

THE REGIONAL MUNICIPALITY OF NIAGARA
CORPORATE SERVICES COMMITTEE

REPORT 11-2009

Minutes of a meeting of the Corporate Services Committee held in Committee Room 4, Regional Municipal Building, 2201 St. David's Rd., Thorold, Ontario, on Wednesday, September 2, 2009 commencing at 9:10 a.m.

ATTENDANCE

Committee: Councillors Martin, Co-Chair; Augustyn, Co-Chair; Partington, Regional Chair; Badawey; Bentley; Burroughs; Bylsma; Casselman; D'Angela; Greenwood; Henderson; Heit; Puttick; Saracino.

Staff: Mr. Trojan, Chief Administrative Officer; Mr. Bergsma, Commissioner, Corporate Services; Mr. Bain, Regional Clerk; Ms. Reilly, Legislative Assistant.

Staff

Others: Corporate Services: Mr. Diakow, Director, IS Solutions; Ms. Elliott, Director, Human Resources Services; Mr. Kyne, Director, Legal Services; Mr. Macklem, Coordinator, Properties; Ms. Murphy, Associate Director, Current & Capital Budgets; Mr. Pilon, Associate Director, Service Quality & Improvement; Ms. Rae, Legal Counsel; Mr. Roach, Manager, Public Works Financial Services.
Administration: Mr. Roberts, Executive Officer to the Regional Chair; Mr. Weir, Director, Administration.
Integrated Community Planning Dept.: Mr. Weaver, Director, Community & Corporate Planning.
Public Health: Mr. McQueen, Operating Officer (Health).
Public Works: Mr. Cousins, Director, Transportation Services; Mr. Flora, Associate Director, Transportation Services; Mr. Ranjan, Transportation Engineer.

PRESENTATIONS

195. Niagara Airports Study "The Jacobs Report"

Mr. A. Verburg, attended Committee on behalf of the Canadian Owners and Pilots Association (COPA Flight #149) and the Niagara Central Airport hangar owners. Mr. Verburg, on behalf of COPA, urged the Region not to adopt the conclusions and recommendations of the Niagara Airports Study or proceed with allocating the level of funding to the Niagara District Airport as outlined in Report CSD 121-2009/PWA 89-2009. (A copy of Mr. Verburg's Speaker Notes are attached to the minutes.)

196. Niagara Airports Study

Mr. Neil Raynor, Jacobs Consultancy, attended to provide additional information and answer questions pertaining to the Niagara Airports Study "The Jacobs Report".

INTRODUCTION

197. Staff Announcement

Mr. Trojan, Chief Administrative Officer, introduced Mr. Mike Weir, Director, Administration, who replaced Chris McQueen who has returned to the Public Health Department as their Operating Officer. Mr. Trojan commented that Mr. Weir, former Chief Administrative Officer with the City of Thorold, will be a great addition to the Administration Department's team.

ITEMS FOR INFORMATION

198. Niagara Airports Study "The Jacobs Report"
PWC 44-2009

Moved by Councillor Bentley
Seconded by Councillor D'Angela

That Communication PWC 44-2009 from A. Verburg, representing Canadian Owners and Pilots Association (COPA Flight #149) and Niagara Central Airport hanger owners, regarding Niagara Airports Study "The Jacobs Report", be received for information.

Carried.

199. Memorandum from Kenneth Brothers
Commissioner, Public Works
Re: Niagara Airports Study Report
Determination of the Role of the Niagara Region in the
Operation and Financing of the Niagara Central and /or
Niagara District Airports

PWC 43-2009

Moved by Councillor Bentley
Seconded by Councillor D'Angela

That Memorandum PWC 43-2009, September 2, 2009, respecting Niagara Airports Study Report Determination of the Role of the Niagara Region in the Operation and Financing of the Niagara Central and/or Niagara District Airports (Report CSD 121-2009/PWA 89-2009), be received for information.

Carried.

ITEMS FOR CONSIDERATION

200. Niagara Airport Study
Determination of the Role of the Niagara Region
In the Operation and Financing of the Niagara
Central and/or Niagara District Airports
CSD 121-2009(PWA 89-2009)

Moved by Councillor Burroughs
Seconded by Councillor Saracino

That Report CSD 121-2009 (PWA 89-2009), September 2, 2009, respecting Niagara Airport Study Determination of the Role of the Niagara Region In the Operation and Financing of the Niagara Central and/or Niagara District Airports, be received;

That based on the recommendations(s) of Jacobs Consultancy, Council determine its commitment to assume responsibility for Niagara District Airport;

That subject to Council approving the recommendations above;

That staff enter into negotiations with the Town of Niagara-on-the-Lake to affect the transfer of ownership of Niagara District Airport to the Region and concurrently, the Region undertake a complete assessment of technical, legal, operational, financial, and other aspects of the ownership transfer to the Region;

That the Region allocate \$3,869,333 in capital funding, which represents in local municipal contribution under the Infrastructure Stimulus Fund, to carry out infrastructure improvements at Niagara District Airport under the direction of the Public Works Department;

That the management and operation of the Niagara District Airport will be assigned to the Region's Public Works Department;

That the Region establish an Airport Advisory Committee for Niagara District Airport with terms of reference to be developed for Council's consideration;

That staff provide support from time to time, as determined by Council, to assist with business development at Niagara Central Airport and that staff continue to review the potential regional role of this airport as the Niagara 2031 Growth Management Plan is implemented;

That Council receive the Niagara Airports Study report titled Determination of the Role for the Niagara Region in the Operation and Financing of the Niagara Central and/or Niagara District Airports.

Moved by Councillor Badawey
Seconded by Councillor Casselman

That Report CSD 121-2009 (PWA 89-2009), September 2, 2009, respecting Niagara Airport Study Determination of the Role of the Niagara Region In the Operation and Financing of the Niagara Central and/or Niagara District Airports, be received and **approved as amended;**

That the Region allocate \$3,869,333 in capital funding, which represents in local municipal contribution under the Infrastructure Stimulus Fund, to carry out infrastructure improvements at Niagara District Airport under the direction of the Public Works Department with a further report to Committee; and

That the issue of ownership and operation of the Niagara District Airport and the Niagara Central Airport be referred for discussion at a future Council Business Planning Session.

Carried.

(Refer to Councillor Information Requests.)

(Please note that Report CSD 121-2009 (PWA 89-2009) can be found behind the Joint Reports Blue Book Tab.)

201. Recommended Funding for Public Space Recycling Pilot
CSD 116-2009(PWA 85-2009)

Moved by Councillor D'Angela
Seconded by Councillor Heit

That Report CSD 116-2009 (PWA 85-2009), September 2, 2009, respecting Recommended Funding for Public Space Recycling Pilot, be received;

That the implementation of the Public Space Recycling Pilot be approved with a budget of \$190,000 gross and \$100,000 net amount;

That the Public Space Recycling Pilot be provided with a \$100,000 allocation from the approved 2008 Capital Budget for Council Strategic Initiatives project and a \$90,000 funding contribution from Refreshments Canada/Nestle Waters Canada;

That the \$100,000 capital levy funding in the Council Strategic Initiatives project be transferred to Waste Management Operations and credited to 5962-2007; and

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

Carried.

(Please note that Report CSD 116-2009 (PWA 85-2009) can be found behind the Joint Reports Blue Book Tab.)

202. Renewal of Banking Services
CSD 119-2009

Moved by Councillor Burroughs
Seconded by Councillor Heit

That Report CSD 119-2009, September 2, 2009, respecting Renewal of Banking Services, be received; and

That the Commissioner of Corporate Services and the Regional Clerk be authorized to execute an agreement with the RBC Royal Bank to provide banking services to the Regional Municipality of Niagara within the negotiated terms for a two year period, commencing July 1, 2009 to June 30, 2011.

Carried.

ITEMS FOR CONSIDERATION

203. Tender Award 2009-T-131 (RN 09-31)
Reconstruction and Widening of
Regional Road 41 (Woodlawn Road)
From First Avenue to Gram Avenue
In the City of Welland
CSD 122-2009(PWA 90-2009)

Moved by Regional Chair Partington
Seconded by Councillor Burroughs

That Report CSD 122-2009(PWA 90-2009), September 2, 2009, respecting Tender Award 2009-T-131 (RN 09-31) Reconstruction and Widening of Regional Road 41 (Woodlawn Road) From First Avenue to Gram Avenue In the City of Welland, be received;

That Tender 2009-T-131 (RN 09-31), Reconstruction and Widening of Regional Road 41 (Woodlawn Road) from First Avenue to Gram Avenue, in the City of Welland be awarded to the low tenderer, Brennan Paving Limited, at the bid price of \$1,532,450;

That a contingency allowance in the amount of \$160,000 be provided for this contract;

That approval be given to increase the gross budget for ZRC0717 Widening of Regional Road 41 (Woodlawn Road) from First Avenue to Gram Avenue in the amount of \$248,447 to reflect cost sharing from the City of Welland in the amount of \$189,000 and Federal Gas Tax funding of \$59,447;

That approval be given to transfer the 2008 residual amount of Gas Tax Revenue, currently allocated to the Federal Gas Tax Reserve Fund, to the same project in the amount of \$658,564;

That the Engineering Agreement with the consulting firm of AECOM be extended to include contract administration and inspection services of \$75,000 with the engineering fees being calculated on a time plus disbursements basis;

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 September 10, 2009;

That all project costs be charged against Capital Works Project ZRC0717/RC0717.

Carried.

(Please note that Report CSD 122-2009 (PWA 90-2009) can be found behind the Joint Reports Blue Book Tab.)

204. Tender Award for Contract 2009-T-104 (RN 09-04)
Frenchman's Creek Trunk Sanitary Sewer Phase 1 –
Alliston Pump Station and Forcemain
Town of Fort Erie
Project ZSW0512

CSD 123-2009(PWA 93-2009)

Moved by Councillor Badawey
Seconded by Councillor Bentley

That Report CSD 123-2009(PWA 93-2009), September 2, 2009, respecting Tender Award 2009-T-13(RN 09-31) Reconstruction and Widening of Regional Road 41 (Woodlawn Road) From First Avenue to Gram Avenue In the City of Welland, be received;

That subject to the confirmation of cost sharing by the Town of Fort Erie, Contract 2009-T-104 (RN 09-04), Frenchman's Creek Trunk Sanitary Sewer Phase 1 – Alliston Pump Station and Forcemain, Town of Fort Erie, be awarded to V. Gibbons Contracting Ltd. At their bid price of \$3,202,130.40;

That a contingency amount of \$350,000 be provided for unforeseen construction costs on this project;

That approval is given to extend the current engineering assignment with Associated Engineering Ltd (AE) by \$332,144 to include contract administration and inspection on the project during construction;

That approval be given to increase the gross budget for Project ZSW0512 Frenchman's Creek Trunk Sanitary Sewer Phase 1 – Alliston Pump Station and Forcemain in the amount of \$1,007,000 to reflect cost sharing with the Town of Fort Erie;

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; and

That the costs associated with this project be charged against Project ZWSW0512/SW0512, Frenchman's Creek Trunk Sanitary Sewer.

Carried.

(Please note that Report CSD 123-2009 (PWA 93-2009) can be found behind the Joint Report Blue Book Tab.)

ITEMS FOR INFORMATION (continued)

205. Property Transactions under Delegated Authority
CSD 117-2009

Moved by Councillor Henderson
Seconded by Councillor Casselman

That Report CSD 117-2009, September 2, 2009, respecting Property Transactions under Delegated Authority, be received for information.

Carried.

(Refer to Councillor Information Requests.)

206. Outstanding Financing Lease Obligations as of December 31, 2008
CSD 118-2009

Moved by Councillor Burroughs
Seconded by Councillor Badawey

That Report CSD 118-2009, September 2, 2009, respecting Outstanding Financing Lease Obligations as of December 31, 2008, be received for information.

Carried.

(Refer to Councillor Information Requests.)

207. Protocol Electronic Clinic System
(PECS) Provincial Distribution Initiative
CSD 124-2009(PHD 41-2009)

Moved by Councillor Augustyn
Seconded by Councillor Casselman

That Report CSD 124-2009, September 2, 2009 (PHD 41-2009, September 1, 2009), respecting Protocol Electronic Clinic System (PECS) Provincial Distribution Initiative, be received for information.

That the Protocol Electronic Clinic System (PECS) Provincial Distribution Initiative be supported and that staff be authorized to enter into all necessary agreements, contingent upon the approval of same by the Director of Legal Services, with the Ministry of Health and Long-Term Care (MOHLTC) and individual municipal or other Ontario public health units; and

That signing authority for the PECS Licensing Agreement and PECS Training and Service Agreement be delegated to Bob Diakow, Director of IT Solutions, or Chris McQueen, Operating Officer (Health), including the Protocol for Electronic Clinic System (PECS) licensing agreement and PES Training and Service Agreement, that are deemed acceptable by the Director of Legal Services.

Carried.

(Please note that Report CSD 124-2009 (PHD 41-2009) can be found behind the Joint Reports Blue Book Tab.)

CORRESPONDENCE

208. Moved by Councillor Badawey
Seconded by Regional Chair Partington

That the following communications be received:

CSC 30-2009 Darryl Lee, City Clerk, City of Brantford, regarding its Council's resolution respecting Justice of the Peace Shortage

CSC 32-2009 MPAC News – MPAC Celebrates 10 Years

CSC 33-2009 Deb Morton, Executive Director, Regional Municipality of Niagara Police Services Board (July 9, 2009) regarding NRPS 2010 Budget Timetable, Preparation Approach 105.2009

CSC 35-2009 Councillor Information Request RE: Police Budget Timelines for 2010 Budget (see CSC 33-2009)

Carried.

209. Moved by Councillor Bentley
Seconded by Councillor Bylsma

That Communication CSC 31-2009 from Bernie Corbett, Chairman, Haldimand County Disaster Relief Committee (July 14, 2009) regarding Donation Request – Grand River Flood 2009, be received.

Carried.

210. Moved by Councillor Badawey
Seconded by Regional Chair Partington

That Memorandum CSC 36-2009, September 2, 2009, respecting Council Motion to Amend Budget Timetable, be received;

That the Budget Review Committee of the Whole meetings previously scheduled for September 10, 2009 and October 1, 2009 be postponed; and

That the 2010 Operating & Capital Budget Timetable – Amended September 1, 2009, be approved.

Carried.

MINUTES

211. Minutes of the Joint Advisory Committee
Wainfleet Water & Wastewater Servicing Project
6-2009

Moved by Councillor Henderson
Seconded by Councillor Greenwood

That Report 6-2009 Minutes of the Joint Advisory Committee Wainfleet Water & Wastewater Servicing Project meeting of Monday, July 20, 2009, be received for information.

Carried.

(Please note that Minutes of the Joint Advisory Committee Wainfleet Water & Wastewater Servicing Project meeting of Monday, July 20, 2009 can be found behind the Joint Reports Blue Book Tab.)

OTHER BUSINESS

212. Joint Reports

Councillor Badawey requested that staff ensure that all interested parties with respect to joint reports be invited to attend both/all Standing Committee meetings at which the joint report will be considered.

CLOSED SESSION

213. Moved by Councillor Burroughs
Seconded by Councillor Greenwood

That this Committee do now meet in Closed Session for purposes of receiving information of a confidential nature relating to Proposed Acquisition of Land by the Municipality and Potential Litigation Affecting the Municipality Reconstruction of Regional Road 77 (Fourth Avenue) City of St. Catharines; A Matter in respect of which a Council, Board, Committee or Other Body may hold a closed meeting under another Act namely the Police Services Act; and for purposes of receiving information of a confidential nature relating to Matters Concerning Identifiable Individuals, Employee Negotiations and Solicitor-Client Advice.

Carried.

214. Proposed Acquisition of Land by the Municipality and
Potential Litigation Affecting the Municipality
Reconstruction of Regional Road 77 (Fourth Avenue)
City of St. Catharines
Confidential CSD 120-2009(PWA 88-2009)

Moved by Councillor Badawey
Seconded by Councillor Puttick

That Confidential Report CSD 120-2009 (PWA 88-2009), September 2, 2009, respecting Proposed Acquisition of Land by the Municipality and Potential Litigation Affecting the Municipality Reconstruction of Regional Road 77 (Fourth Avenue) City of St. Catharines, be received and the recommendations contained therein approved.

Carried.

215. A Matter in Respect of Which a Council, Board, Committee
Or Other Body May Hold a Closed Meeting Under Another
Act Namely the Police Services Act
Confidential CSC 34-2009

Moved by Councillor Casselman
Seconded by Councillor Puttick

That Confidential Communication CSC 34-2009 respecting A Matter in respect of Which a Council, Board, Committee or Other Body May Hold a Closed Meeting Under Another Act Namely the Police Services Act, be approved.

Carried.

216. Matters Concerning Identifiable Individuals,
Employee Negotiations and Solicitor-Client Advice

Mr. McQueen, Operating Officer, Public Health, apprised Committee of a Confidential Matter Concerning Identifiable Individuals, Employee Negotiations and Solicitor-client Advice.

217. Moved by Councillor Badawey
Seconded by Councillor Bentley

That this Committee do now rise with report.

Carried.

COUNCILLOR INFORMATION REQUESTS

That staff:

- (i) Provide the terms and conditions for the applications under the Infrastructure Stimulus Fund and a copy of the application submitted by the City of St. Catharines with respect to the Niagara District Airport. (Councillor Badawey) (Refer to minute 200.)
- (ii) Refer to Appendix "A" of Report CSD 117-2009, Project Property Acquisition Reg. Rd. 20 (April 9, 2009 - \$46,350.00) and provide background information on this project. (Councillor Augustyn) (Refer to minute 204.)
- (iii) Provide copies of the recent report that highlighted what the savings were with respect to the Headquarters new addition as it pertains to leasing costs. (Councillor Henderson) (Refer to minute 205.)
- (iv) Provide Information on existing leases (costs, length of leases, locations of leases) (Councillor Bentley) (Refer to minute 205.)

ADJOURNMENT

Committee adjourned at 12:05 to meet again on Wednesday, September 22, 2009, at 9:00 a.m. in Committee Room 4, Regional Headquarters.

Doug Martin
Co-Chair

Gail Reilly
Legislative Assistant

Dave Augustyn
Co-Chair

Kevin Bain
Regional Clerk