

# THE REGIONAL MUNICIPALITY OF NIAGARA

## PROCEEDINGS OF COUNCIL

### OPEN SESSION

#### REPORT CL 1-2012

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The Municipal Council of the Regional Municipality of Niagara met in Open Session in the Council Chamber, Regional Municipal Building, Thorold, Ontario, on Thursday, January 19, 2012 commencing at 6:34 p.m.

#### ATTENDANCE

Council: Regional Chair Burroughs; Councillors Augustyn; Badawey; Barrick; Baty; Bentley; Bylsma; Caslin; D'Angela; Diodati; Eke; Greenwood; Grenier; Heit; Hodgson; Joyner; Katzman; Lepp; Luciani; Marshall; Martin; McMullan; Petrowski; Rigby; Timms; Zimmerman.

Staff: Messrs. Trojan, Chief Administrative Officer; Robson, Commissioner, Integrated Community Planning; Hutchings, Commissioner, Corporate Services; Brothers, Commissioner, Public Works; Bain, Regional Clerk; Dr. Jaeger, Medical Officer of Health; Ms. Chislett, Commissioner, Community Services; Ms. Pilon, Deputy Regional Clerk.

Others: Messrs. Robinson, Executive Officer to the Regional Chair; Steele, Associate Director, Strategic Business Management; Cowan, Associate Director, Public Works Finance; Neufeld, Communications Specialist.

Regrets: Councillors Jeffs; Sharpe; Volpatti.

Regional Chair Burroughs welcomed Councillor Grenier as Councillor Sharpe's temporary replacement during his absence.

#### CALL TO ORDER

1. Regional Chair Burroughs called the meeting to order at 6:34 p.m. with an Invocation by Councillor Luciani followed by the singing of 'O Canada'.

**ADOPTION OF THE AGENDA**

2. Moved by Councillor D'Angela  
Seconded by Councillor Greenwood

That the Council Agenda CL 1-2012, be approved.

Carried.

**DISCLOSURES OF PECUNIARY INTEREST**

3. Councillor Grenier declared a pecuniary interest with respect to any matters that deal with waste as he is employed in the waste industry and he therefore took no part in the discussion of, or voting on, these matters.

Councillor Heit declared a pecuniary interest with respect to any matters that deal with wireless communication as he is employed by a wireless communication company and he therefore took no part in the discussion of, or voting on, these matters.

Councillor Timms declared a pecuniary interest with respect to matters related to Regional Development Charges as his family owns a business that may be subject to development charges, and he therefore took no part in the discussion of or voting on these matters.

**PRESENTATIONS**

4. Regional Chair Early Years Niagara Literary Award

Ms. Margaret Andrewes, Acting Co-Chair of the Early Years Niagara Planning Council was pleased to share the announcement of the 2011 Regional Chair Early Years Niagara Literary Award winning book. This initiative truly supports Regional Council's endorsement of the Niagara Children's Charter. The literary award acknowledges Regional Council's contributions with leadership from the Regional Chair to building momentum in Niagara Region for the Early Years and the positive impact this achievement has had on improving the lives of thousands of children and reducing the stress and isolation many parents experience. The award continues by highlighting the importance of the youngest citizens in Niagara; encouraging early reading; helping parents choose the right books for children from infancy to age six; and celebrating children's authors.

A review of awards of excellence in children's literature showed none existed in Canada for infants to age six. This award aims to draw attention not only to the value of reading with children in their early years when their brains are at peak development, but also to the need for quality books for this age group.

In partnership with the Touch a Truck Event and the contributions from the Annual Regional Chair Golf Tournament, this award has been sustained and most importantly has increased the availability of quality children's literature at public sites throughout Niagara. The award also recognizes the invaluable role that libraries, Ontario Early Years Centres, and Child Care Centres play in supporting Niagara's families and encouraging early literacy in our community.

In 2011, six outstanding books were shortlisted by a selection committee working with the Regional Chair Early Years Niagara Literary Award planning committee. Over 2000 votes for 2011 were cast, bringing the total in the past 8 years to almost 11,000 votes cast both online and at designated stations hosted at sites throughout Niagara. Since the awards inception, over 3,600 Children's books have been placed in the community. Of these, 1,200 have been the annual award winning book.

Ms. Andrewes was delighted to represent the Regional Chair Early Years Niagara Literary Award Planning Committee to announce the 2011 award winning book "**Little Owl Lost**" written and illustrated by Chris Haughton. The book is about Little Owl who tries again and again to find his lost Mom and on the way meets up with a magenta squirrel, a turquoise bear, a yellow rabbit and a blue frog—all depicted with beaming eyes and long fingers that point him in the right direction. A beautiful book all around.

Ms. Sophia Maturi and Mr. Patrick Babin presented Regional Chair Burroughs with a copy of the winning book "Little Owl Lost".

Ms. Andrewes asked that everyone mark their calendars as the 2012 Touch a Truck event will be held Saturday, September 22nd, 2012 at the Niagara-on-the-Lake Campus of Niagara College. Proceeds from this biennial event and the annual contribution of the Regional Chair Charity Golf Tournament will continue to support this initiative and more importantly investment in the future prosperity of our 0-6 population.

5. Bicentennial Legacy Council

Regional Chair Burroughs introduced Brian Merrett, Chief Executive Officer and John Armstrong, Board Chair, Niagara 1812 Legacy Council and advised the public who were watching the meeting at home that they would see that several of the members of Regional Council were in period dress in recognition of the launch of the Bicentennial of the War of 1812. 2012 marks 200 years of peace between Canada and our American neighbours and Regional Council.

Regional Chair Burroughs, as he agreed last year with Brian Merrett, to wear his outfit if Brian Merrett was to wear his to this Regional Council meeting. After attending a few community events, including a very well-attended New Year's Day Levee at Fort George hosted by the Lieutenant Governor of Ontario, and the recent New Year's Levee in Niagara Falls, it became apparent that other members of Regional Council had costumes as well and they were also invited to wear them and share in our recognition of the 1812 efforts of the Legacy Council.

Councillor Zimmerman who was in period dress provided Regional Council with the story of Julia Delfield, an innkeeper's wife who saved the life of a British officer when he was attacked by two American soldiers.

Mr. Merrett noted that the Niagara 1812 Legacy Council is a cross-border non-profit incorporated organization with the goal of increasing public awareness and participation, which acts as a liaison between the local groups and various levels of government and arrange meetings amongst all local groups.

The 1812 Bicentennial Legacy Council has a vision of binational cooperation, cultural appreciation and economic development in the bi-national Niagara Region resulting from the celebrations of the Bicentennial of the War of 1812. The purpose of the council is to promote and market the signature events to a broad international audience.

Mr. Merrett highlighted Niagara's Signature 2012 Events: the **Lieutenant Governor's New Year's Day Levee; Opening Ceremonies throughout the Region**, June 15–18, 2012, will mark the 200th anniversary of the proclamation of war and include musical performances, cannon-fire exchange between Fort George and Fort Niagara, candlelit ceremony and more; **Fort Erie Parade**, 350 Lakeshore Road, Fort Erie, June 23, 2012 the grand parade will feature over fifty (50) military units, bands and re-enactors honouring all of the militaries from the three combatant nations in 1812 along with our First Nation Allies; **Niagara Falls History Museum Grand Reopening**, 5810 Ferry St., Niagara Falls, July 21, 2012, after an extensive expansion project the Niagara Falls History Museum will reopen with a bang; new to the museum is the Gale Family War of 1812 Gallery, showing the perspective of those who witnessed the Battle of Lundy's Lane; the Navy of 1812: **Sailors on the Lakes**, Fort George Navy Hall, July 13-15, 2012, a collaborative experience between Parks Canada and the Directorate of Naval History and Heritage of the Royal Canadian Navy, this naval re-enactment will see a flotilla of up to 20 period vessels including schooners and ship boats, a naval encampment at Fort George and various scenarios will be presented both on land and on the water to create an experience you won't forget; **Fort Erie Siege**, August 11–12, 2012, put on by the Niagara Parks Commission, the 2012 Siege of Fort Erie will be the biggest re-enactment for them to date, visit the site of the war's "Bloodiest Battle" and see history come alive, featuring the new Welcome Centre at the fort, the Siege will host a variety of activities for the public throughout the weekend. Step back into a time of red coats, black powder and gray fortress walls; **Battle of Queenston Heights**, October 13, 2012, one of 1812's most historically significant battles occurred on October 13 when

American forces attacked at Queenston, killing the leader of the British forces, Major General Isaac Brock, this commemorative event will re-enact the Battle of Queenston Heights, as well as the burial of Brock, accompanied by 19th century period music.

October is "1812" Month, the federal government has announced that October will be a very significant month in 2012. Coined "1812" month, there will be a lot of focus on the bicentennial and certainly in Niagara. Queenston Heights and the burial of Brock will be the Nation's focus, with dignitaries invited.

Other Upcoming Events are the U.S. Navy Visit to Buffalo (September 2012); Laura Secord Walk (June 2013); Tall Ships Tour (2013 Port Dalhousie); Capture of Fort George (2013); Battle of Beavertams (2013); Engagement at the Forty (June, 2013 Grimsby); Burning of Niagara-on-the-Lake (December 2013); Battle of Cooks Mills (2014); Battle of Chippawa (2014) and the Battle of Lundy's Lane (2014).

Ongoing Community Activities: Niagara Falls - clothing, dance and cooking workshops; Pelham - speaker series, Canada Day (in development); Port Colborne - Re-dedication of Zavitz Mill; Ball's Falls - 1812 Art Exhibit; Fort Erie, Niagara Falls, Niagara-on-the-Lake - Ghost / walking tours.

Our Local Initiatives: Re-launch of our 1812 licence plates; Niagara Region population; signs; Visitor's Guides; extensive national magazine coverage; local media to air PSAs; developing tour packages – CAA; TVCogeco exclusive partnership; medal contest on now and Toronto Ultimate Travel Show.

Part of the Cultural Capital application was our Opening Ceremonies/Declaration of War Weekend, June 15 – 18, 2012, which will include a candlelight ceremony, church bells, native wampum ceremony, Brock Ball, pow-wow, heritage fair, Brock symposium, etc.

The Niagara 1812 Legacy Council will be the lead coordinate of all media relations for the weekend and will be working closely with the Niagara-on-the-Lake Committee s the majority of activity will be taking place at Queenston and Fort George.

The Education Committee, who are responsible for the "Passport Niagara: A journey into the War of 1812", based on Legacy Council Map (40,000); Niagara Catholic District School Board, District School Board of Niagara and French school boards with Museums; Mascot Contest with Niagara College Graphic Design students; Legacy Council lunching in March which incorporates all 1812 sites, museums, school trips, bus transportation, bag, pencil etc. and is almost fully-funded by Trillium Foundation.

Ms. Arlene White (Binational Tourism Alliance) has been working hard on the 1812 Peace Gardens, which will include the launching of a new logo and website for 2012; developing a Binational Heritage Peace Garden Trail; launching sixty (60) new peace gardens in 2012 in both Canada and US, as any community can create one.

Mr. Merrett noted that the Niagara 1812 Legacy Council's funding partners from Canada are: Niagara Region, Ministry of Heritage, Ministry of Tourism, Trillium Fund and the Niagara Falls Bridge Commission; from the United States are: Niagara County, Buffalo Visitor & Convention Bureau (Erie County), Niagara U.S.A. Tourism, Margaret Wendt Foundation, Oishei Foundation, National Heritage Commission and that the council is awaiting approvals on three (3) applications to 1812 Fund, two (2) Sponsorships and one (1) to Niagara (US) Greenway Fund.

Please visit [www.discover1812.com](http://www.discover1812.com); "Like" us on Facebook, for a chance to win 1812 merchandise; follow us on Twitter to stay connected and up to date with news and events and visit the Niagara 1812 Legacy Council's booth at the Toronto Ultimate Travel Show January 28 – 29.

### **CHAIR'S REPORTS, ANNOUNCEMENTS, REMARKS**

6. Regional Chair Burroughs welcomed the members of Regional Council to the first meeting of 2012, year 2 of Regional Council's mandate. He noted that Regional Council made great progress and accomplishments in 2011.

Regional Chair Burroughs advised the members of Regional Council that he has distributed a memorandum to the members that outlines the initiation of the governance review process.

When the Regional Chair Burroughs was elected Chair, he heard very clearly from the members of Regional Council three (3) things: jobs and economic development; service efficiency and improvement and governance were the three priorities Regional Council wanted to reform in this term of Council. In response, the Regional Chair has struck the Economic Development Task Force and after much deliberation and leadership from Councillors Zimmerman and Caslin, Council gave direction to proceed with changes to the Niagara Economic Development Corporation and subsequently, the way Niagara Region delivers economic development services at Niagara Region.

The Responsive Region Improvement Team was created to review programs and find efficiencies in our service delivery. These are tangible solutions to issues Regional Council wanted to tackle, which leaves governance as the last of the initial priorities to undertake.

Regional Chair Burroughs' perspective remains as it always has: this Governance Review is a Council-led initiative and Regional staff will provide the necessary support based on the direction given by Council. Council has identified Governance Review and Reform as a key priority in their 2012-2015 Business Plan. It is however, a very challenging subject. Embarking on this discussion will require active participation, commitment and extensive consultation and discussion. To be successful, leadership, balance and understanding must come from each member of Regional Council, representing all twelve municipalities.

Regional Chair Burroughs is confident this Council can have meaningful debate that is focused and successful.

A Council Business Planning Committee of the Whole session has been scheduled for February 16th to commence the Governance Review discussion and more information will be forthcoming in preparation for the session as outlined in the Regional Chair's memo.

Mike Trojan advised Regional Council that the training session on "Managing Information Risks" will take place at the January 26, 2012 Council Business Planning Committee of the Whole meeting, in order to provide the members of Regional Council with the information they require when dealing with the Revised report on Councillor Electronic Communications vis-à-vis Corporate Records on February 1, 2012 at the Corporate Services Committee meeting.

### **APPROVAL OF MINUTES**

7. **CL16-2011**

Moved by Councillor Joyner  
Seconded by Councillor Timms

That Report CL 16-2011, being the minutes of the Proceedings of Council of Thursday, December 8, 2011, be approved and adopted as presented.

Carried.

**CORRESPONDENCE**

8. Moved by Councillor Bentley  
Seconded by Councillor Timms

That Communications C7756 to C7761; C7763: C7764 and C7766 be received and dealt with as noted in the Council Agenda and Addendum, which reads as follows:

C7756 Card of thanks from J.D. Yari and Greg Yari for the kind donation to the Alzheimer Society in memory of their mother Joyce Yari a retired employee of the Community Services Department.

*Received.*

C7757 Card of thanks from Brian Sanders for the kind donation to the Peterborough Regional Health Centre Palliative Care Unit in memory of his mother Debra Sanders an employee of the Community Services Department.

*Received.*

C7758 Card of thanks from Wendy Southall, Police Chief, Niagara Regional Police Service for the kind donation to the St. Joseph's Healthcare Foundation, Renal Transplant Unit, in memory of her husband Robert Southall.

*Received.*

C7759 A letter from Doug Reycraft, Chair, Municipal Employer Pension Centre of Ontario (MEPCO), (December 19, 2011) respecting MEPCO's Annual Report 2010. (a copy of MEPCO's Annual Report 2010 is available for review in the Clerk's Office or it can be accessed online at <http://www.amo.on.ca//AM/Template.cfm?Section=Home3>)

*Received.*

C7760 Card of thanks from Ganny Osire, an employee of the Community Services Department for the kind donation to the Heart & Stroke Foundation in memory of her father Ezekiel Adepoju Dina.

*Received.*



- C7761 Card of thanks from Janis Preston, an employee of the Public Health Department for the kind donation to the Ted Dodman Skating Bursary in memory of her father Ted Dodman.

*Received.*

- C7763 A memorandum from Patrick Robson, Commissioner, Integrated Community Planning (January 19, 2012) respecting an Update – Report ICP 7-2012 – Niagara Economic Gateway Zone and Centre (Report ICP 7-2012 attached).

*Received and referred to the consideration of the January 11, 2012 Integrated Community Planning Minutes.*

- C7764 A letter from Mayor James Diodati, City of Niagara Falls (January 17, 2012) respecting the Federation of Canadian Municipalities Conference (FCM) 2014.

*Received and referred to Integrated Community Planning.*

- C7766 A memorandum from Christine Mintoff, City Clerk, City of Welland (January 18, 2012) respecting the temporary appointment of Councillor Grenier during Councillor Sharpe's absence.

*Received.*

Carried.

9. Moved by Councillor Timms  
Seconded by Councillor Bentley

That Correspondence Item C7762, a memorandum from Kevin Bain, Regional Clerk (January 19, 2012) respecting Councillor Zimmerman's resignation from the Audit Committee, be received and approved.

Carried.

10. Moved by Councillor Bylsma  
Seconded by Councillor Lepp

That Correspondence Item C7765, a memorandum from Kevin Bain, Regional Clerk (January 19, 2012) respecting Councillor Joyner's resignation from the Regional Niagara Bicycling Committee, be received and approved.

Carried.

11. Moved by Councillor Diodati  
Seconded by Councillor Petrowski

That Correspondence Item C7767, a memorandum from Kevin Bain, Regional Clerk (January 19, 2012) respecting the Temporary Appointment of Councillor Paul Grenier to Various Committees., be received and approved.

Carried.

12. Moved by Councillor Lepp  
Seconded by Councillor Bylsma

That Correspondence Item C7768, a memorandum from Kevin Bain, Regional Clerk (January 19, 2012) respecting Councillor Martin's resignation from the Public Health and Social Services Committee., be received and approved.

Carried.

### **COMMITTEE REPORTS – OPEN SESSION**

#### **INTEGRATED COMMUNITY PLANNING COMMITTEE**

13. Report 1-2012

Moved by Councillor Barrick  
Seconded by Councillor Katzman

That Open Session Report 1-2012, being the Open Session minutes of the Integrated Community Planning Committee meeting of Wednesday, January 11, 2012, be received and the recommendations contained therein be approved.

14. Moved by Councillor Badawey  
Seconded by Councillor Hodgson

That Minute Item 8, respecting Report ICP 7-2012, January 11, 2012, Niagara Gateway Economic Zone and Centre – Draft Regional Policy Plan Amendment (RPPA 1-2012), be lifted and dealt with separately at this time.

Carried.

15. Niagara Gateway Economic Zone and Centre -  
Draft Regional Policy Plan Amendment (RPPA 1-2012)  
**ICP 7-2012**

Moved by Councillor Badawey  
Seconded by Councillor Hodgson

That Report ICP 7-2012, January 11, 2012, respecting Niagara Gateway Economic Zone and Centre – Draft Regional Policy Plan Amendment (RPPA 1-2012), be received for information;

That a copy of Report ICP 7-2012 and Appendix I, draft RPPA 1-2012 **with the modifications contained within correspondence item C7763**, be circulated to the local municipalities with a request for formal comments; and

That staff be authorized and directed to implement the public consultation program outlined in this report.

Carried.

Upon the vote being taken the Regional Chair declared the original motion respecting Report 1-2012 being the Open Session minutes of the Integrated Community Planning Committee meeting of Wednesday, January 11, 2012, **as amended**, carried.

### **PUBLIC WORKS COMMITTEE**

16. Report 1-2012

Moved by Councillor Rigby  
Seconded by Councillor Caslin

That Open Session Report 1-2012, being the Open Session minutes of the Public Works Committee meeting of Tuesday, January 10, 2012, be received and the recommendations contained therein be approved.

17. Moved by Councillor Bylsma  
Seconded by Councillor Barrick

That Minute Item 6, respecting Report PWA 08-2012 January 10, 2012, Fares on Niagara Region Transit (NRT) Buses for Post-Secondary Students, be lifted and dealt with separately at this time.

Carried.

18. Fares on Niagara Region Transit  
(NRT) Buses for Post-Secondary Students  
**PWA 08-2012**

Moved by Councillor Greenwood  
Seconded by Councillor Rigby

That the Regional Chair call the question on the motion contained in Report 1-2012, the Open Session minutes of the Public Works Committee meeting of Tuesday, January 10, 2012 with respect to Report PWA 08-2012 January 10, 2012, Fares on Niagara Region Transit (NRT) Buses for Post-Secondary Students.

Carried.

Upon a recorded vote being requested on the motion contained in Report 1-2012, the Open Session minutes of the Public Works Committee meeting of Tuesday, January 10, 2012 with respect to Report PWA 08-2012 January 10, 2012, Fares on Niagara Region Transit (NRT) Buses for Post-Secondary Students, the members were divided on the motion as follows:

Voting For the Motion

Councillor Augustyn	Councillor Katzman
Councillor Badawey	Councillor Lepp
Councillor Barrick	Councillor Luciani
Councillor Baty	Councillor Marshall
Councillor Caslin	Councillor McMullan
Councillor D'Angela	Councillor Rigby
Councillor Greenwood	Councillor Timms
Councillor Hodgson	Councillor Zimmerman (16)

Voting Against the Motion

Councillor Bentley	Councillor Heit
Councillor Bylsma	Councillor Joyner
Councillor Diodati	Councillor Martin
Councillor Eke	Councillor Petrowski (9)
Councillor Grenier	

Upon the recorded vote being taken, the Regional Chair declared the motion carried.

Upon the vote being taken the Regional Chair declared the balance of the original motion respecting Report 1-2012 being the Open Session minutes of the Public Works Committee meeting of Wednesday, January 10, 2012, carried.

**CORPORATE SERVICES COMMITTEE**

19. Report 1-2012

Moved by Councillor Augustyn  
Seconded by Councillor D'Angela

That Open Session Report 1-2012, being the Open Session minutes of the Corporate Services Committee meeting of Wednesday, January 11, 2012, be received and the recommendations contained therein, be approved ***as amended to include a further recommendation from the December 14, 2011 Audit Committee minutes, be approved as follows:***

***That this Committee request that the Terms of Reference for the Audit Committee be changed to allow the Audit Committee to report directly to Council with a copy of the Audit Committee minutes sent to the Corporate Services Committee for information.***

Carried.

**PUBLIC HEALTH AND SOCIAL SERVICES COMMITTEE**

20. Report 1-2012

Moved by Councillor Baty  
Seconded by Councillor Marshall

That Open Session Report 1-2012, being the Open Session minutes of the Public Health and Social Services Committee meeting of Tuesday, January 10, 2012, be received and the recommendations contained therein be approved.

Carried.

**NOTICES OF MOTION**

21. Niagara Regional Police Revolver Club  
Lease Agreement – Reconsideration

Councillor Timms advised Regional Council that he would be bringing forward a motion at the March 1, 2012 Council meeting to reconsider the termination of Niagara Region's lease agreement with the Niagara Regional Police Revolver Club.

22. Senior's Fares on Niagara Regional Transit

Councillor Eke advised Regional Council that he would be bringing forward a motion at the February 9, 2012 Council meeting to permit seniors living in the Niagara Region to be allowed to ride the Niagara Regional Transit at no cost.

**OTHER BUSINESS**

23. Revenue Generation Through a Signage Program

Councillor Zimmerman asked that a report be prepared for the Public Works Committee that details an opportunity for Niagara Region to embark on a similar signage program for revenue generation, similar to TODS on the QEW; and that the Commissioner of Public Works consult with the City of Hamilton which has such a program in place.

24. Economic Development Transition Plan Status

Regional Council was advised that a presentation and a report will be provided to the Integrated Community Planning Committee at the February 1, 2012 meeting.

Prior to the Integrated Community Planning Committee meeting, a meeting of the interim Board of Directors will be held and a meeting of all twelve area municipalities (Area CAOs and Economic Development Officers) will be held on January 31, 2012.

Councillor Joyner invited all members of Regional Council to attend the Integrated Community Planning Committee on February 1, 2012 at 1:00 p.m. to hear the presentation and receive the report on the Economic Development Transition Plan Status.

Councillor Petrowski also requested that at that time, Regional Council also be provided with a status report on what the previous Niagara Economic Development Corporation looks like today in terms of personnel, which will illustrate what has been accomplished to date.

25. Councillor Sharpe - Update

Councillor Grenier advised Regional Council that Councillor Sharpe is making excellent progress and is very appreciative for all of the well wishes he has received during his absence.

26. Annual General Meeting of the Niagara Peninsula Conservation Authority

Regional Council was advised that at the Annual General Meeting of the Niagara Peninsula Conservation Authority on January 18, 2012, Councillor Maves was re-elected Chair for another term and Councillor Timms was re-elected Vice Chair of the Niagara Peninsula Conservation Authority.

**CLOSED SESSION**

27. Moved by Councillor Marshall  
Seconded by Councillor Rigby

That this Council do now move into Closed Session for the purposes of receiving information of a confidential nature respecting Security of Property of the Region: Court Security and Prisoner Transportation Upload from Province; A Matter of Labour Relations: Interest Arbitration Process, Companion Report to CSD 02-2012; Proposed Acquisition of Land by the Municipality, Slope Stability and Road Improvements Regional Road No. 14 (Smithville Road) at Mill Creek, Township of West Lincoln and Matters of Solicitor-Client Privilege respecting the Award of Contract 2011-T-121 (RN 11-21) Anger Avenue Wastewater Treatment Plant Upgrades In the Town of Fort Erie Project ZSW0716/SW1021 and A Matter of Labour Relations Collective Bargaining – ONA 9 Public Health.

Carried.

*Regional Council resolved into Closed Session at 8:00 p.m.*

*Regional Council rose from Closed Session with report at 8:43 p.m.*

The following individuals were in attendance during the Open Session of the Regional Council meeting:

**ATTENDANCE**

Council: Regional Chair Burroughs; Councillors Augustyn; Badaway; Barrick; Baty; Bentley; Bylsma; Caslin; D'Angela; Diodati; Eke; Greenwood; Grenier; Heit; Hodgson; Joyner; Katzman; Lepp; Luciani; Marshall; Martin; McMullan; Petrowski; Rigby; Timms; Zimmerman.

Staff: Messrs. Trojan, Chief Administrative Officer; Robson, Commissioner, Integrated Community Planning; Hutchings, Commissioner, Corporate Services; Brothers, Commissioner, Public Works; Bain, Regional Clerk; Dr. Jaeger, Medical Officer of Health; Ms. Chislett, Commissioner, Community Services; Ms. Pilon, Deputy Regional Clerk.

Others: Messrs. Robinson, Executive Officer to the Regional Chair; Steele, Associate Director, Strategic Business Management; Cowan, Associate Director, Public Works Finance; Neufeld, Communications Specialist.

Regrets: Councillors Jeffs; Sharpe; Volpatti.

**REPORT FROM CLOSED SESSION**

28. Moved by Councillor McMullan  
Seconded by Councillor Marshall

That Closed Session Report 1-2012, being the Closed Session minutes of the Public Works Committee meeting of Tuesday, January 10, 2012, be received and the recommendations contained therein be approved;

That Closed Session Report 1-2012, being the Closed Session minutes of the Corporate Services Committee meeting of Wednesday, January 11, 2012, be received and the recommendations contained therein, be approved; and

The Confidential Report CSD 21-2012, January 19, 2012, respecting A Matter of Labour Relations Collective Bargaining – ONA 9 Public Health, be received and the recommendations contained therein be approved.

Carried.

**BY-LAWS**

29. Moved by Councillor Petrowski  
Seconded by Councillor Diodati

That the following Bills be now read and do pass:

**Bill 01**

A By-Law To Accept, Assume and Dedicate Part of Lot 3, Concession 4, in the Town of Lincoln as Part Of Regional Road No. 81 (King Street)

**Bill 02**

A By-Law To Accept, Assume and Dedicate Part of Township Lot 172, in the City of Niagara Falls as Part of Regional Road No. 49 (Mcleod Road)

**Bill 03**

A By-Law To Accept, Assume And Dedicate Part of Lot 1, Township Plan 22, in the City Of St. Catharines as Part Of Regional Road No. 83 (Carlton Street)

**Bill 04**

A By-Law To Regulate the Use of the Solid Waste Management System for the Regional Municipality of Niagara

**Bill 05**

A By-Law To Amend By-Law 125-2011, Being A By-Law To Establish Fees And Charges For Services And Activities Provided By The Regional Municipality Of Niagara And For The Use Of Its Property



Bill 06

A By-Law To Authorize a 2012 Interim and Special Upper-Tier Levy For The Regional Municipality Of Niagara.

Bill 07

A By-Law To Permit Metro Grocery Store Located at 3770 Montrose Road, Niagara Falls and Food Basics Located at 6770 McLeod Road, Niagara Falls To Be Open On Certain Holidays For The Maintenance Or Development Of Tourism

Carried.

30. Moved by Councillor Caslin  
Seconded by Councillor Augustyn

That the following Bills be now read and do pass:

Bill 09

A By-Law To Authorize Long-Term Financing (1-15 Years) In The Amount Of \$9,240,000 And Long-Term Financing (1-30 Years) In The Amount Of \$8,075,000 For Public Works

Bill 10

A By-Law To Authorize Long-Term Financing (1-10 Years) In The Amount Of \$2,258,597 And Long –Term Financing (1-30 Years) In The Amount Of \$4,500,000 For The 2012niagara Regional Housing Capital Program

Carried.

**CONFIRMING BY-LAW**

31. Moved by Councillor Martin  
Seconded by Councillor Lepp

That the following Bill be now read and do pass:

Bill 8

A By-law to Adopt, Ratify and Confirm the Actions of Regional Council at its Meeting held on the 19<sup>th</sup> of January, 2012.

Carried.

**ADJOURNMENT**

The Council meeting adjourned at 8:45 p.m.

Gary Burroughs  
Regional Chair

Janet Pilon  
Deputy Regional Clerk

Kevin Bain  
Regional Clerk