



THE REGIONAL MUNICIPALITY OF NIAGARA
COUNCIL ORDER OF BUSINESS

CL 20-2018

Thursday, December 13, 2018

6:30 p.m.

Council Chamber

Niagara Region Headquarters, Campbell West

1815 Sir Isaac Brock Way, Thorold, ON

Pages

1. CALL TO ORDER
2. LAND ACKNOWLEDGEMENT STATEMENT
3. MOMENT OF SILENCE
4. SINGING OF 'O CANADA'
5. ADOPTION OF AGENDA
 - 5.1 Addition of Items
 - 5.2 Changes in Order of Items
6. DISCLOSURES OF PECUNIARY INTEREST
7. PRESENTATIONS
 - 7.1 Consumption and treatment service site for Niagara - A request for a Board of Health resolution in support
Glen Walker, Executive Director, Positive Living Niagara
8. CHAIR'S REPORTS, ANNOUNCEMENTS, REMARKS
9. DELEGATIONS
10. ADOPTION OF MINUTES

Heit

10.1	<u>Council Minutes CL 17-2018</u> Thursday, November 1, 2018	8 - 17
10.2	<u>Inaugural Council Minutes CL 18-2018, Morning Session</u> Thursday, December 6, 2018	18 - 24
10.3	<u>Inaugural Council Minutes CL 18-2018, Afternoon Session</u> Thursday, December 6, 2018	25 - 30

11. CORRESPONDENCE

11.1	<u>Receive and/or Refer</u>	Jordan
11.1.1	CL-C 73-2018 A memorandum from A-M. Norio, Regional Clerk, dated December 13, 2018, respecting Dedication By-laws for Road Widening Purposes. Recommended Action: Receive.	31 - 37
11.1.2	CL-C 75-2018 A letter from J. Andrews, Vice Chair, Niagara Parks Commission Board, dated December 7, 2018, respecting Municipal Appointment for Recommendation to the Minister of Tourism, Culture and Sport for the Niagara Parks Commission Board. Recommended Action: Receive.	38 - 39
11.1.3	CL-C 76-2018 A memorandum from A-M. Norio, Regional Clerk, dated December 13, 2018, respecting Appointment of Deputy Regional Clerk. Recommended Action: Receive.	40

11.1.4 *CL-C 77-2018* 41

A letter from J. Stevens, Member of Provincial Parliament, St. Catharines, dated December 11, 2018, respecting Positive Living Niagara's application for a permanent overdose prevention site.

Recommended Action: Receive.

11.1.5 *CWCD 413-2018* 42 - 43

A memorandum from R. Mostacci, Commissioner, Planning and Development Services, dated December 7, 2018, respecting Bill 66, Restoring Ontario's Competitiveness Act, 2018.

Recommended Action: Receive.

11.2 For Consideration

11.2.1 GM 16-2018 Butters 44 - 55
2019 Legislative Schedule of Regular Meetings

11.2.2 CL-C 70-2018 Rigby 56 - 64
A letter from Henry D'Angela, Chair, Niagara Regional Housing Board of Directors, dated November 16, 2018, respecting Report NRH 16-2018, the reappointment of Directors / Members 2019.

11.2.3 CL-C 74-2018 Sendzik 65 - 67
Filling of Vacant Seat on Regional Council

11.2.4 GM 21-2018 insinna 68 - 72
Appointment Process for Regional Representatives to Committees, Agencies, Boards and Commissions and Acting Chairs of Standing Committees

12. COMMITTEE REPORTS - OPEN SESSION

None.

13. CHIEF ADMINISTRATIVE OFFICER'S REPORT(S)

None.

14. APPOINTMENT OF THE SCRUTINEER Fertich

15. AGENCIES, BOARDS AND COMMISSIONS - APPOINTMENTS

15.1 Niagara Parks Commission
One (1) Regional Councillor

- 15.2 Niagara Regional Housing (NRH) Board
Five (5) Regional Councillors
- 15.3 Niagara Regional Police Services (NRPS) Board
Three (3) Regional Councillors
- 15.4 NRPS Citizen Representative Selection Committee
Two (2) Regional Councillors and the three (3) Members appointed to the Niagara Regional Police Services (NRPS) Board

16. STANDING COMMITTEE - APPOINTMENTS

- 16.1 Corporate Services Committee
- 16.2 Planning and Economic Development Committee
- 16.3 Public Health and Social Services Committee
- 16.4 Public Works Committee

17. ADVISORY COMMITTEE - APPOINTMENTS

- 17.1 Accessibility Advisory Committee
One (1) Regional Councillor
- 17.2 Agricultural Policy & Action Committee
Up to six (6) Regional Councillors
- 17.3 Audit Committee
At least three (3) Regional Councillors, and the Chair of Corporate Services Committee
- 17.4 Culture Committee
Up to six (6) Regional Councillors
- 17.5 Linking Niagara Transit Committee
Four (4) Regional Councillors
- 17.6 Niagara Investment in Culture (NIC) Adjudication Panel
Three (3) Regional Councillors
- 17.7 Procedural By-law Review Committee
Two (5) Regional Councillors, one each of the Standing Committee Chairs, Vice Chairs or Co-Chairs

- 17.8 Procurement Advisory Committee
At least three (3) Regional Councillors
- 17.9 Regional Development Charges Policy Task Force
At least sixteen (16) Regional Councillors
- 17.10 Regional Niagara Active Transportation Sub-Committee
At least two (2) Regional Councillors
- 17.11 Smarter Niagara Steering Committee
Up to six (6) Regional Councillors
- 17.12 T. Roy Adams Humanitarian Award Committee
Up to five (5) Regional Councillors
- 17.13 Transportation Steering Committee
Up to ten (10) Regional Councillors
- 17.14 Waste Management Planning Steering Committee
Seven (7) Regional Councillors

18. OTHER - APPOINTMENTS

- 18.1 Golden Horseshoe Food and Farming Alliance
One (1) Regional Councillor, preference for an appointment from
a member of the Agricultural Policy & Action Committee
- 18.2 Niagara Peninsula Source Protection Committee
One (1) Regional Councillor

19. MOTIONS
None.

20. NOTICES OF MOTION

21. OTHER BUSINESS

22. MOTION FOR CLOSED SESSION

23. CLOSED SESSION

23.1 Confidential Reports Submitted Directly to Council

- 23.1.1 Confidential CL-C 71-2018 - A Matter of position, plan, procedure, criteria or instruction to be applied to any negotiations carried on by the Municipality - NRH 18-2018 – Social Infrastructure Fund (SIF) Yr-3 Acquisition of Apartment Building and Land.
- 23.1.2 A Matter of Advice that is Subject to Solicitor-Client Privilege - legal advice respecting Employment Matters - Chief Administrative Officer
- 23.1.3 *Confidential CL-C 78-2018 A Matter respecting an ongoing investigation respecting the municipality by the Ombudsman appointed under the Ombudsman Act and Legal Advice that is subject to Solicitor-Client Privilege*
- 23.1.4 *Confidential CL-C 79-2018 A Matter of Advice that is Subject to Solicitor-Client Privilege - legal advice respecting Appointment Process to NPCA Board*
- 23.1.5 *Confidential GM 22-2018 - A Matter of Labour Relations: CUPE Local 1757, Public Health – Tentative Agreement*

24. REPORT FROM CLOSED SESSION

25. BY-LAWS

Villella

- 25.1 Bill 2018-84 73 - 74
A by-law to accept, assume and dedicate part of lots 95 and 96, Plan 549-550, in the City of Welland as part of Regional Road No. 50 (Niagara Street).
- 25.2 Bill 2018-85 75 - 76
A by-law to accept, assume and dedicate part of lot 49, Plan 5, in the City of Niagara Falls as part of Regional Road No. 57 (Thorold Stone Road).
- 25.3 Bill 2018-86 77 - 78
A by-law to accept, assume and dedicate part of lot 11, Plan 118, in the City of Niagara Falls as part of Regional Road No. 98 (Montrose Road).
- 25.4 Bill 2018-87 79 - 80
A by-law to accept, assume and dedicate Part Lot 23, Concession 4 in the City of St. Catharines as part of Regional Road No. 38 (204 Martindale Road).

25.5	<u>Bill 2018-88</u> A by-law to accept, assume and dedicate part of Lot 36 and 58, TP Plan 116, Part Lot 23, Concession 3, and Part Lot 23, Concession 4 part of road allowance between Concession 3 and 4 in the City of St. Catharines as part of Regional Road No. 38 (Martindale Road).	81 - 83
25.6	<u>Bill 2018-89</u> A by-law to accept, assume and dedicate part of Lot 34, Corporation Plan 5 in the City of St. Catharines as part of Regional Road No. 87 (Lakeshore Road).	84 - 85
25.7	<u>Bill 2018-90</u> A by-law to accept, assume and dedicate part of Lots 475, 476, 477, 478, 479, 480, 481, 496 and 497, Plan 948, and part of Vienna Street, Plan 948 in the City of Welland as part of Regional Road No. 54 (Prince Charles Drive).	86 - 87
25.8	<u>Bill 2018-91</u> A by-law to accept, assume and dedicate Part of Township Lot 172, in the City of Niagara Falls as part of Regional Road No. 49 (McLeod Road).	88 - 89
25.9	<u>Bill 2018-92</u> A by-law to appoint a Deputy Regional Clerk for The Regional Municipality of Niagara.	90
25.10	<u>Bill 2018-93</u> A by-law to adopt, ratify and confirm the actions of Regional Council at its meeting held on December 13, 2018.	91

26. ADJOURNMENT

If you require any accommodations for a disability in order to attend or participate in meetings or events, please contact the Accessibility Advisory Coordinator at 905-980-6000 (office), 289-929-8376 (cellphone) or accessibility@niagararegion.ca (email).

**THE REGIONAL MUNICIPALITY OF NIAGARA
PROCEEDINGS OF COUNCIL
OPEN SESSION**

**CL 17-2018
Thursday, November 1, 2018
Council Chamber
Niagara Region Headquarters, Campbell West
1815 Sir Isaac Brock Way, Thorold, ON**

Council: Caslin (Regional Chair), Annunziata, Augustyn, Barrick, Baty, Bentley, Burroughs, D'Angela, Darté, Easton, Edgar, Gale, Grenier, Heit, Hodgson, Jeffs, Joyner, Luciani, MacGregor, Marshall, Maves, Quirk, Redekop, Rigby, Sendzik, Timms, Volpatti

Absent/Regrets: Campion, Diodati, Maloney, Petrowski

Staff: C. Carter, General Manager, C. D'Angelo, Chief Administrative Officer, D. Gibbs, Director, Legal & Court Services, T. Harrison, Commissioner/Treasurer, Enterprise Resource Management Services, Dr. M. Hirji, Acting Medical Officer of Health, A. Jugley, Commissioner, Community Services, M. Jurczyk, Director, Internal Controls & Organizational Performance, K. Lotimer, Legislative Coordinator, T. McKinnon, Deputy Regional Clerk, R. Mostacci, Commissioner, Planning & Development Services, A.-M. Norio, Regional Clerk, J. Tamming, Director, Strategic Communications & Public Affairs, R. Tripp, Commissioner, Public Works, D. Ursini, Director, Economic Development

1. CALL TO ORDER

Regional Chair Caslin called the meeting to order at 6:30 p.m.

2. MOMENT OF SILENCE

Regional Chair Caslin asked all in attendance to rise for a moment of silence.

3. SINGING OF 'O CANADA'

Regional Chair Caslin asked all in attendance to stand for the singing of 'O Canada'.

4. **ADOPTION OF AGENDA**

4.1 **Addition of Items**

Moved by Councillor Quirk
Seconded by Councillor Joyner

That, in accordance with subsection 2.4 of Niagara Region's Procedural By-law, the rules of procedure, specifically Section 13 of the Procedural By-law, **BE SUSPENDED** to permit James Kaspersetz, Vice-Chair of the Niagara Peninsula Conservation Authority Board to appear before Council as a delegate respecting the motion regarding Selection of Members to the Niagara Peninsula Conservation Authority Board of Directors.

Carried

Moved by Councillor Sendzik
Seconded by Councillor Heit

That an update respecting the delegation to China **BE INCLUDED** on the agenda under Other Business.

Carried

4.2 **Changes in Order of Items**

Moved by Councillor Sendzik
Seconded by Councillor Grenier

That the order of the agenda **BE AMENDED** to move Opportunity for Remarks by Outgoing Councillors (Agenda Item 7.2) to immediately before Closed Session (Agenda Item 16).

Carried

Moved by Councillor Burroughs
Seconded by Councillor Joyner

That the Council Agenda CL 17-2018, **BE ADOPTED**, as amended.

Carried

5. DISCLOSURES OF PECUNIARY INTEREST

Councillor Barrick declared a pecuniary interest with respect to the delegation of James Kaspersetz, Vice Chair, Niagara Peninsula Conservation Authority Board, and the motion respecting selection of members to the Niagara Peninsula Conservation Authority Board of Directors (Agenda Item 13.1), as it deals with the Niagara Peninsula Conservation Authority (NPCA) and he is an employee of the NPCA.

6. PRESENTATIONS

There were no presentations.

8. DELEGATIONS

James Kaspersetz, Vice Chair, Niagara Peninsula Conservation Authority Board was not in attendance.

9. ADOPTION OF MINUTES

9.1 Council Minutes CL 16-2018

Thursday, October 4, 2018

Moved by Councillor Rigby

Seconded by Councillor Marshall

That Minutes CL 16-2018 being the Open and Closed Session minutes of the Regional Council meeting held on Thursday, October 4, 2018, **BE ADOPTED.**

Carried

10. CORRESPONDENCE

10.1 Receive and/or Refer

There were no items of correspondence to receive and/or refer.

10.2 For Consideration

10.2.1 CL-C 69-2018

Report on Code of Conduct Complaint - IC-30-0718 - Councillor Tony Quirk

Moved by Councillor Easton
Seconded by Councillor Bentley

That Correspondence CL-C 69-2018, being a Report on Code of Conduct Complaint - IC-30-0718 - Councillor Tony Quirk, **BE RECEIVED.**

Carried

Councillor Quirk officially apologized to Council and Mr. Mouradian.

Moved by Councillor Easton
Seconded by Councillor Rigby

That Councillor Tony Quirk, **IS NOW** issued a formal public rebuke as recommended by The Regional Municipality of Niagara Integrity Commissioner, Michael Maynard (ADR Chambers), involving Ted Mouradian (Private Citizen and Complainant) and Councillor Tony Quirk, specifically as this reprimand refers to those comments made by Councillor Quirk and identified by Integrity Commissioner Maynard as discourteous, inappropriate and abusive in this conclusions on page 33 of Complaint Report IC-30-0718, October 18, 2018; and

That the reasons for this rebuke so recommended by Integrity Commissioner Michael Maynard **SERVE** in part as the future standard for all Regional Councillor's conduct in the initiation of their service and duty to the citizens of the Regional Municipality of Niagara.

Carried

11. **COMMITTEE REPORTS - OPEN SESSION**

There were no committee reports.

12. **CHIEF ADMINISTRATIVE OFFICER'S REPORT(S)**

There were no Chief Administrative Officer's reports.

13. MOTIONS

13.1 Selection of Members to the Niagara Peninsula Conservation Authority (NPCA) Board of Directors

Moved by Councillor Edgar
Seconded by Councillor Marshall

WHEREAS the Niagara Peninsula Conservation Authority (NPCA) is a Provincially mandated agency operating in the Region of Niagara, Haldimand County and the City of Hamilton, funded largely by the Region of Niagara;

WHEREAS the each of Niagara's 12 Cities, Towns and Township are collectors and contributors of public funds to the Region of Niagara, and, therefore, a contributor to the NPCA's funding;

WHEREAS the people of all municipalities represented on the NPCA Board deserve openness and accountability relating to how their tax dollars are being spent, how effectively our natural environment is being protected, and how representatives to the NPCA Board are appointed;

WHEREAS currently, 11 of the 12 Niagara members of the NPCA Board are municipal politicians who may not have the necessary conservation and environmental expertise suited to effectively serve on this important Board;

WHEREAS for the City of Hamilton, it has been the practice of their city council to appoint citizen representatives to the NPCA Board, thus highlighting the importance of the ability to provide appropriate knowledge, experience and expertise to the Board and establishing a precedent to support citizen appointment to the NPCA;

WHEREAS the Auditor General, in her September 27, 2018 report to the Ontario Legislative Assembly, recommended that "members of the Niagara Peninsula Conservation Authority (NPCA) Board of Directors should collectively have the skills, experience and training necessary to oversee the NPCA's activities effectively" and that the "NPCA's funding municipalities [should] ensure that their Board appointment processes consider skills and experience requirements";

WHEREAS the informal, past practice of the Niagara Regional Council has been to offer a single appointment from each of the twelve local municipalities by: first, offering appointment to the Regional Councillor(s) or Mayor of the local municipality; and, second by a process that defaults to the local municipal Councillors; and then, finally, to citizen representation; (please see attached description from NPCA website); and

WHEREAS the majority of Council's across the Niagara Peninsula recently supported a formal appointment protocol that allows the local municipalities to seek applications for appointment to the NPCA Board and that a recommendation for appointment then be subsequently provided to the Region by the local municipalities.

NOW THEREFORE BE IT RESOLVED:

That Regional Council **ESTABLISH** a formal process for appointments to the Niagara Peninsula Conservation Authority Board to request and permit each of Niagara's local municipalities to publicly advertise and make recommendations for appointment of a qualified and independent citizen with appropriate skills and expertise to represent their respective municipalities, to take effect following the 2018 municipal election, or immediately should a vacancy on the NPCA Board of Directors occur; and

That a copy of this resolution **BE FORWARDED** to the Auditor General of Ontario; Minister of Natural Resources and Forestry; the current NPCA Board of Directors; Niagara MPPs; the City of Hamilton; Haldimand County; and Niagara Local Area Municipalities for information.

Moved by Councillor Rigby
Seconded by Councillor Quirk

That the motion respecting Selection of Members to the Niagara Peninsula Conservation Authority (NPCA) Board of Directors, **BE REFERRED** to the incoming Regional Council for their consideration.

Recorded Vote:

Yes (13): Annunziata, Baty, Bentley, D'Angela, Dart, Gale, Grenier, Jeffs, Joyner, Maves, Quirk, Rigby, Volpatti,

No (10): Burroughs, Easton, Edgar, Heit, Hodgson, MacGregor, Marshall, Redekop, Sendzik, Timms.

Carried

13.2 Proposed Amendment to the Procedural By-law respecting the Calling of Special Meetings by Petition

Moved by Councillor Baty
Seconded by Councillor Quirk

That the Procedural By-law **BE AMENDED** to include the following clause in section 6 “Special Meetings”:

That every effort should be made to circulate a petition for a call for a special meeting to all members of council.

Recorded Vote:

Yes (20): Annunziata, Barrick, Baty, Bentley, Burroughs, D'Angela, Dart, Gale, Grenier, Hodgson, Jeffs, Joyner, Marshall, Maves, Quirk, Redekop, Rigby, Sendzik, Timms, Volpatti.

No (4): Easton, Edgar, Heit, MacGregor.

Carried

13.3 Cancellation of the Economic Development Master Plan

Councillor Heit withdrew his motion respecting Cancellation of the Economic Development Master Plan.

14. **NOTICES OF MOTION**

There were no notices of motion.

15. **OTHER BUSINESS**

15.1 Delegation to China

Carmen D'Angelo, Chief Administrative Officer, provided an update on the trade mission to China. He noted that Niagara Region is the only municipality that applied to attend and received an invitation for the first ever international trade show in China. Domenic Ursini, Director, Economic Development, advised that the trade mission is a collaboration between Niagara Region and the private sector.

Moved by Councillor Quirk
Seconded by Councillor Gale

That Regional Council **DIRECT** the Chief Administrative Officer to attend the trade mission to China on behalf of Niagara Region pending unanimous approval of the sixteen corporations also attending the trade mission.

Recorded Vote:

Yes (12): Annunziata, Barrick, Baty, Burroughs, Darte, Gale, Jeffs, Joyner, Maves, Quirk, Timms, Volpatti.

No (12): Bentley, D'Angela, Easton, Edgar, Heit, Hodgson, Luciani, MacGregor, Marshall, Redekop, Rigby, Sendzik.

The vote resulted in a tie. The Regional Chair voted in favour of the motion and declared the vote,

Carried

7. CHAIR'S REPORTS, ANNOUNCEMENTS, REMARKS

7.2 Opportunity for Remarks by Outgoing Councillors

Some of the outgoing members of Regional Council expressed their gratitude for serving on Regional Council. Their comments focused on the support of the other members of Council, their families, the professionalism of Niagara Region staff and the many accomplishments of the Region.

7.3 Chair's Remarks

Regional Chair Caslin offered the following remarks:

I am honoured to have had the opportunity to serve Niagara here for eight years, four as Councillor and four as Regional Chair. It is easy to look at our discussions and debates as an end in itself. I see these debates as the ingredients that has led to the many substantive accomplishments this term. We have worked diligently to move forward our Strategic Plan. I am proud of our shared accomplishments.

We have:

- Established a permanent inter municipal transit service
- Secured a Daily GO Train Announcement from Province for 2021 to Grimsby and 2023 to Niagara Falls
- Fostered an environment that helped create 12,700 new jobs
- Secured Niagara as the Host Region for the 2021 Canada Summer Games

- Created a matrix to measure Council progress on strategic priorities. The results are clear:
- We are rated as one of Ontario's most competitive centres
- We were the first Foreign Trade Zone Point in Ontario
- There was an unprecedented \$1.52 Billion industrial and commercial construction over the term and \$1.4 Billion in 2017 construction.
- Listed as the top upper tier municipality on the 2017 Open Cities Index, based on the openness and transparency of municipal data to the public
- Created many new affordable housing units + invested millions in new social housing.
- Kept taxes at a low 1.47% average, below inflation over the term, with a tax freeze in 2016

I'm grateful for this opportunity to have worked with each of you to move Niagara forward. We have laid some important groundwork that will enable the next term of Council to build on these projects and enhance life for the people and businesses of Niagara.

To all outgoing Councillors, I express my thanks to you for your willingness to serve your communities and our Region as whole. Your time here on Council has made a difference and has improved the Niagara Region as a whole.

On behalf of our Council, I wish you well in your future endeavors.

To all incoming Councillors, I extend the very best wishes of our current council. As you make new decisions and wrestle with the opportunities and challenges of elected office and serving on this council, we know that you do so in the service of all Niagara residents. Serving our communities is about making them better than we left them, and I encourage you all to make that a hallmark of your time here.

Finally, to staff across our organization, from the Corporate Leadership Team, to everyone delivering frontline services in our many divisions, I offer the wholehearted thanks of our Council. You work diligently to deliver on Council's Strategic Plan, and implement the decisions of council, within Council's budget... and that's no easy task. Thank you for your commitment to our organization and to our customers, the people of Niagara.

16. MOTION FOR CLOSED SESSION

Council did not resolve into closed session.

17. CLOSED SESSION

Council did not resolve into closed session.

18. REPORT FROM CLOSED SESSION

Council did not resolve into closed session.

19. BY-LAWS

19.1 Bill 2018-80

Moved by Councillor Timms
Seconded by Councillor Bentley

That the following Bill **BE NOW READ** and **DO PASS**:

Bill 2018-80

A by-law to amend section 11 "Council Agenda" of By-law 120-2010, the Procedural By-law.

Carried

19.2 Bill 2018-81

Moved by Councillor Timms
Seconded by Councillor Joyner

That the following Bill **BE NOW READ** and **DO PASS**:

Bill 2018-81

A by-law to adopt, ratify and confirm the actions of Regional Council at its meeting held on November 1, 2018.

Carried

20. ADJOURNMENT

There being no further business, the meeting adjourned at 8:36 p.m.

Alan Caslin
Regional Chair

Ann-Marie Norio
Regional Clerk

**THE REGIONAL MUNICIPALITY OF NIAGARA
PROCEEDINGS OF COUNCIL
OPEN SESSION**

**CL 18-2018
Thursday, December 6, 2018
Council Chamber
Niagara Region Headquarters, Campbell West
1815 Sir Isaac Brock Way, Thorold, ON**

Council: Bellows, Bradley, Butters, Bylsma, Campion, Chiocchio, Darte, Diodati, Disero, Easton, Fertich, Foster, Gale, Gibson, Greenwood, Heit, Huson, Ip, Jordan, Junkin, Insinna, Nicholson, Redekop, Rigby, Sendzik, Steele, Ugulini, Villella, Whalen, Witteveen, Zalepa

Staff: C. Carter, General Manager, D. Gibbs, Director, Legal & Court Services, J. Gilston, Legislative Coordinator, T. Harrison, Commissioner/Treasurer, Enterprise Resource Management Services, Dr. M. Hirji, Acting Medical Officer of Health, A. Jugley, Commissioner, Community Services, M. Jurczyk, Director, Internal Controls & Organizational Performance, K. Lotimer, Legislative Coordinator, T. McKinnon, Deputy Regional Clerk, R. Mostacci, Commissioner, Planning & Development Services, A.-M. Norio, Regional Clerk, J. Tamming, Director, Strategic Communications & Public Affairs, M. Trennum, Deputy Regional Clerk, R. Tripp, Commissioner, Public Works

Others Present: S. McNames, Council Support Assistant; His Worship Justice Bruce Phillips, Local Administrative Justice of the Peace; K. Racicot, Information and Privacy Advisor

1. CALL TO ORDER

Ann-Marie Norio, Regional Clerk, called the Inaugural Meeting of Council to order at 10:07 a.m.

The Regional Clerk acknowledged past Regional Chairs Alan Caslin, Peter Partington and Gary Burroughs who were in attendance.

2. VERIFICATION OF ELECTION RESULTS AND QUORUM

The Regional Clerk confirmed that she had received the required Certificates of Election Results from the Clerks of the twelve area municipalities verifying the election of those municipalities' representatives to Regional Council. She also stated that quorum was present that it was in order to proceed with the meeting.

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

His Worship Justice Bruce Phillips, Local Administrative Justice of the Peace, administered the Declarations of Office to the Members of Regional Council.

4. **DECLARATION THAT COUNCIL IS ORGANIZED**

The Council of The Regional Municipality of Niagara was deemed to be organized in accordance with Section 231 of the *Municipal Act, 2001*.

Councillor Darté enquired if Council members could ask questions of the Regional Chair nominees. The Regional Clerk advised that it had not been the practice of Regional Council to permit questions of the Regional Chair nominees. Therefore it was:

Moved by Councillor Darté
Seconded by Councillor Whalen

That Council members **BE PERMITTED** to ask questions of the Regional Chair candidates.

Carried

Moved by Councillor Disero
Seconded by Councillor Ip

That, in accordance with subsection 2.4 of Niagara Region's Procedural By-law, the rules of procedure, specifically clause (e) of subsection 24.5, which states that the election of the Chair be conducted by secret ballot, **BE SUSPENDED** to permit Council to conduct the election of the Chair by open ballot.

Recorded Vote:

Yes (28): Bellows, Bradley, Butters, Bylsma, Campion, Chiocchio, Darté, Diodati, Disero, Easton, Fertich, Foster, Gale, Gibson, Heit, Huson, Insinna, Ip, Jordan, Junkin, Redekop, Rigby, Sendzik, Ugulini, Villella, Whalen, Witteveen, Zalepa.
No (3): Greenwood, Nicholson, Steele.

Two-thirds having been achieved, the vote was declared,

Carried

Moved by Councillor Disero
Seconded by Councillor Ip

That the election of the Regional Chair **BE CONDUCTED** by open ballot, in that each ballot cast will bear the member's name and the name of the nominee for whom they are voting; and

That once voting for the Regional Chair is complete the results of each round of voting **BE READ ALOUD** and noted in the minutes of this meeting by the Clerk.

Recorded Vote:

Yes (27): Bellows, Bradley, Butters, Bylsma, Campion, Chiocchio, Dart, Diodati, Disero, Easton, Fertich, Foster, Gale, Gibson, Heit, Huson, Insinna, Ip, Jordan, Redekop, Rigby, Sendzik, Ugulini, Villella, Whalen, Witteveen, Zalepa.

No (4): Greenwood, Junkin, Nicholson, Steele.

Carried

5. REVIEW OF PROCESS FOR APPOINTMENT OF REGIONAL CHAIR

The Regional Clerk explained that Regional Council would be following the procedure outlined in the Region's Procedural By-law and past practice respecting the election of the Regional Chair.

The Regional Clerk advised those in attendance that on June 20, 2013, Council adopted a policy that provides only members of Regional Council may be nominated for the position of Regional Chair.

Scrutineers must be appointed for the counting of any ballots for the election of the Regional Chair.

The Regional Clerk explained that nomination and consent forms have been placed at each member's desk. Nominations must be in writing, moved and seconded by members of Council and have the written consent of the nominee attached.

The names of the nominees will be displayed on the screens in the Chamber.

After the nominations are closed, a speakers' list will be created listing the nominees in alphabetical order and each nominee will be granted five minutes to address Council.

The voting for the election of the Chair will begin after the speeches of the nominees. A ballot will be delivered to each member of Council. The election of the Chair will be conducted by secret ballot as permitted by the *Municipal Act, 2001*, and the Region's Procedural By-law.

Members are to print only the name of their preferred candidate for the office of Regional Chair in the space provided on the ballot and fold the ballot; they are not to print their own names anywhere on the ballot.

If a ballot is inadvertently spoiled, staff will retrieve the spoiled ballot and provide a replacement ballot.

Staff will collect the folded ballots and take them to Committee Room 4 where the Scrutineers will count the ballots.

The Scrutineers will deliver a certified tally sheet of the results to the Regional Clerk. The results will be announced by the Regional Clerk and displayed on the overhead screens in the Council Chamber.

To be elected as Regional Chair, a candidate must obtain the concurring votes of the majority of the members present.

If there are more than two nominees and if, upon the vote, no nominee receives the majority required for election, the name of the nominee receiving the least number of votes shall be dropped and another vote shall be conducted.

If two or more nominees are tied with the least number of votes, a special vote will be taken to decide which one of the tied nominees' names will be dropped from the list of names.

Such voting will continue until a nominee receives the majority required for election or it becomes apparent by reason of a tied vote that no nominee can be elected.

6. APPOINTMENT OF SCRUTINEERS

Moved by Councillor Redekop
Seconded by Councillor Huson

That His Worship Bruce W. Phillips and General Manager, Chris Carter, **BE APPOINTED** as Scrutineers for the counting of any ballots for the election of the Regional Chair.

Carried

7. APPOINTMENT OF REGIONAL CHAIR

7.1 Call for Nominations for the Position of Regional Chair

The Regional Clerk called for nominations for the position of Regional Chair.

Moved by Councillor Sendzik
Seconded by Councillor Greenwood

That Jim Bradley, who is eligible to hold the office of Regional Chair for The Regional Municipality of Niagara, **BE NOMINATED** for the position of Regional Chair.

Moved by Councillor Bellows
Seconded by Councillor Diodati

That Leanna Villella, who is eligible to hold the office of Regional Chair for The Regional Municipality of Niagara, **BE NOMINATED** for the position of Regional Chair.

Moved by Councillor Zalepa
Seconded by Councillor Insinna

That Rob Foster, who is eligible to hold the office of Regional Chair for The Regional Municipality of Niagara, **BE NOMINATED** for the position of Regional Chair.

7.2 Motion to Close the Nominations for the Position of Regional Chair

The Regional Clerk called a second and third time for nominations for the position of Regional Chair. There being no further nominations it was:

Moved by Councillor Sendzik
Seconded by Councillor Gibson

That the nominations for the position of Regional Chair for The Regional Municipality of Niagara **BE CLOSED**.

Carried

7.3 Speeches by Nominees for Regional Chair

A speakers' list was prepared listing the nominees in alphabetical order by last name. The nominees were allowed five (5) minutes to address Council. Speeches were heard from Councillors Bradley, Foster, and Villella.

Council members asked questions of the Regional Chair candidates.

7.4 Voting for the Position of Regional Chair

Voting was conducted by open ballot in accordance with the *Municipal Act, 2001* and Council's resolution to temporarily suspend section 24.5 (e) of the Region's Procedural By-law. Voting by open ballot resulted in the following:

Voting for Councillor Bradley (19): Councillors Bradley, Butters, Campion, Chiocchio, Dart, Easton, Fertich, Greenwood, Heit, Huson, Ip, Jordan, Redekop, Rigby, Sendzik, Steele, Ugolini, Whalen, Witteveen.

Voting for Councillor Foster (5): Councillors Bylsma, Disero, Foster, Insinna, Zalepa.

Voting for Councillor Villella (7): Councillors Bellows, Diodati, Gale, Gibson, Junkin, Nicholson, Villella.

Based on the result of the votes cast, the Regional Clerk announced that Councillor Bradley had received the concurring votes of the majority of members present.

7.5 Motion to Appoint Regional Chair

Moved by Councillor Campion
Seconded by Councillor Ip

That the final vote **BE UNANIMOUS** for the election of Councillor Jim Bradley as Regional Chair for The Regional Municipality of Niagara for the 2018 to 2022 Term of Council.

Carried

8. **ADJOURNMENT**

Moved by Councillor Easton
Seconded by Councillor Zalepa

That this Inaugural Meeting of Regional Council **BE ADJOURNED** at 11:38 a.m.
to **RECONVENE** at 4:00 p.m.

Carried

James Bradley
Regional Chair

Ann-Marie Norio
Regional Clerk

**THE REGIONAL MUNICIPALITY OF NIAGARA
PROCEEDINGS OF COUNCIL
OPEN SESSION**

**CL 18-2018
Thursday, December 6, 2018
Council Chamber
Niagara Region Headquarters, Campbell West
1815 Sir Isaac Brock Way, Thorold, ON**

Council: Bradley(Regional Chair), Bellows, Butters, Bylsma, Campion, Chiocchio, Darte, Diodati, Disero, Easton, Fertich, Foster, Gale, Gibson, Greenwood, Heit, Huson, Ip, Jordan, Junkin, Insinna, Nicholson, Redekop, Rigby, Sendzik, Steele, Ugulini, Villella, Whalen, Witteveen, Zalepa

Staff: C. Carter, General Manager, Dr. A. Feller, Associate Medical Officer of Health, D. Gibbs, Director, Legal & Court Services, J. Gilston, Legislative Coordinator, T. Harrison, Commissioner/Treasurer, Enterprise Resource Management Services, Dr. M. Hirji, Acting Medical Officer of Health, A. Jugley, Commissioner, Community Services, B. Julian, Director, Construction & Facilities Management, M. Jurczyk, Director, Internal Controls & Organizational Performance, K. Lotimer, Legislative Coordinator, T. McKinnon, Deputy Regional Clerk, R. Mostacci, Commissioner, Planning & Development Services, A.-M. Norio, Regional Clerk, J. Tamming, Director, Strategic Communications & Public Affairs, R. Tripp, Commissioner, Public Works

Others Present: His Worship Bruce Phillips, Local Administrative Justice of the Peace, L. Tracey, Vocalist, A. Spencer, Piper

1. CALL TO ORDER

The Inaugural Meeting of Regional Council reconvened at 4:05 p.m. and was called to order by Ann-Marie Norio, Regional Clerk. She invited all in attendance to rise in honour of the procession of Regional Council into the Council Chamber.

2. SINGING OF 'O CANADA'

The Regional Clerk asked all present to remain standing and join Leah Tracey in the singing of 'O Canada'.

3. EXPRESSION OF THANKS

Councillor Gale expressed thanks and appreciation to Alan Spencer, Piper, for providing the music for Council's procession into the Council Chamber at the Inaugural Meeting of Council.

Councillor Nicholson expressed thanks and appreciation to Leah Tracey, Vocalist, for her beautiful singing of 'O Canada' at the Inaugural Meeting of Council.

Councillor Greenwood expressed thanks and appreciation to the Local Cadet Honour Guard for their participation at the Inaugural Meeting of Council.

4. INTRODUCTIONS OF PERSONS IN ATTENDANCE

The Regional Councillors stood and introduced themselves and the municipality they represent.

The Regional Clerk introduced past Regional Chairs Alan Caslin and Debbie Zimmerman present in the Council Chamber.

5. REGIONAL CLERK'S REPORT ON ELECTION RESULTS

The Regional Clerk confirmed that she had received the required Certificates of Election Results from the Clerks of the twelve area municipalities verifying the election of those municipalities' representatives to Regional Council.

The Regional Clerk announced that at the morning session of the Inaugural Meeting of Council, Councillor Bradley was elected as Regional Chair.

6. DECLARATION OF OFFICE BY THE REGIONAL CHAIR

In accordance with the provisions of the *Municipal Act, 2001*, His Worship Justice Phillips administered the Declaration of Office to Councillor Bradley and declared Councillor Bradley to be the Regional Chair for the 2018 to 2022 Term of Council.

7. PRESENTATION OF CHAIN OF OFFICE TO THE REGIONAL CHAIR

Former Regional Chair Caslin for the 2014-2018 Term of Council, presented the Chain of Office to Regional Chair Bradley. Chair Bradley took his seat at the Dias.

8. DECLARATION OF OFFICE BY REGIONAL COUNCILLORS

His Worship Justice Phillips administered the Declarations of Office to the members of Regional Council.

9. **DECLARATION OF VACANT SEAT**

Moved by Councillor Sendzik
Seconded by Councillor Fertich

Whereas Councillor Jim Bradley has been elected on December 6, 2018 as Regional Chair of The Regional Municipality of Niagara; and

Whereas Regional Council must declare his seat vacant.

NOW THEREFORE BE IT RESOLVED:

That the seat held by Jim Bradley, Regional Councillor for the City of St. Catharines, **BE DECLARED** vacant; and

That pursuant to the legislative provisions of the Municipal Act, 2001, Regional Council **DECLARES** one seat from the City of St. Catharines as vacant, as a result of the election of Councillor Jim Bradley to the Regional Chair's position.

Carried

Moved by Councillor Witteveen
Seconded by Councillor Greenwood

Whereas Regional Council has declared the seat of Jim Bradley, Regional Councillor of the City of St. Catharines, as vacant;

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;

Whereas Regional Policy C-RC-002 respecting the Filling of Vacancies in the Position of Regional Chair provides that Council shall request the local municipality to advise the Region of its recommendation on whether a qualified elector should be appointed or if a by-election should be held; and

Whereas Regional Policy C-RC-002 respecting the Filling of Vacancies in the Position of Regional Chair provides that Council would approve the recommendation of the local municipality provided it was in compliance with all provisions of the Municipal Act, 2001 and the Municipal Elections Act, 1996.

NOW THEREFORE BE IT RESOLVED:

That Council **REQUESTS** the City of St. Catharines to advise of its preferred method of filling the vacancy on Regional Council by January 17, 2019.

Carried

10. REGIONAL CHAIR'S INAUGURAL ADDRESS

Regional Chair Jim Bradley gave his Inaugural Address.

A copy of Chair Bradley's Inaugural Address is attached to these minutes.

Moved by Councillor Whalen
Seconded by Councillor Disero

That the Inaugural Address provided by Regional Chair Jim Bradley **BE RECEIVED**; and

That a copy of the Inaugural Address **BE INCLUDED** in the minutes of this Inaugural Meeting of Council.

Carried

11. EXPRESSION OF THANKS

Councillor Butters expressed thanks and appreciation to His Worship Justice Bruce Phillips for his assistance and participation in the Inaugural Meeting of Council.

12. OTHER BUSINESS

Councillor Rigby advised he wanted to bring forward a motion for consideration respecting appointments to the Niagara Peninsula Conservation Authority Board. The Regional Clerk advised that the Procedural By-law would need to be temporarily suspended. Therefore it was:

Moved by Councillor Rigby
Seconded by Councillor Steele

That, in accordance with subsection 2.4 of Niagara Region's Procedural By-law, the rules of procedure, specifically section 24, respecting Post-Election procedure, **BE SUSPENDED** to allow the Inaugural meeting agenda to be amended.

Recorded Vote:

Yes (29): Bellows, Butters, Bylsma, Campion, Chiocchio, Dart, Diodati, Disero, Easton, Fertich, Foster, Gale, Gibson, Greenwood, Heit, Huson, Insinna, Ip, Jordan, Junkin, Redekop, Rigby, Sendzik, Steele, Ugolini, Villella, Whalen, Witteveen, Zalepa.

No (1): Nicholson.

Two-thirds having been achieved, the vote was declared,

Carried

12.1 Niagara Peninsula Conservation Authority Board Appointments

Moved by Councillor Rigby
Seconded by Councillor Steele

That an interim board of twelve (12) Regional Councillors, one from each municipality, **BE APPOINTED** to the Niagara Peninsula Conservation Authority Board for a period of 3 months until it is determined how to proceed with the Board composition.

The following friendly **amendment** was accepted by the Regional Chair, and the mover and seconder of the motion:

That an interim board of twelve (12) Regional Councillors, one from each municipality, **BE APPOINTED** to the Niagara Peninsula Conservation Authority Board, **effective immediately**, for a period of 3 months until it is determined how to proceed with the Board composition.

The following friendly **amendment** was accepted by the Regional Chair, and the mover and seconder of the motion:

That an interim board of 12 Regional Councillors, one from each municipality, **BE APPOINTED to replace** the Niagara Peninsula Conservation Authority Board, effective immediately, for a period of 3 months until it is determined how to proceed with the Board composition.

The following friendly **amendment** was accepted by the Regional Chair, and the mover and seconder of the motion:

That twelve (12) Regional Councillors representing Niagara Region, one from each municipality in the Niagara Region, **BE APPOINTED** to replace, **on an interim basis**, the Niagara Peninsula Conservation Authority Board, effective immediately for a period of three months until it is determined how to proceed with the Board composition.

The following friendly **amendment** was accepted by the Regional Chair, and the mover and seconder of the motion:

That 12 Regional Councillors representing Niagara Region, one from each municipality in the Niagara Region, **BE APPOINTED** to replace, on an interim basis, **the current Niagara Region representatives**, the Niagara Peninsula Conservation Authority Board, effective immediately for a period of three months until it is determined how to proceed with the Board composition.

The Regional Clerk called the vote on the motion as amended, as follows:

That twelve (12) Regional Councillors representing Niagara Region, one from each municipality in the Niagara Region, **BE APPOINTED** to replace the current Niagara Region representatives, on an interim basis, on the Niagara Peninsula Conservation Authority Board, effective immediately for a period of three months until it is determined how to proceed with the Board composition.

Carried

Moved by Councillor Easton
Seconded by Councillor Ip

That Councillors Bylsma, Chiocchio, Foster, Gibson, Greenwood, Heit, Huson, Insinna, Jordan, Steele, Whalen, Zalepa, **BE APPOINTED** to the Niagara Peninsula Conservation Authority Board for a three month period.

Carried

13. BY-LAWS

13.1 Bill 2018-82

Moved by Councillor Rigby
Seconded by Councillor Gale

That Bill 2018-82 **BE NOW READ** and **DO PASS**.

Carried

14. ADJOURNMENT

There being no further business, the meeting adjourned at 5:14 p.m.

James Bradley
Regional Chair

Ann-Marie Norio
Regional Clerk

MEMORANDUM

CL-C 73-2018

Subject: Dedication By-laws for Road Widening Purposes

Date: December 13, 2018

To: Regional Council

From: Ann-Marie Norio, Regional Clerk

Regional Council, at its meeting on Thursday December 13, 2018, has the following land dedication By-laws for widening purposes before it for consideration:

- **Bill 2018-84**
A by-law to accept, assume and dedicate part of lots 95 and 96, Plan 549-550, in the City of Welland as part of Regional Road No. 50 (Niagara Street)
- **Bill 2018-85**
A by-law to accept, assume and dedicate part of lot 49, Plan 5, in the City of Niagara Falls as part of Regional Road No. 57 (Thorold Stone Road)
- **Bill 2018-86**
A by-law to accept, assume and dedicate part of lot 11, Plan 118, in the City of Niagara Falls as part of Regional Road No. 98 (Montrose Road)
- **Bill 2018-88**
A by-law to accept, assume and dedicate part of Lot 36 and 58, TP Plan 116, Part Lot 23, Concession 3, and Part Lot 23, Concession 4 part of road allowance between Concession 3 and 4 in the City of St. Catharines as part of Regional Road No. 38 (Martindale Road)
- **Bill 2018-89**
A by-law to accept, assume and dedicate part of Lot 34, Corporation Plan 5 in the City of St. Catharines as part of Regional Road No. 87 (Lakeshore Road)
- **Bill 2018-90**
A by-law to accept, assume and dedicate part of Lots 475, 476, 477, 478, 479, 480, 481, 496 and 497, Plan 948, and part of Vienna Street, Plan 948 in the City of Welland as part of Regional Road No. 54 (Prince Charles Drive)
- **Bill 2018-91**
A by-law to accept, assume and dedicate part of Township Lot 172, in the City of Niagara Falls as part of Regional Road No. 49 (McLeod Road)

In Accordance with Public Works, Engineering, policy (PW3.PO1.2), as amended, Dedication of Land for Road Widening policy, Appendix 1 to CL-C 71-2018, recognizes the treatment of road widening dedications by-laws as a procedural matter, submitted directly to Council by the Director of Legal and Court Services, without a prior report having been submitted to a Committee.

Respectfully submitted and signed by

Ann-Marie Norio
Regional Clerk

APPENDIX 1 PW3.PO1.2 Dedication of Land for Road Widening

PUBLIC WORKS DEPARTMENT POLICY MANUAL

PW3.P01.2

SECTION	NAME OF POLICY
ENGINEERING	DEDICATION OF LAND FOR ROAD WIDENING

Page 1 of 5

DEVELOPED BY: L. BOUSFIELD, MANAGER, PROPERTY & LEGAL SURVEY SERVICES

APPROVED BY: PUBLIC WORKS & UTILITIES COMM. DATE: APRIL 27, 1978

EFFECTIVE DATE: MAY 4, 1978 LATEST REVISION: September 15, 2016

POLICY STATEMENT

It is the intent of this policy to delineate the conditions under which the Region will request a dedication of land for widening regional road allowances. This policy will be applied when considering road widening as part of reconstruction or refurbishment of existing highways, or otherwise required in the opinion of the Commissioner of Public Works to accommodate moving traffic, parking, pedestrians, utilities and access to adjacent properties in accordance with the Philosophy of Land Dedication described herein. It shall further be applied when considering development applications adjacent to regional roads for plans of subdivision, condominiums, severances, rezonings, site plans, variances and Niagara Escarpment Commission development applications.

**RATIONALE FOR LAND DEDICATION
POLICIES FOR ROAD WIDENING PURPOSES**

Land dedication requests are made in an attempt by the Region to reduce the costs of acquiring land for road widening purposes. In approving development along regional roads or in approving zoning changes which will permit development to occur, the Region enables property owners to develop their land but in turn acquires certain financial obligations. These financial commitments may result from the need to provide sewer and water services, and new or wider roads (as well as other commitments which are part of municipal and regional government). Thus the Region, in requesting land dedications, recognizes the private benefits associated with developments it approves and, in turn, attempts to reduce public expenditures associated with such developments. In this way, a portion of the burden is placed upon the beneficiary rather than all on the general public.

PHILOSOPHY OF LAND DEDICATION

Three general principles will be applied in assessing the need for land dedication for road widening purposes.

1. Role of the Roadways in the Region's Transportation System

Traditionally road rights of way are designed to accommodate moving traffic, parking, pedestrians, utilities and access to adjacent properties. The adjacent section of roadway to a development will be evaluated as to its present condition and ability to provide the above functions. The adjacent roadway will also be evaluated as to how these functions can be provided in the future when the projected volumes on the Region's transportation system are realized. The adjacent section will then be reviewed and the necessary widening will be identified.

2. Impact of Development on a Roadway

Development adjacent to any roadway usually has some impact on how the roadway functions because of the demand for additional utilities, increased pedestrian use or access. Minor variances usually do not affect traffic volumes. Severance and rezoning applications will vary in their effect, depending on whether or not additional buildings or higher development densities are to be expected. Subdivisions usually have a major impact on the adjacent road section in that there is a major change in the land use. The impact of the development of adjacent roadway will be evaluated from the point of view of access, increased traffic, and provision of utilities in order to identify the widening required.

3. Determining Width of Road Widening

The Region's request for a road widening will be fair and consistent and conform to the Region's Policy Plan Amendment 106 for Regional road allowances. Generally, for most Regional roads the request will require the transfer of equal and sufficient land from both sides of the road to establish an overall width of 26.212 metres (86.0 feet) measured 13.106 metres (43.0 feet) from the centre line of the original road allowance.

In established urban areas where the majority of existing buildings are located close to the road allowance (ie. downtown commercial areas), the request for a widening will attempt to establish a uniform road allowance. Because of physical and practical constraints, the uniform width may vary in most cases from 10.058 metres (33.0 feet) to 13.106 metres (43.0 feet) (the preferred distance) from the centre line of the road allowance.

New development such as commercial, residential, industrial or institutional may require dedication of additional and uneven widening to permit the construction of turning lanes,

sidewalk and utilities to service the new development.

In the case of an intersecting road, the Region may require the dedication of a triangular widening for traffic design, sidewalk or utility purposes. The side of the triangular shall not exceed 15 metres (49.213 feet) in a rural area and 4.5 metres (14.764 feet) in an urban area. Some variations could occur in unusual circumstances (as per Policy Plan Amendment 106).

LAND DEDICATION FOR ROAD WIDENING PURPOSES

Policies with respect to each type of, road widening based on the potential source of the lands, are as follows:

1. Subdivisions and Condominiums

The Regional Municipality of Niagara will request dedication of all lands necessary for improvements to the abutting regional roads and for the provision of future regional roads as a condition for approval of draft plan of subdivision and condominium.

2. Severances

The Regional Municipality of Niagara will request the Land Division Committee to include, as a condition of severance approval, a dedication of all lands necessary for improvements to the abutting regional road for any parcel on which new or additional development can occur as a result of the severance, and on regional roads which need to be widened within the foreseeable future. The request for a gratuitous widening for any one severance application will not exceed 500 feet in length across the frontage abutting the regional road allowance.

3. Rezoning By-laws and Site Plans

The Regional Municipality of Niagara will request that provision be made in any development agreement between the area municipalities and the owner for the dedications of all lands necessary for improvement to abutting regional roads, provided the application would allow new or additional development and that the regional road will need to be widened within the foreseeable future.

4. Minor Variance

The Regional Municipality of Niagara will request the Committees of Adjustment of the local

municipalities to request, as a condition of minor variance approval, a dedication of all land necessary for improvements to the abutting regional road only where it is felt that the minor variance will adversely affect the operation and safety of the regional road or will permit a significant increase in development.

5. Niagara Escarpment
Development Applications

The Regional Municipality of Niagara will request the Niagara Escarpment Commission to include, as a condition of approval of a development permit with the Niagara Escarpment development control area, a dedication of all lands necessary for improvements to the abutting regional roads, provided the application would allow new or additional development and provided the regional road will need to be widened within the foreseeable future. This request for a gratuitous widening will not exceed 500 feet in length across the frontage abutting the regional road allowance.

6. Other Land Acquisitions

The Regional Municipality of Niagara shall, when undertaking construction or refurbishment of roads or upon discovery of specific needs, consider and apply best industry practices in road design while at all times maximizing value for taxpayers. If, as a result of application of best practices and the principles set forth in this Policy, a road widening is in the opinion of the Commissioner of Public Works, desirable; the lands needed for the widening exist within the stock of land already owned by The Regional Municipality of Niagara and available for that use; or such lands can be acquired with funds budgeted for related road works, then a by-law to effect such widening will be prepared and submitted to Council for consideration.

LEGAL SURVEY COSTS

Refer to Public Works Department Policy No. PW3.P01.5, Legal Surveys and Preparation of Plans.

ACCEPTANCE AND DEDICATION

To minimize the number of reports to be dealt with at the Committee level, the Director of Legal & Court Services will accept these road widenings and/or reserves as a procedural matter not requiring a separate report to Committee. Dedication of road widenings will be done by by-law which the Director of Legal & Court Services will periodically submit to Council.

REFERENCES:

<u>Report</u>	<u>Committee Date</u>	<u>Council Date</u>
DEA-42-19	April 27, 1978	May 4, 1978
DEP-998	July 20, 1978	August 3, 1978
DEP-1101	February 8, 1979	(replaced with DEA-69, item 23)
DEA-69-23	March 21, 1979	April 5, 1979
DEA-97-15	January 24, 1980	February 2, 1980
DEA-187-32	October 26, 1982	November 18, 1982
DEA-287-23	August 12, 1986	August 21, 1986
DEA-327-5	March 22, 1988	April 7, 1988
DEA-436-1	April 27, 1993	May 4, 1993
PW-52-2016	September 7, 2016	September 15, 2016

See also Policy No. PW3.P01.3, Development Proposals, Guideline for Clearing Conditions Involving Property and Policy Plan Amendment 106

(pw3-p01.2)

December 7, 2018

Jim Bradley, Regional Chair
The Regional Municipality of Niagara
1815 Sir Isaac Brock Way
P.O. Box 1042
Thorold, ON L2V 4T7

Sent via email

RE: Municipal Appointment for Recommendation to the Minister of Tourism, Culture and Sport for the Niagara Parks Commission Board

Dear Regional Chair Bradley,

I have the pleasure of writing to you on behalf of The Niagara Parks Commission regarding The Regional Municipality of Niagara's representative to the Commission's Board.

Subsection 3(2) of the Niagara Parks Act, R.S.O. 1990, c. N.3, provides for the composition of the Commission's Board, specifically that it "...shall be composed of not fewer than ten and not more than twelve members appointed by the Lieutenant Governor in Council of whom...one member shall be a member of the council of The Regional Municipality of Niagara and shall be appointed annually upon the recommendation of such council."

Due to the start of the 2018-2022 term of council, the appointment of Niagara Region's representative to the Commission's Board expired as of Nov. 30, 2018; therefore, the Commission requires the name of the person Regional Council has selected as its municipal appointment for recommendation to the Minister of Tourism, Culture and Sport.

We would respectfully ask that you forward the appropriate correspondence at your earliest convenience stating who has been designated as Regional Council's representative so that we may then provide it to the Minister.

In addition, we would ask you to advise the representative that he/she is required to complete an online profile as soon as possible as this is a new requirement for the Provincial Public Appointments Secretariat. This step will be important to expedite the appointment process. The online profile may be created on the new website at <http://www.ontario.ca/publicappointments>.



Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "Joan Andrew". The signature is written in a cursive, flowing style.

Joan Andrew
Vice Chair

cc: David Adames, Chief Executive Officer (A), Niagara Parks
Ann-Marie Norio, Regional Clerk, Niagara Region

MEMORANDUM

CL-C 76-2018

Subject: Appointment of Deputy Regional Clerk

Date: December 13, 2018

To: Regional Council

From: Ann-Marie Norio, Regional Clerk

In accordance with Section 228 (2) of the *Municipal Act*, 2001 (the “Act”), a municipality may appoint Deputy Clerks who have all the powers and duties of the Clerk under the Act or any other Act.

Matthew Trennum has been with the Niagara Region since 2012, serving in various roles, the most recent of which being Legislative Coordinator, assisting the Regional Clerk in overseeing the legislative and policy obligations of the Corporation.

Given his in-depth experience with a number of municipal Clerk’s office functions, I am pleased to inform Regional Council that a By-law is included on the agenda to appoint Matthew Trennum as a Deputy Regional Clerk.

Respectfully submitted and signed by

Ann-Marie Norio
Regional Clerk



Jennie Stevens

MPP for St. Catharines

December 11, 2018

Ann-Marie Norio, Regional Clerk
Niagara Region
1815 Sir Isaac Brock Way
St. Catharines, ON
L2V 4T7

Dear Ms. Norio,

I am writing this letter to formally express my support for Positive Living Niagara's application for a permanent overdose prevention site in Niagara.

Between 2016 and 2017, Niagara saw a 335 percent increase in opioid overdoses. It became immediately clear that Niagara needed a comprehensive public health strategy to tackle this growing epidemic. The temporary overdose prevention site unanimously approved by St. Catharines City Council was the first step in combatting this crisis, and the second step is ensuring this site be allowed to operate permanently.

If we are to meaningfully tackle the opioid crisis in Niagara, it requires a permanent facility, staffed with mental health and addictions counsellors, EMS workers, and public health professionals. This facility will connect those struggling with addiction to vital resources for housing, counselling, mental health and addictions support, all while preventing overdoses in the process. In just a few days of operation, I am confident that Positive Living Niagara has already created such a facility, and for that reason I am happy to endorse their proposal for a permanent overdose prevention site.

Every drug overdose is a preventable death. Elected representatives have a duty to ensure that we are doing everything in our power to stop these lives from being lost. Your support will send a strong, unified message that Niagara is committed to end the opioid crisis in the most effective way possible.

Sincerely,

Jennie Stevens
Member of Provincial Parliament, St. Catharines

Community Office

209 Carlton Street, Unit B • St. Catharines, ON L2R 1S1
☎ 905-935-0018 📠 905-935-0191 ✉ JStevens-CO@ndp.on.ca

Queen's Park

Room 387, Legislative Building • Queen's Park • Toronto, ON M7A 1A5
☎ 416-326-7127 📠 416-326-7126 ✉ JStevens-QP@ndp.on.ca

MEMORANDUM

CWCD 413-2018

Subject: Bill 66, Restoring Ontario's Competitiveness Act, 2018
Date: Friday, December 07, 2018
To: Regional Council
From: Rino Mostacci, Commissioner Planning and Development Services

On December 6, 2018, the Province released the first draft of *Bill 66, Restoring Ontario's Competitiveness Act, 2018*.

Among broad amendments to various statutes, Bill 66 contemplates an amendment to the *Planning Act, 1990*. The Region's comments below relate only to the proposed *Planning Act, 1990* changes and not the other statutes proposed for amendment.

Bill 66 would permit local municipalities to pass an "open-for-business by-law". This by-law could only be passed where there's a Council resolution and where it has approval from the Minister. What the Minister may permit in that by-law is limited; those limits will be identified at a later time.

An open-for-business by-law would not be subject to certain Provincial Plans and other legislation, but, *critically*, will be subject to other requirements of the Minister and the local municipalities.

Municipalities have latitude to impose conditions. As one of several examples, the open-for-business by-law would be subject to "Any requirement that is reasonable for and related to the appropriate use of the land and that the municipality considers necessary for the protection of public health and safety" (s.34.1(8)4).

Enacting an open-for-business by-law is entirely at the discretion of local municipalities; there is no requirement to do so.

Bill 66 applies throughout the Province and is not specific to the Greenbelt Plan area. Open-for-business by-laws will not be used to undermine key components of the Greenbelt Plan. The Region remains committed to the protection of natural features, provincially significant wetlands and agricultural lands. Open-for-business by-laws will not alter the Region's established growth strategy that includes limiting urban sprawl and protecting source water.

If the legislation proceeds, we anticipate a cooperative approach between the Region and local municipalities, to identify how an open-for-business by-law may work in their

municipality. These by-laws may be used to increase the Region's competitiveness in attracting new businesses and contributing to the economic prosperity of the area.

For instance, we may be able to explore opportunities in the Gateway Economic Zone (outside the Greenbelt Plan area) for an open-for-business by-law that provides streamlined approvals for key industries identified by the municipalities.

The Ministry is receiving comments on the Bill until January 20, 2019. Comments can be provided through the following link: <https://ero.ontario.ca/notice/013-4293>

More details are available from the Province's News Release and Backgrounder:

https://news.ontario.ca/medq/en/2018/12/ontarios-government-for-the-people-cutting-red-tape-to-help-create-jobs.html?utm_source=digest&utm_medium=email&utm_campaign=p

<https://news.ontario.ca/medq/en/2018/12/proposed-changes-to-create-jobs-and-reduce-regulatory-burden-in-specific-sectors.html>

Bill 66, Restoring Ontario's Competitiveness Act, 2018 can be viewed here: <https://www.ola.org/en/legislative-business/bills/parliament-42/session-1/bill-66>

Respectfully submitted and signed by

Rino Mostacci, MCIP, RPP
Commissioner Planning and Development Services

Cc: Local Area Municipalities CAO and Planning Directors,
for consideration and distribution.

Subject: 2019 Legislative Schedule of Regular Meetings

Report to: Regional Council

Report date: Thursday, December 13, 2018

Recommendations

That one of the three options of the 2019 Legislative Schedule of Regular Meetings (attached as Appendix 1, 2 and 3) **BE APPROVED** by Regional Council.

Key Facts

- The purpose of this report is to seek Council's approval of a 2019 Legislative Schedule for regular meetings.
- In November 2017, the Corporate Services Committee referred option 3 (Standing Committees and Council meetings held on three (3) consecutive Thursdays on a monthly basis) as a scheduling option to be considered by the new Council.
- Staff are supportive of moving to a monthly schedule of meetings.

Financial Considerations

Depending on the option selected by Council, there may be a small amount of savings realized due to the reduction of the number of meetings being held.

Analysis

At the Corporate Services Committee meeting held on November 8, 2017, Committee referred consideration of changing the legislative schedule to hold Standing Committees and Council meetings to three (3) consecutive Thursdays on a monthly basis to the next term of Council. Given the request to have this option considered by the new term of Council, staff are presenting three options of legislative calendars. In the proposed options staff have included meetings in the month of August.

Option 1 proposes a legislative schedule that Council has followed for many years with a total of 30 days of Standing Committee meetings and 15 Regional Council meetings (Standing Committees would be held on Tuesdays and Wednesdays during regular working hours and Council meetings on Thursday evenings on a three (3) week rotation).

Option 2 proposes a similar schedule as Option 1; however, Committee and Council meetings would be scheduled on a monthly basis rather than a three (3) week rotation.

This results in having 24 days of Standing Committee meetings and 12 Regional Council meetings.

Option 3 proposes a change in the traditional meeting schedule such that Standing Committees and Council meetings would be held on three (3) consecutive Thursdays. It also proposes monthly meetings rather than the traditional three (3) week rotation. As in Option 2 this results in having 24 days of Standing Committee meeting and 12 Regional Council meetings.

If Council were to choose option 3, given the number of Budget Review Committee of the Whole meetings scheduled during January and February, this option would not be able to be implemented until March. In addition due to the proximity to Christmas, the month of December does not allow for meetings to follow this format.

Staff have reviewed other upper-tier municipal legislative schedules (York, Waterloo, Durham and Halton) and have identified that while there is no preference on any one meeting schedule, what is consistent is that they meet on a monthly basis.

Staff have discussed the three legislative meeting schedule options presented in this report for consideration and generally agree that Option 2 would allow staff the ability to provide Council Members with improved service delivery by having additional time between meetings to prepare the necessary reports and documents for consideration. The additional time should also assist with the requirement to add addendum agendas to agendas.

Alternatives Reviewed

Staff have reviewed the three options and have provided alternatives for Council's consideration.

Relationship to Council Strategic Priorities

The three options demonstrate Council's strategic priorities of advancing organizational excellence and doing business different.

Other Pertinent Reports

CSD 74-2017 2018 Legislative Schedule of Regular Meetings

Prepared by:

Ann-Marie Norio
Regional Clerk
Corporate Services - Administration

Recommended by:

Chris Carter
General Manager
Corporate Services

Submitted by:

Carmelo D'Angelo, BSc, MPA
Chief Administrative Officer

Appendices

Appendix 1	2019 Draft Legislative Meeting Schedule – Option 1
Appendix 2	2019 Draft Legislative Meeting Schedule – Option 2
Appendix 3	2019 Draft Legislative Meeting Schedule – Option 3
Appendix 4	Report CSD 74-2017

DRAFT - 2019 LEGISLATIVE SCHEDULE OF REGULAR MEETINGS - OPTION 1

REGIONAL COUNCIL, BUDGET REVIEW COMMITTEE OF THE WHOLE,
COUNCIL BUSINESS PLANNING COMMITTEE OF THE WHOLE AND STANDING COMMITTEES

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*BRCOTW prior to Council

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	Council		Council Business Planning Committee of the Whole - <i>At the call of the Chair</i>	
	Committee Week		Budget Review Committee of the Whole	 March Break
	Workshop		Stat Holiday	
** BRCOTW prior to Council on June 27, 2019 at 4 p.m.				

AMO - August 18-21, Ottawa, ON

FCM Conference - May 30 - June 2, Quebec City

ROMA Conference - Jan 29-31, Toronto, ON
OGRA

Meeting Times

Council
Committee of the Whole (includes Budget Review and Council Business Planning)
Public Works Committee
Public Health and Social Services Committee
Corporate Services Committee
Planning & Development Committee

Thursdays at 6:30pm
Thursdays at 6:30pm
Tuesdays at 9:30am
Tuesdays at 1:00pm
Wednesdays at 9:30am
Wednesdays at 1:00pm

DRAFT - 2019 LEGISLATIVE SCHEDULE OF REGULAR MEETINGS - OPTION 2

REGIONAL COUNCIL, BUDGET REVIEW COMMITTEE OF THE WHOLE,
COUNCIL BUSINESS PLANNING COMMITTEE OF THE WHOLE AND STANDING COMMITTEES

JANUARY						
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 Council	 Council Business Planning Committee of the Whole - At the call of the Chair	 March Break
 Committee Week	 Budget Review Committee of the Whole	
 Workshop	 Stat Holiday	

** BRCOTW prior to Council on June 20, 2019 at 4 p.m.

AMO - August 18-21, Ottawa, ON	FCM Conference - May 30 - June 2, Quebec City	ROMA Conference - Jan 29-31, Toronto, ON	OGRA
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Meeting Times

Council
Committee of the Whole (includes Budget Review and Council Business Planning)
Public Works Committee
Public Health and Social Services Committee
Corporate Services Committee
Planning & Development Committee

Thursdays at 6:30pm
 Thursdays at 6:30pm
 Tuesdays at 9:30am
 Tuesdays at 1:00pm
 Wednesdays at 9:30am
 Wednesdays at 1:00pm

DRAFT - 2019 LEGISLATIVE SCHEDULE OF REGULAR MEETINGS - OPTION 3

REGIONAL COUNCIL, BUDGET REVIEW COMMITTEE OF THE WHOLE,
COUNCIL BUSINESS PLANNING COMMITTEE OF THE WHOLE AND STANDING COMMITTEES

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 Council	 Council Business Planning Committee of the Whole - At the call of the Chair	 March Break
 Committee Week	 Budget Review Committee of the Whole	
 Stat Holiday	** BRCOTW prior to Council on June 27, 2019 at 4 p.m.	

AMO - August 18-21, Ottawa, ON	FCM Conference - May 30 - June 2, Quebec City	ROMA Conference - Jan 29-31, Toronto, ON	OGRA
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Meeting Times

Council
Committee of the Whole (includes Budget Review and Council Business Planning)
Public Works Committee
Public Health and Social Services Committee
Corporate Services Committee
Planning & Development Committee

Thursdays at 6:30pm
 Thursdays at 6:30pm
 Thursdays at 9:30am
 Thursdays at 1:00pm
 Thursdays at 9:30am
 Thursdays at 1:00pm

Subject: 2018 Legislative Schedule of Regular Meetings

Report to: Corporate Services Committee

Report date: Wednesday, November 8, 2017

Recommendations

That one of the three options of the 2018 Legislative Schedule of Regular Meetings (attached as Appendix 1, 2 and 3) **BE APPROVED** by the Corporate Services Committee.

Key Facts

- The Calendar of Meetings for Regional Council and its Standing committees for the forthcoming year is approved by Council each fall.
- The purpose of the report is to seek Committee approval for a 2018 Legislative Schedule that will be presented to Council for approval.
- Staff have thoroughly discussed the three legislative meeting schedule options presented in this report for Committee consideration and it was generally agreed that Option 2 will provide staff the ability to provide Council Members with improved service delivery by allowing for additional time between meetings to prepare the necessary reports and documents for Council consideration.

Financial Considerations

Depending on the option selected, there may be a small amount of savings realized due to the reduction of the number of meetings being held.

Analysis

Option 1 proposes what is considered the normal Legislative Schedule that Council has followed for many years with a total of 24 days of Standing Committee meetings and 15 Regional Council meetings (including the Inaugural). Standing Committees would be held on Tuesdays and Wednesdays during regular working hours and Council Meetings on Thursdays on a three (3) week rotation. Please note that since 2018 is an election year, Standing Committee Meetings normally held in September, October, November and December have not been scheduled as past practice during election years.

Option 2 proposes a similar schedule as Option 1; however, Committee and Council meetings would be scheduled on a monthly basis rather than a three (3) week rotation. This results in having 16 days of Standing Committee meetings and 11 Regional Council meetings (including the Inaugural). As previously stated, since 2018 being an election year, Standing Committee Meetings normally held in September, October,

November and December have not been scheduled as past practice during election years.

Option 3 proposes a change in the traditional meeting schedule such that Standing Committees and Council meetings would be held on three (3) consecutive Thursdays. It also proposes monthly meetings rather than the traditional three (3) week rotation. As in Option 2 this results in having 16 days of Standing Committee meeting and 11 Regional Council meetings (including the Inaugural).

Both Options 2 and 3 would result in a slight reduction in costs associated with these meetings.

Staff have reviewed other upper-tier municipal legislative schedules (York, Waterloo, Durham and Halton) and have identified that while there is no preference on any one meeting schedule, what is consistent is that they meet on a monthly basis.

Staff have thoroughly discussed the three legislative meeting schedule options presented in this report for Committee consideration and it was generally agreed that Option 2 would allow staff the ability to provide Council Members with improved service delivery by having additional time between meetings to prepare the necessary reports and documents for Council consideration

Alternatives Reviewed

As described above.

Relationship to Council Strategic Priorities

Faster decision making and advancing business.

Other Pertinent Reports

There are no other pertinent reports.

Prepared by:
Frank Fabiano,
Acting Regional Clerk
Administration

Recommended by:
Chris Carter
General Manager
Administration

Submitted by:

Carmelo D'Angelo, BSc, MPA
Chief Administrative Officer

Appendices

Appendix 1	2018 Draft Legislative Meeting Schedule – Option 1
Appendix 2	2018 Draft Legislative Meeting Schedule – Option 2
Appendix 3	2018 Draft Legislative Meeting Schedule – Option 3

2018 LEGISLATIVE SCHEDULE OF REGULAR MEETINGS - DRAFT - OPTION 1

REGIONAL COUNCIL, BUDGET REVIEW COMMITTEE OF THE WHOLE,
COUNCIL BUSINESS PLANNING COMMITTEE OF THE WHOLE AND STANDING COMMITTEES

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Committee Week held one week earlier to accommodate March Break

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JULY						
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Nomination Day

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Municipal Election

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Council	Council Business Planning Committee of the Whole - At the call of the Chair	Inaugural
Committee Week	Budget Review Committee of the Whole	March Break
Workshop	Stat Holiday	

** BRCOTW prior to Council on June 14, 2018 at 4 p.m.

AMO - August 19-22, Ottawa, ON

FCM Conference - May 31 - June 3, Halifax, NS

ROMA Conference - Jan 29-31, Toronto, ON
OGRA Conference Feb 26-Mar 1, Toronto,

Meeting Times

Council
Committee of the Whole (includes Budget Review and Council Business Planning)
Public Works Committee
Public Health and Social Services Committee
Corporate Services Committee
Planning & Development Committee

Thursdays at 6:30pm
Thursdays at 6:30pm
Tuesdays at 9:30am
Tuesdays at 1:00pm
Wednesdays at 9:30am
Wednesdays at 1:00pm

2018 LEGISLATIVE SCHEDULE OF REGULAR MEETINGS - DRAFT - OPTION 2

REGIONAL COUNCIL, BUDGET REVIEW COMMITTEE OF THE WHOLE,
COUNCIL BUSINESS PLANNING COMMITTEE OF THE WHOLE AND STANDING COMMITTEES

JANUARY						
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MARCH						
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APRIL						
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JULY						
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AUGUST						
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Municipal Election

 Council	 Council Business Planning Committee of the Whole - <i>At the call of the Chair</i>	 Inaugural
 Committee Week	 Budget Review Committee of the Whole	 March Break
 Workshop	 Stat Holiday	

**** BRCOTW prior to Council on June 14, 2018 at 4 p.m.**

AMO - August 19-22, Ottawa, ON	FCM Conference - May 31 - June 3, Halifax, NS	ROMA Conference - Jan 29-31, Toronto, ON OGRA Conference Feb 26-Mar 1, Toronto,
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Meeting Times

Council
Committee of the Whole (includes Budget Review and Council Business Planning)
Public Works Committee
Public Health and Social Services Committee
Corporate Services Committee
Planning & Development Committee

Thursdays at 6:30pm
Thursdays at 6:30pm
Tuesdays at 9:30am
Tuesdays at 1:00pm
Wednesdays at 9:30am
Wednesdays at 1:00pm

2018 LEGISLATIVE SCHEDULE OF REGULAR MEETINGS - DRAFT - OPTION 3

REGIONAL COUNCIL, BUDGET REVIEW COMMITTEE OF THE WHOLE,
COUNCIL BUSINESS PLANNING COMMITTEE OF THE WHOLE AND STANDING COMMITTEES

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Municipal Election

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Meeting Times

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Corporate Services Committee
Planning & Development Committee

Thursdays at 6:30pm
Thursdays at 6:30pm
Thursdays at 9:30am
Thursdays at 1:00pm
Thursdays at 9:30am
Thursdays at 1:00pm



Mailing Address:
P.O. Box 344
Thorold ON L2V 3Z3

Street Address:
Campbell East
1815 Sir Isaac Brock Way
Thorold ON

Phone: 905-682-9201
Toll Free: 1-800-232-3292
(from Grimsby and beyond Niagara region only)

Main Fax: 905-687-4844
Fax – Applications: 905-935-0476
Fax – Contractors: 905-682-8301
Web site: www.nrh.ca

November 16, 2018

Ann-Marie Norio, Regional Clerk
Niagara Region
1815 Sir Isaac Brock Way
Thorold, ON L2V 4T7

Dear Ms. Norio:

At their November 16, 2018 meeting, the Niagara Regional Housing Board of Directors, passed the following motion:

That the NRH Board of Directors **RECOMMEND** to Council for **APPROVAL**, the **REAPPOINTMENT** of James Hyatt, Betty Ann Baker and Karen Blackley, for another year, until March 30, 2020.

Your assistance is requested in moving the attached report, NRH 16-2018, through proper channels to Council.

Sincerely,

Henry D'Angela
Chair



REPORT TO: Board of Directors of Niagara Regional Housing

SUBJECT: Reappointment of Directors/Members 2019

RECOMMENDATION

That the NRH Board of Directors **RECOMMEND** to Council for **APPROVAL**, the **REAPPOINTMENT** of James Hyatt, Betty Ann Baker and Karen Blackley, for another year, until March 30, 2020.

PURPOSE OF THE REPORT

To seek Board recommendation on the reappointment of those Members whose terms expire on March 30, 2019.

KEY FACTS:

- Under the current By-Law #1 three (3) of the nine (9) Directors are required to retire from the Board **each** year; the five (5) Councillor Directors are appointed for four (4) year terms.
- Change to the governance structure presents problems for a rotating board.
- Due to Municipal elections, the Board will be losing at least three Councillor Directors.
- The terms of three of the four new Community Representatives expire on March 30, 2019.
- It would be beneficial to maintain consistency by reappointing the three experienced Directors whose terms expire on March 30, 2019.
- Bios provided in Appendix A

REPORT

The recruitment of new Community members is a lengthily process.

NRH and Legal staff require time to explore options to solve the difficulties associated with three (3) of the four community directors being required to retire each year.

In the past, compliance with the rotation requirement was not difficult; all non-Councillor Directors were usually appointed for 4-year terms, as were the Councillor Directors. See example in the chart below:

Group	2010	2011	2012	2013	2014	Continue Rotation
Group 1 (5 Councillor Directors)	5 retire				5 retire	
Group 2 (3 Directors)		3 retire				
Group 3 (3 Directors)			3 retire			
Group 4 (3 Directors)				3 retire		
14 Directors total						

The illustrated rotation schedule does not work out for a nine (9) Director Board. Consistent terms for all Directors are not possible, as the Councillor Directors have a 4-year term, leaving only four (4) Directors to cover the rotation; three (3) of the four (4) Community Directors must retire each year. Staff anticipate bringing a recommendation forward at a future meeting to remedy this issue.

It is recommended that the Board continue its practice of reviewing the performance of directors who are eligible for reappointment. The results of the review are made known to the respective Directors. If successful, the Directors interested in reappointment, must submit an Expression of Interest to the Clerk's office according to the process outlined in Appendix B.

Evaluation Criteria

At its May 20, 2005 meeting (Report #05-36-5.5) the Board approved the evaluation criteria for assessing Director performance. These criteria were reviewed at the June 29, 2012 Board meeting (Report #12-113-3.4. Board and Director Performance) for relevance. All of the original criteria were reaffirmed with additional clarification related to meeting attendance and contribution to other committees as follows:

1. Meeting attendance

80% attendance at all meetings with exceptions recognized for illness, family matters, vacations and meetings held outside regular schedule.

2. Duration

In attendance for the entire meeting with exceptions recognized for meetings running past scheduled end time.

3. Contribution to other committees

Consideration should be given if the Director in question participates on any of the standing or ad hoc committees of the Board including Advisory Groups. It was agreed at the June Board meeting that this should be provided for information purposes only.

4. Active participation

The Director should contribute to each meeting through discussion and questions

5. Visionary

Although difficult to measure, consideration should be given if a Director is visionary and can add to discussions that move the Board and the Corporation forward.

To assist the Board in assessment of the performance of Directors seeking reappointment, statistics for Directors with terms expiring in 2019 are provided in the chart below:

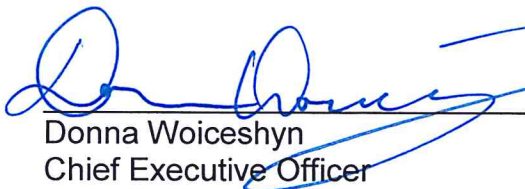
Director	Actual Board Attendance 2018*	Adjusted Board Attendance 2018*	Contribution to other Committees	Original Date Appointed to Board	Number of Years Served to Mar 30 2019	Eligible to Serve another	Active Participation	Visionary
Hyatt, James	86%	100%	<ul style="list-style-type: none"> • Executive • Recruitment • Development • Tender Award • Appeals 	Jan 31 2014	5 yr 2 mo	6 yr 10 mo		
Baker, Betty Ann	100%	100%	<ul style="list-style-type: none"> • Executive • Provider Advisory 	Feb 16 2018	1 yr	11 yr		
Blackley, Karen	86%	100%	<ul style="list-style-type: none"> • Executive • Recruitment • Appeals 	Aug 27 2010	8 yr 7 mo	3yr 5 mo		

*Assumes attendance at the November 16, 2018 meeting

Every Director needs to assess the performance of the perspective re-appointees based on the evaluation criteria and complete the three attached ballots (Appendix C) for submission at the Board meeting.

Submitted by:

Approved by:


 Donna Woiceshyn
 Chief Executive Officer


 Henry D'Angela
 Chair

This report was prepared by Virginia Amato, Executive Assistant to the Chief Executive Officer, with review and Comment by Donna Woiceshyn, Chief Executive Officer.

Appendix A

Bios:

James Hyatt has a BA in political science from the University of Manitoba and is a graduate of the Canadian Forces Staff College. He served more than 30 years at bases across Canada and overseas. Before retiring from the military he was “a multilingual military officer and pilot with a record of leadership and achievement in planning and executing all aspects of national, NATO and UN operations; working with all levels of management and working with people from diverse cultures.” His background plus his hands-on experience over the years as a consultant conducting operational reviews and risk assessment audits are a definite asset.

Karen Blackley - A lifelong resident of Niagara, Karen has been a real estate broker for 23 years. Vice-President and board member of Thorold non-profit housing for 21 years, former president Thorold community activities group, present secretary and former president Thorold Community Credit Union, former committee member of Niagara Association of realtors ethics committee and presently member of Thorold age friendly committee, former committee member physician recruitment committee city of Thorold

Betty Ann Baker - As a developer, Betty Ann has taken an active role in the construction of new affordable housing under the Canada Ontario Affordable Housing Program. A resident of Welland, Betty Ann is the Executive Director of Niagara Peninsula Homes, and sat with the former Coordinated Housing Access Niagara (CHAN) Board. She is a past chair of the Niagara Housing Authority and has more than 30 years experience in the co-operative housing sector. She is the recipient of the CMHC award recognizing involvement in the Co-op Housing Sector.

Betty Ann received the 2008 Business Woman of the Year Award. She was also recognized as one of Chatelaine's women of the year in 2000 for her work with Niagara Presents and Niagara Women's Enterprise Centre and Niagara Peninsula Homes. Served on the Niagara College Board of Governors.

Appendix B

REAPPOINTMENTS OF RETIRING DIRECTORS

NRH's By-Law #1, Section 3.01, Appointment and Election of Directors states:

Directors shall be appointed or elected as appropriate for a term of up to four (4) years. At the end of the four (4) year term, any Retiring Director may be reappointed or elected for consecutive terms up to a maximum of twelve (12) consecutive years but shall not thereafter be appointed or elected to the board again for at least one (1) year after the conclusion of his/her twelve (12) years of consecutive service.

Process for Reappointments of Retiring Directors:

- 1) The Chair of the NRH Board contacts the NRH Directors who are up for reappointment to see if they would like to renew for another term.
- 2) The Board reviews the performance of each Director who is being considered for re-appointment and based on this review the Board determines whether they can support that particular Director for reappointment.
- 3) The results of the Board's voting are provided to the Chair who then advises each Director of the results.
- 4) The successful Directors then submit an Expression of Interest letter to Clerk's Office for reappointment.
- 5) The Chair provides the Clerk's office with a list of the recommended reappointments.
- 6) A confidential report is submitted prepared to Regional Council to approve the reappointment of the recommended Directors for Membership.
- 7) The approved reappointments are announced publically at Regional Council.
- 8) The Clerk's Office then contacts the Chair with the Council decision and the need for a Members' meeting.
- 9) The Clerk advises each Director of their successful or unsuccessful reappointment.
- 10) A Members meeting is held and a formal vote taken to approve the reappointment.

Appendix C

Selection Ballot

Based on the Performance Criteria and definitions in Report 18-176-4.2.:

I am voting as follows:

DIRECTOR	YES Support Application for Reappointment	NO Do NOT support Application for Reappointment
Hyatt, James		

Please bring completed ballot
to the
November 16, 2018 meeting.

Submitted by _____
Director Name

Selection Ballot

Based on the Performance Criteria and definitions in Report 18-176-4.2.:

I am voting as follows:

DIRECTOR	YES Support Application for Reappointment	NO Do NOT support Application for Reappointment
Baker, Betty Ann		

Please bring completed ballot
to the
November 16, 2018 meeting.

Submitted by _____
Director Name

Selection Ballot

Based on the Performance Criteria and definitions in Report 18-176-4.2.:

I am voting as follows:

DIRECTOR	YES Support Application for Reappointment	NO Do NOT support Application for Reappointment
Blackley, Karen		

Please bring completed ballot
to the
November 16, 2018 meeting.

Submitted by _____
Director Name

MEMORANDUM

CL-C 74-2018

Subject: Filling of Vacant Regional Council Seat

Date: December 13, 2018

To: Regional Council

From: Ann-Marie Norio, Regional Clerk

At the Inaugural meeting of Regional Council held on December 6, 2018, Council declared the seat held by Regional Councillor Jim Bradley vacant as a result of his election to the Regional Chair's position.

Council also adopted a resolution requesting that the Council of the City of St. Catharines advise Regional Council of its preferred method of filling the vacancy on Regional Council.

Council is now in receipt of a resolution of St. Catharines Council advising that it recommends Mr. Kelly Edgar be appointed to fill the vacant seat of Regional Councillor for the City of St. Catharines for the 2018-2022 term of council.

Regional Council has a policy (C-RC-002) that, in the event of a vacancy in the Office of Regional Councillor in any municipality in Niagara Region (except in Wainfleet, where said vacancy would coincide with a vacancy in the Office of the Mayor):

1. Regional Council shall request the local municipality to advise the Region of their recommendation on whether a qualified elector should be appointed or if a by-election should be held; and
2. Regional Council would approve the recommendation of the local municipality provided it was in compliance with all provisions in the *Municipal Act* and the *Municipal Elections Act*.

In accordance with Policy C-RC-002 it is recommended that Council adopt the following motion at the Regional Council meeting on December 13, 2018:

WHEREAS Regional Council had requested and has received the recommendation from the Council of City of St. Catharines with respect to the filling of the vacant seat on Regional Council with the appointment of Kelly Edgar;

WHEREAS Kelly Edgar has consented to accept the office of Regional Councillor if appointed.

NOW THEREFORE BE IT RESOLVED

That Kelly Edgar **BE APPOINTED** as Regional Councillor for the City of St. Catharines to fill the vacant seat for the remainder of the existing Council term (2018-2022); and

That the Regional Clerk **ADMINISTER** the Declaration of Office to Kelly Edgar at this time in order that Mr. Edgar can assume his seat immediately after taking the Declaration of Office.

Respectfully submitted and signed by,

Ann-Marie Norio
Regional Clerk

Attachment: Letter from Bonnie Nistico-Dunk, City Clerk, City of St. Catharines advising Regional Council of St. Catharines City Council's recommendation for the filling of the vacant seat on Regional Council.

December 11, 2018

Ann-Marie Norio
Regional Clerk
Niagara Region
1815 Sir Isaac Brock Way, P.O. Box 1042
Thorold, ON L2V 4T7
Ann-Marie.Norio@niagararegion.ca

Sent Via Email

**Re: Process for Filling the Vacancy on Regional Council – Mr. Jim Bradley
Our File No. 10.12.1**

Dear Ms. Norio:

At its meeting held on December 10, 2018, St. Catharines City Council approved the following motion:

That Council appoint Mr. Kelly Edgar to fill the vacancy on Regional Council, representing the City of St. Catharines; and

That Council direct staff to advise the Regional Municipality of Niagara of this decision.

If you have any questions, please contact the Office of the City Clerk at extension 1524.



Bonnie Nistico-Dunk, City Clerk
Legal and Clerks Services, Office of the City Clerk
:kn

Subject: Appointment Process for Regional Representatives to Committees, Agencies, Boards and Commissions

Report to: Regional Council

Report date: Thursday, December 13, 2018

Recommendations

1. That, in accordance with subsection 2.4 of Niagara Region's Procedural By-law, the rules of procedure, specifically subsection 24.6 (c), respecting the Appointment of Acting Chairs and Co-Chairs for the Standing Committees, **BE SUSPENDED** temporarily to dispense with the appointment of Acting Chair(s) and Co-Chairs for the Standing Committees until the appointment of Standing Committee Chairs and Co-Chairs;
2. That the Regional Chair **BE AUTHORIZED** to act as a Standing Committee Chair until such time as the Standing Committee Chairs are appointed; and
3. That Regional Council **APPROVE** and **COMMENCE** the appointment process for Regional representatives to committees, agencies, boards and commissions for the 2018-2022 Term of Council in accordance with the process outlined in Appendix I of Report GM 21-2018.

Key Facts

- Council must appoint members as representatives to committees, agencies, boards and commissions
- There is no formal policy and related procedure surrounding the appointment process for Regional representatives to committees, agencies, boards and commissions
- The Procedural By-law provides that the principal business of the Council meeting held the week after the inaugural meeting shall consist of the appointment of Acting Chair(s) until the appointment of the Chairs and Co-Chairs of standing committees is conducted at the first standing committee meeting.

Financial Considerations

The development of the attached proposed process is within scope of the day-to-day operations of the Clerk's Office.

Analysis

The Region's Procedural By-law (section 24.6) sets out that the principal business of the Council meeting held after the Inaugural Meeting is to establish the size of each Standing Committee, appoint Councillors to the standing and advisory committees, and appoint Acting Chairs and Co-Chairs for the standing committees.

With respect to appointing Councillors to the standing and advisory committees, the By-law states that if the number of Councillors wishing to serve on any standing or advisory committee, including agencies, boards and commissions, is greater than the number of positions available, then the selection shall be conducted by open ballot.

The By-law does not prescribe in detail the process for selecting representatives, nor does Niagara Region have a formal policy and related procedure for political and citizen appointments.

Staff is proposing a process, described in Appendix I, for Council's consideration. The recommended process proposes members need only receive the highest number of votes, eliminating the need to conduct numerous, time-consuming, rounds of open ballot voting. No longer would Councillors need to achieve support from the majority of members present at the meeting.

Given the short time frame until the first Standing Committees are held, staff are suggesting that the Regional Chair be allowed to act as a Standing Committee Chair should the need arise for a meeting to be called prior to January. This was undertaken as a consideration of the Procedural By-law Review Committee; however, no formal action was adopted with respect to this item.

Alternatives Reviewed

For the 2010 term of Council, the appointment process used required members to receive a majority vote, similar to the process used to select the Regional Chair; however, this was criticized for being awkward and time-consuming. Staff do not recommend using this process.

The other available alternative is to conduct the process in the same manner in which the Regional Chair is selected; whereby appointees would require a majority of the votes to be appointed to the various committees.

Relationship to Council Strategic Priorities

This report is in alignment with Council's strategic priorities of doing business differently and advancing organizational excellence.

Other Pertinent Reports

CLK 9-2014 Appointment Process for Regional Representatives to
Committees, Agencies, Boards and Commissions and Acting
Chairs of Standing Committees

Prepared by:
Ann-Marie Norio
Regional Clerk
Administration, Corporate Services

Recommended by:
Chris Carter
General Manager
Corporate Services

Submitted by:
Rino Mostacci
Acting Chief Administrative Officer

This report was prepared in consultation with Matthew Trennum, Deputy Regional Clerk.

Appendices

Appendix 1 Committees, Agencies, Boards and Commissions
Appointment Process

Page 4

APPENDIX I

COMMITTEES, AGENCIES, BOARDS AND COMMISSIONS APPOINTMENT PROCESS

The Region's Procedural By-law does not prescribe in detail the process for selecting Regional representatives to committees, agencies, boards and commissions.

Representation Requirements:

Standing Committee – The Procedural By-law section 24.6 (a) provides that Council establishes the size of each Standing Committee of Council.

Advisory Committee – Each advisory committee's Terms of Reference set out membership requirements. Amendments to Terms of Reference to reflect increased representation from members of Regional Council may be made in consultation with the advisory committee.

Agencies, Boards and Commissions – Each agency, board and commission sets and submits to Niagara Region the number of seats available for Regional representation.

Appointment Process:

The following is recommended as the appointment process for committees, agency, boards and commissions:

- Members are to select their preferred candidate via open ballot, as required.
- Where only one position is available, the candidate with the highest number of votes secures the position.
- Where more than one position is available, Councillors may select representatives up to the maximum number of positions available.
- Based on the results of the vote, the candidates will be listed in the order of highest number of votes to the lowest number of votes.
- Without further voting, positions will be awarded starting with the candidate who received the highest number of votes, then the second highest number of votes, third highest number of votes, etc., until all positions are filled.
- A tie in votes is decided by the Regional Chair, as required, and as provided for in section 4.6 of the Procedural By-law.

If a committee, agency, board or commission requires one Regional representative, and there are more candidates than positions available, members print the name of their preferred candidate on the ballot and sign their name. The candidate with the highest number of votes secures the position on the committee, agency, board or commission.

For a committee, agency, board or commission where Regional representation is greater than one, each Councillor shall have the option to cast a vote for up to the number of seats to be elected. After all the votes are cast, the seats will be filled by the Councillors who received the most votes.

For example, the Culture Committee requires six (6) representatives; therefore, each Councillor has the opportunity to vote for up to (6) six members of Council to serve as representatives. The six (6) Councillors that receive the highest number of votes will fill the available positions.

An open ballot shall include the name and signature of the Councillor casting the vote, and the name(s) of the Councillor(s) supported for the available position(s).

The names of the Councillors who voted in support of specific representatives will be recorded in the minutes.

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO ACCEPT, ASSUME AND DEDICATE
PART OF LOTS 95 AND 96, PLAN 549-550, IN THE CITY OF WELLAND
AS PART OF REGIONAL ROAD NO. 50 (NIAGARA STREET)

WHEREAS it is in the interest of Council for The Regional Municipality of Niagara to accept a road widening from Alberto Silvestro Lostracco;

WHEREAS it is deemed expedient to accept, assume and dedicate the lands hereinafter described as part of the public highway being Regional Road No. 50 (Niagara Street);

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the following land be and the same is hereby accepted, assumed and dedicated as public highway forming part of the said Regional Road No. 50 (Niagara Street):

Part Lots 95 and 96, Plan 549-550, in the City of Welland, Regional Municipality of Niagara designated as Part 1 on Reference Plan 59R-16220.

2. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: < >





**ILLUSTRATION SHOWING LOCATION OF ROAD WIDENING
ALONG REGIONAL ROAD No.50 (NIAGARA STREET NORTH OF ELMVIEW STREET
CITY OF WELAND**



SCALE = 1:430

0 4.25 8.5 17 Metres

LEGEND:

-  - DENOTES TERANET MAPPING
-  - DENOTES SUBJECT LAND

CAUTION:

- This is not a Plan of Survey
- The proposed widened limits have been compiled from office records

DISCLAIMER

This map was compiled from various sources and is current as of 2018
The Region of Niagara makes no representations or warranties whatsoever, either expressed or implied,
as to the accuracy, completeness, reliability, and currency or otherwise of the information shown on this map
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**Transportation Services
Surveys & Property Information
IR-18-355 Date: 2018-11-15**

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO ACCEPT, ASSUME AND DEDICATE
PART OF LOT 49, PLAN 5, IN THE CITY OF NIAGARA FALLS
AS PART OF REGIONAL ROAD NO. 57 (THOROLD STONE ROAD)

WHEREAS it is in the interest of Council for The Regional Municipality of Niagara to accept a road widening from 2529294 Ontario Limited;

WHEREAS it is deemed expedient to accept, assume and dedicate the lands hereinafter described as part of the public highway being Regional Road No. 57 (Thorold Stone Road);

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the following land be and the same is hereby accepted, assumed and dedicated as public highway forming part of the said Regional Road No. 57 (Thorold Stone Road):

Part Lot 49, Plan 5 in the former Township of Stamford, now City of Niagara Falls, Regional Municipality of Niagara designated as Part 1 on Reference Plan 59R-16127.

2. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk



Passed: < >



**ILLUSTRATION SHOWING APPROXIMATE LOCATION OF ROAD WIDENING
ALONG REGIONAL ROAD No.57 (THOROLD STONE ROAD) AT ST.JAMES AVENUE
CITY OF NIAGARA FALLS**

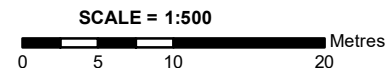


LEGEND:

-  - DENOTES TERANET MAPPING
-  - DENOTES SUBJECT LAND

CAUTION:

- This is not a Plan of Survey
- The proposed widened limits have been compiled from office records



DISCLAIMER

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THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO ACCEPT, ASSUME AND DEDICATE
PART OF LOT 11, PLAN 118, IN THE CITY OF NIAGARA FALLS
AS PART OF REGIONAL ROAD NO. 98 (MONTROSE ROAD)

WHEREAS it is in the interest of Council for The Regional Municipality of Niagara to accept a road widening from St. George and St. Archangel Michael Serbian Orthodox Church Congregation of Niagara Falls;

WHEREAS it is deemed expedient to accept, assume and dedicate the lands hereinafter described as part of the public highway being Regional Road No. 98 (Montrose Road);

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the following land be and the same is hereby accepted, assumed and dedicated as public highway forming part of the said Regional Road No. 98 (Montrose Road):

Part Lot 11, Plan 118, in the former Township of Stamford, now City of Niagara Falls, Regional Municipality of Niagara designated as Part 2 on Reference Plan 59R-16224.

2. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: < >

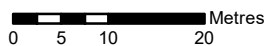
St. George and St. Archangel Michael Serbian Orthodox Church Congregation of Niagara Falls



ILLUSTRATION SHOWING LOCATION OF ROAD WIDENING ALONG REGIONAL ROAD No.98 (MONTROSE ROAD) NORTH OF DELTA DRIVE CITY OF NIAGARA FALLS



SCALE = 1:792



LEGEND:

- DENOTES TERANET MAPPING
- DENOTES SUBJECT LAND

CAUTION:

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Transportation Services
Surveys & Property Information
IR-18-355 Date: 2018-11-15

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO ACCEPT, ASSUME AND DEDICATE
PART LOT 23, CONCESSION 4
IN THE CITY OF ST. CATHARINES
AS PART OF REGIONAL ROAD NO. 38 (MARTINDALE ROAD)

WHEREAS it is in the interest of Council for The Regional Municipality of Niagara to accept a road widening from Rinaldi Holdings Inc.;

WHEREAS it is deemed expedient to accept, assume and dedicate the lands hereinafter described as part of the public highway being Regional Road No. 38 (Martindale Road);

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the following land be and the same is hereby accepted, assumed and dedicated as public highway forming part of the said Regional Road No. 38 (Martindale Road):

Part Lot 23, Concession 4, in the former Township of Grantham, now City of St. Catharines, Regional Municipality of Niagara designated as Part 1 on Plan NR484254.

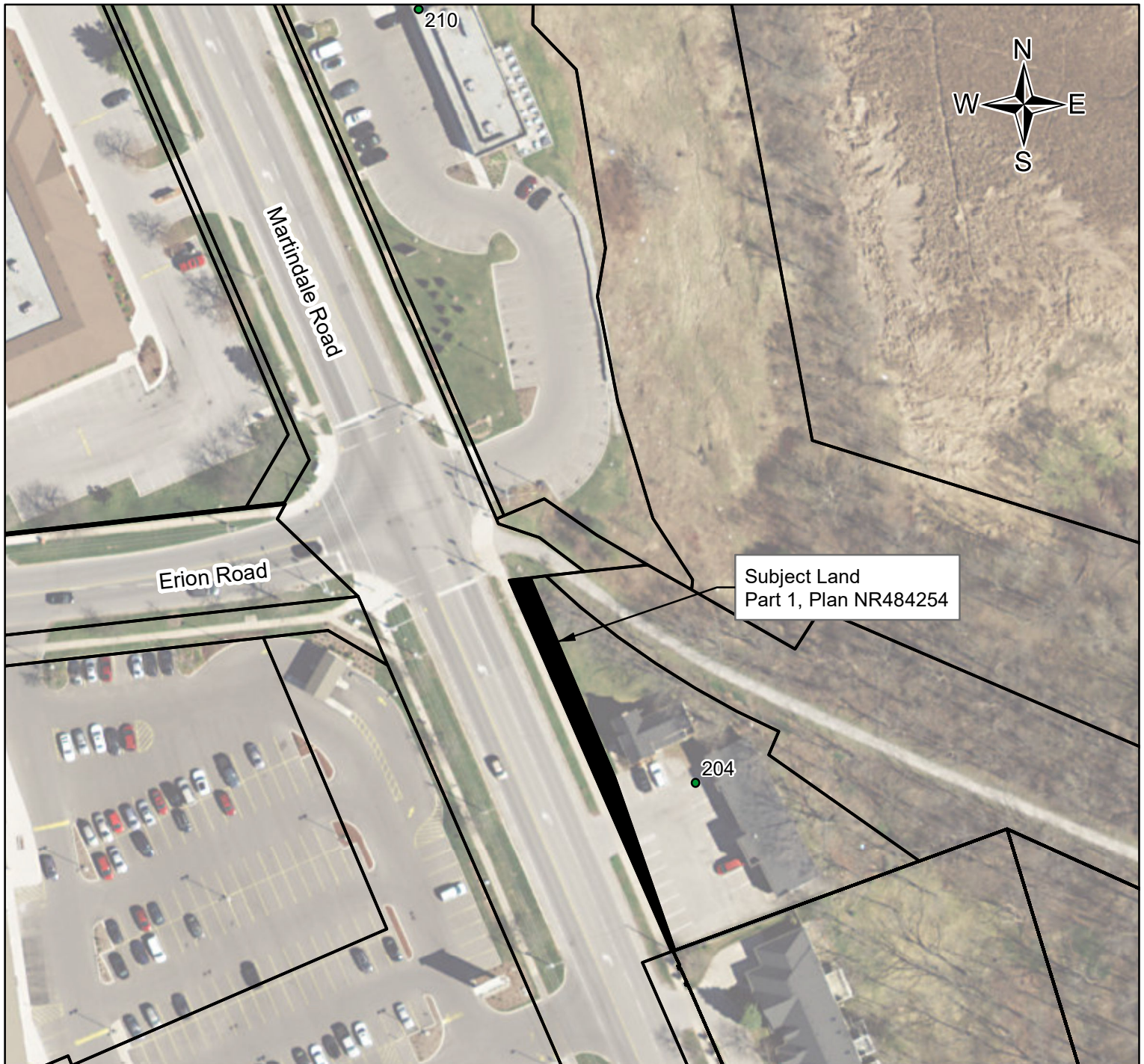
2. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: < >



**ILLUSTRATION SHOWING APPROXIMATE LOCATION OF ROAD WIDENING
ALONG REGIONAL ROAD No.38 AT No 204 MARTINDALE ROAD ROAD
CITY OF ST. CATHARINES**



SCALE = 1:1,000 0 10 20 40 Metres

LEGEND:

- DENOTES TERANET MAPPING
- DENOTES WIDENING

CAUTION:

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THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO ACCEPT, ASSUME AND DEDICATE
PART OF LOT 36 and 58, TP PLAN 116,
PART LOT 23, CONCESSION 3, and PART LOT 23, CONCESSION 4
PART OF ROAD ALLOWANCE BETWEEN CONCESSIONS 3 and 4
IN THE CITY OF ST. CATHARINES
AS PART OF REGIONAL ROAD NO. 38 (MARTINDALE ROAD)

WHEREAS it is in the interest of Regional Council to accept a road widening from:

Kenneth Aloian and Sharon Aloian as in the firstly described parcel;

Charles Wah as in the secondly described parcel;

1834431 Ontario Inc. as in the thirdly described parcel;

2029852 Ontario Inc. as in the fourthly described parcel;

1956713 Ontario Inc. as in the fifthly described parcel; and

1108857 Ontario Limited as in the sixthly described parcel.

WHEREAS it is deemed expedient to dedicate the lands owned by The Regional Municipality of Niagara hereinafter described in the seventhly described parcel as part of the public highway being Regional Road No. 38 (Martindale Road);

WHEREAS it is deemed expedient to accept, assume and dedicate the lands hereinafter described as part of the public highway being Regional Road No. 38 (Martindale Road);

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the following lands be and the same are hereby accepted, assumed and dedicated as public highway forming part of the said Regional Road No. 38 (Martindale Road):

Firstly:

Part of Lot 36, TP Plan 116, former Township of Grantham, now City of St. Catharines, Regional Municipality of Niagara and designated as Part 12 on Reference Plan 30R-14663.

Secondly:

Part of Lot 58, TP Plan 116, former Township of Grantham, now City of St. Catharines, Regional Municipality of Niagara and designated as Part 15 on Reference Plan 30R-14663.

Thirdly:

Part of Lot 23, Concession 3 and 4, and part of the road allowance between Concession 3 and 4 (closed and conveyed by MEM6433 (1824)), former Township of Grantham, now City of St. Catharines, Regional Municipality of Niagara and designated as Part 5 on Reference Plan 30R-14697.

Fourthly:

Part of Lot 23, Concession 3, former Township of Grantham, now City of St. Catharines, Regional Municipality of Niagara and designated as Part 4 on Reference Plan 30R-14697.

Fifthly:

Part of Lot 23, Concession 3, Part Lot 23, Concession 4, and part of the road allowance between Concession 3 and 4 (closed by MEM6433), former Township of Grantham, now City of St. Catharines, Regional Municipality of Niagara and designated as Part 1 on Reference Plan 30R-14697.

Sixthly:

Part of Lot 23, Concession 3, former Township of Grantham, now City of St. Catharines, Regional Municipality of Niagara and designated as Parts 3 and 7 on Reference Plan 30R-14697.

Seventhly:

Part of Lot 23, Concession 3, former Township of Grantham, now City of St. Catharines, Regional Municipality of Niagara and designated as Part 11 on Reference Plan 30R-4217.

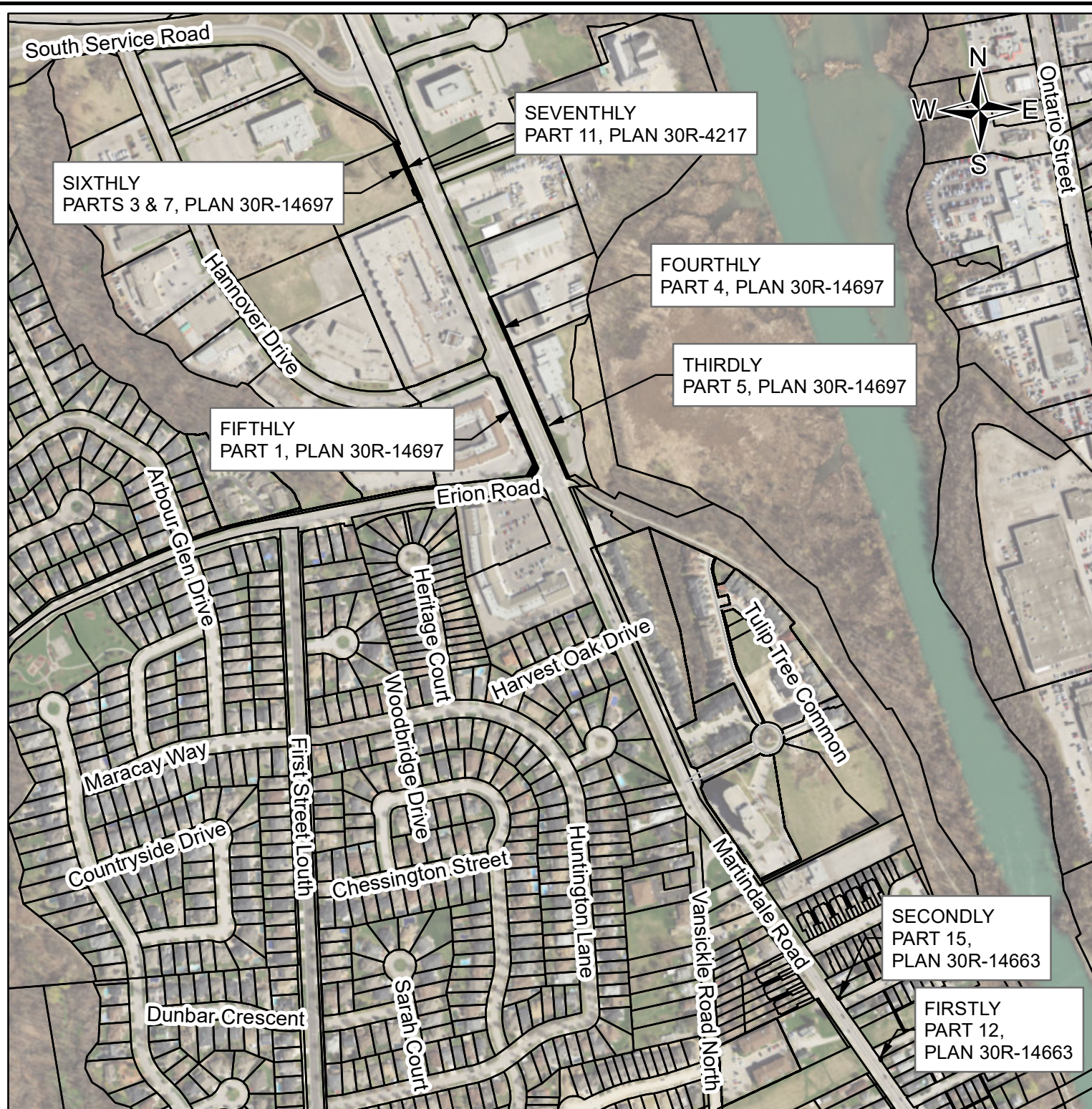
2. That this by-law shall come into full force and effect on the day it is passed by Regional Council.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk



Passed: < >



**ILLUSTRATION SHOWING APPROXIMATE LOCATION OF ROAD WIDENINGS
FROM VARIOUS OWNERS
ALONG REGIONAL ROAD No.38 (MARTINDALE ROAD) SOUTH OF QEW
CITY OF ST. CATHARINES**

SCALE = 1:6,000 0 60 120 240 Metres

LEGEND:

-  - DENOTES TERANET MAPPING
-  - DENOTES WIDENING

CAUTION:

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THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO ACCEPT, ASSUME AND DEDICATE
PART OF LOT 34, CORPORATION PLAN 5
IN THE CITY OF ST. CATHARINES
AS PART OF REGIONAL ROAD NO. 87 (LAKESHORE ROAD)

WHEREAS it is deemed expedient to accept, assume and dedicate the lands owned by The Regional Municipality of Niagara hereinafter described as part of the public highway being Regional Road No. 87 (Lakeshore Road);

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the following land be and the same is hereby accepted, assumed and dedicated as public highway forming part of the said Regional Road No. 87 (Lakeshore Road):

Part Lot 34, CP Plan 5, in the Geographic Township of Grantham, now City of St. Catharines, Regional Municipality of Niagara designated as Parts 7 and 8 on Reference Plan 30R-7563, Part 8 is S/T RO797160.

2. That this by-law shall come into force and effect on the day upon which it is passed.

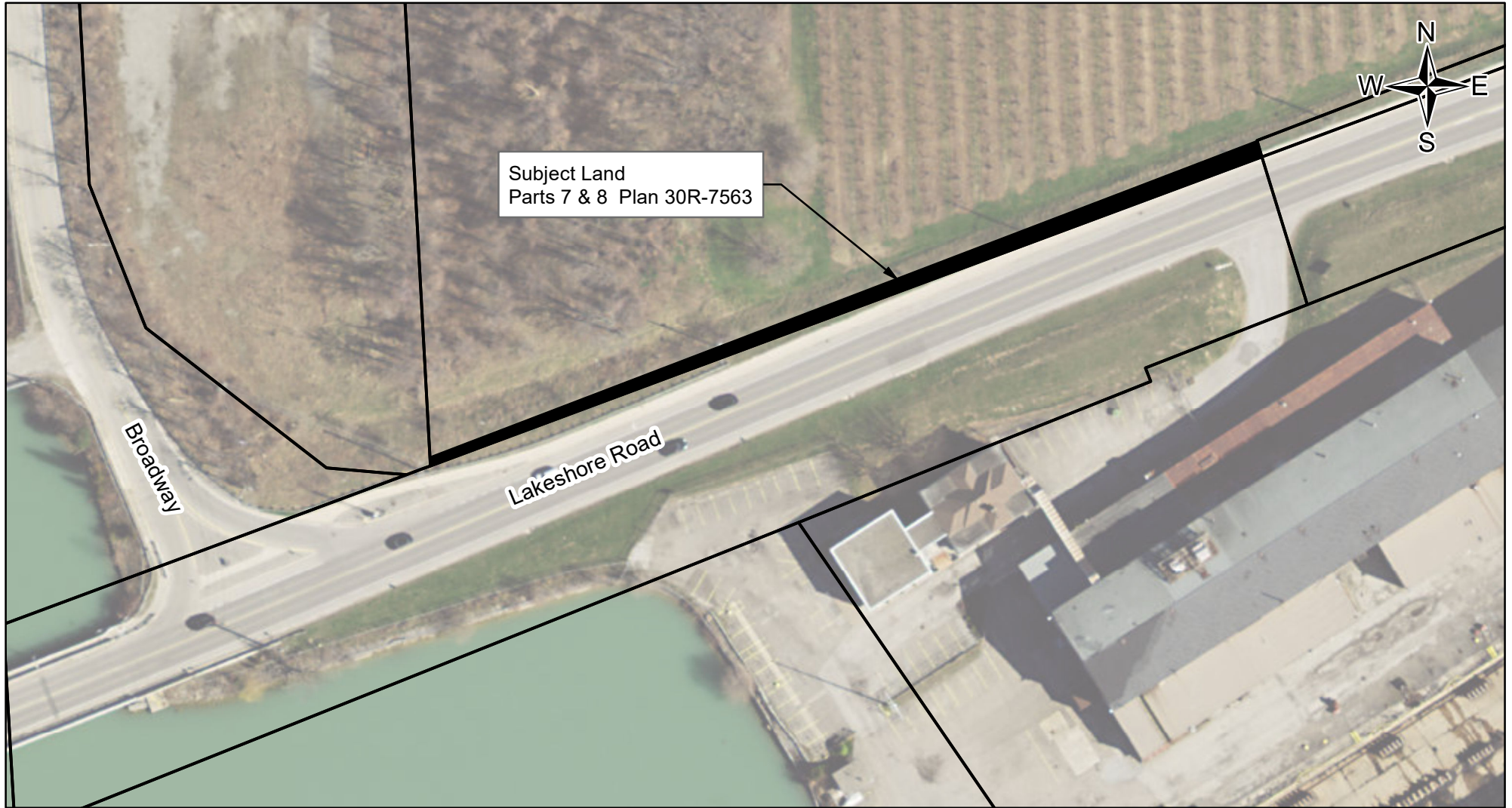
THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: < >



REGION OF NIAGARA



**ILLUSTRATION SHOWING APPROXIMATE LOCATION OF ROAD WIDENING
ALONG REGIONAL ROAD No.87 (LAKESHORE ROAD) EAST OF BROADWAY
CITY OF ST. CATHARINES**

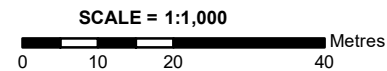


LEGEND:

-  - DENOTES TERANET MAPPING
-  - DENOTES WIDENING

CAUTION:

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THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO ACCEPT, ASSUME AND DEDICATE
PART OF LOTS 475, 476, 477, 478, 479, 480, 481, 496 AND 497, PLAN 948,
AND PART OF VIENNA STREET, PLAN 948 IN THE CITY OF WELLAND
AS PART OF REGIONAL ROAD NO. 54 (PRINCE CHARLES DRIVE)

WHEREAS it is in the interest of Council for The Regional Municipality of Niagara to accept a road widening from 2506751 Ontario Inc.;

WHEREAS it is deemed expedient to accept, assume and dedicate the lands hereinafter described as part of the public highway being Regional Road No. 54 (Prince Charles Drive);

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the following land be and the same is hereby accepted, assumed and dedicated as public highway forming part of the said Regional Road No. 54 (Prince Charles Drive):

Part Lots 475, 476, 477, 478, 479, 480, 481, 496 and 497, Plan 948, and part of Vienna Street, Plan 948 (closed by Bylaw RO158605), in the City of Welland, Regional Municipality of Niagara designated as Part 1 on Reference Plan 59R-16021.

2. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: < >



**ILLUSTRATION SHOWING APPROXIMATE LOCATION OF ROAD WIDENING
ALONG REGIONAL ROAD No.54 (PRINCE CHARLES DRIVE SOUTH)
NORTH OF BELMONT STREET
CITY OF WELLAND**



SCALE = 1:2,000 0 20 40 80 Metres

LEGEND:

- DENOTES TERANET MAPPING
- DENOTES SUBJECT LAND

CAUTION:

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**Transportation Services
Surveys & Property Information
IR-18-360 Date: 2018-11-28**

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO ACCEPT, ASSUME AND DEDICATE
PART OF TOWNSHIP LOT 172, IN THE CITY OF NIAGARA FALLS
AS PART OF REGIONAL ROAD NO. 49 (MCLEOD ROAD)

WHEREAS it is in the interest of Council for The Regional Municipality of Niagara to accept a road widening from 2539663 Ontario Inc.;

WHEREAS it is deemed expedient to accept, assume and dedicate the lands hereinafter described as part of the public highway being Regional Road No. 49 (McLeod Road);

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the following land be and the same is hereby accepted, assumed and dedicated as public highway forming part of the said Regional Road No. 49 (McLeod Road):

Part of Township Lot 172, in the former Township of Stamford, now City of Niagara Falls, Regional Municipality of Niagara designated as Part 1 on Reference Plan 59R-15997.

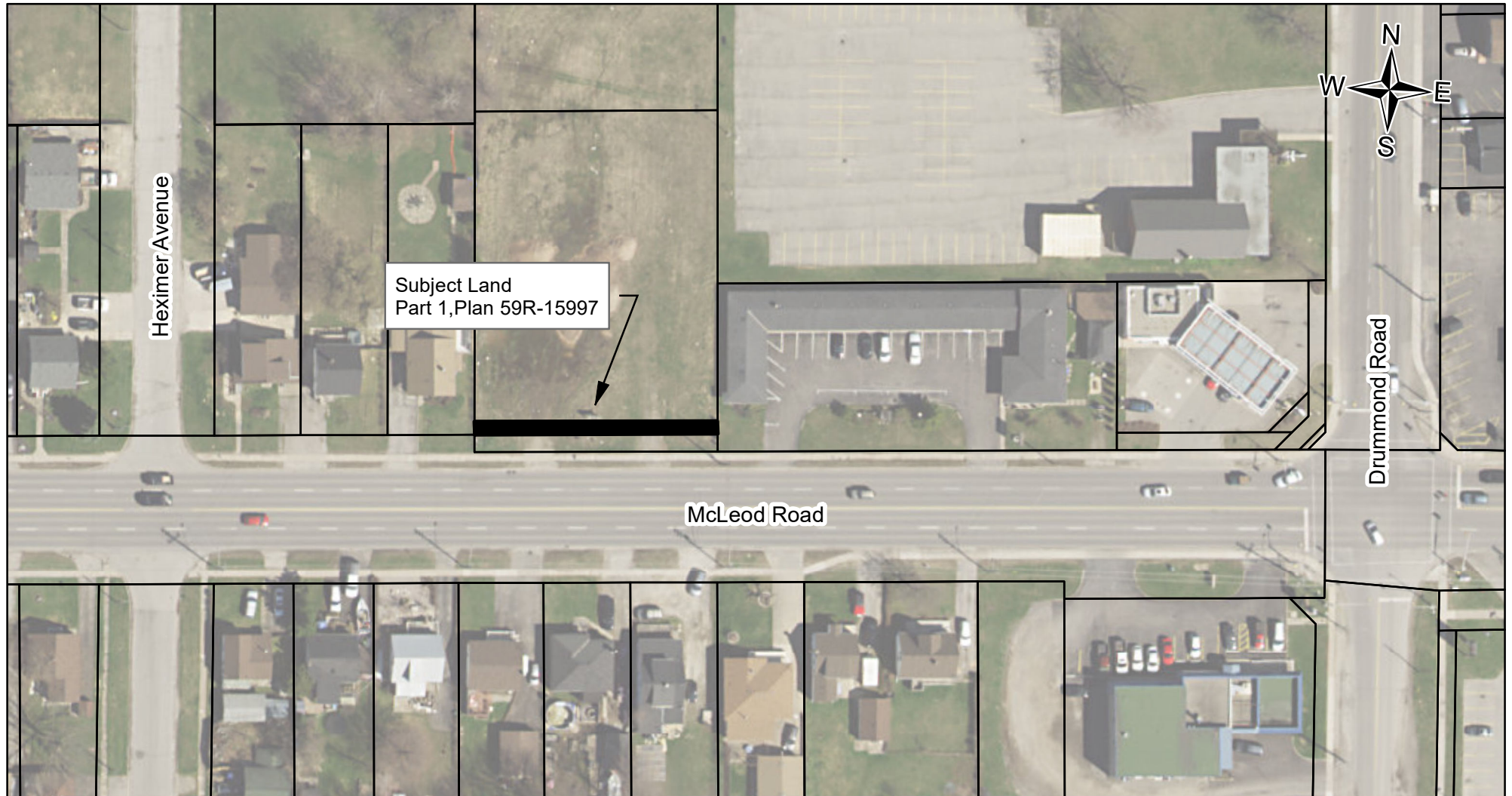
2. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk



Passed: < >



**ILLUSTRATION SHOWING APPROXIMATE LOCATION OF ROAD WIDENING
ALONG REGIONAL ROAD No.49 (McLEOD ROAD) WEST OF DRUMMOND ROAD
CITY OF NIAGARA FALLS**

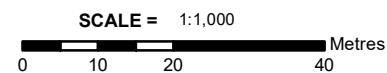


LEGEND:

-  - DENOTES TERANET MAPPING
-  - DENOTES SUBJECT LAND

CAUTION:

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THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. < >

A BY-LAW TO APPOINT A DEPUTY REGIONAL CLERK
FOR THE REGIONAL MUNICIPALITY OF NIAGARA

WHEREAS subsection 228 (2) of the Municipal Act, S.O. 2001, c.25, as amended, states that Regional Council may appoint a Deputy Clerk who has all the powers and duties of the Clerk under this and any other Act.

NOW THEREFORE the Council of the Regional Municipality of Niagara enacts as follows:

1. That Matthew Trennum is hereby appointed Deputy Regional Clerk for The Regional Municipality of Niagara until otherwise determined by Regional Council.
2. That, pursuant to subsection 228 (2) of the said Act, the said Deputy Regional Clerk shall have all the powers and duties of the Clerk under this and any other Act.
3. That this by-law shall come into force on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: < >

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. < >

A BY-LAW TO ADOPT, RATIFY AND CONFIRM THE ACTIONS OF
REGIONAL COUNCIL AT ITS MEETING
HELD DECEMBER 13, 2018

WHEREAS subsection 5 (3) of the Municipal Act, S.O. 2001, Ch. 25, as amended, provides that, except if otherwise authorized, the powers of Regional Council shall be exercised by by-law; and,

WHEREAS it is deemed desirable and expedient that the actions of Regional Council as herein set forth be adopted, ratified and confirmed by by-law.

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That the actions of the Regional Council at its meeting held December 13, 2018, including all resolutions or motions approved, are hereby adopted, ratified and confirmed as if they were expressly embodied in this by-law.
2. That the above-mentioned actions shall not include:
 - a) Any actions required by law to be taken by resolution; or
 - b) Any actions for which prior Ontario Municipal Board approval is required, until such approval is obtained.
3. That the Chair and proper officials of The Regional Municipality of Niagara are hereby authorized and directed to do all things necessary to give effect to the above-mentioned actions and to obtain approvals where required.
4. That unless otherwise provided, the Chair and Clerk are hereby authorized and directed to execute and the Clerk to affix the seal of The Regional Municipality of Niagara to all documents necessary to give effect to the above-mentioned actions.
5. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: < >