THE REGIONAL MUNICIPALITY OF NIAGARA
PROCEEDINGS OF COUNCIL
OPEN SESSION

CL 09-2019
Thursday, April 25, 2019
Council Chamber
Niagara Region Headquarters, Campbell West
1815 Sir Isaac Brock Way, Thorold, ON

Council:	Bradley (Regional Chair), Butters, Bylsma, Campion, Chiocchio, Disero, Easton, Edgar, Fertich, Foster, Gale, Greenwood, Heit, Huson, Insinna, Ip, Jordan, Junkin, Nicholson, Redekop, Rigby, Sendzik, Steele, Ugulini, Villella, Whalen, Witteveen, Zalepa
Absent/Regrets:	Bellows, Darte, Diodati, Gibson
Staff:	D. Barnhart, Executive Officer to the Regional Chair, H. Chamberlain, Director, Financial Management & Planning/Deputy Treasurer, Dr. A. Feller, Associate Medical Officer of Health, D. Gibbs, Director, Legal & Court Services, C. Habermebl, Acting Commissioner, Public Works, T. Harrison, Commissioner/Treasurer, Enterprise Resource Management Services, D. Heyworth, Official Plan Policy Consultant, Dr. M. Hirji, Acting Medical Officer of Health, A. Jugley, Commissioner, Community Services, R. Mostacci, Commissioner, Planning & Development Services, A.-M. Norio, Regional Clerk, D. Pasto, Risk Management Program Manager, M. Trennum, Deputy Regional Clerk, R. Tripp, Acting Chief Administrative Officer

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1. CALL TO ORDER

Regional Chair Bradley called the meeting to order at 6:32 p.m.

2. LAND ACKNOWLEDGMENT STATEMENT

Councillor Ugulini read the Land Acknowledgment Statement.

3. MOMENT OF REFLECTION

Councillor Insinna read the statement of reflection.

4. SINGING OF 'O CANADA'

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

5. ADOPTION OF AGENDA

Moved by Councillor Ugulini
Seconded by Councillor Insinna

That Council Agenda CL 09-2019, **BE ADOPTED**.

Carried

6. DISCLOSURES OF PECUNIARY INTEREST

Councillor Edgar declared an indirect pecuniary interest with respect to the portion of the Public Health and Social Services Committee minutes PHSSC 04-2019 (Agenda Item 12.4) concerning Report COM 13-2019 respecting Actions to Inform Procurement Process of EarlyON Child and Family Centre (Minute Item 5.2) as it deals with Children's Services and his wife is the Director, Children's Services.

7. PRESENTATIONS

There were no presentations.

8. CHAIR'S REPORTS, ANNOUNCEMENTS, REMARKS

31st Annual St. Catharines Volunteer Recognition Event

The Regional Chair advised that he took part in the 31st annual volunteer recognition event in St. Catharines where nearly 100 individuals were acknowledged for their numerous contributions to their community.

State of the Region

The Chair advised that he was joined by leaders from across Niagara to deliver the annual State of the Region address on April 3, 2019. The focus was on Niagara's past successes, the importance of team work and the bright future that is ahead of us. Chair Bradley expressed his thanks to Dr. Dan Patterson, Dr. Gervan Fearon, Allie Hughes, Lori Beech, and Mike Watt for participating in the stimulating discussion panel, as well as Tim Dennis for his moderation.

Other Events

Chair Bradley advised that he attended the Para-sport Festival in Niagara Falls and the opening of the joint CMHA/Niagara Health addictions and mental health facility. The Chair also provided introductory remarks at the public unveiling of Dr. Siegel's policy brief on the state of the governance review at Brock University.

Provincial Budget – Public Health

The Regional Chair advised that the Province had announced the intention to consolidate 35 local health units across the province to 10 and the potential for an in-year budget impact for the Region as the traditional funding model will be changed, with additional costs being downloaded to the Region.

He noted that by 2022, the Public Health funding model may further be altered to put 40% of the burden on the local municipalities, however advised that the Province indicated these funding changes would have no impact on front line services and are designed to allow local communities to have more control over public health.

Provincial Budget – Community Services

Chair Bradley advised that Community Services has also received some initial budget information from the Province that indicate reductions in Provincial subsidies in specific portfolios effective in 2019. The Chair stated that the details and impacts of these changes for our services are under review as staff await further policy details from the Province, which we anticipate receiving over the next couple of weeks.

Provincial Budget Niagara Emergency Medical Service (EMS)

Chair Bradley advised that EMS operations and dispatch services are to be streamlined across Ontario while exploring new models of care and delivery of emergency health services. The Chair stated the details regarding the restructuring have not been released and that Regional staff are committed to bringing Council the most up-to-date information possible as more details of the budget become known.

Upcoming Events

Regional Chair Bradley reminded Councillors of the following:

- April 29, 2019 – Flag raising for Navy Week in Canada, April 29 to May 5
- May 4 and 5 – Remembrance of the Battle of the Atlantic and Navy week parade respectfully
- May 11 – Council Strategic Planning Training Education Workshop

9. DELEGATIONS

Prior to hearing the delegations, the Regional Chair reminded all present to be mindful of language as it relates to the discussions respecting the Transportation Infrastructure Means Protection Update.

9.1 Transportation Infrastructure Means Protection Update (Minute Item 5.2 of PWC 4-2019 (Agenda Item 12.4))

9.1.1 Julie Taffs, Resident, City of St. Catharines

Julie Taffs, Resident, City of St. Catharines, appeared before Council to share her personal experience with mental health services and to express support for the transportation infrastructure means protection.

9.1.2 Lacey Willmott, Resident, Town of Fort Erie

This delegation request was withdrawn.

9.1.3 Derek and Heather Tuba, Residents, City of St. Catharines

Derek and Heather Tuba, Residents, City of St. Catharines appeared before Council to share their personal experiences with mental health services and to express support for the transportation infrastructure means protection.

9.1.4 Taylor Thomas, Resident, City of St. Catharines

Council was advised that Ms. Thomas was unable to attend to provide her delegation.

10. ADOPTION OF MINUTES

Moved by Councillor Gale
Seconded by Councillor Huson

That Minutes CL 7-2019 and CL 8-2019 being the Open and Closed Session minutes of the Special and Regular Regional Council meetings held on Thursday, March 28, 2019, **BE ADOPTED**.

Carried

11. CORRESPONDENCE

11.1 Receive and/or Refer

Moved by Councillor Jordan
Seconded by Councillor Ugulini

That the following items **BE DEALT WITH** as follows:

CL-C 27-2019 respecting Triple Majority Achieved for By-law No. 2019-07 being a by-law to amend By-law 112-2013 being a by-law to protect children and vulnerable persons from exposure to outdoor second-hand smoke **BE RECEIVED**;

CL-C 33-2019 respecting Provincial Review of Regional Government, **BE RECEIVED**; and

CL-C 35-2019 respecting Parameters of Regional Matching Funding for Smarter Niagara Incentive Program Tax Increment Grants, **BE RECEIVED.**

Carried

11. CORRESPONDENCE

11.2 For Consideration

11.2.1 CL-C 28-2019

Request for Appointment to the Waste Management Planning Steering Committee

Moved by Councillor Ugulini
Seconded by Councillor Jordan

That Correspondence Item CL-C 28-2019, being a memorandum from A.-M. Norio, Regional Clerk, dated April 25, 2019, respecting Request for Appointment to the Waste Management Planning Steering Committee, **BE RECEIVED** and the following recommendations **BE APPROVED:**

1. That Councillor Edgar **BE APPOINTED** to the Waste Management Planning Steering Committee; and
2. That the Waste Management Planning Steering Committee Terms of Reference **BE AMENDED** to provide for representation from nine (9) members of Regional Council.

Carried

11.2.2 CL-C 34-2019

Standing Committee Appointment

Moved by Councillor Edgar
Seconded by Councillor Greenwood

That Correspondence Item CL-C 34-2019, being a memorandum from A.-M. Norio, Regional Clerk, dated April 25, 2019, respecting Standing Committee Appointment, **BE RECEIVED** and the following recommendation **BE APPROVED:**

1. That, effective immediately, Councillor Ip **BE APPOINTED** to the Public Works Committee.

Carried

12. COMMITTEE REPORTS - OPEN SESSION

12.1 Committee of the Whole

Minutes COTW 02-2019, Thursday, April 4, 2019

Moved by Councillor Heit
Seconded by Councillor Butters

That Report COTW 02-2019, being the Open Session minutes of the Committee of the Whole meeting held on Thursday, April 4, 2019, **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

Carried

12.2 Procedural By-law Review Committee

Minutes PBLRC 01-2019, Wednesday April 10, 2019

Moved by Councillor Ip
Seconded by Councillor Huson

That Report PBLRC 01-2019, being the Open Session minutes of the Procedural By-law Review Committee meeting held on Wednesday, April 10, 2019, **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

Carried

12.3 Committee of the Whole

Minutes COTW 03-2019, Thursday April 11, 2019

Moved by Councillor Nicholson
Seconded by Councillor Huson

That Report COTW 03-2019, being the Open Session minutes of the Committee of the Whole meeting held on Thursday, April 11, 2019, **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

Carried

12.4 Public Works Committee

Minutes PWC 4-2019, Tuesday, April 16, 2019

Moved by Councillor Rigby
Seconded by Councillor Edgar

That Report PWC 4-2019, being the Open and Closed Session minutes of the Public Works Committee meeting held on Tuesday, April 16, 2019, **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

12.4.1 Minute Item 5.2 respecting Transportation Infrastructure Means Protection Update

The recommendations respecting Transportation Infrastructure Means Protection Update contained in Minute Item 5.2 were considered separately as follows:

That Report PW 24-2019, dated April 16, 2019, respecting Transportation Infrastructure Means Protection Update, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That the recommendations contained in the Transportation Infrastructure Means Protection report, attached as Appendix 2 to Report PW 24-2019, **BE ENDORSED**;
2. That staff **BE DIRECTED** to proceed with the detailed design and tendering of the Transportation Infrastructure Means Protection project; and
3. That financing in the amount of $4,000,000 gross and net **BE INITIATED** from the approved 2019 capital budget for the Transportation Infrastructure Means Protection project and that the project **BE FUNDED** as follows:
    - Reserves – Capital Levy - $4,000,000

Moved by Councillor Gale
Seconded by Councillor Steele

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

4. ***That staff BE DIRECTED to request funding contributions from the Federal and Provincial Governments for the infrastructure means protection.***

Carried

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

That Report PW 24-2019, dated April 16, 2019, respecting Transportation Infrastructure Means Protection Update, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That the recommendations contained in the Transportation Infrastructure Means Protection report, attached as Appendix 2 to Report PW 24-2019, **BE ENDORSED**;
2. That staff **BE DIRECTED** to proceed with the detailed design and tendering of the Transportation Infrastructure Means Protection project;
3. That financing in the amount of $4,000,000 gross and net **BE INITIATED** from the approved 2019 capital budget for the Transportation Infrastructure Means Protection project and that the project **BE FUNDED** as follows:
    - Reserves – Capital Levy - $4,000,000; and
4. That staff **BE DIRECTED** to request funding contributions from the Federal and Provincial government for the infrastructure means protection.

Recorded Vote:

Yes (23): Butters, Campion, Chiocchio, Disero, Easton, Edgar, Fertich, Foster, Gale, Greenwood, Huson, Ip, Jordan, Junkin, Nicholson, Redekop, Sendzik, Steele, Ugulini, Villella, Whalen, Witteveen, Zalepa.

No (4): Bylsma, Heit, Insinna, Rigby.

Carried

Councillor Information Request(s):

Provide information respecting the number of beds dedicated to mental health patients available at the St. Catharines hospital. Councillor Rigby.

12.4.2 Balance of the recommendations from Public Works Committee

The Regional Chair called the vote on the balance of the recommendations from the Public Works Committee and declared it,

Carried

12.5 Public Health and Social Services Committee

Minutes PHSSC 04-2019, Tuesday, April 16, 2019

Moved by Councillor Chiocchio
Seconded by Councillor Jordan

That Report PHSSC 04-2019 being the Open Session minutes of the Public Health & Social Services Committee meeting held on Tuesday, April 16, 2019, **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

12.5.1 Minute Item 5.1 respecting Increasing Capacity for Suicide Prevention Efforts in Niagara

The recommendations respecting Increasing Capacity for Suicide Prevention Efforts in Niagara contained in Minute Item 5.1 were considered separately as follows:

That Report PHD 08-2019, dated April 16, 2019, respecting Increasing Capacity for Suicide Prevention Efforts in Niagara, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Regional Council **APPROVE** the creation of two full time equivalent positions in Public Health & Emergency Services to support mental health resiliency and community capacity-building, with these positions having a dedicated focus on addressing the burden of suicide in Niagara for two years;
2. That the ongoing operating budget requirements for this initiative **BE REFERRED** for consideration as part of the 2020 budget process; and
3. That staff **BE DIRECTED** to work with community partners to ensure that there are trained volunteer personnel at the location forthwith, that expenses be included in the budget and that funding be sought from the provincial government for this initiative.

Moved by Councillor Ip
Seconded by Councillor Campion

That the motion **BE AMENDED** to remove clause 3.

Recorded Vote:

Yes (3): Campion, Huson, Ip.

No (23): Butters, Bylsma, Chiocchio, Disero, Easton, Edgar, Fertich, Foster, Gale, Greenwood, Heit, Insinna, Jordan, Junkin, Nicholson, Redekop, Rigby, Steele, Ugulini, Villella, Whalen, Witteveen, Zalepa.

Defeated

Moved by Councillor Huson
Seconded by Councillor Steele

That the motion **BE AMENDED** to add the following clause:

4. That staff BE DIRECTED to provide a report respecting how Niagara Regional Police Services, Emergency Medical Services, Fire Departments and Public Health are collaborating with each other and with community support organizations on mental health servicing and programming to identify gaps and opportunities to enhance collaboration in order to achieve greater effectiveness of service delivery and the potential to reduce costs.

Carried

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

That Report PHD 08-2019, dated April 16, 2019, respecting Increasing Capacity for Suicide Prevention Efforts in Niagara, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Regional Council **APPROVE** the creation of two full time equivalent positions in Public Health & Emergency Services to support mental health resiliency and community capacity-building, with these positions having a dedicated focus on addressing the burden of suicide in Niagara for two years;
2. That the ongoing operating budget requirements for this initiative **BE REFERRED** for consideration as part of the 2020 budget process; and

3. That staff **BE DIRECTED** to work with community partners to ensure that there are trained volunteer personnel at the location forthwith, that expenses be included in the budget and that funding be sought from the provincial government for this initiative.

4. That staff **BE DIRECTED** to provide a report respecting how Niagara Regional Police Services, Emergency Medical Services, Fire Departments and Public Health are collaborating with each other and with community support organizations on mental health servicing and programming to identify gaps and opportunities to enhance collaboration in order to achieve greater effectiveness of service delivery and the potential to reduce costs.

Clauses 1, 2 and 4 were considered separately as follows:

1. That Regional Council **APPROVE** the creation of two full time equivalent positions in Public Health & Emergency Services to support mental health resiliency and community capacity-building, with these positions having a dedicated focus on addressing the burden of suicide in Niagara for two years;

2. That the ongoing operating budget requirements for this initiative **BE REFERRED** for consideration as part of the 2020 budget process; and

4. That staff **BE DIRECTED** to provide a report respecting how Niagara Regional Police Services, Emergency Medical Services, Fire Departments and Public Health are collaborating with each other and with community support organizations on mental health servicing and programming to identify gaps and opportunities to enhance collaboration in order to achieve greater effectiveness of service delivery and the potential to reduce costs.

Recorded Vote:

Yes (26): Butters, Bylsma, Campion, Chiocchio, Disero, Easton, Edgar, Fertich, Foster, Gale, Greenwood, Heit, Huson, Insinna, Ip, Jordan, Junkin, Nicholson, Redekop, Rigby, Steele, Ugulini, Villella, Whalen, Witteveen, Zalepa.

No (0).

Carried

Clause 3 was considered separately as follows:

3. That staff **BE DIRECTED** to work with community partners to ensure that there are trained volunteer personnel at the location forthwith, that expenses be included in the budget and that funding be sought from the provincial government for this initiative.

Recorded Vote:

Yes (21): Butters, Bylsma, Chiocchio Disero, Easton, Edgar, Fertich, Foster, Gale, Heit, Huson, Insinna, Jordan, Nicholson, Redekop, Rigby, Steele, Ugulini, Villella, Whalen, Zalepa.

No (5): Campion, Greenwood, Ip, Junkin, Witteveen.

Carried

12.5.2 Balance of the recommendations from Public Health and Social Services Committee

The Regional Chair called the vote on the balance of the recommendations from the Public Health and Social Services Committee and declared it,

Carried

12.6 Corporate Services Committee

Minutes CSC 04-2019, Wednesday, April 17, 2019

Moved by Councillor Whalen
Seconded by Councillor Disero

That Report CSC 04-2019 being the Open Session minutes of the Corporate Services Committee meeting held on Wednesday, April 17, 2019, **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

Carried

12.7 Planning and Economic Development Committee

Minutes PEDC 4-2019, Wednesday, April 17, 2019

Moved by Councillor Huson
Seconded by Councillor Steele

That Report PEDC 4-2019 being the Open Session minutes of the Planning & Development Committee meeting held on Wednesday, April 17, 2019, **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

Carried

13. CHIEF ADMINISTRATIVE OFFICER'S REPORT(S)

There were no Chief Administrative Officer Reports.

14. MOTIONS

14.1 Community Improvement Plan Areas Eligible for 2019 Smarter Niagara Incentive Program Funding

Moved by Councillor Redekop
Seconded by Councillor Heit

1. That staff **BE DIRECTED** to consider eligible requests for Regional matching funding for Smarter Niagara Incentive Program simple grants (Environmental Assessment Study Grant, Building and Façade Improvement Grant/Loan, Residential Grant/Loan, Heritage Restoration and Improvement Grant/Loan, Planning Studies Grant) for 2019 in all locally approved or revised Community Improvement Plans (CIP) (and/or CIPs locally approved or revised until December 31, 2019), as per existing program budget and parameters; and
2. That staff **PREPARE** a report for the Planning and Economic Development Committee meeting being held on May 8, 2019 that outlines the financial implications of tax related grants under Community Improvement Plans (CIP) and the Regional grant and incentive programs.

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

1. That staff **BE DIRECTED** to consider eligible requests for Regional matching funding for Smarter Niagara Incentive Program ***all*** simple grants (***e.g.*** Environmental Assessment Study Grant, Building and Façade Improvement Grant/Loan, Residential Grant/Loan, Heritage Restoration and Improvement Grant/Loan, Planning Studies Grant) for 2019 in all locally approved or revised Community Improvement Plans (CIP) (and/or CIPs locally approved or revised until December 31, 2019), as per existing program budget and parameters; and
2. That staff **PREPARE** a report for the Planning and Economic Development Committee meeting being held on May 8, 2019 that outlines the financial implications of tax related grants under Community Improvement Plans (CIP) and the Regional grant and incentive programs.

The Regional Chair called the vote on the motion, as amended, and declared it,

Carried

14.2 Discussion of Provincial Review of Regional Government

Moved by Councillor Fertich
Seconded by Councillor Witteveen

Whereas on January 15, 2019, the Provincial Government announced it would be undertaking a review of the province's Regional governments;

Whereas Correspondence Item COTW-C 02-2019 respecting Provincial Review of Regional Government provided information that the local area mayors and Chief Administrative Officers have collaborated on an action plan related to the review;

Whereas it is important that Regional Councillors also have an opportunity to provide input on this review.

NOW THEREFORE BE IT RESOLVED:

1. That Regional Council **BE PROVIDED** with an opportunity to have a fulsome discussion respecting the Provincial Review of Regional Government; and
2. That staff **BE DIRECTED** to include the topic of Provincial Review of Regional Government on the agenda for the Committee of the Whole meeting being held on May 2, 2019.

Carried

15. NOTICES OF MOTION

There were no notices of motion.

16. OTHER BUSINESS

16.1 Folk Arts Festival

Councillor Heit announced that the Folk Arts Festival was currently taking place in St. Catharines and encouraged members to attend.

16.2 Niagara Region Water Wagon

Councillor Rigby advised that Niagara Region had unveiled a new water wagon, which will be used at community events to provide cold, fresh water to the public. He congratulated staff on this initiative.

16.3 Pelham Art Festival Show and Sale

Councillor Huson announced the Pelham Art Festival Show and Sale will take place from May 10 to May 12, 2019 at the Meridian Community Centre in Pelham.

16.4 Zonta Club 90 Anniversary

Councillor Greenwood announced the Zonta Club of St. Catharines would be celebrating its 90th anniversary at the Rockway Glen Golf Course on Sunday, April 28, 2019.

16.5 Niagara Day on the Hill

Councillor Witteveen announced that May 8, 2019 would be Niagara Day on Parliament Hill in Ottawa. The Grape Growers of Ontario and others will be showcasing Niagara agriculture and tourism.

16.6 Earth Week

Catharine Habermebl, Acting Commissioner, Public Works, announced Earth Week, April 22 – 26 and noted the Region was offering tours of the recycling facility, conducting battery collection and other recycling related activities for Regional Staff.

17. MOTION FOR CLOSED SESSION

Council did not resolve into closed session.

18. CLOSED SESSION

Council did not resolve into closed session.

19. REPORT FROM CLOSED SESSION

Council did not resolve into closed session.

20. BY-LAWS

Moved by Councillor Villella
Seconded by Councillor Chiocchio

Bill 2019-38
A by-law to accept, assume and dedicate part of Lot 23, Concession 3, in the City of St. Catharines as part of Regional Road No. 38 (Martindale Road).

Bill 2019-39
A by-law to accept, assume and dedicate Part of Lot 45 CP Plan 5, in the City of St. Catharines as part of Regional Road No. 48 (Niagara Street).

Bill 2019-40
A by-law to accept, assume and dedicate part of Township Lot 76, part of the road allowance between Township Lots 73 and 74, part of the road allowance between Township Lots 74 and 76, in the City of Niagara Falls as part of Regional Road No. 57 (Thorold Stone Road).

Bill 2019-41
A by-law to amend By-law No. 120-2010, the Procedural By-law (Section 9).

Bill 2019-42
A by-law to set tax ratios and tax rate reductions for prescribed property subclasses for Regional purposes and area municipal purposes for the year 2019.

Bill 2019-43
A by-law to set and levy the rates of taxation for Regional general and special purposes for the year 2019.

Bill 2019-44
A by-law to adopt optional tools for the purposes of administering limits for the commercial, industrial and multi-residential property classes for the year 2019.

Bill 2019-45
A by-law to adopt, ratify and confirm the actions of Regional Council at its meeting held on April 25, 2019.

Bill 2019-41 was considered separately as follows:

That Bill 2019-41 being a by-law to amend By-law No. 120-2010, the Procedural By-law (Section 9) **BE NOW READ** and **DO PASS**.

Two-thirds majority having been achieved, the Regional Chair declared the vote,

Carried

The Regional Chair called the vote on the balance of the motion and declared it,

Carried

21. ADJOURNMENT

There being no further business, the meeting adjourned at 9:27 p.m.

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Jim Bradley
Regional Chair

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Matthew Trennum
Deputy Regional Clerk

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Ann-Marie Norio
Regional Clerk