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**THE REGIONAL MUNICIPALITY OF NIAGARA**  
**PUBLIC WORKS AND UTILITIES COMMITTEE**

**REPORT 16-2003**

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This report is subject to Ratification at the Regional Council Meeting of August 14, 2003.  
Following ratification, a link to Council Report will be added.  
August 12, 2003 commencing at 1:41 p.m.

**ATTENDANCE**

Committee: Councillors Badawey, Chair; Regional Chair Zimmerman; Burroughs, Davidson, Eke, Forster, Harry, Konkle, McMullan, Redekop, Rigby, Thomson, Trombetta.

Staff: Messrs. Trojan, Chief Administrative Officer; Neville, Commissioner, Public Works; Sidawi, Director, Operational Support Services; Payne, Director, Waste Management Services; Bousfield, Manager, Property and Facilities Management; Ms. Barrow, Process Engineer; Ms. Pilon, Legislative Assistant.

Staff (Part-Time): Messrs. Bacchus, Commissioner, Corporate Services; Hughes, Associate Director, Transportation Engineering.

Other: Councillor Marshall.

**CLOSED SESSION**

322. Moved by Councillor Konkle  
Seconded by Councillor Eke

That this Committee do now meet in Closed Session for the purpose of receiving information of a confidential nature relating to property and legal matters.

Carried.

323. Budgetel, QEW Motel, Coffee Time  
Termination of Lease – 1019356 Ontario Inc.  
Roberts Street Gateway Project  
City of Niagara Falls  

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**PWP 68-2003 CONFIDENTIAL**

Moved by Councillor Harry  
Seconded by Councillor Eke

That Report PWP 68-2003, August 12, 2003, respecting the Budgetel, QEW Motel, Coffee Time, Termination of Lease – 1019356 Ontario Inc., Roberts Street Gateway Project in the City of Niagara Falls, be received for information.

Carried.

324. Property Purchase  
Farmland behind Station Road Landfill Site  
Township of Wainfleet  

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**PWA 134-2003 CONFIDENTIAL**

Moved by Councillor Harry  
Seconded by Councillor Burroughs

That Report PWA 134-2003, August 12, 2003, respecting the Property Purchase, Farmland behind Station Road Landfill Site in the Township of Wainfleet, be received and the recommendations contained therein approved.

Carried.

325. Property Purchase  
Residence and Horse Training Facility  
Abutting the Bridge Street Landfill Site  
Town of Fort Erie  

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**PWA 135-2003 (CSD 116-2003) CONFIDENTIAL**

Moved by Councillor Thomson  
Seconded by Councillor Redekop

That Report PWA 135-2003 (CSD 116-2003), August 12, 2003 respecting the Property Purchase, Residence and Horse Training Facility, Abutting the Bridge Street Landfill Site in the Town of Fort Erie, be received.

That debenture financing (1-10 year) in the gross and net amount reported be transferred from Capital Project ZGL9805/GL9805, Long Term Development – Line

5 Landfill Site to Capital Project SGL0121/GL0121 Miscellaneous Property Acquisition;

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

That the said property in the Town of Fort Erie be purchased from the property owners at the market value price reported; and

That the Regional Chair and Clerk be authorized to execute the necessary transfer documents.

Carried.

Councillor Forster declared an indirect pecuniary interest with respect to the matter of the Regional Wastewater Billing Error in the City of Welland as she is the Mayor of Welland, and therefore left the room during the discussion of this matter.

326. Regional Wastewater Billing Error  
City of Welland

Moved by Councillor McMullan  
Seconded by Councillor Redekop

That Regional Niagara seek a legal opinion respecting the Regional Wastewater Billing Error in the City of Welland.

Carried.

327. Regional Water Billing Error  
Town of Pelham

Mr. Neville provided the Committee with an oral report respecting the Regional water billing error in the Town of Pelham.

328. Lease Agreement -  
PFEB Realty Limited  
City of St. Catharines

Moved by Councillor Redekop  
Seconded by Regional Chair Zimmerman

That a lease agreement between the PFEB Realty Limited and the Regional Municipality of Niagara for the lease of a portion of the Region's road allowance in front of 132 Lakeshore Road in the City of St. Catharines, be approved subject to the payment of the reported administration fee; and

That the reported term of lease at the amount reported per year, with an option to renew for a further term reported at the amount reported per year, be approved; and

That the lease agreement include a termination clause whereby the Region can cancel the agreement provided PFEB Realty Limited is given six months notice

Carried.

329. Moved by Councillor Redekop  
Seconded by Councillor Rigby

That this Committee do now rise with report.

Carried.

### **PROGRESS REPORTS**

330. Cancelled Tender Call for Contract RN 03-31  
Rehabilitation of Regional Road 3 (Garrison Road)  
Phase 2 Road Improvements on  
Thompson Road at Garrison Road  
Town of Fort Erie

The Committee suggested the installation of temporary traffic signals in the interim in response to Councillor Redekop's request for the installation of the traffic lights at this time.

Moved by Councillor Eke  
Seconded by Councillor Harry

That Report PWP 66-2003, August 12, 2003, respecting the Cancelled Tender Call for Contract RN 03-31, Rehabilitation of Regional Road 3 (Garrison Road) Phase 2 Road Improvements on Thompson Road at Garrison Road in the Town of Fort Erie, be received for information.

Carried.

(Refer to Staff Directions)

Councillor Badawey, Committee Chair left the Chair and Regional Chair Zimmerman, assumed the Chair in Councillor Badawey's absence.

## ADMINISTRATION

### For Committee Consideration

The Committee considered the following staff recommendations contained in the PWA Summary, August 12, 2003:

331. Hamilton – Niagara Waste Management  
Facility Partnership Discussions

**PWA 126-2003 (Hamilton PW03114)**

That Report PWA 126-2003 (Hamilton PW03114), August 12, 2003, respecting the Hamilton – Niagara Waste Management Facility Partnership Discussions, be received.

That the Public Works and Utilities Committee for the Region of Niagara and the Committee of the Whole for the City of Hamilton recommend to their respective Councils, that this report entitled “Hamilton-Niagara Waste Management Facility Partnership Discussions” be received.

That the following recommendations be approved:

- **Materials Recycling Facilities** – That staff from both communities be directed to pursue “Operational” partnerships to share information and explore ways to jointly market recyclable materials, and undertake additional studies to determine the potential for future partnerships to optimize the use of recycling processing facilities in both communities.
- **Composting Facilities** - That staff from both communities be directed to pursue “Operational” partnerships to share information and explore ways to coordinate the implementation of organics programs in both communities. This would involve issuing an addendum to a request for proposals (RFP) issued by Niagara for short term (2 year) composting capacity as part of the implementation of its Organics program that begins this fall to providing processing options for expansion of Hamilton’s Green Cart Demonstration Project. In addition, the long term RFP being developed by Hamilton for a composting facility would include the ability to handle organic waste from other municipalities so that Niagara can consider this option to explore a longer term partnership in this area.
- **Energy From Waste (EFW) Facilities** – That staff from both municipalities continue with the partnership that has already begun in this area via the request for additional cost and emissions information from EFW vendors as part of Niagara’s long term disposal study. The results from this information request will be presented to both Hamilton and Niagara Councils in

September 2003 along with recommendations regarding pursuing Energy from Waste partnerships between both communities.

- **Neighbouring Municipalities** - That copies of this report entitled "Hamilton-Niagara Waste Management Facility Partnership Discussions" be circulated to the municipalities neighbouring Niagara and Hamilton and these municipalities be requested to indicate their interest in participating in the ongoing partnership discussions between Hamilton and Niagara.  
(Waste Management Services)

332. Proposed Amendment to Bylaw No. 145-1999  
As Amended, Solid Waste Management System Bylaw  
**PWA 127-2003**

That Report PWA-127-2003, August 12, 2003, respecting the Proposed Amendments to Bylaw No. 145-1999 as Amended, Solid Waste Management System Bylaw, be received.

That the amendments to the Solid Waste Management System Bylaw, as outlined in this report, be approved.

That the Regional Clerk be directed to ensure that the necessary bylaw is presented to Regional Council. (Waste Management Services)

333. Award of Quotation Contract RN 03-41  
Smithville Sewage Pumping Station Phase 1  
Wet Weather Storage Facility  
Township of West Lincoln  
**PWA 128-2003**

That Report PWA 128-2003, August 12, 2003, respecting the Award of Quotation Contract RN.03.41, Smithville Sewage Pumping Station Phase 1, Wet Weather Storage Facility in the Township of West Lincoln, be received.

That Contract RN 03-41, Smithville Sewage Pumping Station Phase 1 – Wet Weather Storage Facility be awarded to Hard Rock Construction Inc. (Diamond Stonebridge) at their bid price of \$922,580.00, plus GST.

That a contingency amount of \$90,000.00 be provided for this project.

That the Regional Clerk be directed to ensure that the appropriate by-laws are prepared for submission to Regional Council authorizing the Regional Chair and Regional Clerk to execute the contract on behalf of the Regional Municipality of Niagara.

That the costs associated with this project be charged against Project SW0013.  
(Water & Wastewater Services)

(Refer to Other Business – Minute Item # 347)

334. Retention of Consulting Services for the  
Electrical Upgrade at the Baker Road WPCP  
Town of Grimsby  
**PWA 129-2003**

That Report PWA 129-2003, August 12, 2003, respecting the Retention of Consulting Services for the Electrical Upgrade at the Baker Road WPCP in the Town of Grimsby, be received.

That Eramosa Engineering Inc. be retained to complete the detailed design for the electrical upgrade at the Baker Road WPCP in Grimsby, at a cost of \$69,293.25, including GST. (Water & Wastewater Services)

335. Retention of Consulting Services for the  
Niagara Falls Wastewater Treatment Plant  
Dewatering Facility  
**PWA 130-2003**

That Report PWA 130-2003, August 12, 2003, respecting the Retention of Consulting Services for the Niagara Falls Wastewater Treatment Plant Dewatering Facility, be received.

That the consulting engineering firm of Hydromantis Inc. be retained to provide engineering services for design and contract administration of a dewatering facility at the Niagara Falls Wastewater Treatment Plant.

That the engineering fee be calculated on a time plus expenses basis estimated to an upset limit of \$387,190.00 exclusive of GST.

That the Regional Clerk be directed to ensure that the appropriate by-law is prepared for submission to Regional Council, authorizing the Regional Chair and Regional Clerk to execute the contract on behalf of the Regional Municipality of Niagara.

That the costs associated with this project be charged against Capital Project SW 0327. (Water & Wastewater Services)

336. Retention of Consulting Services for the  
Trunk Watermain Construction on  
Ontario Road/Ridge Road/Highway 140  
City of Welland  
**PWA 131-2003**

That Report PWA 131-2003, August 12, 2003, respecting the Retention of Consulting Services for the Trunk Watermain Construction on Ontario Road/Ridge Road/Highway 140 in the City of Welland, be received.

That the consulting firm of Earth Tech Canada Inc. be retained to complete the design for the Ontario Road/Ridge Road/Highway 140 trunk watermain, in the amount of \$60,770, including net GST.

That the cost associated with this project be charged against Project CW0308. (Water & Wastewater Services)

337. Sale of Surplus Property  
Former Highland Avenue Water Standpipe  
Town of Pelham

**PWA 132-2003**

That Report PWA 132-2003, August 12, 2003, respecting the Sale of Surplus Property, Former Highland Avenue Water Standpipe in the Town of Pelham, be received.

That the Region accept an Offer from Mr. Mark Wikston, in the amount of \$72,500.00, for the purchase of the Region's surplus property at #5 Highland Avenue in the Town of Pelham. (Operational Support Services)

338. Tender Award for RN 03-40  
Rehabilitation of Concrete Box Culvert on  
Regional Road 69 (Twenty Road) west of  
Regional Road 669 (Eighth Avenue)  
Town of Lincoln

**PWA 133-2003 (CSD 117-2003)**

That Report PWA 133-2003 (CSD 117-2003), August 12, 2003, respecting the Tender Award for RN.03-40, Rehabilitation of Concrete Box Culvert on Regional Road 69 (Twenty Road) west of Regional Road 669 (Eighth Avenue) in the Town of Lincoln, be received.

That capital levy financing in the amount of \$20,000.00 be transferred from Project RC0209 (2002 Major Culvert Replacement Program) to Project RC0133 and that Project RC0209 be closed;

That Contract RN 03-40, Rehabilitation of Concrete Box Culvert on Regional Road 69 (Twenty Road), 1.4 km West of Regional Road 669 (Eighth Avenue), in the Town of Lincoln, be awarded to the low tenderer, Peninsula Construction Inc., at its bid price in the amount of \$78,423.79 (*excluding GST*), subject to NPCA approval;

That a contingency allowance in the amount of \$5,000.00 be provided for this contract;

That the consulting firm of V & S Engineering Group Ltd. be retained to provide contract administration and inspection services with the fees being calculated on a time plus disbursement basis, estimated at \$9,500.00 (*excluding GST*);

That the Regional Clerk be directed to ensure that the necessary by-laws, including the by-law authorizing the Regional Chair and Regional Clerk to execute the contract on behalf of the Regional Municipality of Niagara, are presented to Regional Council on August 14, 2003;

And further, that all project costs be charged against Capital Works Parent Project ZRC0133, Project ID RC0133. (Transportation Services)

339. Moved by Councillor Rigby  
Seconded by Councillor Harry

That the PWA Summary, dated August 12, 2003, and the foregoing recommendations of Reports PWA 126-2003 to PWA 133-2003 inclusive, be received and accepted.

Carried.

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

### **CORRESPONDENCE**

340. Moved by Councillor McMullan  
Seconded by Councillor Eke

That correspondence item PWC 48-2003 – (July 15, 2003) – **Honourable Minister Frank Klees**, Minister of Transportation, to Regional Clerk Rod Hollick, being a response to the Region's resolution regarding litter along provincial highways and the Province's plans to remove such litter, be received.

That Regional Niagara advise the Minister of Transportation of Regional Niagara's desire in becoming the pilot for the Ministry of Transportation's Naturalization Program.

Carried.

341. Communications listed in Report PWC Summary, dated August 12, 2003, were received and dealt with as follows:

PWC 47-2003 – (July 21, 2003) – **Cameron Summers**, Special Assistant to Minister of Transportation, to Regional Clerk Rod Hollick, being a response to the Region's May 7<sup>th</sup> letter concerning a plan to manage vehicular traffic at the Niagara Canada-U.S. border crossings.

-- Received.

PWC 49-2003 – (July 23, 2003) - **David Main** of Earth Tech to Chado Brcic, Director of Water & Wastewater Services Division, enclosing a copy of the official APWA Management Innovation Award certificate, and a question and answer fact sheet on “National Water & Wastewater Benchmarking Initiative”.

-- Received with congratulations extended by the Committee to staff for a job well done.

PWC 59-2003 – **West Lincoln Community Care** – expressing thanks and appreciation to David Payne, Director of Waste Management Services and his staff for holding a non-perishable food drive during National Public Works Week.

-- Received.

342. Moved by Councillor Trombetta  
Seconded by Councillor McMullan

That the contents of the PWC Summary, August 12, 2003, with the exception of PWC 48-2003, which was dealt with separately, be received and dealt with as directed by this Committee and as noted in these minutes.

Carried.

### **MINUTES**

343. Transportation Strategy Steering Committee  
Meeting of Tuesday, July 15, 2003

Moved by Councillor Rigby  
Seconded by Councillor Eke

That the minutes of the Transportation Strategy Steering Committee meeting, of Tuesday, July 15, 2003, be received and the recommendations therein approved.

Carried.

344. Smarter Niagara Steering Committee  
Meeting of Wednesday, July 16, 2003

Moved by Councillor Rigby  
Seconded by Councillor Eke

That the minutes of the Smarter Niagara Steering Committee meeting, of Wednesday, July 16, 2003, be received and the recommendations therein approved.

Carried.

345. Joint Meeting of the Smarter Niagara Steering Committee  
and the Regional Development Charges Task Force  
Meeting of Wednesday, July 16, 2003

Moved by Councillor Rigby  
Seconded by Councillor Eke

That the minutes of the Joint Meeting of the Smarter Niagara Steering Committee  
and the Regional Development Charges Task Force meeting of Wednesday, July  
16, 2003, be received and the recommendations contained therein be approved.

Carried.

### **ACCOUNTS**

346. Moved by Councillor Rigby  
Seconded by Councillor Konkle

That the accounts list for the period ending July 31, 2003, in the amount of  
\$4,571,524.62, be approved for payment.

Carried.

### **OTHER BUSINESS**

347. Smithville Sewage Pumping Station  
Township of West Lincoln

Councillor Trombetta thanked staff for their assistance with the Smithville Sewage  
Pumping Station.

348. 2003 Road World Cycling Championships  
October 5, 2003 - Niagara

Mr. Sidawi advised the Committee that the preliminary 2003 Road World Cycling  
Championships race being held in Niagara on October 5, 2003 will consists of 200  
cyclists taking part in a 5 hour race through a 25 kilometer circuit.

The Committee was also advised that members of the Niagara Regional Police  
Service will be strategically placed throughout the route.

The Committee noted that Regional Niagara is delighted that the participants in the  
2003 Road World Cycling Championships have chosen Niagara as their site for  
their preliminary race.

### **STAFF DIRECTIONS**

Staff was requested to:

- Review the possibility of installing temporary traffic lights at the intersection of Thompson Road and Garrison Road in the Town of Fort Erie. Staff will endeavor to keep the Town of Fort Erie informed of their progress. (Refers to Minute Item # 330) **Transportation Services**

### **ADJOURNMENT**

The Committee adjourned at 3:27 p.m., to meet again in Committee Room 4 on September 2, 2003 at 1:30 p.m.

Vance Badawey  
Chair

Janet Pilon  
Legislative Assistant

Thomas R. Hollick  
Regional Clerk