

**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
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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, Darte, Diodati, Disero, Easton, Fertich, Foster, Gale, Gibson, Greenwood, Heit, Huson, Insinna, Ip, Jordan, Junkin, Redekop, Rigby, Sendzik, Steele, Ugulini, 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