

# THE REGIONAL MUNICIPALITY OF NIAGARA

## PROCEEDINGS OF COUNCIL

### REPORT CL 15-2003

The Municipal Council of the Regional Municipality of Niagara met in the Council Chamber, Regional Municipal Building, Thorold, Ontario, on Thursday, October 16, 2003 commencing at 6:30 p.m.

### ATTENDANCE

- Council: Acting Regional Chair Hildreth; Councillors Andreychuk, Badawey, Bailey, Beamer, Bentley, Brickell, Burroughs, Collins, Davidson, Eke, Forster, Gabriel, Haeck, Harry, Konkle, Marshall, Martin, McMullan, Muir, Nicholson, Partington, Rigby, Saracino, Smeaton, Thomson, Timms, Trombetta.
- Staff: Messrs. Trojan, Chief Administrative Officer; Bacchus, Commissioner of Corporate Services; Farley, Director of Planning Services, Planning Department; Hollick, Regional Clerk; Neville, Commissioner of Public Works; Nicol, Commissioner Human Resources Department; Ms. Reid, Commissioner, Community Services Department; Dr. Klooz, Associate Commissioner of Public Health; Ms. Gilroy, Deputy Regional Clerk.
- Other: Ms. Barrow, Process Engineer, Operations, Water and Wastewater Services, Public Works Department; Mr. Brcic, Director, Water and Wastewater Services, Public Works Department; Ms. Fontana, Director of Corporate Health Services and Employee Relations.

378.

### CLOSED SESSION

Moved by Councillor Harry  
Seconded by Councillor Muir

That this Council do now move into Closed Committee of the Whole for the purposes of receiving information of a confidential nature relating to legal, personnel and property matters.

Carried.

379.

**CONFLICTS OF INTEREST**

Councillor Andreychuk declared an indirect pecuniary interest with respect to any matters related to Deer Park Villa, as his mother is a resident, and he therefore vacated the Council Chamber, and took no part in the discussion of, or voting, on these matters.

Councillor Smeaton declared an indirect pecuniary interest with respect to any matters related to the Homes for the Aged, as he is an employee of a Seniors Home, and he therefore vacated the Council Chamber and took no part in the discussion of, or voting, on these matters.

**CLOSED COMMITTEE OF THE WHOLE, RISE AND REPORT**

380. Moved by Councillor Martin  
Seconded by Councillor Trombetta

That this Council do now rise with no report.

Carried.

Following Committee of the Whole, Council met in regular session, commencing at 7:15 p.m. with an Invocation by Councillor Trombetta, followed by the singing of O' Canada.

381.

**CONFLICTS OF INTEREST**

Councillor Andreychuk declared an indirect pecuniary interest with respect to any matters related to Deer Park Villa, as his mother is a resident, and he therefore took no part in the discussion of, or voting, on these matters.

Councillor Partington declared an indirect pecuniary interest with respect to the site selected for the new St. Catharines Health Care Centre, as he represents the site owners, and he therefore took no part in the discussion of, or voting, on these matters.

Councillor Smeaton declared an indirect pecuniary interest with respect to any matters related to the Homes for the Aged, as he is an employee of a Seniors Home, and he therefore took no part in the discussion of, or voting, on these matters.

382. **ADOPTION OF THE AGENDA**

Moved by Councillor Timms  
Seconded by Councillor Martin

That the Council Agenda CL 15-2003 be adopted as presented, with the consideration of the Planning Services Committee minutes moved forward before the Corporate and Financial Services Committee.

Carried.

383. **CHAIR'S REMARKS**

The Acting Regional Chair thanked Schenck Farms and Greenhouses Company Limited of St. Catharines for the beautiful begonias in the Council Chamber.

The Acting Regional Chair advised of a joint announcement on Thursday, October 16, 2003, made by the Niagara Health System and Hotel Dieu Health Sciences that they have chosen a site for the building of a new St. Catharines Health Care Centre. The 40-acre parcel of land fronts First Street and Fourth Avenue in St. Catharines, on property owned by Dr. and Mrs. Hunt and their family for five generations.

**APPROVAL OF MINUTES**

384. Report 14-2003

Moved by Councillor Partington  
Seconded by Councillor Marshall

That Report 14-2003, being the minutes of the Proceedings of the Council meeting of October 1, 2003, be approved and adopted.

Carried.

**CORRESPONDENCE**

385. Communications were received and dealt with as follows:

C6161 Debbie M. Zimmerman, Regional Chair (October 9, 2003) respecting Resolutions from other Municipalities.

The Corporation of the Village of Point Edward resolution that the Ontario Government take immediate steps to increase the funding for the Trillium Foundation from One Hundred Million (\$100,000,000.00) Dollars to One Hundred and Fifty Million (\$150,000,000.00) Dollars.

Received.

C6162 Dorothy Rungeling, Ridgeville, Ontario (September 30, 2003) expressing appreciation for the Certificate of Recognition which she received.

Received.

Moved by Councillor Saracino  
Seconded by Councillor Martin

That Communications C6161 to C6162, be received and dealt with as directed by this Council and as noted in these minutes.

Carried.

### **PRESENTATIONS**

#### 386. Paramedic Award Presentations

Councillor William Smeaton, together with Acting Regional Chair Jill Hildreth; Neal Roberts, Project Manager, Public Safety; and Dr. Munkley, Chair, Awards Committee; presented the First Annual Region of Niagara Emergency Medical Service Awards. The Community and Health Services Award was awarded to Bob Brochu, the Public Relations Manager for the Niagara Paramedic Association, who was one of the organizers of the Niagara Paramedic Association and designed the Association's logo. The Award of Merit was presented to two members of the Niagara EMS Bicycle Paramedic Unit, Randall Garrett and Bruce Barr. Last year both were involved with the rescue of an individual trapped in bush about 100 metres above the brink of Niagara Falls. The Regional Chair's Award of Valour was presented to Randy Harrison in recognition of performance above and beyond the call of duty as evidenced by an act of bravery. In 2002, upon arriving at a scene of a house fully engulfed in smoke, he heard occupants calling for help from an upstairs window and assisted them to safety with the help of a neighbour and his partner, by climbing a ladder to the porch roof. Congratulations to all!

#### 387. 2003 Campaign for the United Way

George Darte, Campaign Chair, United Way St. Catharines and District, announced the kick-off of the 2003 Campaign for the United Way. He noted that the goal for this year's campaign is \$2.9 million and \$633,000 have been raised. Another goal of the campaign is to acquire 75 new businesses to give to the United Way Campaign through payroll deductions. Mr. Darte congratulated the Region of Niagara for its outstanding employees and the campaign that is now underway

388. Niagara Children's Water Festival

Ms. Deanna Barrow, Process Engineer, Operations, Water and Wastewater Services, Public Works Department, provided Council with a presentation on the Niagara Children's Water Festival that was held September 15<sup>th</sup> to 18<sup>th</sup>, 2003, at Ball's Falls Conservation Area for Niagara area children from Grades 3 and 4. The objective of the Festival was to introduce students from Grades 3 and 4 to water quality, conservation, technology, and safety, and to reinforce its importance to the growth and well being of the future of the Niagara Region. The festival was the result of partnerships between the Region of Niagara the Niagara Peninsula Conservation Authority, and an enthusiastic organizing Committee. The festival's major sponsor was Ontario Power Generation with a host of other sponsors from across the Niagara Region and Ontario. The Water for Life winning poster, which was presented during the Public Works Week, was drawn by Garrett Dion (age 8, Grade 2/3, Consolidated School), and is now used to represent this year's festival. Congratulations to all those involved in the Niagara Children's Water Festival!

**PLANNING SERVICES COMMITTEE**

389. Report 17-2003

Moved by Councillor Smeaton  
Seconded by Councillor Beamer

That Report 17-2003, being the minutes of the Planning Services Committee meeting of Wednesday, October 8, 2003, be approved and adopted.

390. Smart Growth Implementation

Moved by Councillor Marshall  
Seconded by Councillor Bentley

That Minute Item 231, Smart Growth Implementation, Urban Design Principles and Model Guidelines, in Report PS 17-2003, be lifted and dealt with separately by this Council at this time.

Carried.

Following discussion, it was:

Moved by Councillor Badawey  
Seconded by Councillor Brickell

That the recommendations in Minute Item 231 be amended to delete the phrase "The guidelines must include possible options being considered in Amendment Number 183", and

That all references to Amendment Number 183 also be deleted.

Following further discussion, it was:

Moved by Councillor Partington  
Seconded by Councillor Marshall

That Minute Item 231, Smart Growth Implementation, urban Design Principles and Model Guidelines, in Report PS 17-2003, be referred back to staff for further report.

Carried.

**(Note:** Staff was requested to report on Minute Item 231 at Committee of the Whole on November 6, 2003.)

Upon a vote being taken, the Regional Chair declared the original motion on Report 17-2003, being the minutes of the Planning Services Committee meeting of Wednesday, October 8, 2003, with the amendment to Minute Item 231, was carried.

391.

### **CONFLICT OF INTEREST**

Councillor Timms declared an indirect pecuniary interest with respect to any matters related to Regional Development Charges as his family owns a development company and he therefore took no part in the discussion of, or voting, on these matters.

### **CORPORATE AND FINANCIAL SERVICES COMMITTEE**

392. Report 17-2003

Moved by Councillor Martin  
Seconded by Councillor

That Report 17-2003, being the minutes of the Corporate and Financial Services Committee meeting of Wednesday, October 8, 2003, be approved and adopted, with the exception of Minute Item 241, Smart Growth Implementation, Urban Design Principles and Model Guidelines, which was referred back to staff for further report at the Committee of the Whole meeting on November 6, 2003.

393. Regional Development Charges Task Force Report 5-2003

Moved by Councillor Saracino  
Seconded by Councillor McMullan

That Minute Item 243, being Report 5-2003, minutes of the Regional Development Charges Task Force meeting of Tuesday, September 23, 2003, be lifted and dealt with separately by this Council at this time.

Carried.

Moved by Councillor Saracino  
Seconded by Councillor Badawey

That Item 3.3.9, Lester Shoalts, Building, Medical Clinic, Elgin Street, Port Colborne, in report 5-2003 noted above, denial of exemption request, be referred back to Committee for further discussion.

Carried.

Upon a vote being taken, the Regional Chair declared the original motion on Report 17-2003, being the minutes of the Corporate and Financial Services Committee meeting of Wednesday, October 8, 2003, with the exception of Minute Item 241, Smart Growth Implementation, Urban Design Principles and Model Guidelines, which was referred back to the Planning Services and Corporate and Financial Services Committees for further report; and part 3.3.9, Lester Shoalts, Port Colborne, denial of exemption request, in Minute Item 243, which was referred back to the Regional Development Charges Task Force, was carried.

**COMMUNITY AND HEALTH SERVICES COMMITTEE**

394. Report 16-2003

Moved by Councillor Brickell  
Seconded by Councillor Marshall

That Report 16-2003, being the minutes of the Community and Health Services Committee meeting of Monday, October 6, 2003, be approved and adopted.

Carried.

**HUMAN RESOURCES COMMITTEE**

395. Report 8-2003

Moved by Councillor Nicholson  
Seconded by Councillor Andreychuk

That Report 8-2003, being the minutes of the Human Resources Committee meeting of Tuesday, October 7, 2003, be approved and adopted.

Carried.

**PUBLIC WORKS AND UTILITIES COMMITTEE**

396. Report 20-2003

Moved by Councillor Badawey  
Seconded by Councillor Harry

That Report 20-2003, being the minutes of the Public Works and Utilities Committee meeting of Tuesday, October 7, 2003, be approved and adopted.

Carried.

**OTHER BUSINESS**

397. Greater Niagara Circle Route – Fundraiser for Completion

Councillor Timms invited everyone to support the fundraising initiative to complete the Greater Niagara Circle Route. He advised that for \$100, supporters can purchase one metre of trail, and have their name, or someone else's name, placed inside a trail pavilion at the location of their choice on the Greater Niagara Circle Route.

398. Site Selection for the St. Catharines Health Care Centre

Councillor Davidson expressed the disappointment of the Council of the City of Thorold in the site selected for the new health care centre and advised that the Council of Thorold will be requesting the Minister to review his choice.

**BY-LAWS**

399. Moved by Councillor Burroughs  
Seconded by Councillor Brickell

That the following bills be now read and do pass:

**Bill 91**

A by-law to provide for the regulation of traffic on Regional Highways in the Town of Lincoln

**Bill 92**

A by-law to provide for the regulation of traffic on Regional Highways in the Town of Niagara on the Lake

400. Moved by Councillor Eke  
Seconded by Councillor Forster

That the following bill be now read and do pass:

**Bill 93**

A by-law to adopt, ratify and confirm the actions of the Regional Council at its meeting held on the 16<sup>th</sup> day of October, 2003

Carried.

**ADJOURNMENT**

The Council meeting adjourned at 9:20 p.m.

Debbie Zimmerman  
Regional Chair

Pam Gilroy  
Deputy Clerk

Thomas R. Hollick  
Regional Clerk