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THE REGIONAL MUNICIPALITY OF NIAGARA
PUBLIC WORKS AND UTILITIES COMMITTEE

REPORT 1-2004

Minutes of a meeting of the Public Works and Utilities Committee held in Committee Room 4, Regional Municipal Building, Thorold, Ontario, on Tuesday, January 14, 2004 commencing at 1:30 p.m.

ATTENDANCE

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

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

Staff (Part-Time): Messrs. Smith, Waste Management Engineer; Banting, Director, Legal Services.

PRESENTATION

1. Traffic and Safety Issues
Regional Road 20 and Station Street
Town of Pelham

Ms. Patricia Martin, who was accompanied by Ms. Wendy Dueck and Ms. Nancy Bellantino all residents of Fonthill, appeared before the Committee on behalf of the one hundred and eighty signatures from residents in support of the request for the installation of signals at the intersection of Regional Road 20 and Station Street.

Ms. Martin advised the Committee that the existing signals which were installed immediately in front of St. Alexander School and the Royal Bank on Regional Road 20, several years ago were installed, as a response to an accident, where a student was struck by a vehicle while attempting to cross the street. Prior to the installation of the signals and to the accident, the residents in the area lobbied for a signal at Station St. and Regional Road 20, which would accommodate students of both St. Alexander and Glynn A. Green schools.

Ms. Martin noted that the existing signals are neither logical nor ideal, as they do not address/alleviate the vehicle and pedestrian concerns at this intersection.

There have been several studies completed in this area, the most recent being the study that was completed in July 2003 by Delcan, which noted that the intersection was rated as a "worst case" intersection and the Niagara Regional Police Service has reported ten motor vehicle accidents at the intersection within the past three years.

In May 2001, the Niagara Catholic District School Board retained Totten Sims Hubicki to prepare a Traffic Analysis Report, where the intersection received a Level of Service rating of "D" with a prediction that the rating would fall to an "E or F" in future years, with the anticipated increase in traffic.

Ms. Martin advised the Committee that residents in the area take alternate routes to cross Regional Road 20 at Station Street, to ensure their safety on a daily basis and that signals will allow the residents in the area the ability to cross Regional Road 20 safely.

Mr. Cousins advised the Committee that the existing signals were installed as an interim step in response to the accident and that the Region has initiated the Delcan Study referred to in Ms. Martin's presentation, which is a Class Environmental Assessment (EA) for the widening of Regional Road 20 and that the proposed plans for this intersection does include signals, curbs and some Town of Pelham underground work.

Mr. Cousins advised the Committee that the Ministry of the Environment has not approved the project and that staff would be willing to support signals at this location but feel that the installation of the signals without the correct curbing would create a safety hazard for students waiting to cross at the intersection.

Moved by Councillor Redekop
Seconded by Councillor Eke

That staff be directed to continue their review of this project and attempt to include the traffic signal installation at this location in the 2004 Capital Program and report back to Committee on January 27, 2004 with information relative to the costs, the Environmental Assessment timeframe and the Town of Pelham's ability to include their portion in the 2004 Budget.

Carried.

CHAIR'S REPORT

2. Structure of the Budget Review Committee (BRC)

Moved by Councillor Harry
Seconded by Councillor Bailey

That Report CHR 1-2004, January 8, 2004, respecting the Structure of the Budget Review Committee (BRC), be received.

That Councillors Rigby and Redekop be appointed to the Budget Review Committee.

Carried.

Moved by Councillor Redekop
Seconded by Councillor Trombetta

That Councillor Harry be appointed as Councillor Rigby and Redekop's alternate on the Budget Review Committee (BRC).

Carried.

(Please note that Report CHR 1-2004 is attached to the Corporate and Financial Services Committee minutes)

REFERRED REPORT

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

Moved by Councillor Redekop
Seconded by Regional Chair Partington

That Report PWA 181-2003, December 16, 2003, respecting the Appointment of Regional Council Representative, FCM Municipal Partnership Program, be received.

That Councillor Eke, be appointed as Regional Council's representative on the FCM Municipal Partnership Program.

Carried.

COMMITTEE APPOINTMENTS

4. Ontario Traffic Conference Appointments

The Committee was advised that the Chair and Vice Chair of the Public Works and Utilities Committee are usually appointed to this Committee along with the appointment of another member of the Committee.

Moved by Councillor Trombetta
Seconded by Councillor Eke

That Councillors Rigby, Redekop and Salci be appointed to the Ontario Traffic Conference.

Carried.

5. Regional Niagara Bicycling Committee Appointment

Moved by Councillor Redekop
Seconded by Councillor Bodner

That Councillor Leavens be designated as the Public Works and Utilities Committee representative to the Regional Niagara Bicycling Committee.

Carried.

ADMINISTRATION

For Committee Consideration

The Committee considered the following staff recommendations contained in the PWA Summary and Addendum, January 13, 2004:

6. Tender Award for Contract RN 03-38 Rosehill Water Treatment Plant Operational Improvements Town of Fort Erie

PWA 02-2004 (CSD 07-2004)

That Report PWA 02-2004 (CSD 07-2004), January 13, 2004, respecting the Tender Award for Contract RN. 03-38, Rosehill Water Treatment Plant, Operational Improvements in the Town of Fort Erie, be received.

That financing (Water Capital Reserve) in the gross and net amount of \$500,000.00 be transferred from Project ID ZCW9709/CW0019, DeCew Falls Water Treatment Plant III Upgrade to Project ID ZCW9506/CW0224, Rosehill Water Treatment Plant Operational Improvements.

That Contract RN 03-38, Rosehill Water Treatment Plant Operational Improvements be awarded to T. R. Hinan Contractors Inc. at their bid price of \$2,629,000.00, plus GST.

That a contingency amount of \$200,000.00 be provided for this project

That the engineering assignment with Earth Tech Canada Inc be extended to provide the related engineering services in the amount of \$28,000.00, 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 ID ZCW9506/ CW0224. (Water & Wastewater Services)

7. Expropriation – Glenridge Avenue
Reconstruction Project
City of St. Catharines

PWA 05-2004 (CSD 08-2004)

That Report PWA 05-2004 (CSD 08-2004), January 13, 2004, respecting the Expropriation – Glenridge Avenue, Reconstruction Project in the City of St. Catharines, be received.

That the Region's Legal Services Division be authorized to initiate expropriation procedures for the acquisition of a property required to accommodate the Glenridge Avenue Reconstruction Project in the City of St. Catharines.

That Regional Council receive the attached application of The Regional Municipality of Niagara for approval to expropriate lands municipally known as part of 400 Glenridge Avenue in the City of St. Catharines, pursuant to the Expropriations Act.

That all expropriation costs be charged against Capital Works Project I.D. ZRC0021/RC0021 (Reconstruction of Regional Road 50 (Glenridge Avenue), Lockhart Drive to Westchester Crescent – Phase 1). (Operational Support Services)

8. Transfer of Jurisdiction
Former Regional Road 70 (Townline Road)
North Diversion
Cities of Thorold and Niagara Falls

PWA 06-2004

That Report PWA 06-2004, January 13, 2004, respecting the Transfer of Jurisdiction, Former Regional Road 70 (Townline Road), North Diversion in the cities of Thorold and Niagara Falls, be received.

That the portions of Townline Road (Former Regional Road 70) north of the new Regional Road 70 be reverted to the municipalities in which they are located, namely the City of Thorold and the City of Niagara Falls, including the connection from Townline Road to the new Regional Road 70. (Operational Support Services)

9. Proposed Disposal of Excess Land
Abutting the Parkway in Front of
Canada Hair Cloth
City of St. Catharines

PWA 07-2004

That Report PWA 07-2004, January 13, 2004, respecting the Proposed Disposal of Excess Land, Abutting the Parkway in front of Canada Hair Cloth in the City of St. Catharines, be received.

That the lands abutting The Parkway in front of Canada Hair Cloth as shown on attached Appendix 1, being part of Lots 49, 67, 68, 69, 72, 73 and 74 on Corporation Plan 2 in the City of St. Catharines, be declared surplus and disposed of according to policy. (Operational Support Services)

10. Tender Award for Contract RN 03-60
Reconstruction and Widening of Regional Road 18 (Ontario Street)
Between Regional Road 81 (King Street) and the
Canadian National Railway Tracks
Project ZRC0014/RC0257
Town of Lincoln

PWA 08-2004 (CSD 09-2004)

That Report PWA 08-2004 (CSD 09-2004), January 13, 2004, respecting the Tender Award for Contract RN 03-60, Reconstruction and Widening of Regional Road 18 (Ontario Street) between Regional Road 81 (King Street) and the Canadian National Railway Tracks, Project ZRC0014/RC0257, Town of Lincoln, be received.

That approval be given to initiate financing in the amount of \$5,600,000 gross and \$3,850,000 net from the proposed 2004 Roads Capital Budget for Project ZRC0014, Reconstruction of Regional Road 18 (Ontario Street) King Street to QEW;

That debenture financing (not exceeding 10 years) in the amount of \$3,850,000 be approved for Project ZRC0014.

That approval be given to increase the gross budget for Project ZRC0014, Reconstruction of Regional Road 18 (Ontario Street) King Street to QEW by

\$121,720 to reflect increased cost sharing with a contribution from the Town of Lincoln in the amount of \$2,621,720.00;

That subject to confirmation of cost sharing by the Town of Lincoln, Contract RN 03-60, Reconstruction and Widening of Regional Road 18 (Ontario Street) between Regional Road 81 (King Street) and CNR Tracks, in the Town of Lincoln be awarded to the low tenderer, Rankin Construction Inc., at its bid price in the amount of \$4,626,633.81, plus G.S.T;

That a contingency allowance in the amount of \$250,000.00 be provided for this contract;

That the engineering agreement with the consulting firm of V & S Engineering Group Ltd. be extended to include additional design (\$39,665.00) and contract administration and inspection services (\$240,000.00), with the engineering fees being calculated on a time plus disbursements basis, estimated at \$279,665.00, 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 January 22, 2004;

That the Regional Chair and Clerk be authorized to execute an agreement with Canadian National Railway to cover the reconstruction and widening of the level crossing over the Canadian National Railway tracks on Regional Road 18 (Ontario Street), including warning system, engineering fees and all other associated costs at a total estimated cost of \$250,000.00;

That project costs be charged against Project ZRC0014/RC0257 Reconstruction of Regional Road 18 (Ontario Street) King Street to QEW. (Transportation Services)

11. Revised Tender Award for Contract RN 02-25
Peel Street Sewage Pumping Station & Storage Facility
City of Thorold

PWA 09-2004 (CSD 10-2004)

That Report PWA 09-2004 (CSD 10-2004), January 13, 2004, respecting the Revised Tender Award for Contract RN 02-25, Peel Street Sewage Pumping Station & Storage Facility in the City of Thorold, be received.

That financing (Wastewater Capital Reserve) in the gross and net amount of \$850,000.00 be transferred from Project ID ZSW9305/SW9305 Improvements to Pumping Stations & Force mains to Project ID ZSW9306/SW0249 Peel Street Pumping Station & Storage Facility Upgrade.

That Contract RN 02-25 Peel Street Sewage Pumping Station and Storage Facility, be awarded to the low tenderer, Rankin Construction Inc., at its revised bid price of \$3,476,569.00 plus GST.

That a contingency allowance in the amount of \$215,000.00 be provided for this contract.

That the recommendation in Report PWA 167-2003/CSD 148-2003 recommending tender award to Rankin Construction Inc. in the amount of \$4,083,723.00 be replaced by the recommendation in this report.

That the cost sharing with the City of Thorold be reduced to \$961,232.00 excluding GST to reflect the withdrawal of the financial commitment of the developer from the 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. (Water & Wastewater Services)

12. Contribution Agreement Between
Ministry of the Environment and
The Regional Municipality of Niagara
Re: Salt Vulnerable Areas Study
PWA 10-2004

That Report PWA 10-2004, January 13, 2004, respecting the Contribution Agreement Between Ministry of Environment and The Regional Municipality of Niagara, Re: Salt Vulnerable Areas Study, be received.

That the Regional Chair and the Regional Clerk be authorized to sign a Contribution Agreement between the Ministry of the Environment and the Regional Municipality of Niagara regarding the completion of a Salt Vulnerable Areas Study; and further

That the firm of Ecoplans Ltd. be retained to complete the Salt Vulnerable Areas Study at a total cost of \$50,558 (including GST); and

That the costs associated with this project be charged against Project ID GD0306. (Transportation Services)

13. Moved by Councillor Redekop
Seconded by Councillor Harry

That the PWA Summary and Addendum, dated January 13, 2004, and the foregoing recommendations of Reports PWA 02-2004, PWA 05-2004 to PWA 10-2004 inclusive, be received and accepted.

Carried.

CORRESPONDENCE

14. Communications listed in Report PWC Summary, dated January 13, 2004, were received and dealt with as follows:

PWC 01-2004 – (January 5, 2004) – **Bob Johnson**, Associate Director of Transportation Systems, to Joe Cousins, Director of Transportation, requesting appointment of elected representative from the Public Works Committee to serve on the Regional Niagara Bicycling Committee and act as designated Chair.

-- Please refer to Minute Item # 5 for the appointment details.

PWC 02-2004 – (December 10, 2003) – **Brett Delmage**, President, Velo Ontario Cycling Alliance Board, to the Regional Chairman, Clerk and Members of Council, requesting Council's continued support for the Regional Niagara Bicycling Committee (RNBC).

-- Received and referred to PWC 01-2004.

PWC 03-2004 – (December 3, 2003) – **Ron Rienas**, Secretary to the Board, Peace Bridge Authority, to the Regional Clerk, being a board resolution advising that the Buffalo and Fort Erie Public Bridge Authority endorses the May 1, 2003 resolution of the Niagara Region in support of the Border Contingency Plan.

-- Received.

15. Moved by Councillor Harry
Seconded by Councillor Eke

That the contents of the PWC Summary, January 13, 2004, be received and dealt with as directed by this Committee and as noted in these minutes.

Carried.

PROGRESS REPORTS

16. Response and Remediation Measures
Leachate Release, Humberstone Landfill Site
City of Welland

Moved by Councillor Redekop
Seconded by Councillor Bailey

That Report PWP 01-2004, January 13, 2004, respecting the Response and Remediation Measures, Leachate Release, Humberstone Landfill Site in the City of Welland, be received for information and that the consultant's conclusion of the remediation efforts are noted.

Carried.

ACCOUNTS

17. Moved by Councillor Trombetta
Seconded by Councillor Eke

That the accounts list for the period ending December 31, 2003 in the amount of \$4,116,379.91, be approved for payment.

Carried.

MINUTES

18. Regional Niagara Bicycling Committee
Meeting of Thursday, December 9, 2003

Moved by Councillor Bailey
Seconded by Councillor Bodner

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

Carried.

OTHER BUSINESS

19. Terms of Reference for the Formation of an
Implementation Committee to Report on the
Recommendations of the Water and Wastewater
Master Servicing Plan Update (June 2003) and
The Niagara Water Quality Protection Strategy (October 2003)

Mr. Neville provided the Committee members with the draft report covering Terms of Reference and background to the formation of the Implementation Committee for information purposes, noting that the final report will be distributed to the Committee for their consideration at the January 27, 2004 meeting at which team Regional representatives would be appointed to the Committee.

CLOSED SESSION

20. Moved by Councillor Eke
Seconded by Councillor Bailey

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

Carried.

21. Lease of Office Space
PWA 03-2004 (PHD 05-2004) CONFIDENTIAL

Moved by Councillor Harry
Seconded by Regional Chair Partington

That Report PWA 03-2004 (PHD 05-2004), January 13, 2004, respecting the Lease of Office Space, be received.

That the Region enter into a five (5) year agreement to lease approx. 2,331 sq. ft. of office space for the amount reported/annum at the location reported to accommodate the Public Safety Division staff and land ambulance management and administrative staff, to be funded from the budgeted allocation for management and administrative office facilities for the Public Safety Division and Land Ambulance Fleet Operations.

Carried.

22. Lease – Niagara Holland Nurseries Limited
City of St. Catharines
PWA 04-2004 CONFIDENTIAL

Moved by Councillor Eke
Seconded by Councillor Bailey

That Report PWA 04-2004, January 13, 2004, respecting the Lease – Niagara Holland Nurseries Limited in the City of St. Catharines, be received and the recommendation contained therein be approved.

Carried.

23. Moved by Councillor Eke
Seconded by Councillor Bailey

That this Committee do now rise with report.

Carried.

ADJOURNMENT

The Committee adjourned at 2:30 p.m., to meet again in Committee Room 4, January 27, 2004 at 1:30 p.m.

Tim Rigby
Chair

Janet Pilon
Legislative Assistant

Pam Gilroy
Acting Regional Clerk