

**THE REGIONAL MUNICIPALITY OF NIAGARA
PUBLIC WORKS COMMITTEE
MINUTES**

PWC 9-2023

Tuesday, September 12, 2023

**Council Chamber - In Person and Electronic Meeting
Niagara Region Headquarters, Campbell West
1815 Sir Isaac Brock Way, Thorold, ON**

Committee: Bradley* (Regional Chair), Diodati, Easton, Foster, Gale, Grant, Heit, Huson, Insinna (Committee Vice-Chair), Morocco, Seaborn, Ugulini, Witteveen (Committee Chair), Zalepa*

Other Councillors: Ganann* (via Video Conference)

Absent/Regrets: Chiochio, Junkin, Rigby, Siscoe, Sorrento, Steele, Villella

Staff: D. Barnhart, Chief of Staff, Governance*, A. Basic, Legislative Assistant, D. Carnegie, Acting Commissioner, Public Works, H. Furtado, Director, Financial Management & Planning/Deputy Treasurer, D. Gibbs, Director, Legal & Court Services*, C. Habermebl, Director, Waste Management Services, R. Muzzell, Manager, Program Financial Support, A.-M. Norio, Regional Clerk, M. Sergi, Commissioner, Growth Strategy & Economic Development*, M. Singzon, Manager, Waste Collection and Diversion, J. Spratt, Legislative Coordinator, S. Tait, Manager, Policy and Planning, Waste Management Services, F. Tassone, Director, Transportation Services, J. Tonellato, Director, Water & Wastewater Services, R. Tripp, Chief Administrative Officer, B. Wilson, Legal Counsel*

* indicates members who participated electronically, all other members participated in person

1. CALL TO ORDER

Committee Chair Witteveen called the meeting to order at 9:30 a.m.

2. DISCLOSURES OF PECUNIARY INTEREST

There were no disclosures of pecuniary interest.

3. PRESENTATIONS

There were no presentations.

4. **DELEGATIONS**

There were no delegations.

5. **ITEMS FOR CONSIDERATION**

5.1 **PW 28-2023**

Feasibility Study to Explore a Joint Operations Centre with the Town of Pelham Public Works Department

Moved by Councillor Foster
Seconded by Councillor Seaborn

That Report PW 28-2023, dated September 12, 2023, respecting Feasibility Study to Explore a Joint Operations Centre with the Town of Pelham Public Works Department, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That staff **BE AUTHORIZED** to retain the services of a consultant through a competitive process to perform the following in support of exploring the potential for a joint public works operations centre with the Town of Pelham:
 - (a) Conduct a feasibility study to investigate options to establish a new joint Operations Centre with the Town of Pelham Public Works Department at the current Niagara Region Pelham Patrol Yard property located at 1495 Victoria Ave, Fenwick, the costs of which will be shared with the Town of Pelham; and
 - (b) Concurrently conduct a service delivery review of the Region's Pelham Patrol Yard to determine the future capacity needs of the Region.

Carried

5.2 **PW 36-2023**

Provision of Depot Collection Services on Behalf of Producers for Residential Blue Box Program

Moved by Councillor Insinna
Seconded by Councillor Gale

That Report PW 36-2023, dated September 12, 2023, respecting Provision of Depot Collection Services on Behalf of Producers for Residential Blue Box Program, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Regional Council **APPROVE** the provision of residential Blue Box depot collection and haulage services and related promotion and education (collectively the “**Depot Services**”) on behalf of Circular Materials Ontario (CMO), during the transition period of January 1, 2024 to December 31, 2025, subject to confirmation by Staff that the compensation to be provided by CMO to the Region for the Depot Services is on a full cost recovery basis; and
2. That the Regional Chair and Regional Clerk **BE AUTHORIZED** to execute CMO’s standard form contract document(s) for the Region’s provision of Depot Services at Niagara Region’s public drop off depots and at Walker Environmental Group Inc. on a full cost recovery basis.

Carried

5.3 PW 38-2023

Bridge Street Site Operations Contract

Moved by Councillor Morocco
Seconded by Councillor Grant

That Report PW 38-2023, dated September 12, 2023, respecting Bridge Street Site Operations Contract, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Contract 2023-T-45 Bridge Street Waste and Recycling Drop-Off Depot and Leaf & Yard Waste Composting Facility Operations, **BE AWARDED** to the lowest compliant bidder, Waste Innovators Niagara Inc., at their tender price of \$1,129,873 per year (including 13% HST) for a term of five (5) years, with an option in favour of Niagara Region to extend the term for up to five (5), six (6) month periods; and
2. That the Regional Chair and Regional Clerk **BE AUTHORIZED** to execute the contract and any required documents related thereto in a form satisfactory to the Director of Legal and Court Services.

Carried

5.4 PW 40-2023

Terms of Reference for the Transportation Strategy Steering Committee

Moved by Councillor Foster
Seconded by Councillor Ugulini

That Report PW 40-2023, dated September 12, 2023, respecting Terms of Reference for the Transportation Strategy Steering Committee, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That the terms of reference attached as Appendix 1 **BE ENDORSED** for the establishment of a new advisory committee to the Public Works Committee called the Transportation Strategy Steering Committee (TSSC) to replace existing transportation-related steering committees;
2. That Regional Council **REQUEST** the Local Area Municipalities submit their recommendations for representatives for the Transportation Strategy Steering Committee, based on the criteria outlined in Report PW 40-2023, to the Regional Clerk no later than October 27, 2023;
3. That the Transportation Steering Committee (TSC) **BE DISSOLVED** and that past members of the Committee **BE NOTIFIED**;
4. That the Active Transportation Sub Committee (ATSC) **BE DISSOLVED** and that past members of the Committee **BE NOTIFIED**; and
5. That the Greater Niagara Circle Route Committee (GNCRC) **BE DISSOLVED** and that past members of the Committee **BE NOTIFIED**.

Carried

Councillor Information Request(s):

Ensure collaboration with Local Area Municipalities to address the broad needs of the community with respect to active transportation. Councillor Easton.

5.5 PW 41-2023

Award of Contract 2023-T-128 Quaker Road Sanitary Trunk Sewer between Pelham Street and Rice Road in The Town of Pelham and City of Welland

Moved by Councillor Huson

Seconded by Councillor Easton

That Report PW 41-2023, dated September 12, 2023, respecting Award of Contract 2023-T-128 Quaker Road Sanitary Trunk Sewer between Pelham Street and Rice Road in The Town of Pelham and City of Welland, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Contract 2023-T-128 Quaker Road Sanitary Trunk Sewer between Pelham Street and Rice Road in The Town of Pelham and City of Welland **BE AWARDED** to the lowest compliant bidder, Peter's Excavating Inc. at their bid price of \$12,066,888.63 (including 13% HST).

Carried

5.6 PW 44-2023

Appointments to Niagara Road 12 Landfill Citizen Liaison Committee

Moved by Councillor Heit

Seconded by Councillor Seaborn

That Report PW 41-2023, dated September 12, 2023, respecting Appointments to Niagara Road 12 Landfill Citizen Liaison Committee, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That the recommendation contained in Confidential Appendix I to Report PW 44-2023, **BE APPROVED**, confirming the appointments for the remainder of this term of Council to the Niagara Road 12 Landfill Citizen Liaison Committee.

Carried

6. CONSENT ITEMS FOR INFORMATION

Moved by Councillor Morocco

Seconded by Councillor Ugolini

That the following items **BE RECEIVED** for information:

PW 43-2023

Niagara Children's Water Festival Summary

WMPSC 4-2023

Waste Management Planning Steering Committee Open and Closed Minutes from August 29, 2023

Carried

7. OTHER BUSINESS

7.1 Go Station Update

Councillor Seaborn requested an update on the Grimsby Go Station implementation. Staff informed Committee that an update would be brought to a future meeting of the Planning and Economic Development Committee.

8. CLOSED SESSION

Moved by Councillor Diodati
Seconded by Councillor Morocco

That this Committee **DO NOW MOVE** into Closed Session for the purposes of receiving information of a confidential nature respecting:

A Matter of Commercial Information Supplied in Confidence and a Position to be Applied to Negotiations under s. 239(2)(i) and (k) of the Municipal Act, 2001 - Recycling Collection from Non-Eligible Sources under Blue Box Regulation (O. Reg 391/21)

Carried

Committee resolved into closed session at 9:48 a.m.

9. BUSINESS ARISING FROM CLOSED SESSION ITEMS

Committee reconvened in open session at 10:40 a.m. with the following individuals in attendance:

Committee: Bradley* (Regional Chair), Diodati, Easton, Foster, Gale, Grant, Heit, Huson, Insinna (Committee Vice-Chair), Morocco, Seaborn, Ugulini, Witteveen (Committee Chair), Zalepa*

Other Councillors: Ganann* (via Video Conference)

Absent/Regrets: Chiocchio, Junkin, Rigby, Siscoe, Sorrento, Steele, Villella

Staff: A. Basic, Legislative Assistant, D. Carnegie, Acting Commissioner, Public Works, H. Furtado, Director, Financial Management & Planning/Deputy Treasurer, D. Gibbs, Director, Legal & Court Services*, R. Muzzell, Manager, Program Financial Support, A.-M. Norio, Regional Clerk, M. Sergi, Commissioner, Growth Strategy & Economic Development*, M. Singzon, Manager, Waste Collection and Diversion, J. Spratt, Legislative Coordinator, S. Tait, Manager, Policy and Planning, Waste Management Services, R. Tripp, Chief Administrative Officer, B. Wilson, Legal Counsel*

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9.1 Confidential PW 37-2023

A Matter of Commercial Information Supplied in Confidence and a Position to be Applied to Negotiations under s. 239(2)(i) and (k) of the Municipal Act, 2001 - Recycling Collection from Non-Eligible Sources under Blue Box Regulation (O. Reg 391/21)

Moved by Councillor Ugolini
Seconded by Councillor Seaborn

That Report PW 37-2023, dated September 12, 2023, A Matter of Commercial Information Supplied in Confidence and a Position to be Applied to Negotiations under s. 239(2)(i) and (k) of the Municipal Act, 2001 - Recycling Collection from Non-Eligible Sources under Blue Box Regulation (O. Reg 391/21), **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

Carried

Councillor Information Request(s):

Committee requested the following information respecting Recycling Collection from Non-Eligible Sources under Blue Box Regulation (O.Reg 391/21):

- Provide options for the recycling collection program within the next six (6) months
- Provide information on a communication plan for the upcoming changes and implementation guidelines in order to inform the public respecting changes to the recycling collection program
- Request the Regional Chair send a letter to the Premier of Ontario, Ministry of the Environment, Conservation and Parks, and Local Members of Provincial Parliament, expressing concerns with the changes to the recycling collection program
- Provide information on how other provinces are managing Blue Box EPR programs and how businesses are managed within these regulations
- Determine how many non-eligible sources are using private recycling collection services and if the private sector had capacity to manage the non-eligible sources going forward

10. **NEXT MEETING**

The next meeting will be held on Tuesday, October 10, 2023, at 9:30 a.m. in the Council Chamber, Regional Headquarters.

11. ADJOURNMENT

There being no further business, the meeting adjourned at 10:53 a.m.

Councillor Witteveen
Committee Chair

Jenna Spratt
Legislative Coordinator

Ann-Marie Norio
Regional Clerk