

THE REGIONAL MUNICIPALITY OF NIAGARA

PUBLIC WORKS COMMITTEE

REPORT 9-2010

Minutes of a meeting of the Public Works Committee held in Council Chamber, Regional Municipal Building, Thorold, Ontario, on Tuesday, July 6, 2010 commencing at 9:38 a.m.

ATTENDANCE

Committee: Regional Chair Partington; Councillors Badawey, Presiding as Chair; Augustyn, Baty, Burroughs, D'Angela, Henderson, Hodgson, Marshall, Puttick, Salci, Timms, Trombetta.

Staff: Messrs. Brothers, Commissioner Public Works; Robson, Commissioner Integrated Community Planning; Colosimo, Director, Development Services; Pollock, Director, Waste Management Services; Ms. Matthews-Malone, Director Water and Wastewater; Ms. Pilon, Deputy Regional Clerk; Ms. McManus, Legislative Assistant.

Other: Messrs. Roberts, Executive Officer to the Regional Chair; Steele, Associate Director, Strategy Business Management; Roach, Manager, P.W. Financial Services; Mr. Flora, Associate Director Transportation Systems; Mr. Gummo, Associate Director, Regional Policy Planning; Mr. Pilon, Associate Director, Service Quality & Improvement; Mr. Baker, Associate Director Water & Wastewater Engineering; Ms. Swigger, Co-op Student Clerks Division and Brock University Political Science Student; Erin Britnell, Municipal Intern under the Ontario Municipal Internship Program; Mr. Lambert, Manager Engineering Planning and Development.

PRESENTATIONS

167. QEW Class Environmental Assessment (EA) Study from Mountain Road to Highway 420

Mr. Taylor, GENIVAR, along with Mr. Smith, Project Engineer Ministry of Transportation, provided Committee members with information respecting the Recommended Plan for QEW Class Environmental Assessment (EA) Study from Mountain Road to Highway 420. Mr. Taylor stated that they wanted to provide Niagara Region with an overview of the study process and recommendations before finalizing the Transportation Environmental Study Report (TESR).

(A copy of Mr. Taylor's Presentation can be found attached to these minutes)

Moved by Councillor Salci
Seconded by Regional Chair Partington

That Mr. Taylor's Presentation respecting the QEW Class Environmental Assessment (EA) Study from Mountain Road to Highway 420, be received; and

That this Committee recommend to Regional Council that the Recommended Plan respecting the QEW Class Environmental Assessment (EA) Study from Mountain Road to Highway 420, be endorsed.

Carried.

(Refer to Councillor Information Requests)

168. Sewage Pumping Stations & Forcemains Policy

Ms. Matthews-Malone, Director, Water and Wastewater Services, provided Committee members with information respecting Report PWA 49-2010 Sewage Pumping Stations & Forcemains Policy.

Moved by Councillor Timms
Seconded by Councillor D'Angela

That Ms. Matthews-Malone's Presentation respecting Report PWA 49-2010 Sewage Pumping Stations & Forcemains Policy, be received for information.

Carried.

(A copy of Mr. Matthew-Malone's Presentation can be found attached to these minutes)

ITEMS FOR INFORMATION

169. Memorandum from Betty Matthews-Malone to Chair and members of the Public Works Committee re: Councillor Information Request for further information on Report PWA 49-2010 Sewage Pumping stations & Forcemains Policy
PWC 19-2010

Moved by Councillor D'Angela
Seconded by Councillor Burroughs

That PWC 19-2010, July 6, 2010, a Memorandum respecting Councillor Request for Further Information Report PWA 49-2010 Sewage Pumping Stations & Forcemains Policy, be received for information.

Carried.

170. Sewage Pumping Stations and Forcemains Policy
Proposed Policy Amendments
PWA 49-2010

Moved by Councillor Trombetta
Seconded by Councillor Salci

That Report PWA 49-2010, July 6, 2010, respecting Sewage Pumping Stations and Forcemains Policy Proposed Policy Amendments, be deferred until the September 14, 2010 meeting of the Public Works Committee.

Carried.

ITEMS FOR CONSIDERATION

171. Update to the Memorandum of Understanding for
Improving the Planning Function in Niagara
PWA 56-2010

Moved by Councillor Burroughs
Seconded by Councillor Baty

That Report PWA 56-2010, July 6, 2010, respecting Update to the Memorandum of Understanding for Improving the Planning Function in Niagara, be received;

That Council approve the Addendum to the Memorandum of Understanding (MOU) for Improving the Planning Function in Niagara, attached as Appendix 1;

That the revisions, outlined in the Action items of the Addendum, be incorporated into the existing MOU, attached as Appendix 2; and

That staff implement the MOU, as amended, in collaboration with area municipalities and the Niagara Peninsula Conservation Authority.

Carried.

172. Operations Service Contract,
Niagara Road 12 Landfill Site, West Lincoln
PWA 57-2010

Moved by Councillor Augustyn
Seconded by Councillor Trombetta

That Report PWA 57-2010, July 6, 2010 respecting Operations Service Contract, Niagara Road 12 Landfill Site, West Lincoln, be received; and

That the Contract Agreement with Modern Landfill Inc. for the operation of the Niagara Road 12 Landfill Site be extended for two years commencing December 1, 2010.

Carried.

173. Project Initiation and Approval for Drainage Assessments
In the City of St. Catharines
Project ZRD 1001
PWA 58-2010(CSD 70-2010)

Moved by Councillor Baty
Seconded by Regional Chair Partington

That Report PWA 58-2010(CSD 70-2010), July 6, 2010, respecting Project Initiation and Approval for Drainage Assessments In the City of St. Catharines Project ZRD 1001, be received;

That Capital Levy financing, in the gross and net amount of \$100,000, be approved for Project ZRD1001 Drainage Assessments, as approved in the 2010 Roads Capital Budget.

That funding, in the amount of \$200,662, be transferred from the Capital Levy Variance Reserve to Project ZRD1001 Drainage Assessments.

That approval be given to pay the City of St. Catharines the amount of \$300,661.58 for Niagara's share of the costs related to the Seventh Street Drain Assessment.

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

Carried.

(Please note that Report PWA 58-2010(CSD 70-2010) can be found behind the Joint Reports Blue Book Tab)

174. Impact of the Federal Wastewater Systems Effluent
Regulation on the Region's Wastewater Treatment Plant Operations
PWA 61-2010

Moved by Councillor D'Angela
Seconded by Councillor Burroughs

That Report PWA 61-2010, July 6, 2010, respecting Impact of the Federal Wastewater Systems Effluent Regulation on the Region's Wastewater Treatment Plant Operations, be received;

That the Regional Council further endorses the position statement of the Canadian Water and Wastewater Association as it pertains to the Federal Wastewater Systems Regulation; and

That the Regional Clerk be directed to ensure that the necessary By-law be prepared.

Carried.

Councillor D'Angela assumed the Chair during the consideration of Report PWA 62-2010.

PRESENTATION

175. Appeal to Ontario Municipal Board
Zoning Bylaw Amendment, File No. D14-04-09
2309 Highway 3, City of Port Colborne
Applicants: Bastiann & Rhia Visser
PWA 62-2010

Mr. Jack Berardi, representing said applicants, requested that Committee members not support the recommendations contained within Report PWA 62-2010.

Moved by Regional Chair Partington
Seconded by Councillor Baty

That Mr. Berardi's Oral presentation respecting Report PWA 62-2010, Appeal to Ontario Municipal Board Zoning Bylaw Amendment, File No. D14-04-09 2309 Highway 3, City of Port Colborne Applicants: Bastiann & Rhia Visser, be received for information.

Carried.

ITEMS FOR CONSIDERATION (continued)

176. Appeal to Ontario Municipal Board
Zoning Bylaw Amendment, File No. D14-04-09
2309 Highway 3, City of Port Colborne
Applicants: Bastiann & Rhia Visser
PWA 62-2010

Following a lengthy discussion it was:

Moved by Councillor Badawey
Seconded by Councillor Trombetta

That Report PWA 62-2010, July 6, 2010, respecting Appeal to Ontario Municipal Board Zoning Bylaw Amendment, File No. D14-04-09 2309 Highway 3, City of Port Colborne Applicants: Bastiann & Rhia Visser, be received **as amended**;

That Regional Council **withdraw** the appeal to the Ontario Municipal Board of the decision by the City of Port Colborne to approve Zoning By-law Amendment D14-04-09 to permit the rezoning of Agricultural lands for non-agricultural uses;

That the City of Port Colborne be advised of Council's decision.

Carried.

Councillor Marshall requested to be recorded as opposed to the aforementioned motion.

Councillor Badawey assumed the Chair for the remainder of the meeting.

177. Niagara Peninsula Rail Service Expansion Class
Environmental Assessment (EA) Study and Preliminary Design
PWA 63-2010(ICP 42-2010)

Moved by Councillor Trombetta
Seconded by Councillor Henderson

That Report PWA 63-2010(ICP 42-2010), July 6, 2010, respecting Niagara Peninsula Rail Service Expansion Class Environmental Assessment (EA) Study and Preliminary Design, be received;

That Regional Council pass a resolution supporting Metrolinx efforts to bring weekday commuter GO Rail service to Niagara Region;

That Regional Council endorse the station locations at Casablanca Boulevard in Grimsby, Ontario Street in Beamsville, VIA Rail Station in St. Catharines, and VIA Rail Station in Niagara Falls as selected by Metrolinx;

That Regional Council endorse the layover sites located at Glendale Avenue in St. Catharines, and VIA Station in Niagara Falls as selected by Metrolinx;

That Regional Council pass a resolution supporting the City of Niagara Falls position that the GO Rail service terminate at the Niagara Falls VIA Station using the existing Welland Canal crossing and that Metrolinx explore co-ordination with the Seaway Authority for train crossing on a priority basis;

That Regional Council pass a resolution requesting implementation of GO Rail Service to the St. Catharines VIA Station and the Niagara Falls VIA Station at the same time as GO Rail Service is implemented to the James Street North station in the City of Hamilton;

That Regional Council pass a resolution, requesting Metrolinx to investigate extending the GO Rail service through the international crossings at Niagara Falls and Fort Erie and explore connection to the Empire High Speed Rail Corridor in the United States;

That Regional Council pass a resolution requesting Metrolinx to explore the CP Rail Line for additional expansion program in future; and

That a copy of this report be circulated to the area municipalities, Metrolinx, Ministry of Transportation and the City of Hamilton.

Carried.

(Please note that Report PWA 63-2010(ICP 42-2010) can be found behind the Joint Reports Blue Book Tab)

178. Agreement for Road Works
Proposed Access to New Elementary School (Crossroads Public School)
Owner: District School Board of Niagara
Regional Road 55 (Niagara Stone Road) at Line 2 Road
In the Town of Niagara-on-the-Lake
PWA 64-2010

Moved by Councillor Burroughs
Seconded by Councillor D'Angela

That Report PWA 64-2010, July 6, 2010, respecting Agreement for Road Works Proposed Access to New Elementary School (Crossroads Public School) Owner: District School Board of Niagara Regional Road 55 (Niagara Stone Road) at Line 2 Road In the Town of Niagara-on-the-Lake, be received;

That the Region enter into an Agreement with The District School Board of Niagara with respect to providing a new access onto Regional Road 55 (Niagara Stone Road) for the property located near the Line 2 Road intersection, in the Town of Niagara-on-the-Lake;

That the Agreement outline responsibilities and secure financial commitments to cover the developer's share of costs associated with the construction of the required road improvements at this location;

That the Regional Chair and Regional Clerk be authorized to execute this Agreement; and

That the Town of Niagara-on-the -Lake be circulated a copy of this report; and

Carried.

ITEMS FOR INFORMATION (continued)

179. Wainfleet Water and Sewer Project Phase 2 -
Stage 3 Archaeological Assessment Reports
PWP 18-2010

Moved by Councillor Henderson
Seconded by Councillor Marshall

That Report PWP 18-2010, July 6, 2010, respecting Wainfleet Water and Sewer Project Phase 2 - Stage 3 Archaeological Assessment Reports, be received for information.

Carried.

180. 2009 Reserve Water and Wastewater Treatment Capacities
PWP 19-2010

Moved by Councillor D'Angela
Seconded by Councillor Burroughs

That Report PWP 19-2010, July 6, 2010, respecting 2009 Reserve Water and Wastewater Treatment Capacities, be received for information.

Carried.

(Refer to Councillor Information Requests)

181. Memorandum (dated June 10, 2010) from Betty Matthews-Malone
Re: Meeting notes of the Joint W & WW Common Rate Setting
and Cost Recovery Review (April 1, 22 and May 6)
PWC 16-2010

Moved by Councillor Trombetta
Seconded by Councillor Burroughs

That PWC 16-2010 a Memorandum from Betty Matthews-Malone, June 10, 2010, respecting notes of the Joint Water & WasteWater Common Rate Setting and Cost Recovery Review (April 1, 22 and May 6), be received for information.

Carried.

182. Letter from Ministry of Transportation Ontario
to Harry Schlange of Fort Erie
Proposed Canadian Motor Speedway
PWC 17-2010

Moved by Councillor Trombetta
Seconded by Councillor Burroughs

That PWC 17-2010 a Letter from Ministry of Transportation Ontario to Harry Schlange, Town of Fort Erie respecting Proposed Canadian Motor Speedway, be received for information.

Carried.

183. Letter from Ministry of Transportation Ontario to Regional Chair Peter Partington
Re: Allocation of \$464,531 for Public Transit for Niagara
PWC 18-2010

Moved by Councillor Trombetta
Seconded by Councillor Burroughs

That PWC 18-2010 a Letter from Ministry of Transportation Ontario to Regional Chair Peter Partington respecting Allocation of \$464,531 for Public Transit for Niagara, be received for information.

Carried.

184. Waste Management Planning Steering Committee
June 22, 2010

Moved by Councillor Henderson
Seconded by Councillor Trombetta

That the minutes of the Waste Management Planning Steering Committee meeting of June 22, 2010, be received for information.

Carried.

185. JAC Wainfleet Water & Wastewater Servicing Project (1-2010)
June 23, 2010

Moved by Councillor Henderson
Seconded by Councillor Trombetta

That Report JAC being the minutes of the Joint Advisory Committee Wainfleet Water & Wastewater Servicing Project meeting of June 23, 2010, be received for information.

Carried.

(Please note that the Minutes of the Joint Advisory Committee Wainfleet Water & Wastewater Servicing Project meeting of June 23, 2010 can be found behind the Joint Reports Blue Book Tab)

OTHER BUSINESS

186. Go Rail Extension and Discussions with St. Lawrence Seaway

Councillor Timms stated that due to the fact that the Go Rail extension had been approved had the Region initiated discussions with the St. Lawrence Seaway?

Mr. Brothers stated that Regional staff had not yet met with the St. Lawrence Seaway, as this was more a mandate of GO and Metrolinks however; he did feel that the opportunity would present itself when Regional staff met with the Seaway to discuss the most recent diesel spill.

Moved by Councillor Timms
Seconded by Councillor Salci

That this Committee recommend that the Regional Chairman enter into discussions with the St. Lawrence Seaway respecting "regional" issues with the GO Rail Extension.

Carried.

CLOSED SESSION

187. Moved by Councillor Burroughs
Seconded by Councillor Salci

That this Committee do now meet in Closed Session for purposes of receiving information of a confidential nature relating to a "Proposed Disposition of Land by the Municipality License Agreement with Pattison Outdoor Advertising City of Niagara Falls".

Carried.

188. Proposed Disposition of Land by the Municipality
License Agreement with Pattison Outdoor Advertising
City of Niagara Falls
Confidential PWA 59-2010(CSD 71-2010)

Moved by Councillor Timms
Seconded by Councillor Trombetta

That Confidential Report PWA 59-2010(CSD 71-2010), July 6, 2010, respecting a Proposed Acquisition of Land by the Municipality License Agreement with Pattison Outdoor Advertising - City of Niagara Falls, be received for information and the recommendations contained therein approved.

Carried.

189 Moved by Councillor Timms
Seconded by Councillor Marshall

That this Committee do now rise with report.

Carried.

COUNCILLOR INFORMATION REQUESTS

Staff was requested to:

- Follow up with Shawn Smith and Advanced Traffic Management Systems (ATS) staff respecting auto-messaging signage (Refer to Minute Item #167) (Councillor Salci)
- Provide information respecting where the auto-messaging signage will be located (Refer to Minute Item #167) (Councillor D'Angela)
- Provide a map of all facilities (local and regional) (Refer to Minute Item #168) (Councillor Burroughs)
- Provide information surrounding what each municipality does respecting Water & Wastewater Common Rates (Refer to Minute Item #180) (Councillor Burroughs)

ADJOURNMENT

The Committee adjourned at 12:15 p.m. to meet again at 9:30 a.m. on Tuesday, July 27, 2010 in Committee Room #4, Regional Headquarters.

Vance Badawey
Presiding as Chair

Lisa McManus
Legislative Assistant

Kevin Bain
Regional Clerk