

THE REGIONAL MUNICIPALITY OF NIAGARA

COMMITTEE OF THE WHOLE

REPORT COTW 7-2009

The Municipal Council of the Regional Municipality of Niagara met in Committee of the Whole in the Council Chamber, Regional Municipal Building, Thorold, Ontario, on Thursday, September 10, 2009 commencing at 4:07 p.m.

The following individuals were in attendance during the Closed Session of the Committee of the Whole meeting:

ATTENDANCE

Council: Regional Chair Partington; Councillors Augustyn, Badawey, Baty, Bentley; Burroughs; Bylsma, Casselman, Cordiner; Forster; Gabriel; Goulbourne; Greenwood; Heit, Henderson; Hodgson, Katzman, Lepp, Marshall; Martin; McMullan; Puttick; Rigby; Salci; Saracino; Smeaton; Timms, Trombetta, Zimmerman.

Staff: Messrs. Trojan, Chief Administrative Officer; Bergsma, Commissioner, Corporate Services; Robson, Commissioner, Integrated Community Planning; Hutchings, Commissioner, Community Services; Brothers, Commissioner Public Works; McQueen, Operating Officer (Health); Bain, Regional Clerk; Kyne, Director Legal Services; Ms. Pilon, Deputy Regional Clerk.

Staff
(Other): Messrs. Roberts, Executive Officer to the Regional Chair; Lockyer, Treasurer/Director, Financial Management; Weir, Director, Administration; Hughes, Associate Director, Transportation Engineering; Diakow, Director, IT Solutions; Ms. Papaiz, Senior Manager, Corporate Communications.

NRPS: Police Chief Southall (Via Video Conference); Deputy Chief Joe Matthews; Messrs. Iggulden; McCaig; Askoul; Ms. George; Ms. Forgeron.

CALL TO ORDER

76. Regional Chair Partington called the meeting to order at 4:07 p.m.

CLOSED SESSION

77. Moved by Councillor Burroughs
Seconded by Councillor Salci

That this Committee of the Whole do now move into Closed Session for the purposes of receiving information and dealing with Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*, Update re: Police Long Term Accommodations.

Carried.

78. Chief Wendy Southall
Niagara Regional Police Service

Committee of the Whole received a presentation from Chief Wendy Southall, Niagara Regional Police Service via video conference.

79. Dean Roberts
McClaren, Wilson & Lawrie Inc.

Committee of the Whole received a presentation from Dean Roberts, McClaren, Wilson & Lawrie Inc.

80. Moved by Councillor McMullan
Seconded by Councillor Bentley

That this Committee of the Whole do now rise without report.

Carried.

The Committee of the Whole recessed at 6:00 p.m. to reconvene following the Presentations at the Regional Council meeting.

The Committee of the Whole reconvened at 7:38 p.m.

The following individuals were in attendance during the Closed Session of the Committee of the Whole meeting:

ATTENDANCE

Council: Regional Chair Partington; Councillors Augustyn, Badawey, Baty, Bentley; Burroughs; Bylsma, Casselman, Cordiner; D'Angela; Forster; Gabriel; Goulbourne; Greenwood; Heit, Henderson; Hodgson, Katzman, Lepp, Marshall; Martin; McMullan; Puttick; Rigby; Salci; Saracino; Smeaton; Timms, Trombetta, Zimmerman.

Staff: Messrs. Trojan, Chief Administrative Officer; Bergsma, Commissioner, Corporate Services; Robson, Commissioner, Integrated Community Planning; Hutchings, Commissioner, Community Services; Brothers, Commissioner Public Works; McQueen, Operating Officer (Health); Bain, Regional Clerk; Kyne, Director Legal Services; Ms. Pilon, Deputy Regional Clerk.

Staff
(Other): Messrs. Roberts, Executive Officer to the Regional Chair; Lockyer, Treasurer/Director, Financial Management; Weir, Director, Administration; Steele, Associate Director, Strategic Business Management; Hughes, Associate Director, Transportation Engineering; Pilon, Associate Director, Service Quality & Improvement; Diakow, Director, IT Solutions; Ms. Papaiz, Senior Manager, Corporate Communications.

CLOSED SESSION

81. Moved by Councillor Baty
Seconded by Councillor Trombetta

That this Committee of the Whole do now move into Closed Session for the purposes of receiving information and dealing with Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*, Update re: Police Long Term Accommodations.

Carried.

82. Mike Trojan
Overview of CAO 5-2009

Committee of the Whole received a presentation from Mike Trojan.

83. Moved by Councillor Rigby
Seconded by Councillor Bylsma

That this Committee of the Whole do now rise without report.

Carried.

The Committee of the Whole recessed at 10:47 p.m. to extend the curfew of the Regional Council meeting.

The Committee of the Whole reconvened at 10:47 p.m.

The following individuals were in attendance during the Closed Session of the Committee of the Whole meeting:

ATTENDANCE

Council: Regional Chair Partington; Councillors Augustyn, Badawey, Baty, Bentley; Burroughs; Bylsma, Casselman, Cordiner; D'Angela; Forster; Gabriel; Goulbourne; Greenwood; Heit, Henderson; Hodgson, Katzman, Lepp, Marshall; Martin; McMullan; Puttick; Rigby; Salci; Smeaton; Timms, Trombetta, Zimmerman.

Staff: Messrs. Trojan, Chief Administrative Officer; Bergsma, Commissioner, Corporate Services; Robson, Commissioner, Integrated Community Planning; Hutchings, Commissioner, Community Services; Brothers, Commissioner Public Works; McQueen, Operating Officer (Health); Bain, Regional Clerk; Kyne, Director Legal Services; Ms. Pilon, Deputy Regional Clerk.

Staff
(Other): Messrs. Roberts, Executive Officer to the Regional Chair; Lockyer, Treasurer/Director, Financial Management; Steele, Associate Director, Strategic Business Management; Hughes, Associate Director, Transportation Engineering; Pilon, Associate Director, Service Quality & Improvement; Diakow, Director, IT Solutions; Ms. Papaiz, Senior Manager, Corporate Communications.

CLOSED SESSION

84. Moved by Councillor Badawey
Seconded by Councillor Hodgson

That this Committee of the Whole do now move into Closed Session for the purposes of receiving information and dealing with Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*, Update re: Police Long Term Accommodations.

Carried.

85. Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*
Update re: Police Long Term Accommodations
CAO 5-2009 Confidential

Moved by Councillor Zimmerman
Seconded by Councillor Gabriel

That recommendations 1 and 2 (one and two) contained in Confidential Report CAO 5-2009, September 10, 2009, respecting Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*, Update re: Police Long Term Accommodations, be approved.

Carried.

86. Moved by Councillor Augustyn
Seconded by Councillor Badawey

That recommendations 3, 5, 6 and 7 (three, five, six and seven) contained in Confidential Report CAO 5-2009, September 10, 2009, respecting Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*, Update re: Police Long Term Accommodations, be approved **as amended**.

87. Moved by Councillor Bylsma
Seconded by Councillor McMullan

That recommendation 3 contained in Confidential Report CAO 5-2009 and the amendment included as part of the main motion, be divided and voted on separately.

Carried.

88. The Regional Chair provided the Committee of the Whole with a ruling as to the order of the divided motions (Recommendation 3 contained in Confidential Report CAO 5-2009 and then the amendment included as part of the main motion), and the ruling was challenged, upon a vote in the affirmative, the motions were dealt with as follows:

89. Upon a vote being taken, the part of the main motion consisting of the amendment to Confidential Report CAO 5-2009, September 10, 2009, respecting Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*, Update re: Police Long Term Accommodations, was carried.

90. Upon a vote being taken, part of the main motion consisting of recommendation 3 (three) contained in Confidential Report CAO 5-2009, September 10, 2009, respecting Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*, Update re: Police Long Term Accommodations, was carried.
91. Upon a vote being taken, part of the main motion consisting of recommendations 5, 6 and 7 (five, six and seven) contained in Confidential Report CAO 5-2009, September 10, 2009, respecting Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*, Update re: Police Long Term Accommodations, was carried.
92. Moved by Councillor Casselman
Seconded by Councillor Henderson

That the related recommendations contained in Confidential Report CAO 5-2009, September 10, 2009, respecting Matters Concerning the Security of the Municipality's Property, Litigation, Solicitor-Client Advice and in respect of which a Closed Meeting may be held under another Act, namely the *Police Services Act*, Update re: Police Long Term Accommodations, be approved ***as amended***.

Carried.

93. Moved by Councillor Baty
Seconded by Councillor Cordiner

That staff be directed to publicly release the Confidential Consultant's Report, dated August, 2009, respecting the Due Diligence Review of the Niagara Regional Police Long-Term Accommodation Strategy.

Carried.

CLOSED SESSION, RISE AND REPORT

94. Moved by Councillor Rigby
Seconded by Councillor Salci

That this Committee of the Whole do now rise with report.

Carried.

ADJOURNMENT

The Committee of the Whole meeting adjourned at 11:42 p.m.

Peter Partington
Regional Chair

Janet Pilon
Deputy Regional Clerk

Kevin Bain
Regional Clerk