

**THE REGIONAL MUNICIPALITY OF NIAGARA  
PROCEEDINGS OF COUNCIL  
MINUTES**

**CL 11-2024**

**Thursday, July 25, 2024**

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

- Council: Bradley (Regional Chair), Bateman\*, Campion, Chiocchio, Craitor\*, Davies, Diodati\*, Easton, Foster\*, Gale, Ganann\*, Grant, Heit, Huson, Insinna, Ip, Jordan\*, Junkin\*, Kaiser, Morocco, Redekop, Rigby, Seaborn, Secord, Siscoe, Sorrento, Steele, Ugulini, Villella, Whalen, Witteveen, Zalepa\*
- Staff: D. Barnhart, Chief of Staff, Governance, B. Brens, Associate Director, Budget Planning & Strategy, D. Carnegie, Deputy Chief Administrative Officer/Acting Commissioner, Corporate Services, D. Gibbs, Director, Legal & Court Services, C. Habermebl, Director, Waste Management Services, A. Jugley, Commissioner, Community Services, Dr. A. Kasmani, Medical Officer of Health, K. Lotimer, Deputy Clerk, B. Menage, Director, Procurement & Strategic Acquisitions\*, D. Morreale, Director, Development Approvals, A.-M. Norio, Regional Clerk, T. Ricketts, Commissioner, Public Works, M. Sergi, Commissioner, Growth Strategy & Economic Development, G. Spezza, Director, Economic Development, J. Spratt, Legislative Coordinator, F. Tassone, Director, Transportation Services, R. Tripp, Chief Administrative Officer
- Others Present: C. Stout, General Manager, Niagara Transit Commission\*

\* indicates participants who attended the meeting electronically,  
all others participated in person

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**1. CALL TO ORDER**

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

**2. LAND ACKNOWLEDGEMENT STATEMENT**

Councillor Kaiser read the Land Acknowledgment Statement.

3. **ADOPTION OF AGENDA**

3.1 **Addition of Items**

Moved by Councillor Villella  
Seconded by Councillor Kaiser

That Laura Stewart and Zeina Othman **BE PERMITTED** to appear before Council as individual delegates respecting Recommended Changes to Council's Procedural By-law and Code of Conduct for Members of Council and Local Boards (CLK 3-2024, Agenda Item 10.1).

**Carried**

3.2 **Changes in Order of Items**

Moved by Councillor Ip  
Seconded by Councillor Chiocchio

That the order of the agenda **BE AMENDED** to move the presentation associated with Report CLK 3-2024, respecting Recommended Changes to Council's Procedural By-law and Code of Conduct for Members of Council and Local Boards (Agenda Item 10.1) to follow the Chair's Report (Agenda Item 6).

**Carried**

Moved by Councillor Ip  
Seconded by Councillor Foster

That the order of the agenda **BE AMENDED** to move the consideration of Report CLK 3-2024, respecting Recommended Changes to the Procedural By-law and Code of Conduct for Members of Council and Local Boards (Agenda Item 10.1) to immediately following the delegations on this matter (Agenda Items 7.1.1 to 7.1.10).

**Carried**

Moved by Councillor Secord  
Seconded by Councillor Whalen

That Council Agenda CL 11-2023, **BE ADOPTED**, as amended.

**Carried**

4. **DISCLOSURES OF PECUNIARY INTEREST**

There were no disclosures of pecuniary interest.

**5. PRESENTATIONS**

**5.1 Asahi Kasei Group - Lithium-ion Battery Separator Plant, City of Port Colborne (Project Eagle)**

George Spezza, Director, Economic Development, introduced Prasad Puttagunta, Project Manager, Asahi Kasei Battery Separator Canada Corporation, who provided an introduction of the Asahi Kasei Group. Topics of the presentation included:

- Corporate Profile
- Asahi Kasei: Investing in North America
- Asahi Kasei and the Lithium-ion Battery
- What are Battery Separators?
- Asahi Kasei Battery Separators for the Automotive Market
- Global Operations - Expanding to Meet Demand
- North American Lithium-ion Battery Separator Market = Asahi Kasei's Target
- Planned Investment in Canadian Operations
- Why Niagara, Ontario, Canada?
- Sustainability Initiatives
- Community Partnership Examples

**5.2 Investing in Ontario - City of Port Colborne (Project Eagle)**

Khawar Nasim, Vice President Business Development, and Stefano Sanguigni, Director, Investor Services, Invest Ontario, provided information respecting Investing in Ontario. Topics of the presentation included:

- Why Invest in Ontario?
- Creating Impact for Ontario
- Focused on Ontario Strengths
- Customized Service Offerings
- Invest in Ontario Successes
- Invest Ontario 2023-2024
- Largest Deal Landed by Invest Ontario - Asahi Kasei
- Team Ontario Approach
- Collaborative Efforts and Opportunities in Transforming Ontario's Supply Chain

**6. CHAIR'S REPORTS, ANNOUNCEMENTS, REMARKS**

The Regional Chair provided an update respecting activities within the Region.

**10. ITEMS FOR CONSIDERATION**

**CLK 3-2024**

Recommended Changes to Council's Procedural By-law and Code of Conduct for Members of Council and Local Boards

Daryl Barnhart, Chief of Staff, and Ann-Marie Norio, Regional Clerk, provided information respecting the Proposed Procedural By-law Changes as outlined in Report CLK 3-2024. Topics of the presentation included:

- Background: Direction from Council
- Summary of the Integrity Commissioner's Findings
- Environmental Scan Process
- Environmental Scan Results
- Options for Implementation
- Timelines and Approval Process

**7. DELEGATIONS**

**7.1 Recommended Changes to Council's Procedural By-law and Code of Conduct for Members of Council and Local Boards (CLK 3-2024, Agenda Item 10.1)**

**7.1.1 Sandor Ligetfalvy, Resident, City of Niagara Falls**

Sandor Ligetfalvy, resident, City of Niagara Falls, appeared before Council in support of the proposed amendments to the Procedural By-law and the Code of Conduct for Members of Council and Local Boards.

**7.1.2 Saleh Waziruddin, Resident, City of St. Catharines**

Saleh Waziruddin, resident, City of St. Catharines, appeared before Council to request that Council reject the proposed amendments to the Procedural By-law.

**7.1.3 CC Beaver, Niagara Palestine Coalition**

CC Beaver, Niagara Palestine Coalition, appeared before Council, in opposition of the proposed amendments to the Procedural By-law.

7.1.4 Dawoud Najmudin, Resident, City of Welland

Dawoud Najmudin, resident, City of Welland, appeared before Council, to request that Council reject the proposed amendment to Section 9 of the Procedural By-law prohibiting signs, props, placards or flags at meetings of Regional Council or its committees.

7.1.5 Gabriel Gebril, Resident, City of St. Catharines

Gabriel Gebril, resident, City of St. Catharines, appeared before Council in opposition of the proposed changes to the Procedural By-law.

7.1.6 Rachel Reid, Resident, City of St. Catharines

Rachel Reid, resident, City of St. Catharines, appeared before Council to request that Council reject the proposed amendments to the Procedural By-law.

7.1.7 Michelle Zubrinich, Resident, City of St. Catharines

Michelle Zubrinich, resident, City of St. Catharines, appeared before Council, in opposition of the proposed amendments to the Procedural By-law.

7.1.8 Laura Stewart, Resident, Township of West Lincoln

Laura Stewart, resident, Township of West Lincoln, appeared before Council, to express concerns with the proposed amendments to the Procedural By-law and asked Council to reject the recommended changes.

7.1.9 Susan Howard-Azzeh, Resident, City of St. Catharines

This delegation request was withdrawn.

7.1.10 Zeina Othman, Resident, City of St. Catharines

Zeina Othman, resident, City of St. Catharines, appeared before Council to request that Council reject the proposed amendments to the Procedural By-law.

**10. ITEMS FOR CONSIDERATION**

**10.1 CLK 3-2024**

Recommended Changes to Council's Procedural By-law and Code of Conduct for Members of Council and Local Boards

Moved by Councillor Morocco

Seconded by Councillor Ip

That Report CLK 3-2024, dated July 25, 2024, respecting Recommended Changes to Council's Procedural By-law and Code of Conduct for Members of Council and Local Boards, **BE RECEIVED** and the following recommendation **BE APPROVED**:

1. That Regional Council **APPROVE** the following changes to the Procedural By-law and Code of Conduct for Members of Council and Local Boards:
  - a) Amend section 1 of the Procedural By-law to include a definition of "jurisdiction";
  - b) Amend section 19 of the Procedural By-law to include a provision requiring all motions dealing with issues outside Regional Council's core jurisdiction to have a mover and seconder identified before being added to the agenda;
  - c) Amend section 19 of the Procedural By-law to include a provision encouraging Members of Council to consult with the Chief Administrative Officer and Regional Clerk before bringing a motion forward that would be considered outside of the Region's jurisdiction;
  - d) Amend section 12 of the Code of Conduct for Members of Council and Local Boards to include a provision discouraging Members of Council from fraternizing or engaging with members of the gallery while Council or Committee is in session;
  - e) Amend section 9 of the Procedural By-law, in accordance with the Procedural By-law Review Committee's recommendation, to include a provision that members of the public, including delegates, are not permitted to have signs, props, placards or flags of any kind at meetings of Regional Council or its Committees;

- f) Amend section 9 of the Procedural By-law to include a provision prohibiting members of the public from applauding, heckling, making other audible demonstrations of support or opposition or engaging in conversation or other behaviour which may be considered to be disruptive, inconsiderate, disrespectful or intimidating to others; and
- g) Amend section 11 of the Procedural By-law to include a provision that any correspondence submitted by a member of the public regarding the conduct of a Councillor(s) shall not be placed on a Council or Committee agenda and the member of the public shall be directed to address the concern(s) through the established Code of Conduct complaint process; including that anonymous communications will not be forwarded to Council Members or Regional staff and will not be retained by the Clerk.

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

- h) Amend section 13.4 of the Procedural By-law to add the provision “Examples of a detailed brief can include presentation materials, a detailed written submission or speaking notes. Requests that do not include a detailed brief or fail to demonstrate sufficient relevance to an agenda item will be denied by the Clerk.”***

Moved by Councillor Zalepa  
Seconded by Councillor Kaiser

That clause 1. h) of the motion **BE REFERRED** to the Procedural By-law Review Committee meeting for consideration at its next meeting.

**Defeated**

Moved by Councillor Morocco  
Seconded by Councillor Sorrento

That the question **BE CALLED**.

**Carried**

A request was made to vote on clause 1. h) separately.

The Regional Chair called the vote on clauses 1.a) through 1.g):

Recorded Vote:

Yes (26): Champion, Chiocchio, Craitor, Davies, Easton, Foster, Ganann, Grant, Huson, Insinna, Ip, Jordan, Kaiser, Morocco, Redekop, Rigby, Seaborn, Secord, Siscoe, Sorrento, Steele, Ugulini, Villella, Whalen, Witteveen, Zalepa.

No (2): Bateman, Junkin.

**Carried**

The Regional Chair called the vote on clause 1.h):

Recorded Vote:

Yes (22): Champion, Chiocchio, Craitor, Davies, Easton, Foster, Ganann, Grant, Huson, Ip, Jordan, Morocco, Redekop, Rigby, Seaborn, Secord, Siscoe, Sorrento, Steele, Ugulini, Whalen, Witteveen.

No (6): Bateman, Insinna, Junkin, Kaiser, Villella, Zalepa.

**Carried**

## **8. ADOPTION OF MINUTES**

Moved by Councillor Redekop

Seconded by Councillor Grant

That the following minutes of Regional Council **BE ADOPTED**:

Open and Closed Session Minutes CL 9-2024, Thursday, June 27, 2024  
(Regular Meeting)

Open and Closed Session Minutes CL 10-2024, Thursday, July 18, 2024  
(Special Meeting)

**Carried**



9. **CORRESPONDENCE**

Moved by Councillor Steele  
Seconded by Councillor Ugulini

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

PDS-C 21-2024  
Lithium-ion Battery Separator Plant, City of Port Colborne (Project Eagle)

CL-C 59-2024  
Notice of Procedural By-law Amendment

CL-C 69-2024  
Correspondence from Abigail Willms, Resident, St. Catharines, respecting the  
Procedural By-law Amendments

**Carried**

10. **ITEMS FOR CONSIDERATION**

10.2 **PW 21-2024**

Award of Contract 2024-T-90 - Niagara Road 12 Landfill Site Operations

Moved by Councillor Whalen  
Seconded by Councillor Ugulini

That Report PW 21-2024, dated July 25, 2024, respecting Award of  
Contract 2024-T-90 - Niagara Road 12 Landfill Site Operations, **BE  
RECEIVED** and the following recommendations **BE APPROVED**:

1. That Contract 2024-T-90 Niagara Road 12 Landfill site for the operations of the Waste Disposal, Residential Waste and Recycling Drop-Off Depot and Leaf and Yard Waste Compost Operations, **BE AWARDED** to the lowest compliant bidder, Future Waste System (Niagara) Inc., at the first year tender price of \$2,124,348 (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 three (3) one (1) year 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**

10.3 CL-C 58-2024

Niagara Transit Commission Request - Operating Brand Name Change  
(Report NTC 16-2024)

Moved by Councillor Siscoe

Seconded by Councillor Easton

That Memorandum CL-C 58-2024, dated July 25, 2024, respecting  
Niagara Transit Commission Request - Operating Brand Name Change  
(Report NTC 16-2024), **BE RECEIVED**; and

That Council **APPROVE** the proposed operating brand name change of  
Niagara Region Transit to Niagara Transit, pursuant to section 2.1 of  
Niagara Transit Commission's Establishing By-law.

**Carried**

10.4 CL-C 60-2024

2024 Operating Budget Amendment - Training Unit - Niagara Regional  
Police Service

Moved by Councillor Ip

Seconded by Councillor Chiocchio

That Correspondence Item CL-C 60-2024, being a letter from D. Reid,  
Executive Director, Regional Municipality of Niagara Police Service Board,  
dated July 3, 2024, respecting 2024 Operating Budget Amendment –  
Training Unit, **BE RECEIVED**; and

That, in accordance with the notice provisions of the Region's Public  
Notice Policy (Corporate Policy C-RC-005), Regional Council **APPROVE**  
a budget adjustment to the Niagara Regional Police Service 2024  
operating budget in the amount of \$385,000 funded by a transfer from the  
Police Contingency Reserve Fund, to fund one-time expenditures related  
to the implementation of the Community Safety and Policing Act, 2019.

**Carried**

**11. COMMITTEE REPORTS - OPEN SESSION**

**11.1 Procedural By-law Review Committee**

Minutes PBLRC 3-2024, Tuesday, June 25, 2024

Moved by Councillor Rigby

Seconded by Councillor Seaborn

That Minutes PBLRC 3-2024 being the Open Session minutes of the Procedural By-law Review Committee meeting held on Tuesday, June 25, 2024, **BE RECEIVED** and the recommendations contained therein **BE APPROVED** save and except Minute Item 5.1.

**11.1.1 Minutes PBLRC 3-2024, Minute Item 6.1 respecting Singing of National Anthem at Council Meetings**

The motion contained in Minute Item 6.1 was considered separately as follows:

That Memorandum PBLRC-C 6-2024, dated June 25, 2024, respecting Singing of National Anthem at Council Meetings **BE RECEIVED**; and

That the Procedural By-law **BE AMENDED** to delete Section 11.1(d) (Singing of O'Canada).

Recorded Vote:

Yes (0).

No (27): Bateman, Campion, Chiocchio, Craitor, Davies, Easton, Foster, Gale, Ganann, Grant, Huson, Insinna, Ip, Jordan, Junkin, Morocco, Redekop, Rigby, Seaborn, Secord, Siscoe, Sorrento, Steele, Ugulini, Villella, Whalen, Zalepa.

**Defeated**

**11.1.2 Balance of Recommendations from the Procedural By-law Review Committee**

Being that all the recommendations contained in the minutes had been dealt with, the Regional Chair called the vote to receive the minutes from the Procedural By-law Review Committee and declared it,

**Carried**

11.2 Public Health and Social Services Committee  
Minutes PHSSC 7-2024, Tuesday, July 9, 2024

Moved by Councillor Morocco  
Seconded by Councillor Chiocchio

That Minutes PHSSC 7-2024 being the Open Session minutes of the Public Health & Social Services Committee meeting held on Tuesday, July 9, 2024, **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

**Carried**

11.3 Corporate Services Committee  
Minutes CSC 7-2024, Wednesday, July 10, 2024

Moved by Councillor Foster  
Seconded by Councillor Whalen

That Minutes CSC 7-2024 being the Open Session minutes of the Corporate Services Committee meeting held on Wednesday, July 10, 2024, **BE RECEIVED** and the recommendations contained therein **BE APPROVED**.

11.3.1 Minutes CSC 7-2024, Minute Item 7.1 respecting Graphic Images in the Public Right of Way

The motion contained in Minute Item 7.1 was considered separately as follows:

That Report CSD 35-2024, dated July 10, 2024, respecting Graphic Images in the Public Right of Way, **BE RECEIVED**.

Moved by Councillor Bateman  
Seconded by Councillor Huson

That Report CSD 35-2024, dated July 10, 2024, respecting Graphic Images in the Public Right of Way, **BE REFERRED** to the Women's Advisory Committee for review and comment.

**Carried**

11.3.2 Balance of Recommendations from the Corporate Services Committee

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

**Carried**

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

There were no Chief Administrative Officer Reports.

**13. MOTIONS**

There were no motions for consideration.

**14. NOTICES OF MOTION**

There were no notices of motion.

**15. CLOSED SESSION**

Council did not resolve into closed session.

**16. BUSINESS ARISING FROM CLOSED SESSION**

Council did not resolve into closed session.

**17. BY-LAWS**

Moved by Councillor Chiocchio  
Seconded by Councillor Grant

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

Bill 2024-40

A by-law to approve the submission of an application to Ontario Infrastructure and Lands Corporation ("OILC") for the long-term financing of certain capital work(s) of the corporation of the Town of Lincoln (the "Lower-tier Municipality") through the issue of debentures by the Regional Municipality of Niagara (The "Upper tier Municipality"; and to authorize the entering into of a rate offer letter agreement pursuant to which the upper-tier municipality will issue debentures on behalf of the lower-tier municipality to OILC.

**Bill 2024-41**

A by-law to authorize the submission of an application to Ontario Infrastructure and Lands Corporation ("OILC") for financing certain capital work(s) of the Corporation of the Town of Lincoln and to authorize long-term borrowing for such capital work(s) through the issue of debentures by the Regional Municipality of Niagara (the "upper tier municipality") to OILC.

**Bill 2024-42**

A by-law to approve the submission of an application to Ontario Infrastructure and Lands Corporation ("OILC") for the long-term financing of certain capital work(s) of the Corporation of the City of Niagara Falls (the "lower-tier municipality") through the issue of debentures by the Regional Municipality of Niagara (the "upper tier municipality"); and to authorize the entering into of a rate offer letter agreement pursuant to which the upper-tier municipality will issue debentures on behalf of the lower-tier municipality to OILC.

**Bill 2024-43**

A by-law to approve the submission of an application to Ontario Infrastructure and Lands Corporation ("OILC") for the long-term financing of certain capital work(s) of the Regional Municipality of Niagara (the "municipality"); and to authorize the entering into of a rate offer letter agreement pursuant to which the municipality will issue debentures to OILC.

**Bill 2024-44**

A by-law to amend By-Law 89-2000 being a By-law to Provide for the Regulation of Traffic on Regional Highways – (Speed Limit Reduction on Regional Road 81 York Road in the Town of Niagara-on-the-Lake).

**Bill 2024-45**

A by-law to amend By-Law 89-2000 being a By-law to Provide for the Regulation of Traffic on Regional Highways – (Stopping Prohibition on Regional Road 56 Collier Road in the City of Thorold).

**Bill 2024-46**

A by-law to amend By-Law 89-2000 being a By-law to Provide for the Regulation of Traffic on Regional Highways – (Parking & Stopping Prohibition on Regional Road 83 Carlton Street in the City of St. Catharines).

**Bill 2024-47**

A by-law to authorize the borrowing upon instalment debentures in the aggregate principal amount of \$39,800,000.00 (10 year instalment debentures in the aggregate principal amount of \$27,500,000.00 and 20 year instalment debentures in the aggregate principal amount of \$12,300,000.00) for capital works of the Cities of Niagara Falls, St. Catharines and Welland, the Towns of Fort Erie, Grimsby, Lincoln and Niagara-on-the-Lake, and the Township of West Lincoln.

Bill 2024-48

A by-law to adopt, ratify and confirm the actions of Regional Council at its meeting held July 25, 2024.

**Carried**

**18. OTHER BUSINESS**

There were no items of other business.

**19. ADJOURNMENT**

There being no further business, the meeting adjourned at 10:06 p.m.

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Jim Bradley  
Regional Chair

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Kelly Lotimer  
Deputy Regional Clerk

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Ann-Marie Norio  
Regional Clerk