

## THE REGIONAL MUNICIPALITY OF NIAGARA

### CORPORATE SERVICES COMMITTEE

#### REPORT 6-2010

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Minutes of a meeting of the Corporate Services Committee held in Council Chambers, Regional Municipal Building, 2201 St. David's Rd., Thorold, Ontario, on Wednesday, May 5, 2010 commencing at 9:35 a.m.

#### ATTENDANCE

Committee: Councillors Augustyn, Co-Chair; Martin, Co-Chair; Partington, Regional Chair; Badawey; Baty; Bentley; Burroughs; Bylsma; Casselman; D'Angela; Greenwood; Heit; Henderson; Lepp; 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. Bernard, Associate Director, Court Services; Mr. Diakow, Director, IT Solutions; Ms. Elliott, Director, Human Resources; Mr. Hughes, Director, Properties Management; Mr. Kyne, Director, Legal Services; Mr. Lockyer, Treasurer/Director, Financial Management; Mr. Moffat, Manager, Properties Management; Mr. Roach, Manager, Financial Services (P.W.); Mr. Pilon, Associate Director, Service Quality & Improvement; Ms. Rae, Legal Counsel; Ms. Sandwell-Lavergne, Lead, Finance Operations; Ms. Williams, Senior Financial Analyst.  
Administration: Mr. Roberts, Executive Officer to Regional Chair.  
Integrated Community Planning: Ms. Swigger, Student.  
Public Health: Ms. Degrasse, Manager of Operations, EMS; Mr. McKay, Associate Director, EMS; Mr. Smith, Associate Director, EMS.

#### PRESENTATION

##### 72. 2010 Tax Policy and Tax Rates

Gord Lockyer, Treasurer/Director, Financial Management and Planning, provided a presentation on the 2010 Tax Policy, Tax Ratios and Capping Measures.

(A copy of Mr. Lockyer's presentation on the 2010 Tax Policy, Tax Ratios and Capping Measures is attached to the Corporate Services Committee minutes.)

Moved by Councillor D'Angela  
Seconded by Councillor Burroughs

That the presentation by Gord Lockyer, Treasurer/Director, Financial Management and Planning, regarding 2010 Tax Policy and Tax Rates, be received.

Carried.

### **ITEMS FOR CONSIDERATION**

73. 2010 Tax Policy and Tax Rates  
**CSD 52-2010**

Moved by Councillor Burroughs  
Seconded by Councillor Greenwood

That Report CSD 52-2010, May 5, 2010, respecting 2010 Tax Policy and Tax Rates, be received.

That the tax ratios and tax rates contained in Schedule 1 of this report be adopted for the taxation year 2010.

That the Area Municipal Councils be informed of Regional Council's decision to utilize the recommended tax ratios and be directed to apply the same tax ratios in determining 2010 tax rates for their purposes.

That the 2010 capping program reflect the following criteria:

- a) An annual cap set at the greater of:
  - (i) An amount representing an increase of 10% of the previous year's annualized tax, or
  - (ii) An amount representing an increase of 5% of the previous year's Current Value Assessment (CVA) tax limit.
- b) And, that following the application of the capping program all properties within +/- \$250 threshold of the CVA taxes be moved directly to CVA taxation.
- c) Properties at CVA tax in 2009 be excluded from the 2010 capping program.
- d) Properties that would cross over CVA tax in 2010 be excluded from the capping program (properties that would change from capped to clawed back and vice-versa).

That the 2010 capping program be funded by claw back from within respective classes pursuant to section 330 of the Municipal Act.

That the Regional Clerk be requested to prepare the necessary by-laws for consideration and adoption by Regional Council.

That this report be received and circulated to the Councils of the Area Municipalities for information.

That the Area Municipal Treasurers be requested to include in the standardized tax bill a separate tax rate as calculated for Police services in addition to the tax rates for general Regional services and education purposes.

Carried.

74. Initiation of 2010 Capital Program – Facilities  
**CSD 46-2010**

Moved by Councillor Bentley  
Seconded by Councillor Casselman

That Report CSD 46-2010, May 5, 2010, respecting Initiation of 2010 Capital Program – Facilities, be received.

That financing in the amount of \$2,600,000 gross and net be approved and initiated from the Facilities Capital Program.

That approval be given to fund the Facilities projects with financing consisting of \$2,400,000 long term debenture financing (1–10 years) and \$200,000 of Capital Levy Reserves.

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

Carried.

75. Agreement for Road Works  
Proposed Access to New Commercial Development  
Owner: McLeod Square Inc.  
Regional Road 98 (Montrose Road) at McLeod Road  
City of Niagara Falls  
**CSD 47-2010 (PWA 36-2010)**

Moved by Councillor D'Angela  
Seconded by Councillor Augustyn

That Report CSD 47-2010, May 5, 2010 (PWA 36-2010, May 4, 2010) respecting Agreement for Road Works Proposed Accesses to New Commercial Development Owner: McLeod Square Inc. Regional Road 98 (Montrose Road) at McLeod Road in the City of Niagara Falls, be received.

That the Region enters into an Agreement with McLeod Square Inc. with respect to road works required to accommodate two (2) new accesses onto Regional Road 98 (Montrose Road) in the City of Niagara Falls;

That the Agreement outline responsibilities and secure financial commitments to cover the developer's share of costs associated with the construction of the required road improvements at this location;

That approval be given to increase the gross budget in the amount of \$140,746 to reflect the developer contribution for Project ZRC0933/RC0933 - Reconstruction of Regional Road 49 (McLeod Road) – Montrose Road to Stanley Avenue;

That the Regional Chair and Regional Clerk be authorized to execute this Agreement; and

That the City of Niagara Falls be circulated a copy of this report.

Carried.

(Report CSD 47-2010/PWA 36-2010 can be found behind the Joint Reports tab in the Blue Book.)

76. Initiation of Capital Project ZPO1006 – Capital Asset Acquisition  
**CSD 48-2010**

Moved by Councillor Burroughs  
Seconded by Councillor Bylsma

That Report CSD 48-2010, May 5, 2010, respecting Initiation of Capital Project ZPO1006 – Capital Asset Acquisition, be received.

That the 2010 capital budget allocation for Project ZPO1006 – Capital Asset Acquisition be initiated with a gross and net cost of \$214,244;

That financing for the project be provided by the Police Capital Levy;

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

Carried.

77. Approval for the Expropriation of Certain Lands  
At 1262 Fourth Avenue, 451 Vansickle Road, and  
1290 Fourth Avenue, all in the City of St. Catharines  
**CSD 51-2010 (PWA 38-2010)**

Moved by Councillor Saracino  
Seconded by Councillor Henderson

That Report CSD 51-2010, May 5, 2010 (PWA 38-2010, May 4, 2010), respecting approval for the Expropriation of Certain Lands at 1262 Fourth Avenue, 451 Vansickle Road, and 1290 Fourth Avenue, all in the City of St. Catharines, be received.

That Regional Council approve the expropriation of certain lands listed in Appendix 1; and,

That Niagara Region staff be directed to complete the steps required to secure possession of the lands to be expropriated and that the Regional Clerk be authorized to execute the necessary documents;

Carried.

(Report CSD 51-2010/PWA 38-2010 can be found behind the Joint Reports tab in the Blue Book.)

#### **ITEMS FOR INFORMATION**

78. 2010 Land Ambulance Grant  
**CSD 50-2010 (PHD 23-2010)**

Moved by Councillor Puttick  
Seconded by Councillor Bylsma

That Report CSD 50-2010, May 5, 2010 (PHD 23-2010, May 4, 2010) respecting 2010 Land Ambulance Grant, be received for information.

Carried.

(Report CSD 50-2010/PHD 23-2010 can be found behind the Joint Reports tab in the Blue Book.)

**CORRESPONDENCE**

79. CSC 9-2010

Moved by Councillor Bentley  
Seconded by Councillor Henderson

That Communication CSC 9-2010, being a memorandum from Deb Morton, Executive Director, Regional Municipality of Niagara Police Services Board (March 31, 2010) regarding Community Policing Partnership (CPP) Program – Contract Renewal 49.2010, be approved.

Carried.

**MINUTES**

80. 1-2010 (RDCTF)

Moved by Councillor D'Angela  
Seconded by Councillor Burroughs

That Report 1-2010 (RDCTF), being the minutes of the Regional Development Charges Task Force Meeting of Tuesday, March 30, 2010, be received and that the following be approved:

- That RDCTF(C) 2-2010, being a Memorandum from Kirk Weaver, Director, Community & Corporate Planning regarding the request for the waiving of Regional Development Fees, whole or in part, assessed to Jericho House, be received; and
- That the application by Jericho House be deferred pending the completion of the Development Charges Philosophical Review and that their application requesting the waiving of Regional Development Fees, be the first application brought forward for consideration at that time.

Carried.

81. 1-2010 (JBM)

Moved by Councillor Bentley  
Seconded by Regional Chair Partington

That Report 1-2010 (JBM), being the minutes of the Joint Board Of Management Niagara Region Courts meeting of Tuesday, March 23, 2010, be received and that the following be approved:

- That this Board resolve that the Region, through its Properties Management Services, make it a priority to look for premises available to accommodate all space requirements for the operation and administration of the POA Court system and that a report be directed back to the Board within six months.
- That Report JBM 2-2010, March 23, 2010, respecting Provincial Offences Act (POA) Write-off Recommendations for the period ending December 2000, be received.

That the Joint Board of Management, Niagara Region Courts recommend to Regional Council that the delinquent cases summarized in Appendix "A" be approved for write-off and removal from the Integrated Court Offences Network (ICON) system in accordance with the Ministry of the Attorney General (MAG) Write-Off Directive and Operating Guideline and Niagara's approved POA write-off criteria.

- That the Board reconfirm its position that the Region be encouraged to pass its Fees and Charges By-law as outlined in its previous resolution.

Carried.

### **OTHER BUSINESS**

#### 82. Niagara Parks Police

Councillor Casselman expressed her concerns on statements made by the Mayor of St. Catharines and the Minister of Community Safety and Correctional Services wherein they state that the Niagara Police Services Board were to blame for the Ministry not allowing the Niagara Parks Police to carry guns. Councillor Casselman requested further information on this matter.

Councillor Martin advised that the Police's "Niagara Week" commences May 17, 2010 and that he has requested a meeting with Minister Bartolucci to address this matter. He advised that a report will be made to the Police Services Board on May 23<sup>rd</sup> and that he will also provide a report to Regional Council. Councillor Casselman requested that Council receive any letters or reports regarding this matter as they become available. The Regional Chair also advised that he has sent a letter to Minister Bartolucci requesting a meeting during the Region's "Niagara Week" (May 10, 2010).

#### 83. Provincial Appointees to Police Services Board

Councillor Casselman requested staff to prepare a report detailing how the Provincial appointees to the Regional Municipality of Niagara Police Services Board are paid.

84. Approval Process – Expense Accounts/Mileage Reimbursement

Councillor Heit requested that staff prepare a report on the review process for approving Regional staff's expense accounts and mileage reimbursement.

85. Biosolids Partnership

Councillor Burroughs requested staff to review the Region's Biosolids Partnership with Walker Industries and report back to Committee regarding tonnage compliance; the Region's arrangements with respect to disposal of biosolids; and revenue sharing.

Moved by Councillor Burroughs  
Seconded by Councillor Heit

That staff review the Region's Biosolids Partnership with Walker Industries and report back to Committee.

Carried.

**CLOSED SESSION**

86. Moved by Councillor Baty  
Seconded by Councillor Greenwood

That this Committee do now meet in Closed Session for purposes of receiving information of a confidential nature relating to "A Matter of Labour Relations Emergency Medical Services (EMS) Update" and "Personal Matters about an Identifiable Individual Including Municipal or Local Board Employees – Changes to Financial Management and Planning Division of Corporate Services".

Carried.

Conflict of Interest

Councillor Martin declared a pecuniary interest with respect to "A Matter of Labour Relations – Emergency Medical Services (EMS) Update" as his spouse is a member of CUPE and he therefore vacated the Council Chambers and took no part in the discussion of, or voting on, this matter.

87. A Matter of Labour Relations – Emergency Medical Services (EMS) Update

Mr. Smith, Associate Director, EMS, provided an update on "A Matter of Labour Relations – Emergency Medical Services (EMS)".

Moved by Councillor Casselman  
Seconded by Councillor Burroughs

That the oral report by Kevin Smith, Associate Director, EMS, regarding “A Matter of Labour Relations – Emergency Medical Services (EMS) Update”, be received.

Carried.

88. Personal Matters about an Identifiable Individual,  
Including Municipal or Local Board Employees  
Changes to financial Management and Planning Division  
Of Corporate Services

**Confidential CSD 49-2010**

Moved by Councillor Bylsma  
Seconded by Councillor Heit

That Confidential Report CSD 49-2010, May 5, 2010, respecting “Personal Matters about an Identifiable Individual, including Municipal or Local Board Employees – Changes to Financial Management and Planning Division of Corporate Services”, be received for information.

Carried.

89. Moved by Councillor Bentley  
Seconded by Councillor Baty

That this Committee do now rise with report.

Carried.

### **ADJOURNMENT**

Committee adjourned at 11:33 a.m. to meet again on Wednesday, May 26, 2010, at 9:30 a.m. in Council Chambers, Regional Headquarters.

Dave Augustyn  
Co-Chair

Gail Reilly  
Legislative Assistant

Doug Martin  
Co-Chair

Kevin Bain  
Regional Clerk