

# THE REGIONAL MUNICIPALITY OF NIAGARA

## PROCEEDINGS OF COUNCIL

### REPORT CL 14-2010

---

The Inaugural Meeting of the Council of the Regional Municipality of Niagara for the term of December 1, 2010 to November 30, 2014, was held in the Council Chamber, Regional Municipal Building, Thorold, Ontario, on Thursday, December 9, 2010 commencing at 10:00 a.m.

#### ATTENDANCE

Council: Councillors Augustyn, Badawey, Barrick; Baty; Bentley; Burroughs; Bylsma; Caslin; D'Angela; Diodati; Eke; Forster; Greenwood; Heit; Hodgson; Jeffs; Joyner; Katzman; Luciani; Marshall; Martin; Maves; McMullan; Petrowski; Rigby; Sharpe; Teal; Timms; Volpatti; Zimmerman.

Staff: Messrs. Trojan, Chief Administrative Officer; Robson, Commissioner, Integrated Community Planning; Brothers, Commissioner of Public Works; Hutchings, Commissioner, Corporate Services; McQueen, Operating Officer, PH; Ms. Cousins, Acting Commissioner, Community Services; Mr. Bain, Regional Clerk; Ms. Pilon, Deputy Regional Clerk; Ms. McManus, Legislative Assistant; Ms. Reilly, Legislative Assistant.

Other Staff: Ms. Lotimer, Administrative Assistant to the Regional Clerk; Ms. McNames, Council Support Assistant; Ms. Pitt, Administrative Assistant to the Deputy Regional Clerk; Ms. Powell, Records and Research Assistant.

Others: The Honourable Madam Justice J.W. Scott; Damian Goulbourne.

#### CALL TO ORDER

452. Mr. Bain, Regional Clerk, called the Inaugural meeting to order.

#### VERIFICATION OF ELECTION RESULTS AND QUORUM

453. Mr. Bain confirmed the required certificates of election results have been received from the twelve area municipalities verifying the election of their representatives to Regional Council.

Mr. Bain advised there was a quorum of members present and it was now in order to proceed with the meeting.

**DECLARATIONS OF OFFICE BY MEMBERS OF REGIONAL COUNCIL**

454. In accordance with the provisions of the Municipal Act, Mr. Bain, Regional Clerk, administered the Declarations of Office to the members of Regional Council.

**DECLARATION THAT COUNCIL IS ORGANIZED**

455. Mr. Bain, Regional Clerk, declared that the Regional Council is now deemed to be organized in accordance with Section 231 of the Municipal Act.

**REVIEW OF THE PROCESS  
FOR THE APPOINTMENT OF THE REGIONAL CHAIR**

456. Mr. Bain, Regional Clerk reviewed the process for the appointment of the Regional Chair to the Members of Regional Council.

**APPOINTMENT OF SCRUTINEER**

457. Moved by Councillor Bentley  
Seconded by Councillor Heit

That The Honourable Madam Justice J.W. Scott be appointed as the Scrutineer for any balloting at the Inaugural meeting.

Carried.

**APPOINTMENT OF THE REGIONAL CHAIR**

458. Call for Nominations

Mr. Bain, Regional Clerk, called for nominations for the position of Regional Chair.

Moved by Councillor Bylsma  
Seconded by Councillor Katzman

That Damian Goulbourne, who is eligible to hold the office of Regional Chair for the Regional Municipality of Niagara, be placed in nomination for the position of Regional Chair.

Mr. Goulbourne confirmed that he is eligible to hold the office of Regional Chair, and consented to the nomination.

Moved by Councillor Luciani  
Seconded by Councillor Forster

That Councillor D'Angela, who is eligible to hold the office of Regional Chair for the Regional Municipality of Niagara, be placed in nomination for the position of Regional Chair.

Councillor D'Angela confirmed that he is eligible to hold the office of Regional Chair, and consented to the nomination.

Moved by Councillor McMullan  
Seconded by Councillor Joyner

That Councillor Timms, who is eligible to hold the office of Regional Chair for the Regional Municipality of Niagara, be placed in nomination for the position of Regional Chair.

Councillor Timms confirmed that he is eligible to hold the office of Regional Chair, and consented to the nomination.

Moved by Councillor Volpati  
Seconded by Councillor Jeffs

That Councillor Maves, who is eligible to hold the office of Regional Chair for the Regional Municipality of Niagara, be placed in nomination for the position of Regional Chair.

Councillor Maves confirmed that he is eligible to hold the office of Regional Chair, and consented to the nomination.

Moved by Councillor Eke  
Seconded by Councillor McMullan

That Councillor Burroughs, who is eligible to hold the office of Regional Chair for the Regional Municipality of Niagara, be placed in nomination for the position of Regional Chair.

Councillor Burroughs confirmed that he is eligible to hold the office of Regional Chair, and consented to the nomination.

Mr. Bain then called a second and third time for nominations for the position of Regional Chair. There being no further nominations, it was:

Moved by Councillor Rigby  
Seconded by Councillor Zimmerman

That nominations for the position of Regional Chair be closed.

Carried.

Each nominee in alphabetical order was given five minutes to speak.

**VOTING FOR THE POSITION OF REGIONAL CHAIR**

459. Voting by ballots resulted in the following:

Ballot – 1 (ONE)

Burroughs	10
D'Angela	5
Goulbourne	6
Maves	7
Timms	2

Ballot – 2 (TWO)

Burroughs	10
D'Angela	5
Goulbourne	7
Maves	8

Ballot – 3 (THREE)

Burroughs	12
Goulbourne	8
Maves	10

Ballot - 4 (FOUR)

Burroughs	19
Maves	11

Councillor Gary Burroughs was appointed as Regional Chair on the fourth ballot.

Moved by Councillor Diodati  
Seconded by Councillor Maves

That the final vote be unanimous for the selection of Councillor Gary Burroughs as Regional Chair and that the ballots be destroyed.

Carried.

### **ADJOURNMENT**

460. Moved by Councillor Rigby  
Seconded by Councillor Sharpe

That the Council meeting be adjourned at 11:32 a.m. to be reconvened at 4:00 p.m. today.

Carried.

The Inaugural Meeting of the Council of the Regional Municipality of Niagara for the term of December 1, 2010 to November 30, 2014, reconvened on Thursday, December 9, 2010 commencing at 4:00 p.m.

### **ATTENDANCE**

Council: Regional Chair Burroughs; Councillors Augustyn, Badawey, Barrick; Baty; Bentley; Burroughs; Bylsma; Caslin; D'Angela; Diodati; Eke; Forster; Greenwood; Heit; Hodgson; Jeffs; Joyner; Katzman; Luciani; Marshall; Martin; Maves; McMullan; Petrowski; Rigby; Sharpe; Teal; Timms; Volpatti; Zimmerman.

Staff: Messrs. Trojan, Chief Administrative Officer; Robson, Commissioner, Integrated Community Planning; Brothers, Commissioner of Public Works; Hutchings, Commissioner, Corporate Services; Dr. Williams, Medical Officer of Health; Ms. Cousins, Acting Commissioner, Community Services; Mr. Bain, Regional Clerk; Ms. Pilon, Deputy Regional Clerk; Ms. McManus, Legislative Assistant; Ms. Reilly, Legislative Assistant.

Others: The Honourable Madam Justice J.W. Scott; Father Bruce McPetrie, Archdeacon of Lincoln, Anglican Diocese of Niagara; Chief Wendy Southall, Niagara Regional Police Services; Miss Carrie Kirkpatrick, Vocalist.

Mr. Bain, Regional Clerk, called the 16<sup>th</sup> Inaugural Meeting of the Council of the Regional Municipality of Niagara to order. Mr. Bain highlighted the evening's commemorative program which celebrates Niagara Region's 40<sup>th</sup> Anniversary.

Mr. Bain asked all present to rise and join the Ms. Carrie Kirkpatrick, in the singing of "O Canada".

**EXPRESSION OF THANKS**  
**PIPER, MR. ALAN SPENCER**

461. Moved by Councillor D'Angela  
Seconded by Councillor Forster

That this Council express thanks and appreciation to the Piper, Mr. Alan Spencer, for providing the music for Council's procession into the Council Chamber.

Carried.

**EXPRESSION OF THANKS**  
**VOCALIST, MS. CARRIE KIRKPATRICK**

462. Moved by Councillor Greenwood  
Seconded by Councillor Heit

That this Council express thanks and appreciation to Vocalist, Ms. Carrie Kirkpatrick, for her delightful singing of 'O Canada' at this Inaugural meeting.

Carried.

**INTRODUCTIONS**

463. Mr. Bain asked the Regional Councillors to stand and introduce themselves and the municipality they represent.

Mr. Bain then introduced the officials and staff seated at the Dias.

**REGIONAL CLERK'S REPORT ON ELECTION RESULTS**

464. Mr. Bain advised those in attendance that during the morning session of the Inaugural Council meeting, Councillor Gary Burroughs was appointed Regional Chair.

Mr. Bain invited Councillor Burroughs to the podium.

**DECLARATION OF OFFICE BY THE REGIONAL CHAIR**

465. In accordance with the provisions of the Municipal Act, The Honourable Madam Justice J. W. Scott administered the Declaration of Office to Councillor Gary Burroughs and declared Councillor Burroughs to be the Regional Chair.

**PRESENTATION OF CHAIN OF OFFICE TO THE REGIONAL CHAIR**

466. The Honourable Madam Justice J. W. Scott presented the Chain of Office to the Regional Chair Burroughs and he took his seat at the Dias and called on The Honourable Madam Justice J.W. Scott to administer the Declarations of Office to the members of Regional Council.

**DECLARATIONS OF OFFICE BY REGIONAL COUNCILLORS**

467. The Honourable Madam Justice J. W. Scott administered the Declarations of Office to the members of Regional Council.

**INVOCATION**

468. Father Bruce A McPetrie, Archdeacon of Lincoln, Anglican Diocese of Niagara, provided the Invocation for the Inaugural meeting.

**EXPRESSION OF THANKS  
FATHER BRUCE A. MCPETRIE**

469. Moved by Councillor Hodgson  
Seconded by Councillor Jeffs

That this Council express thanks and appreciation to Father Bruce A McPetrie, Archdeacon of Lincoln, Anglican Diocese of Niagara, for his invocation at this Inaugural meeting.

Carried.

**DECLARATION OF VACANT SEAT**

470. Moved by Councillor Augustyn  
Seconded by Councillor Badawey

Whereas Councillor Gary Burroughs has been elected on December 9, 2010, as Regional Chair of the Regional Municipality of Niagara; and

Whereas Regional Council must declare his seat vacant.

THEREFORE BE IT RESOLVED:

That the seat held by Gary Burroughs, Councillor for the Town of Niagara-on-the-Lake, be declared vacant.

That pursuant to the legislative provisions of the *Municipal Act, 2001*, Regional Council declares one seat from the Town of Niagara-on-the-Lake as vacant, as a result of the election of Regional Councillor Gary Burroughs to the Regional Chair's position.

Carried.

471. Request for Advice from the Town of Niagara-on-the-Lake Council

Moved by Councillor Barrick  
Seconded by Councillor Baty

Whereas Regional Council has declared the seat of Gary Burroughs, Councillor of the Town of Niagara-on-the-Lake, as vacant, and

Whereas Regional Council must fill the vacant seat by either appointing a person who has consented to accept the office if appointed or, require a by-election to be held to fill the vacancy, and

Whereas in the spirit of collegiality, Council would like the advice of the Council of the Town of Niagara-on-the-Lake as to their preferred method of filling the vacancy, it makes a decision.

THEREFORE BE IT RESOLVED:

That the Council of the Town of Niagara-on-the-Lake be requested to advise this Council of its preferred method of filling the vacancy on Regional Council by January 20, 2011.

Carried.

Councillor Dave Eke, Mayor of the Town of Niagara-on-the-Lake, advised that he has spoken with the Clerk and Members of the Town's Council and that a special meeting of the Town of Niagara-on-the-Lake Council will be held on Monday, December 13, 2010, and will provide the Town Council's advice on the filling of the vacancy to the Regional Council for the meeting on Thursday, December 16, 2010.

**REGIONAL CHAIR'S INAUGURAL ADDRESS**

472. Regional Chair Burroughs expressed appreciation to The Honourable Madam Justice J.W. Scott and Father Bruce A McPetrie, Archdeacon of Lincoln, Anglican Diocese of Niagara and to his nominators, Councillors Eke and McMullan, following which he presented his Inaugural Address.

Moved by Councillor Joyner  
Seconded by Councillor Katzman

That Regional Chair Burroughs' Inaugural Address, be received; and

That a copy of the Inaugural Address be included in the minutes of this meeting.

Carried.

**EXPRESSION OF THANKS**  
**TO THE REGIONAL CHAIR FOR HIS INAUGURAL ADDRESS**

473. Moved by Councillor Luciani  
Seconded by Councillor Marshall

That this Council express appreciation to Regional Chair Burroughs and commends and thanks him for his Inaugural Address.

Carried.

**EXPRESSION OF THANKS**  
**THE HONOURABLE MADAM JUSTICE J.W. SCOTT**

474. Moved by Councillor Martin  
Seconded by Councillor Maves

That this Council express thanks and appreciation to The Honourable Madam Justice J.W. Scott, for her kind assistance at the Inaugural meetings.

Carried.

**EXPRESSION OF THANKS**  
**NIAGARA REGIONAL POLICE HONOUR GUARD**

475. Moved by Councillor McMullan  
Seconded by Councillor Petrowski

That Council express thanks and appreciation to the Niagara Regional Police Honour Guard, for their participation at this Inaugural meeting.

Carried.

**EXPRESSION OF THANKS**  
**MR. BOB MARTIN, MARTIN FARMS LTD.**

476. Moved by Councillor Teal  
Seconded by Councillor Timms

That Council express thanks and appreciation to the Mr. Bob Martin of Martin Farms Ltd. for the poinsettias on display at this Inaugural meeting.

Carried.

**CONFIRMING BY-LAW**

477. Moved by Councillor Volpatti  
Seconded by Councillor Zimmerman

That the following Bill be now read and do pass:

**Bill 135**

A By-law to Adopt, Ratify and Confirm the Actions of Regional Council at its Meeting held on the 9<sup>th</sup> of December, 2010.

Carried.

**ADJOURNMENT**

The Council meeting adjourned at 4:35 p.m.

Gary Burroughs  
Regional Chair

Gail Reilly  
Legislative Assistant

Janet Pilon  
Deputy Regional Clerk

Kevin Bain  
Regional Clerk