

THE REGIONAL MUNICIPALITY OF NIAGARA

PUBLIC WORKS AND UTILITIES COMMITTEE

REPORT 19-2004

Minutes of a meeting of the Public Works and Utilities Committee held in Committee Room 4, Regional Municipal Building, Thorold, Ontario, on Tuesday, September 28, 2004 commencing at 1:35 p.m.

ATTENDANCE

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

Staff: Messrs. Trojan, Chief Administrative Officer; Neville, Commissioner, Public Works; Cousins, Director, Transportation Services; Payne, Director, Waste Management Services; Sidawi, Director, Operational Support Services; Ms. Pilon, Legislative Assistant.

Staff (Part-Time): Messrs. Bousfield, Manager, Property and Facilities Management; Jones, Director, Administration, Public Health Department; Ms. Lambe, Business Partner, Strategic Communications.

ADMINISTRATION

385. Moved by Councillor Eke
Seconded by Councillor Harry

That Report PWA 166-2004, September 28, 2004, respecting Contract RN 04-26, Reconstruction of Regional Road 102 (Stanley Avenue) Phase 2 Between Dunn Street and Murray Street in the City of Niagara Falls, be lifted from the PWA Summary – September 28, 2004, and dealt with separately at this time.

Carried.

386. Contract RN 04-26
Reconstruction of Regional Road 102 (Stanley Avenue)
Phase 2 Between Dunn Street and Murray Street
City of Niagara Falls
PWA 166-2004

Moved by Councillor Redekop
Seconded by Councillor Leavens

That Report PWA 166-2004, September 28, 2004, respecting Contract RN 04-26, Reconstruction of Regional Road 102 (Stanley Avenue) Phase 2 Between Dunn Street and Murray Street in the City of Niagara Falls, be deferred to provide staff with an opportunity to prepare a further report.

Carried.

387. Moved by Councillor Redekop
Seconded by Councillor Leavens

That Report PWA 170-2004, September 28 respecting the Road Modifications on Regional Road 3 (Garrison Road) between Central Avenue and Concession Road in the Town of Fort Erie, be lifted from the PWA Summary – September 28, 2004, and dealt with separately at this time.

Carried.

388. Road Modifications on Regional Road 3 (Garrison Road)
Between Central Avenue and Concession Road
Town of Fort Erie
PWA 170-2004

Moved by Councillor Redekop
Seconded by Councillor Eke

That Report PWA 170-2004, September 28, 2004, respecting the Road Modifications on Regional Road 3 (Garrison Road) between Central Avenue and Concession Road in the Town of Fort Erie, be deferred to provide staff with an opportunity to have further consultations with the Town of Fort Erie's staff.

Carried.

For Committee Consideration

The Committee considered the following staff recommendations contained in the PWA Summary, September 28, 2004:

389. Background Report
Wind Power Development
Township of Wainfleet
Regional Policy Plan Amendment 197
PWA 165-2004 (DPD 112-2004)
That Report PWA 165-2004 (DPD 112-2004), September 28, 2004, respecting the Background Report –Wind Power Development, Township of Wainfleet, Regional Policy Plan Amendment 197, be received for information.

(Please note that Report PWA 165-2004 (DPD 112-2004) is attached to the Planning Services Committee minutes)

390. Emergency Leachate Seep Remediation Work
Closed Glenridge Quarry Landfill Site
City of St. Catharines
Capital Works Project ZGL0101/GL0101
PWA 167-2004 (CSD 137-2004)
That Report PWA 167-2004 (CSD 137-2004), September 28, 2004, respecting the Emergency Leachate Seep Remediation Work, Closed Glenridge Quarry Landfill Site in the City of St. Catharines, Capital Works Project ZGL0101/GL0101, be received.

That the amount of \$131,816.82 be approved to pay The Ontario Construction Limited for emergency leachate seep repairs at the closed Glenridge Quarry Landfill Site, St. Catharines;

That debenture financing (1 – 10 years) in the amount of \$131,029.80 be transferred from Capital Works Project ZGL9902/GL9902 Y2K/Geoware/Caribou Upgrades to Capital Works Project ZGL0101/GL0101 Closure Works – Closed Glenridge Quarry Landfill Site, St. Catharines;

That Capital Works Project ZGL9902/GL9902 Y2K/Geoware/Caribou Upgrades be closed following the transfer of the remaining budget;

That the Regional Clerk be directed to ensure that the by-law(s) is prepared for presentation to Regional Council on October 7, 2004; and

That the emergency leachate seep repair costs be charged against Capital Project GL0101 Closure Works – Closed Glenridge Quarry Landfill Site, St. Catharines.

(Please note that Report PWA 167-2004 (CSD 137-2004) is attached to the Corporate and Financial Services Committee minutes)

391. Class Environmental Assessment
Reconstruction of Regional Road 89 (Glendale Avenue)
Between Mountain Street and Welland Canals Parkway
City of St. Catharines

PWA 168-2004

That Report PWA 168-2004, September 28, 2004, respecting the Class Environmental Assessment, Reconstruction of Regional Road 89 (Glendale Avenue) between Mountain Street and Welland Canals Parkway in the City of St. Catharines, be received.

That the Environmental Study Report (ESR), as prepared by our consultant, Quartek Group Inc., for the Reconstruction of Regional Road 89 (Glendale Avenue) between Mountain Street and Welland Canals Parkway in the City of St. Catharines be filed with the Regional Clerk on October 18, 2004;

That the Notice of Completion for the Reconstruction of Regional Road 89 (Glendale Avenue) between Mountain Street and Welland Canals Parkway in the City of St. Catharines be advertised on October 16, 20, 23, and 27, 2004.

392. Speed Limit Reduction
Regional Road 23 (Forks Road)
Township of Wainfleet

PWA 169-2004

That Report PWA 169-2004, September 28, 2004, respecting the Speed Limit Reduction, Regional Road 23 (Forks Road) in the Township of Wainfleet, be received.

That the existing speed limit on Regional Road 23 (Forks Road) from Regional Road 24 (Vineland Townline Road) to 200 metres easterly be reduced from 80 km/hr to 60 km/hr; and

That the Regional Clerk be requested to ensure that the necessary by-law amendment is presented to Council at October 7, 2004.

393. Retention of Consulting Services for the
Niagara Parkway Sanitary Trunk Sewer Repair
Battery Street from Catharine Street to Idylewylde Street
Town of Fort Erie
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PWA 171-2004

That Report PWA 171-2004, September 28, 2004, respecting the Retention of Consulting Services for the Niagara Parkway Sanitary Trunk Sewer Repair, Battery Street from Catharine Street to Idylewylde Street in the Town of Fort Erie, be received.

That the consulting firm of Robert Martin Engineering be retained to provide the preliminary design, detailed design, contract administration and construction supervision services for the repair/replacement of affected sections of the Niagara Parkway Sanitary Trunk Sewer from the intersection of Battery Street and Catharine to Idylewylde Street located in the Town of Fort Erie at an estimated cost of \$64,512.00.

That the costs associated with this project be charged against Capital Project ZSW0115/ SW 0418.

394. Land Exchange
Old Orchard Sewage Pumping Station
Town of Grimsby
-

PWA 172-2004

That Report PWA 172-2004, September 28, 2004, respecting the Land Exchange, Old Orchard Sewage Pumping Station in the Town of Grimsby, be received.

That the Region declare surplus to its needs, a portion of the Old Orchard Sewage Pumping Station site, shown as Parts 1 and 2 on the attached sketch.

That Parts 1 and 2 be transferred to the Town of Grimsby for nominal consideration.

That the Region retain an easement over Part 2 for the continued operation and maintenance of its emergency overflow outfall.

That the Region accepts the transfer of Part 4 from the Town of Grimsby, for nominal consideration.

395. Moved by Councillor Harry
Seconded by Councillor Leavens

That the PWA Summary, dated September 28, 2004, and the foregoing recommendations of Reports PWA 165-2004 (DPD 112-2004), PWA 167-2004 (CSD 137-2004) to PWA 169-2004 inclusive; PWA 171-2004 and PWA 172-2004 inclusive, be received and accepted.

Carried.

CORRESPONDENCE

396. Communications listed in Report PWC Summary and Addendum, dated September 28, 2004, were received and dealt with as follows:

PWC 34-2004 - (September 10, 2004) – **Minister Harinder Takhar**, Ministry of Transportation, to Regional Clerk Pam Gilroy, regarding the Region of Niagara Council's resolution about challenges to the Peace Bridge Plaza improvements, and expressing the ministry's support for these improvements.

-- Received and referred to Transportation Services.

PWC 35-2004 – (September 24, 2004) – Steve Logan, Hard Rock Construction Inc., to Joe Cousins, Director of Transportation Services, with respect to PWA 166-2004, Contract RN 04-26, Reconstruction of Stanley Avenue, City of Niagara Falls.

-- Received and referred to PWA 166-2004.

397. Moved by Councillor Bodner
Seconded by Councillor Eke

That the contents of the PWC Summary and Addendum, September 28, 2004, be received and dealt with as directed by this Committee and as noted in these minutes.

Carried.

PROGRESS REPORTS

398. Construction Progress Report
Waste Management Services Capital Projects

Moved by Councillor Trombetta
Seconded by Councillor Harry

That Report PWP 49-2004, September 28, 2004, respecting Construction Progress Report, Waste Management Services Capital Projects, be received.

Carried.

399. Long Term Plan for Regional Road System

Moved by Councillor Trombetta
Seconded by Councillor Harry

That Report PWP 50-2004, September 28, 2004, respecting the Long Term Plan for Regional Road System, be received for information.

Carried.

400. Odour Complaints
Elm Street Compost/Landfill Site
City of Port Colborne

Mr. Payne advised the Committee that the odours from the Elm Street Compost/Landfill Site were caused by composting material that had turned anaerobic, which under the requirements of the Certificate of Approval cannot remain on the pad for more than 24 (twenty-four) hours. The anaerobic material was moved as per the requirements on August 9th and 10th, 2004, to a landfill site and covered with a clay layer, resulting in the release of odors throughout the process, which ceased just shortly after the operation had been completed.

Mr. Payne advised the Committee that gas began to migrate through the clay cover and odours began to escape into the community again in early September, even more quickly than anticipated.

Staff held Public Information Sessions on August 17th, 18th and September 23rd, 2004, to inform the residents of the cause of the odours and the plans in place to mitigate the odours.

Mr. Payne noted that the Region plans to continue discussions with the City of Hamilton with respect to a potential partnership once their indoor composting facility is constructed in 2006. In the interim, the Region will continue to make the activities at the Elm Street Compost Facility compatible with the changing use of the surrounding lands in order to fulfill the Region's obligation to make its activities friendly to residents who live near the site.

Councillor Bodner advised the Committee that the City of Port Colborne's Council passed a motion at their latest Council meeting, requesting that the Niagara Region relocate the site.

Councillor Goulbourne advised the Committee that the resolution from the City of Port Colborne will be before the City of Welland's Council and they will most likely agree with its contents.

Councillor Bodner and Goulbourne commended Waste Management staff for doing an outstanding job at the Public Information Session, they answered every question very well and provided the residents with factual information.

The Committee members noted that staff should be aggressively looking at new technologies from around the world in order for Niagara Region's Waste Management initiatives to move forward.

Mr. Payne noted that the material in question was composed of an incredible amount of grass clippings, which is one of the most difficult materials to compost, therefore, staff will be examining the possibility of banning the collection of grass clippings in the future.

Moved by Councillor Brock
Seconded by Councillor Bodner

That Report PWP 51-2004, September 28, 2004, respecting the Odour Complaints, Elm Street Compost/Landfill Site in the City of Port Colborne, be received for information.

Carried.

MINUTES

401. Transportation Strategy Steering Committee Meeting of Tuesday, September 7, 2004

Moved by Councillor Eke
Seconded by Councillor Trombetta

That the minutes of the Transportation Strategy Steering Committee meeting of Tuesday, September 7, 2004, be received and the recommendations contained therein be approved.

Carried.

402. Smarter Niagara Steering Committee Meeting of Wednesday, September 8, 2004

Moved by Councillor Bodner
Seconded by Councillor Brock

That the minutes of the Smarter Niagara Steering Committee meeting of Wednesday, September 8, 2004, be received.

Carried.

(Please note that the Smarter Niagara Steering Committee minutes are attached to the Planning Services Committee minutes)

ACCOUNTS

403. Moved by Councillor Trombetta
Seconded by Councillor Goulbourne

That the accounts list for the period ending August 31, 2004 in the amount of \$4,028,517.70, be approved for payment.

Carried.

OTHER BUSINESS

404. Status of the Pumping Station Report

The Committee was advised that the report that was requested at September 16, 2004, Regional Council meeting respecting the severity of the recent rainfall and the circumstances surrounding the flooding in the City of Niagara Falls, the City of Thorold, the Town of Lincoln, the Township of West Lincoln and the City of St. Catharines will be distributed to the Committee at the October 12, 2004 meeting.

405. Landfill Gas Collection/Power Generation
Glenridge Quarry Naturalization Site

Councillor Rigby advised the Committee that an agreement in principle has been signed between Walker Brothers and the City of St. Catharines for the collection of gas and the generation of power from the Glenridge Quarry Naturalization Site.

The Committee was advised that staff is awaiting the approvals from the Ministry of the Environment.

406. Grand Opening of the
Glenridge Quarry Naturalization Site

The Committee was reminded of the Grand Opening of the Glenridge Quarry Naturalization Site, taking place today (September 28, 2004).

CLOSED SESSION

407. Moved by Councillor Eke
Seconded by Councillor Salci

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

Carried.

408. Accommodation Needs
Public Health Department
PWA 173-2004 (PHD 70-2004)

Moved by Councillor Brock
Seconded by Councillor Eke

That Report PWA 173-2004 (PHD 70-2004), September 28, 2004, respecting the Accommodation Needs of the Public Health Department, be received.

That the proposed lease of the space reported of office space at 277 Welland Avenue, St. Catharines as per report PWA 150-2004/CSD 119-2004 (August 10, 2004) be rescinded; and

That the Region of Niagara enter into a three (3)-year agreement with Trivieri Investments Limited for the lease of the square footage reported at 509 Glendale Avenue, Niagara-on-the-Lake. The additional lease cost for 2004 reported will be covered by surplus budget room created by salary gapping in 2004. The additional lease costs for 2005, 2006 and part of 2007 will be dealt with as reported in the Public Health Department budget for each of those years. The reported percentage of additional lease costs will be funded through the Ministry of Health and Long Term Care (MOHLTC) pending approval of each year's funding amount request.

Carried.

409. Wind Energy Niagara
Due Diligence Update
PWA 174-2004

Moved by Councillor Harry
Seconded by Councillor Bodner

That Report PWA 174-2004, September 28, 2004, respecting the Wind Energy Niagara, Due Diligence Update, be received.

That subject to budget approval and confirmation by the Province of a successful proposal of purchasing power produced by the Wainfleet wind farm, that staff be authorized to enter into negotiations for the establishment of the corporate entity, Wind Energy Niagara; and

That staff report back to Council the outcome of the negotiations along with further recommendations.

Carried.

410. Moved by Councillor Trombetta
Seconded by Councillor Leavens

That this Committee do now rise with report.

Carried.

STAFF DIRECTIONS

Staff was directed to:

- provide Councillor Goulbourne with the results of the traffic study on Woodlawn Road in the City of Welland.
- Notify the members of the Water Strategy Implementation Committee of the date of the next scheduled meeting.

ADJOURNMENT

The Committee adjourned at 2:40 p.m., to meet again in Committee Room 4, October 12, 2004 at 1:30 p.m.

Tim Rigby
Chair

Janet Pilon
Legislative Assistant

Pam Gilroy
Regional Clerk