees – Changes to Financial Management and Planning Division of Corporate Services; Matters of Solicitor Client Advice and Litigation Involving the Municipality—Niagara 2031 Growth Plan Appeals.

**Matters of Solicitor Client Advice and Litigation Involving the Municipality—Niagara 2031 Growth Plan Appeals**  
*Mike Kyne, Director, Legal Services*

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

**ANNUAL TOBACCO-FREE POSTER CONTEST**

*Nancy O'Neil and Sandy Poll, School Health Elementary Team, Public Health*

## **UNITED WAY CHEQUE PRESENTATIONS**

Niagara Region:

*Wendy Stewart and Marty Mako on behalf of the United Way Action Group*

Niagara Regional Police Service:

*Constable Evan Lindsay, United Way Representative for the  
Niagara Regional Police Service*

## **HEALTH BUS: CELEBRATING COMMUNITY PARTNERSHIPS**

*Marilyn St. John, Chief Nursing Officer/Director Clinical Services*

7. Chair's Reports, Announcements, Remarks

8. Adoption of Minutes

Council Report CL 5-2010

Thursday, April 22, 2010 and Friday, April 23, 2010

9. Correspondence, Petitions (CA 44-2010)

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 46-2010)

**(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**)

Motion to Amend the May 28, 2009 resolution with respect to the Report ICP 26-2009, ICP-C 69-2009 and ICP-C 70-2009 respecting Niagara 2031 – Adoption of Regional Policy Plan Amendment 2-2009 Niagara’s Sustainable Community Policies and the Memorandums from Patrick Robson, Commissioner, Integrated Community Planning (May 20, 2009) respecting Niagara 2031 – Responses to Public and Agency Comments Regarding Proposed RPPA 2-2009, Niagara’s Sustainable Community Policies (*Reconsideration of the above matter was approved by Regional Council on February 11, 2010*) (**Trombetta**)

Motion to initiate the freezing of wages. (**Heit**)

16. Notices of Motion

17. Other Business

18. By-laws (CA 50-2010)

19. Confirming By-law – Bill 57

20. Adjournment

Kevin Bain  
Regional Clerk

9. Correspondence

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

C7484 Card of thanks from Sharon McNames an employee of the Integrated Community Planning Department for the kind donation to the Canadian Cancer Society in memory of her step-father, John Freeman.

Recommended Action:

-- Receive.

C7485 Card of thanks from Councillor Ted Salci for the kind donation to the Greater Niagara General Hospital Foundation in memory of his father-in-law, Cecil Canavan.

Recommended Action:

-- Receive.

C7486 A letter from Dan Carnegie, Director of Corporate Services / Clerk, City of St. Catharines (April 26, 2010) to Premiere Dalton McGuinty respecting the City of St. Catharines' resolution for Regional Government Reform.

Recommended Action:

-- Receive.

C7487 A Notice of Public Information Centre #2, Niagara Peninsula Rail Service Expansion, Class Environmental Assessment Study and Preliminary Design.

Recommended Action:

-- Receive.

C7488 A letter from Ashley Grigg, City Clerk, City of Port Colborne (April 29, 2010) respecting Economic Development, Tourism & Marketing, Report No. 2010-02 (Council), Subject: Tourism Trailblazer Signs requesting an exemption/amendment to the Regional by-law.

Recommended Action:

-- Receive and Refer to Transportation Services

C7491 A memorandum from Kevin Bain, Regional Clerk (May 7, 2010) respecting Correspondence Re: Project Niagara.

Recommended Action:

-- Receive.

C7492 A memorandum from Mike Trojan, Chief Administrative Officer (May 7, 2010) respecting Report CAO 3-2010 – Relationships with Council’s Agencies, Boards and Commissions – Update and Progress Report.

Recommended Action:

-- Receive and Refer to the consideration of CAO 3-2010.

13. Committee Reports

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

**INTEGRATED COMMUNITY PLANNING COMMITTEE**

Report ICPC 6-2010, Wednesday, May 5, 2010

**PUBLIC WORKS COMMITTEE**

Report PWC 6-2010, Tuesday, May 4, 2010

**CORPORATE SERVICES COMMITTEE**

Report CSC 6-2010, Wednesday, May 5, 2010

**PUBLIC HEALTH AND SOCIAL SERVICES COMMITTEE**

Report PHSSC 6-2010, Tuesday, May 4, 2010

15. Motions

**Councillor Trombetta advised Regional Council that she would be bringing forward a motion to Amend the May 28, 2009 resolution with respect to the Report ICP 26-2009, ICP-C 69-2009 and ICP-C 70-2009 respecting Niagara 2031 – Adoption of Regional Policy Plan Amendment 2-2009 Niagara’s Sustainable Community Policies and the Memorandums from Patrick Robson, Commissioner, Integrated Community Planning (May 20, 2009) respecting Niagara 2031 – Responses to Public and Agency Comments Regarding Proposed RPPA 2-2009, Niagara’s Sustainable Community Policies (Reconsideration of the above matter was approved by Regional Council on February 11, 2010)**

WHEREAS, RPPA 2-2009 was approved by Regional Council on May 28, 2009; and,

WHEREAS, Regional Council approved an amendment to RPPA 2-2009 at the same time, by the addition of clause 4.6.6 to allow for the consideration of an Urban Boundary Expansion on its merits, including an Urban Boundary Expansion for West Lincoln; and,

WHEREAS, the Province of Ontario has appealed RPPA 2-2009 in its entirety, partly because of Clause 4.6.6; and,

WHEREAS, the Township of West Lincoln has only been provided with an adequate population and household allocation to permit less than 10 years of growth in a 25 year plan; and,

WHEREAS, the professional consultant for the Township of West Lincoln has established that West Lincoln requires up to an additional 140 hectares of residential and 40 hectares of employment lands beyond our current urban boundary, to accommodate growth needs to 2031; and,

WHEREAS, the Province has advised that they will not support an Urban Boundary Expansion anywhere in the Region of Niagara until the 39 year supply of land that has been documented by the Dillon Growth Management report, at the Regional level has been reduced to less than the 20 year maximum supply of land permitted by the Provincial Places to Grow Plan; and

WHEREAS, because of the above, the Township of West Lincoln and other municipalities of the Region of Niagara will not be permitted to have an Urban Boundary Expansion, even if justified locally, until the allocation of land supply and demand is properly matched on a Regional basis;

NOW THEREFORE, BE IT RESOLVED:

That Regional staff are directed to provide to Regional Council the reallocation of population, household and employment targets among the 12 local municipalities based on the provincial forecast of 511,000 total population by 2031 set out in the Places to Grow Plan, Schedule 3; and

That Regional Council directs, as a compromise, that an additional population of 3,000 people, within the provincial forecast of 511,000 total population, be allocated to the Township of West Lincoln in addition to the allocation included in a total population of 16,700 people that was allocated to West Lincoln in Regional Policy Plan Amendment 2-2009, Schedule B; and

That further, as a result of No. 2. above, that an urban boundary expansion approximating 60 hectares be implemented in West Lincoln to accommodate the new allocated population; and

That Regional Council directs Regional staff to initiate a process to modify the urban boundary of Smithville in the Regional Plan, to effect an exchange of 40 hectares of land currently unavailable for development by reason of their identification as provincially significant wetlands or PCB contaminated lands, for 40 hectares of land for future growth; and

That in anticipation of requests for settlement area boundary expansions, Regional Council directs that Regional staff undertake a further review of the current supply of lands designated for urban development in the Region with respect to the amount of land actually required to implement the Regional population allocations as amended above, and to identify the location of surplus lands to these needs, and further to make appropriate phasing recommendations having regard to the capability and timing of lands for development.

15. Motions

**Councillor Heit advised Regional Council that he would be bringing forward a motion to initiate the freezing of wages:**

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; and
- (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 Agencies, Boards and Commissions funded by Regional Levy

18. By-Laws

Bill 51

A By-Law To Authorize Long-Term Financing (1-10 Years) in the Amount of \$2,400,000 for Facilities Projects in the 2010 Capital Program

Bill 52

A By-Law To Provide for the Preservation, Retention and Destruction of Records of the Regional Corporation

Bill 53

A By-Law To Accept, Assume and Dedicate Part of Township Lot 60, in the City of Niagara Falls as Part of Regional Road No. 102 (Stanley Avenue)

Bill 54

A By-Law To Provide for the Regulation of Traffic on Regional Highways in the Town of Fort Erie

Bill 55

A By-Law To Set Tax Ratios and Tax Rate Reductions for Prescribed Property Subclasses for Regional Purposes and Area Municipal Purposes for the Year 2010

Bill 56

A By-Law To Set and Levy the Rates of Taxation for Regional General and Special Purposes for the Year 2010