

**THE REGIONAL MUNICIPALITY OF NIAGARA
CORPORATE SERVICES COMMITTEE
OPEN SESSION**

**CSC 2-2018
Wednesday, February 20, 2019
Council Chamber
Niagara Region Headquarters, Campbell West
1815 Sir Isaac Brock Way, Thorold, ON**

Committee: Bradley (Regional Chair), Butters, Campion, Easton, Edgar, Fertich, Foster, Gale, Ip, Redekop

Absent/Regrets: Diodati, Heit, Rigby, Whalen

Staff: H. Chamberlain, Director, Financial Management & Planning/Deputy Treasurer, D. Gibbs, Director, Legal & Court Services, T. Harrison, Commissioner/Treasurer, Enterprise Resource Management Services, B. Julian, Director, Construction & Facilities Management, M. Jurczyk, Director, Internal Controls & Organizational Performance, B. Menage, Director, Procurement & Strategic Acquisitions, M. Murphy, Associate Director, Budget Planning & Strategy, A.-M. Norio, Regional Clerk, C. Ryall, Director, Transportation Services, M. Trennum, Deputy Regional Clerk, R. Tripp, Commissioner, Public Works

1. **CALL TO ORDER**

Committee Chair Foster called the meeting to order at 9:42 a.m.

2. **DISCLOSURES OF PECUNIARY INTEREST**

There were no disclosures of pecuniary interest.

3. **PUBLIC PARTICIPATION MEETING PURSUANT TO THE RETAIL BUSINESS HOLIDAYS ACT**

Application for Tourism Exemptions under the *Retail Business Holidays Act* - Metro Inc. operating as Food Basics Grocery Stores - 3770 Montrose Road and 6770 McLeod Road in the City of Niagara Falls.

At 9:43 a.m. Committee Chair Foster called the public participation meeting pursuant to the *Retail Business Services Act* to order.

The Committee Chair advised that the purpose of the meeting was to receive comments and answer questions from the public regarding the application for tourism exemptions under the *Retail Business Holidays Act* - Metro Inc. operating as Food Basics Grocery Stores - 3770 Montrose Road and 6770 McLeod Road in the City of Niagara Falls, and for the consideration of Report CLK 04-2019 and its recommendations following the opportunity for the public to provide comments.

The Committee Chair stated that in accordance with Regional Policy, public notice of the meeting was advertised on January 16, 2019 in accordance with the notice provisions on the Region's website (at least 10 days prior to this meeting - Corporate Policy - Public Notice C-RC-005).

3.1 Registered Speakers

3.1.1 Procedure for Providing Comments

The Committee Chair advised that there was one registered speaker and noted members of the public not registered to speak could also provide their input to the Members of the Corporate Services Committee.

The Committee Chair reminded all present that discussions, presentations and questions must be conducted through the Chair and done so in a respectful manner. Additionally, he reminded members of the public to state their name and address clearly for record prior to making an oral submission.

The Committee Chair stated that all comments received would be recorded and considered and that members of the public would be granted ten minutes to speak.

3.1.2 Liz Palmucci, resident, Niagara Falls

Liz Palmucci, resident, Niagara Falls, appeared before the Committee in opposition to the *Retail Business Holidays Act* exemption for Metro Inc. stores in the City of Niagara Falls. Ms. Palmucci provided information respecting the tourism exemption requirements and noted that the Metro Inc. application did not appear to be in compliance with the distance requirements. Additionally, she noted the importance of employees being able to enjoy statutory holidays.

Moved by Councillor Gale
Seconded by Councillor Edgar

That the comments provided at the Public Meeting **BE RECEIVED** and **REFERRED** to the consideration of Report CLK 04-2019 respecting Applications for Tourism Exemptions under the *Retail Business Holidays Act* - Metro Inc. operating as Food Basics Grocery Stores - 3770 Montrose Road and 6770 McLeod Road in the City of Niagara Falls.

Carried

3.2 Report for Consideration

3.2.1 CLK 04-2019

Application for Tourism Exemptions under the *Retail Business Holidays Act* - Metro Inc. operating as Food Basics Grocery Stores - 3770 Montrose Road and 6770 McLeod Road in the City of Niagara Falls

Moved by Councillor Edgar
Seconded by Councillor Campion

That Report CLK 04-2019, dated February 20, 2019, respecting Applications for Tourism Exemptions for Holiday Openings under the *Retail Business Holidays Act*, Metro Inc. operating as Food Basic Grocery Stores, 3770 Montrose Road and 6770 McLeod Road in the City of Niagara Falls, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That the applications from Metro Ontario Inc., requesting tourism exemptions under the *Retail Business Holidays Act*, to permit the Food Basics grocery stores located at 3770 Montrose Road and 6770 McLeod Road in the City of Niagara Falls, to open on New Year's Day and Good Friday from 7:00 a.m. to 10:00 p.m., **BE APPROVED**; and
2. That the necessary by-law **BE PREPARED** and **PRESENTED** to Regional Council for consideration.

Recorded Vote:

Yes (6): Campion, Easton, Edgar, Fertich, Foster, Gale.

No (4): Bradley, Butters, Ip, Redekop.

Carried

3.3 Adjournment of the Public Participation Meeting under the Retail Business Holiday's Act

The Committee Chair declared the public participation meeting pursuant to the *Retail Business Holidays Act* adjourned at 10:26 a.m.

4. **PRESENTATIONS**

There were no presentations.

5. **DELEGATIONS**

There were no delegations.

There being no objection, Report CSD 13-2019 (Agenda Item 6.4) was considered at this time.

6. **ITEMS FOR CONSIDERATION**

6.4 CSD 13-2019

NRPS 1 District Tender Analysis & Award

Moved by Councillor Easton

Seconded by Councillor Edgar

That Report CSD 13-2019, dated February 20, 2019, respecting NRPS 1 District Tender Analysis & Award, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Contract 2018-T-23 "Niagara Regional Police Service (NRPS) 1 District Facility St. Catharines – General Contractor for Construction" **BE AWARDED** to Merit Contractors Niagara Ltd at their bid price of \$16,761,290 (including 13% HST); and
2. That the Gross Budget for Long-Term Acc-2017 NRPS D1 **BE INCREASED** by \$3,795,841 and that the increase **BE FUNDED** from the Capital Variance Project.

Recorded Vote:

Yes (10): Bradley, Butters, Campion, Easton, Edgar, Fertich, Foster, Gale, Ip, Redekop.

No (0).

Carried

6.1 CSD 18-2019

Debt Risk Management Framework

Margaret Murphy, Associate Director, Budget Planning and Strategy, provided information respecting Debt Risk Management Framework. Topics of the presentation included:

- Background
- Purpose
- Debt Risk Management Strategy Committee
- Financial Indicators - Flexibility, Sustainability
- Debt Risk Management Framework
- Future Considerations

Moved by Councillor Ip

Seconded by Councillor Fertich

That Report CSD 18-2019, dated February 20, 2019, respecting Debt Risk Management Framework, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That the Debt Risk Management Framework **BE APPROVED**; and
2. That Report CSD 18-2019 **BE CIRCULATED** to the Local Area Municipal Clerks and Local Area Treasurers.

Recorded Vote:

Yes (0).

No (10): Bradley, Butters, Campion, Easton, Edgar, Fertich, Foster, Gale, Ip, Redekop.

Defeated

There being no objection, Correspondence Item CSC-C 7-2019 (Agenda Item 7.3) was considered at this time.

7. **CONSENT ITEMS FOR INFORMATION**

7.3 **CSC-C 7-2019**

City of Welland Motion re: Forks Road Bridge

Moved by Councillor Fertich

Seconded by Councillor Campion

That Correspondence Item CSC-C 07-2019, being a memorandum from T. Harrison, Commissioner, Enterprise Resource Management Services/Treasurer, dated February 20, 2019, respecting City of Welland Motion re: Forks Road Bridge, **BE RECEIVED** for information.

The following friendly **amendment** was accepted by the Committee Chair, and the mover and seconder of the motion read as follows:

That Correspondence Item CSC-C 07-2019, being a memorandum from T. Harrison, Commissioner, Enterprise Resource Management Services/Treasurer, dated February 20, 2019, respecting City of Welland Motion re: Forks Road Bridge, **BE RECEIVED** for information **and BE REFERRED to the Budget Review Committee of the Whole meeting being held on February 28, 2019.**

The Committee Chair called the vote on the motion, as amended, as follows:

That Correspondence Item CSC-C 07-2019, being a memorandum from T. Harrison, Commissioner, Enterprise Resource Management Services/Treasurer, dated February 20, 2019, respecting City of Welland Motion re: Forks Road Bridge, **BE RECEIVED** and **BE REFERRED** to the Budget Review Committee of the Whole meeting being held on February 28, 2019.

Carried

6. ITEMS FOR CONSIDERATION

6.2 CLK 05-2019

Consideration of Independent External Governance Auditor - First Report

Moved by Councillor Edgar

Seconded by Councillor Easton

That Report CLK 05-2019, dated February 20, 2019, respecting Recommendations from Independent External Governance Auditor First Report, **BE RECEIVED** and the following recommendations **BE APPROVED**:

- 1) That the following Advisory/Steering Committees **BE DISCONTINUED** effective immediately with thanks, having completed the mandate for which they were established:
 - i. Chief Administrative Officer Recruitment Committee
 - ii. Glenridge Quarry Naturalization Site Liaison Committee
 - iii. Human Resources Taskforce
 - iv. Task Force to Recommend a Response to the Expert Panel Report;
- 2) That the following Advisory/Steering Committees **BE DISCONTINUED** effective immediately with thanks, as alternative mechanisms have evolved which address the mandates of the committees:
 - v. Corporate Communications Committee
 - vi. Corporate Labour Relations Strategy Sub-Committee
 - vii. Culture Committee
 - viii. Smarter Niagara Steering Committee; and
- 3) That the following items **BE REFERRED** to the Procedural By-law Review Committee for consideration:
 - i. Elimination of Co-Chair system for Public Health and Social Services Committee
 - ii. Membership Limits for Standing Committees

Moved by Councillor Ip
Seconded by Councillor Butters

That clause 3 of the motion **BE AMENDED** by adding the following:

- iii. ***Membership on all Standing, Steering and Advisory Committees, even if renewable, be for a two (2) year term.***

Carried

Moved by Councillor Ip
Seconded by Councillor Edgar

That clause 2 of the motion **BE AMENDED** to remove the 2.viii. Smarter Niagara Steering Committee.

Carried

Moved by Councillor Easton
Seconded by Councillor Edgar

That clause two of the motion **BE AMENDED** to remove the 2.vii. Culture Committee.

Carried

Committee Chair Foster called the vote on the motion, as amended, as follows:

That Report CLK 05-2019, dated February 20, 2019, respecting Recommendations from Independent External Governance Auditor First Report, **BE RECEIVED** and the following recommendations **BE APPROVED**:

- 1) That the following Advisory/Steering Committees **BE DISCONTINUED** effective immediately with thanks, having completed the mandate for which they were established:
 - i. Chief Administrative Officer Recruitment Committee
 - ii. Glenridge Quarry Naturalization Site Liaison Committee
 - iii. Human Resources Taskforce
 - iv. Task Force to Recommend a Response to the Expert Panel Report;

- 2) That the following Advisory/Steering Committees **BE DISCONTINUED** effective immediately with thanks, as alternative mechanisms have evolved which address the mandates of the committees:
 - v. Corporate Communications Committee
 - vi. Corporate Labour Relations Strategy Sub-Committee; and
- 3) That the following items **BE REFERRED** to the Procedural By-law Review Committee for consideration:
 - i. Elimination of Co-Chair system for Public Health and Social Services Committee
 - ii. Membership Limits for Standing Committees
 - iii. Membership on all Standing, Steering and Advisory Committees, even if renewable, be for a two (2) year term.

Carried

7. CONSENT ITEMS FOR INFORMATION

7.1 CSC-C 4-2019

Councillor Information Request - Code of Conduct Documents

Moved by Councillor Ip

Seconded by Councillor Butters

That Correspondence Item CSC-C 4-2019, being a memorandum from A.-M. Norio, Regional Clerk, dated February 20, 2019, respecting Councillor Information Request - Code of Conduct Documents, **BE RECEIVED** for information and consideration be given to including in any future versions of the code that it be applicable to all citizen and Agency, Board, Commission and Committee Members.

Carried

7. CONSENT ITEMS FOR INFORMATION

7.2 CSC-C 6-2019

Shape Niagara - Council Strategic Planning Process

Moved by Councillor Easton
Seconded by Councillor Ip

That Correspondence Item CSC-C 6-2019, being a memorandum from K. DeLong, Manager, Internal Controls & Organizational Performance, dated February 20, 2019, respecting Shape Niagara - Council Strategic Planning Process, **BE RECEIVED** for information.

Carried

6. CONSENT ITEMS FOR INFORMATION

6.3 CLK 06-2019

Pregnancy and Parental Leave of Members of Council

Due to time constraints, Report CLK 06-2019, respecting Pregnancy and Parental Leave of Members of Council (Agenda Item 6.3), will be brought directly to the Council meeting being held on Thursday February 28, 2019.

8. OTHER BUSINESS

There were no items of other business.

9. CLOSED SESSION

Committee did not resolve into closed session.

Due to time constraints, Confidential Report CSD 19-2019, respecting A Matter of Advice that is Subject to Solicitor Client Privilege and Respecting Litigation - Summary of Civil Lawsuits Commenced Against the Regional Municipality of Niagara, Niagara Regional Police Service and Niagara Regional Housing (Agenda Item 9.1) will be brought to a future meeting of the Corporate Services Committee.

10. BUSINESS ARISING FROM CLOSED SESSION ITEMS

Committee did not resolve into closed session.

11. NEXT MEETING

The next meeting will be held on Wednesday, March 20, 2019 at 9:30 a.m. in the Council Chambers, Regional Headquarters.

12. ADJOURNMENT

There being no further business, the meeting adjourned at 12:42 p.m.

Councillor Foster
Committee Chair

Matthew Trennum
Deputy Regional Clerk

Ann-Marie Norio
Regional Clerk