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

**REPORT 22-2003**

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Minutes of a meeting of the Public Works and Utilities Committee held in Committee Room 4, Regional Municipal Building, Thorold, Ontario, on Tuesday, December 16, 2003 commencing at 1:30 p.m.

**ATTENDANCE**

Committee: Councillors Rigby, Chair; Regional Chair Partington; Bailey, Bodner, Burroughs, Casselman, Eke, Goulbourne, Harry, Hodgson, Leavens, Redekop, Salci, Trombetta.

Staff: Messrs. Trojan, Chief Administrative Officer; Hollick, Regional Clerk; Neville, Commissioner, Public Works; Brcic, Director, Water & Wastewater Services; Payne, Director, Waste Management Services; Sidawi, Director, Operation Support Services; Hughes, Associate Director, Transportation Engineering; Bousfield, Manager, Property and Facilities Management; Ms. Pilon, Legislative Assistant.

Staff (Part-Time): Messrs. Smith, Waste Management Engineer; Roberts, Project Manager, Land Ambulance; McQueen, Transition Manager, Niagara Ambulance Communication Service.

**CLERK'S DEPARTMENT**

455. Procedure to Select the Committee Chair and  
Vice-Chair of Each Standing Committee  
**CLK 35-2003**

Regional Chair Partington called for nominations for the position of Chair of the Public Works and Utilities Committee.

Moved by Councillor Casselman  
Seconded by Councillor Burroughs

That Councillor Rigby be appointed Chair of the Public Works and Utilities Committee.

Carried.

Regional Chair Partington called a second and third time for nominations for the position of Chair of the Public Works and Utilities Committee.

Moved by Councillor Leavens  
Seconded by Councillor Eke

That nominations for the position of Chair of the Public Works and Utilities Committee be closed.

Carried.

There being no other nominations, Regional Chair Partington, with the agreement of Councillor Rigby, declared him Chair of the Public Works and Utilities Committee.

Councillor Rigby assumed the Chair for the balance of the meeting and called for nominations for the position of Vice-Chair of the Public Works and Utilities Committee.

Moved by Councillor Harry  
Seconded by Councillor Eke

That Councillor Redekop be appointed Vice-Chair of the Public Works and Utilities Committee.

Carried.

Councillor Rigby called a second and third time for nominations for the position of Chair of the Public Works and Utilities Committee.

Moved by Councillor Bailey  
Seconded by Councillor Burroughs

That nominations for the position of Vice-Chair of the Public Works and Utilities Committee be closed.

Carried.

There being no other nominations, Councillor Rigby, with the agreement of Councillor Redekop, declared him Vice-Chair of the Public Works and Utilities Committee.

Moved by Councillor Harry  
Seconded by Councillor Eke

That the Report CLK 35-2003, December 15, 2003, respecting the Procedure to Select the Committee Chair and Vice-Chair for each of the Standing Committees, be received.

Carried.

456. Day and Time of Regular Meetings for  
Standing Committees  
**CLK 34-2003**

Moved by Councillor Eke  
Seconded by Councillor Burroughs

That Report CLK 34-2003, December 15, 2003, respecting the Day of Time of Regular Meetings for Standing Committees, be received.

That regular meetings of the Public Works and Utilities Committee be held on Tuesdays at 1:30 p.m. in accordance with a schedule approved, from time to time, by Regional Council.

That special meetings be held at such times and such places as may be appropriate, pursuant to the provisions of the procedural by-law.

Carried.

**ADMINISTRATION**

457. Round Two SuperBuild Millennium  
Partnerships Initiatives Program  
**CAO 23-2003**

Moved by Councillor Harry  
Seconded by Councillor Eke

That Report CAO 23-2003, December 16, 2003, respecting Round Two SuperBuild Millennium Partnerships Initiatives Program, be received.

That the projects listed in Appendix "A" of this report be approved for submission under the SuperBuild Millennium Partnerships Initiatives funding program.

That Council's resolution approving this list be forwarded to the Ministry of Public Infrastructure Renewal.

Carried.

**CORPORATE SERVICES DEPARTMENT**

458. Closure of Capital Projects  
**CSD 152-2003**

Moved by Councillor Bailey  
Seconded by Councillor Salci

That Report CSD 152-2003, December 15, 2003, respecting the Closure of Capital Projects, be received for information.

Carried.

**ADMINISTRATION**

459. Moved by Councillor Burroughs  
Seconded by Councillor Salci

That Report PWA 181-2003, respecting the Appointment of Regional Council Representative, FCM Municipal Partnership Program, be lifted from the PWA Summary dated December 16, 2003 and dealt with separately at this time.

Carried.

460. Appointment of Regional Council Representative  
FCM Municipal Partnership Program  
**PWA 181-2003**

Moved by Councillor Burroughs  
Seconded by Councillor Salci

That Report PWA 181-2003, December 16, 2003, respecting the Appointment of Regional Council Representatives to the FCM Municipal Partnership Program, be referred to the January 13, 2004.

Carried.

For Committee Consideration

The Committee considered the following staff recommendations contained in the PWA Summary, December 16, 2003:

461. Award of Contract Supply and Delivery of  
Liquid Aluminum Sulphate Clar + Ion A7 and A10  
Our Reference #2003-T-57  
**PWA 178-2003**

That Report PWA 178-2003, December 16, 2003, respecting the Award of Contract Supply and Delivery of Liquid Aluminum Sulphate Clar + Ion A7 and A10, Our Reference #2003-T-57, be received.

That Tender No. 2003-T-57, covering the supply and delivery of liquid aluminum sulphate, Clar + Ion A7 and A10, be awarded to the low bidder, General Chemical Performance Products Ltd., Mississauga, Ontario, at a total cost, including sales tax, of \$1,219,715.08. (Water & Wastewater Services/Purchasing)

462. Title/Ownership Defect  
Humberstone Landfill Site  
City of Welland  
**PWA 179-2003**

That Report PWA 179-2003, December 16, 2003, respecting Title/Ownership Defect Humberstone Landfill Site in the City of Welland, be received.

That the Region's Director of Legal Services be authorized to initiate expropriation procedures to acquire title and ownership to two parcels of land, being Lot 267 on Plan 984 from Leslie E. Swan and Lot 375 on Plan 984 from The Trusts and Guarantee Company Limited, in the City of Welland. (Operational Support Services)

463. Proposed Disposal of Excess  
Land Being the Remainder of Lot 176  
Plan M-1, Town of Niagara-on-the-Lake  
**PWA 180-2003**

That Report PWA 180-2003, December 16, 2003, respecting the Proposed Disposal of Excess, Land Being the Remainder of Lot 176, Plan M-1 in the Town of Niagara-on-the-Lake, be received.

That the lands being the remainder of Lot 176, Plan M-1 in the Town of Niagara-on-the-Lake as shown on the attached Appendix I, be declared surplus and disposed of according to policy. (Operational Support Services)

464. Retention of Value Engineering Consulting  
Services for the Welland Water Treatment  
Plant Upgrade and Quality of  
Improvements in the City of Welland  
**PWA 182-2003**

That Report PWA 182-2003, December 16, 2003, respecting the Retention of Value Engineering Consulting Services for the Welland Water Treatment Plant Upgrade and Quality of Improvements in the City of Welland, be received.

That the consulting firm of Delcan Corporation be retained to provide value engineering services for the Welland Water Treatment Plant Upgrade and Quality Improvements in the City of Welland.

That the engineering fee be calculated on a time plus expenses basis estimated to an upset limit of \$269,435.00 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 Parent Project CW0204. (Water & Wastewater Services)

465. Parking Prohibition  
Regional Road 40 (South Service Road)  
Casablanca Blvd. to Hunter Road  
Town of Grimsby  
**PWA 183-2003**

That Report PWA 183-2003, December 16, 2003, respecting Parking Prohibition, Regional Road 40 (South Service Road), Casablanca Blvd. to Hunter Road in the Town of Grimsby, be received.

That parking be prohibited at anytime on both sides of Regional Road 40 (South Service Road) from Regional Road 10 (Casablanca Boulevard) to Hunter Road;

That the Regional Clerk be requested to ensure that the necessary by-law amendment is presented to Council on December 18, 2003. (Transportation Services)

466. Parking Prohibition  
Regional Road 20 (Canboro Road)  
Rice Road to Pelham Street  
Town of Pelham

**PWA 184-2003**

That Report PWA 184-2003, December 16, 2003, respecting Parking Prohibition, Regional Road 20 (Canboro Road), Rice Road to Pelham Street in the Town of Pelham, be received.

That parking be prohibited at anytime on both sides of Regional Road 20 (Canboro Road) from Rice Road to Regional Road 36 (Pelham Street);

That the Regional Clerk be requested to ensure that the necessary by-law amendment is submitted to Council on December 18, 2003. (Transportation Services)

467. Speed Limit Reduction  
Regional Road 63 (Canborough Road)  
Township of West Lincoln

**PWA 185-2003**

That Report PWA 185-2003, December 16, 2003, respecting the Speed Limit Reduction, Regional Road 63 (Canborough Road) in the Township of West Lincoln, be received.

That the existing speed limit on Regional Road 63 (Canborough Road) from Regional Road 24 (Vineland Townline Road) to 500 metres westerly be reduced from 80 km/hr to 60 km/hr;

That the Regional Clerk be requested to ensure that the necessary by-law amendment is presented to Council on December 18, 2003. (Transportation Services)

468. Speed Limit Reduction  
Regional Road 87 (Lakeshore Road)  
Town of Niagara-on-the-Lake

**PWA 186-2003**

That Report PWA 186-2003, December 16, 2003, respecting the Speed Limit Reduction, Regional Road 87 (Lakeshore Road) in the Town of Niagara-on-the-Lake, be received.

That the existing speed limit on Regional Road 87 (Lakeshore Road) between Read Road and East/West Line be reduced from 80 km/hr from 60 km/hr;

That the Regional Clerk be requested to ensure that the necessary by-law amendment is presented to Council on December 18, 2003. (Transportation Services)

469. Vacant Land – Woodlawn Road at  
South Pelham Road  
City of Welland

**PWA 187-2003**

That Report PWA 187-2003, December 16, 2003, respecting Vacant Land – Woodlawn Road at South Pelham Road in the City of Welland, be received.

That the Region of Niagara declares those lands described as Part 3 on Plan 59R-11831 to be surplus to its requirements and that staff be authorized to arrange for their disposal in accordance with Regional Policy. (Operational Support Services)

470. Proposed Stopping Up, Closing and  
Conveying Part of Regional Road 101  
Mountain Road  
City of Niagara Falls

**PWA 188-2003**

That Report PWA 188-2003, December 16, 2003, respecting the Proposed Stopping Up, Closing and Conveying Part of Regional Road 101, Mountain Road in the City of Niagara Falls, be received.

That the Region stop up and close part of Regional Road No. 101 (Mountain Road) in the City of Niagara Falls, designated as Parts 4 and 6 on a Plan of Survey by Richard Larocque, O.L.S. dated November 20, 2003.

That a by-law be submitted to Regional Council for this purpose.

That Part 6 on a Plan of Survey by Richard Larocque, O.L.S. dated November 20, 2003 be conveyed to the adjoining property owner, Walker Brothers Quarries Limited, for nominal consideration, pursuant to an agreement dated June 19, 2002.

That Part 4 on a Plan of Survey by Richard Larocque O.L.S. dated November 20, 2003 be conveyed to the adjoining property owners, Donald Raymond Brown and Betty Brown, for nominal consideration, pursuant to an Agreement of Purchase and Sale dated July 16, 2003. (Operational Support Services)

471. Tender Award for Contract RN 03-54  
DeCew Falls Water Treatment Plant Phase 3 Upgrade  
City of St. Catharines

**PWA 189-2003 (CSD 163-2003)**

That Report PWA 189-2003 (CSD 163-2003), December 16, 2003, respecting the Tender Award for Contract RN 03-54, DeCew Falls Water Treatment Plant Phase 3 Upgrade in the City of St. Catharines, be received.

That approval be given to initiate financing (Water Capital Reserve) in the gross and net amount of \$7,000,000.00 included in the 2004 Water Capital Budget for Project ID ZCW9709/CW0019 DeCew Falls Water Treatment Plant Phase 3 Upgrade.

That Contract RN 03-54, DeCew Falls Water Treatment Plant Phase 3 Upgrade be awarded to King City Group Ltd., subject to Ministry of the Environment and other approvals, at their bid price of \$11,507,910.00, excluding GST.

That a contingency amount of \$900,000.00 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, including authorizing the Regional Chair and Regional Clerk to execute the contract on behalf of the Regional Municipality of Niagara.

That all project costs be charged against Project ID CW0019. (Transportation Services)

472. Expropriation – Roberts Street  
Gateway Project  
City of Niagara Falls

**PWA 192-2003 (CSD 161-2003)**

That Report PWA 192-2003 (CSD 161-2003), December 16, 2003, respecting the Expropriation – Roberts Street, Gateway Project in the City of Niagara Falls, be received.

That Regional Council receive the attached applications of the Regional Municipality of Niagara for approval to expropriate lands municipally known as 5030 – 5032 Roberts Street, 5086 Roberts Street, and 5248 Roberts Street, all in the City of Niagara Falls, pursuant to the *Expropriations Act*. (Operational Support Services)

(Refer to Staff Directions)

473. Retention of Value Engineering Consulting Services  
Central Pumping Station and Combined Sewer  
Overflow High Rate Treatment Facility  
City of Niagara Falls

**PWA 193-2003 (CSD 164-2003)**

That Report PWA 193-2003 (CSD 164-2003), December 16, 2003, respecting the Retention of Value Engineering Consulting Services, Central Pumping Station and Combined Sewer Overflow High Rate Treatment Facility in the City of Niagara Falls, be received.

That the consulting firm of Hydromantis Inc. be retained to provide value engineering services for the Central Pumping Station and Combined Sewer Overflow High Rate Treatment Facility in the City of Niagara Falls.

That the engineering fee be calculated on a time plus expenses basis estimated to an upset limit of \$236,000 including net GST. The cost of this project is to be shared between the Region (63%) and the City of Niagara Falls (37%) as estimated on Table 1. The final cost sharing arrangement will be based on actual engineering and construction costs. At this time, it is estimated that the Region's share of the engineering fee will be \$148,000 (63%) and the City's share will be \$88,000 (37%).

That approval be given to increase the gross budget by \$88,000 to reflect the cost sharing with the City of Niagara Falls.

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 Project ID SW0230. (Water & Wastewater Services)

474. Tender Award for Contract RN 03-49  
Smithville Sewage Pumping Station Phase II  
Township of West Lincoln

**PWA 194-2003**

That Report PWA 194-2003, December 16, 2003, respecting the Tender Award for Contract RN 03-49, Smithville Sewage Pumping Station Phase II in the Township of West Lincoln, be received.

That Contract RN 03-49, Smithville Sewage Pumping Station, Phase II be awarded to Enviro-con Ltd. at their bid price of \$1,109,000.00, plus GST.

That a contingency amount of \$100,000.00 be provided for this project.

That the engineering assignment with Quartek Group Inc. be extended to provide the related engineering services in the amount of \$114,500.10, plus GST

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 SW0345.

475. Moved by Councillor Redekop  
Seconded by Councillor Burroughs

That the PWA Summary, dated December 16, 2003, and the foregoing recommendations of Reports PWA 178-2003 to PWA 180-2003 inclusive, Reports PWA 182-2003 to PWA 189-2003 inclusive and Reports PWA 192-2003 to PWA 194-2003 inclusive, be received and accepted.

Carried.

### **CORRESPONDENCE**

476. Communications listed in Report PWC Summary, dated December 16, 2003, were received and dealt with as follows:

PWC 68-2003 – (November 13, 2003) – **Ed Dujlovic**, Director of Municipal Works, City of Niagara Falls, thanking Regional Public Works staff for the recent reconstruction of Stanley Avenue between McLeod and Dunn Street and noting the positive comments from the tourist sector, local citizens and politicians.

-- Received.

PWC 69-2003 – (November 17, 2003) – **Betty-Lou Souter**, CEO, Community Care of St. Catharines and Thorold, to Catherine Habermehl, Manager of Collection and Diversion, Waste Management Services, extending appreciation for participating in the THINK FOOD Program.

-- Received.

477. Moved by Councillor Casselman  
Seconded by Councillor Burroughs

That the contents of the PWC Summary, December 16, 2003, be received and dealt with as directed by this Committee and as noted in these minutes.

Carried.

### **STEERING COMMITTEE MEMBERSHIP**

478. Waste Management Planning Steering Committee

Moved by Councillor Bailey  
Seconded by Councillor Salci

That Regional Chair Partington; Councillors Burroughs, Casselman, Eke, Goulbourne, Harry and Trombetta be appointed to the Waste Management Planning Steering Committee.

Carried.

479. Transportation Strategy Steering Committee

Moved by Councillor Eke  
Seconded by Councillor Bailey

That Regional Chair Partington; Councillors Bodner, Goulbourne, Leavens, Redekop, Rigby, Salci and Zimmerman, be appointed to the Transportation Strategy Steering Committee.

Carried.

**PROGRESS REPORTS**

480. Construction Progress Report  
Waste Management Services

Moved by Councillor Redekop  
Seconded by Councillor Harry

That Report PWP 78-2003, December 16, 2003, respecting the Construction Progress Report, Waste Management Services, be received.

Carried.

481. Construction Progress Report  
Transportation Services Division

Moved by Councillor Redekop  
Seconded by Councillor Harry

That Report PWP 79-2003, December 16, 2003, respecting the Construction Progress Report, Transportation Services Division, be received for information.

Carried.

482. Value Engineering  
A Useful Tool for Niagara Region

Moved by Councillor Redekop  
Seconded by Councillor Harry

That Report PWP 80-2003, December 16, 2003, respecting the Value Engineering, A Useful Tool for Niagara Region, be received for information.

Carried.

**ACCOUNTS**

483. Moved by Councillor Trombetta  
Seconded by Councillor Bodner

That the accounts list for the period ending November 30, 2003 in the amount of \$5,244,558.90, be approved for payment.

Carried.

**MINUTES**

484. Regional Niagara Bicycling Committee  
Meeting of Thursday, October 9, 2003

Moved by Councillor Casselman  
Seconded by Councillor Goulbourne

That the minutes of the Regional Niagara Bicycling Committee meeting, of Thursday, October 9, 2003, be received and the recommendations contained therein referred back to staff for comment.

Carried.

485. Regional Niagara Bicycling Committee  
Meeting of Thursday, November 13, 2003

Moved by Councillor Casselman  
Seconded by Councillor Goulbourne

That the minutes of the Regional Niagara Bicycling Committee meeting, of Thursday, November 13, 2003, be received and the recommendations contained therein referred to staff for comment.

Carried.

**CLOSED SESSION**

486. Moved by Councillor Eke  
Seconded by Councillor Burroughs

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.

487. Proposed EMS Station Acquisition  
From Hotel Dieu Health Sciences Hospital  
**PWA 190-2003 (PHD 74-2003/CSD 162-2003) CONFIDENTIAL**

Moved by Councillor Redekop  
Seconded by Councillor Harry

That Report PWA 190-2003 (PHD 74-2003/CSD 162-2003), December 16, 2003, respecting the Proposed EMS Station Acquisition from Hotel Dieu Health Sciences Hospital, be referred to staff for further information including the option(s) for Partnership with respect to the location for this facility and report to the next round of Standing Committee meetings.

Carried.

488. Lease of Office Space – Public Health Department  
**PWA 191-2003 (PHD 76-2003) CONFIDENTIAL**

Moved by Councillor Burroughs  
Seconded by Regional Chair Partington

That Report PWA 191-2003 (PHD 76-2003), December 16, 2003, respecting the Lease of Office Space – Public Health Department, be received and the recommendation contained therein be approved.

Carried.

489. Improvements to Regional Road 81 (York Road)  
Purchase of Easement – 1568285 Ontario Inc.  
Town of Niagara-on-the-Lake  
**PWA 195-2003 CONFIDENTIAL**

Moved by Councillor Burroughs  
Seconded by Councillor Eke

That Report PWA 195-2003, December 16, 2003, respecting the Improvements to Regional Road 81 (York Road), Purchase of Easement - 1568285 Ontario Inc. in the Town of Niagara-on-the-Lake, be received and the recommendations therein approved.

Carried.

490. Widening of Regional Road 20 (Former Highway 20)  
Property Purchase  
Town of Pelham  

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**PWA 196-2003 CONFIDENTIAL**

Moved by Councillor Eke  
Seconded by Councillor Hodgson

That Report PWA 196-2003, December 16, 2003, respecting the Widening of Regional Road 20 (Former Highway 20), Property Purchase in the Town of Pelham, be received and the recommendations therein approved.

Carried.

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

491. Regional Wastewater Billing Error  
City of Welland

Moved by Councillor Bodner  
Seconded by Councillor Burroughs

That the Chief Administrative Officer be authorized to proceed as directed by the Committee on the issue of the Regional Wastewater Billing Error in the City of Welland.

Carried.

492. Moved by Councillor Redekop  
Seconded by Councillor Trombetta

That this Committee do now rise with report.

Carried.

### **STAFF DIRECTIONS**

Staff was requested to:

- provide Regional Council with the construction estimate; the number and the values of the properties that remain as well as the total of the remaining funds for the Roberts Street, Gateway Project in the City of Niagara Falls. (Refers to Minute Item 472)

**ADJOURNMENT**

The Committee adjourned at 2:30 p.m., to meet again in Committee Room 4, January 13, 2004 at 1:30 p.m.

Tim Rigby  
Chair

Janet Pilon  
Legislative Assistant

Thomas R. Hollick  
Regional Clerk