

THE REGIONAL MUNICIPALITY OF NIAGARA

PUBLIC WORKS AND UTILITIES COMMITTEE

REPORT 20-2004

Minutes of a meeting of the Public Works and Utilities Committee held in Committee Room 4, Regional Municipal Building, Thorold, Ontario, on Tuesday, October 12, 2004 commencing at 1:32 p.m.

ATTENDANCE

Committee: Councillors Redekop, Vice-Chair, presiding; Regional Chair Partington; Bailey; Bodner, Brock, Burroughs, Eke, Goulbourne, Harry, Hodgson, Leavens.

Staff: Messrs. Trojan, Chief Administrative Officer; Neville, Commissioner, Public Works; Hughes, Associate Director, Transportation Engineering; 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. Barrow, Manager, Process and Staff Development; Ms. Lambe, Business Partner, Strategic Communications.

There being a lack of ordinary quorum at the meeting, the Committee Chair determined that the ordinary quorum for the meeting be reduced to seven members, pursuant to Part II, Section 11.7 of the Procedural By-law 7174-93.

DEFERRED REPORTS

411. Road Modifications on
Regional Road 3 (Garrison Road) between
Central Avenue and Concession Road
Town of Fort Erie

PWA 170-2004

The Committee referred to PWC 38-2004, a memo summarizing a meeting that was held with the Town of Fort Erie and Regional staff respecting the road modifications on Regional Road 3 (Garrison Road), where both parties agreed to further consultation and a traffic study.

Moved by Councillor Eke
Seconded by Councillor Leavens

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 received.

Carried.

ADMINISTRATION

For Committee Consideration

The Committee considered the following staff recommendations contained in the PWA Summary, October 12, 2004:

412. Amendment to Bylaw to Appoint
Bylaw Enforcement Officers
For Purposes of Bylaw 39-2002

PWA 177-2004

That Report PWA 177-2004, October 12, 2004, respecting the Amendment to Bylaw to Appoint Bylaw Enforcement Officers for Purposes of Bylaw 39-2002, be received.

That for the purposes of administration and enforcement of Regional By-law #39-2002, regional staff, as listed in this report be authorized and appointed for administration and appointment of the By-law; and

That the Regional Clerk be directed to ensure that the necessary By-law be presented to Regional Council.

413. Agreement to Permit Turnaround Area
Village Square Mall (Smithville)
Regional Road 20 (St. Catharine Street)
Township of West Lincoln

PWA 178-2004

That Report PWA 178-2004, October 12, 2004, respecting the Agreement to Permit Turnaround Area, Village Square Mall (Smithville), Regional Road 20 (St. Catharine Street) in the Township of West Lincoln, be received.

That the Region enter into an Agreement with Village Square Mall (Smithville) Inc. to permit a turnaround area within the right-of-way for Regional Road No. 20 (St. Catharine Street) in the Township of West Lincoln.

414. Priority Sanitary Sewer Trunk Cleaning
PWA 179-2004 (CSD 142-2004)

That Report PWA 179-2004 (CSD 142-2004), October 12, 2004, respecting the Priority Sanitary Sewer Trunk Cleaning, be received.

That debenture financing (1-10 years) in the gross and net amount of \$400,000.00 be approved for Project ZSW0303 Sewer Cleaning Program as submitted in the 2004 Wastewater Capital Budget.

That the quotation for the Priority Sanitary Trunk Cleaning, be awarded to the low tender, Pipeflo Contracting Corporation, at its bid price of \$218,985.95.

That the Regional Clerk be directed to ensure that the appropriate bylaw(s) are prepared for presentation to Regional Council.

(Please note that Report PWA 179-2004 (CSD 142-2004) can be found behind the JNT RPTS Blue Book Tab)

415. Moved by Councillor Harry
Seconded by Councillor Bailey

That the PWA Summary, dated October 12, 2004, and the foregoing recommendations of Reports PWA 177-2004 to PWA 179-2004 (CSD 142-2004) inclusive, be received and accepted.

Carried.

CORRESPONDENCE

416. Communications listed in Report PWC Summary and Addendum, dated October 12, 2004, were received and dealt with as follows:

PWC 36-2004 - (September 29, 2004) – **Robert Cotterill**, CAO, City of Port Colborne, to Regional Clerk Pam Gilroy, being a City Council resolution requesting the Region to find an alternative compost site to the Elm Street Facility to handle the Region's organics waste program.

-- Received and referred to Waste Management Services.

PWC 37-2004 – (October 5, 2004) – **Glenda Gies**, Waste Diversion Ontario, outlining the 2003 Municipal Blue Box Datacall Results for Niagara.

-- Received.

PWC 38-2004 – (October 8, 2004) – **Brian Hughes**, Associate Director, Transportation Engineering, being a memo to file summarizing a meeting held October 6 with Town of Fort Erie staff regarding road modifications on Regional Road 3 (Garrison Road), between Central Avenue and Concession Road.

-- Received and referred to deferred report PWA 170-2004.

417. Moved by Councillor Bodner
Seconded by Councillor Leavens

That the contents of the PWC Summary and Addendum, October 12, 2004, be received and dealt with as directed by this Committee and as noted in these minutes.

Carried.

At this point in the meeting a quorum was achieved.

PRESENTATION

418. 2004 Niagara Children's Water Festival

Ms. Barrow advised the Committee that the second annual Niagara Children's Water Festival held September 20th to the 24th, 2004 at Balls Falls Conservation Area, was a success!

The event was attended by approximately five thousand (5,000) students and five hundred (500) volunteers from Niagara Region's high schools. Through fifty-one (51) hands-on activities the students were encouraged to protect our most precious resource in their everyday lives.

Ms. Barrow noted that this years event improved from last years, with seven hundred more students attending and three hundred more volunteers. This years events were held in separate tents, therefore, there were no distractions.

The event's main partners include the Niagara Peninsula Conservation Authority, the Niagara Region, the City of St. Catharines and Ontario Power Generation.

The Committee members congratulated everyone involved in the 2004 Niagara Children's Water Festival.

(Refer to Staff Directions)

PROGRESS REPORTS

419. Flooding in Serviced Areas of Niagara Region

Mr. Brcic provided the Committee with a detailed explanation of charts included within the report, noting that as Niagara Region reviews the designs, they will consider the flooding that occurred during the past several months.

The Committee was advised that the Region and Area Municipalities Public Works Officials Task Force that has been established, will as one of its objectives be investigating and making recommendations respecting extraneous flows into sewer systems with recommendations and specific actions to assist with control of wet weather flows, with a report being expected in the early part of next year.

Moved by Councillor Goulbourne
Seconded by Councillor Brock

That Report PWP 52-2004, October 12, 2004, respecting Flooding in Serviced Areas of Niagara Region, be received for information.

Carried.

(Refer to Staff Directions)

420. Construction Progress Report
Transportation Services Division

Moved by Councillor Burroughs
Seconded by Councillor Leavens

That Report PWP 54-2004, October 12, 2004, respecting the Construction Progress Report, Transportation Services Division, be received for information.

Carried.

MINUTES

421. Waste Management Planning Steering Committee
Meeting of Tuesday, September 28, 2004

Moved by Councillor Burroughs
Seconded by Councillor Eke

That the minutes of the Waste Management Planning Steering Committee meeting of Tuesday, September 28, 2004, be received and the recommendations contained therein be approved.

Carried.

422. Regional Niagara Bicycling Committee
Meeting of Thursday, September 9, 2004

Moved by Councillor Bailey
Seconded by Councillor Harry

That the minutes of the Regional Niagara Bicycling Committee meeting of Thursday, September 9, 2004, be received and the recommendations contained therein referred back to staff for comment.

Carried.

PUBLIC HEARING

423. Proposed Bylaw to Close Part of
Nidel's Crescent
City of Welland

The Commissioner of Public Works introduced the above matter for public hearing and advised the Committee that the notice of the proposed by-law was published in the Welland Tribune on September 25th and October 2nd, 2004.

The Chair asked whether any person present would like to be heard with respect to the Proposed Bylaw to Close Part of Nidel's Crescent in the City of Welland (there were no responses).

Moved by Councillor Harry
Seconded by Councillor Eke

That for the reasons outlined in the verbal report of the Commissioner of Public Works to this Committee on October 12, 2004, this Committee authorizes the closing of that part of Nidel's Crescent described as being Parts 8 and 9 on Plan 59R-3972 in the City of Welland as recommended in the aforesaid report and further recommends that a by-law be submitted to Regional Council for that purpose.

Carried.

OTHER BUSINESS

424. Meeting with the Mayor of Toronto

Councillor Burroughs advised the Committee that he would be meeting with the David Miller, Mayor of Toronto on October 13, 2004 to discuss Waste Management.

425. Elm Street Compost Site

Mr. Payne advised the Committee that the Niagara Region is in the process of fulfilling all of the requirements of the Odour Abatement Plan for the Elm Street Compost Site, approved by the Ministry of the Environment.

CLOSED SESSION

426. Moved by Councillor Harry
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 a property matter.

Carried.

427. Expropriation – Roberts Street
City of Niagara Falls
PWA 180-2004

Moved by Regional Chair Partington
Seconded by Councillor Eke

That Report PWA 180-2004, October 12, 2004, respecting the Expropriation – Roberts Street in the City of Niagara Falls, be received.

That the Region of Niagara, after considering the options provided by Canadian Niagara Hotels Inc. by letter dated August 26, 2004 (attached to the report), continue with the expropriation of the reported property on Roberts Street in the City of Niagara Falls.

Carried.

(Refer to Staff Directions)

428. Public Health Accommodations
573 Glenridge Avenue
City of St. Catharines
PWA 181-2004 (PHD 71-2004)

Moved by Councillor Brock
Seconded by Councillor Harry

That Report PWA 181-2004 (PHD 71-2004), October 12, 2004, respecting the Public Health Accommodations, 573 Glenridge Avenue in the City of St. Catharines, be received.

That the Regional Chair and Clerk be authorized to execute an agreement with Brock Plaza Corporation for the lease extension of 573 Glenridge Avenue for the Public Health administration offices subject to the following **amended** terms and conditions:

That the lease term be for two (2) years commencing February 15, 2005, with an option to renew for a further two (2) years at market rent or a rate determined by arbitration.

The rental rate for years one (1) and two (2) will be at the base rate reported per square foot; **subject to the landlord's approval.**

In the event the landlord is not in agreement with the reported base rate per square foot, staff was authorized to proceed with the reported alternative.

Other costs such as utilities, taxes, janitorial, maintenance, etc. will be at the Region's expense as per the existing agreement.

The landlord will reconfigure the existing parking lot, including, asphalt, curbing and drainage to accommodate a minimum of one hundred and ninety-one (191) spaces.

Any overflow of parking will be accommodated in the Quarry View Student Residence parking area east of Norman Road at no cost to the Region.

All other terms and conditions within the existing lease agreement will remain the same.

Carried.

429. Moved by Councillor Bodner
Seconded by Councillor Goulbourne

That this Committee do now rise with report.

Carried.

OTHER BUSINESS (Continued)

430. Niagara-GTA Trade Corridor – Update

Mr. Neville advised the Committee that he met with the Ministry of Transportation earlier today.

The Ministry noted that they will be proceeding with a full Environmental Assessment and that the draft Terms of Reference would be prepared in early November.

Mr. Neville noted that a report on the status of the Niagara-GTA Trade Corridor would be prepared for the Committee's information.

STAFF DIRECTIONS

Staff was directed to:

- Provide all Regional Councillors with a copy of the eighteen (18)-month calendar, distributed at the 2004 Niagara Children's Water Festival. (Refers to Minute Item 418)
- Include the July 30th storm in the summary of the report, when referencing the City of Welland. (Refers to Minute Item 419)
- Review the protocols at the Ontario Street Pumping Station and report back to Committee on the findings. (Refers to Minute Item 419)
- prepared a report detailing the status of the Robert Street Gateway Project. (Refers to Minute Item 427)

ADJOURNMENT

The Committee adjourned at 3:07 p.m., to meet again in Committee Room 4, October 26, 2004 at 1:30 p.m.

Wayne Redekop
Vice Chair

Janet Pilon
Legislative Assistant

Pam Gilroy
Regional Clerk/Associate Director
of Corporate Strategy