

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

PWC 7-2024

Tuesday, August 13, 2024

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

Committee: Bateman, Bradley (Regional Chair)*, Diodati*, Easton*, Foster, Gale*, Grant*, Heit, Huson, Insinna (Committee Vice-Chair), Morocco*, Rigby, Seaborn, Siscoe, Sorrento, Steele*, Ugulini, Villella*, Witteveen (Committee Chair)

Other Councillors: Craitor* Ganann*

Absent/Regrets: Chiocchio, Junkin, Zalepa

Staff: D. Barnhart, Chief of Staff, Governance*, D. Carnegie, Deputy Chief Administrative Officer, R. Daw, Associate Director, Wastewater Operations, Maintenance & Laboratory Services, D. Gibbs, Director, Legal & Court Services, R. Hill, Legislative Assistant, P. Lambert, Acting Director, Water Wastewater Services, D. MacArthur, Supervisor, Wastewater Compliance & Enforcement, B. Menage, Director, Procurement & Strategic Acquisitions*, R. Muzzell, Manager, Program Financial Support*, A.-M. Norio, Regional Clerk, J. Oatley, Manager, Wastewater Quality & Compliance, T. Ricketts, Commissioner, Public Works, M. Sergi, Commissioner, Growth Strategy & Economic Development, J. Spratt, Legislative Coordinator, F. Tassone, Director, Transportation Services, R. Tripp, Chief Administrative Officer

* 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. LAND ACKNOWLEDGEMENT STATEMENT

Committee Chair Witteveen read the Land Acknowledgement Statement.

3. **DISCLOSURES OF PECUNIARY INTEREST**

There were no disclosures of pecuniary interest.

4. **PRESENTATIONS**

There were no presentations.

5. **DELEGATIONS**

There were no delegations.

6. **ITEMS FOR CONSIDERATION**

6.1 **PW 22-2024**

Sewer Use By-law Update and Revocation of Supporting Public Works Policies

Moved by Councillor Seaborn
Seconded by Councillor Huson

That Report PW 22-2024, dated August 13, 2024, respecting Sewer Use By-law Update and Revocation of Supporting Public Works Policies, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That By-law No. 27-2014, A By-law to Regulate Discharges to the Sanitary and Storm Sewer Systems of The Regional Municipality of Niagara, (short title being the "Sewer Use By-law"), **BE REPEALED AND REPLACED** with the updated draft Sewer Use By-law provided as Appendix 1 to Report PW 22-2024;
2. That the proposed Short Form Offences and Set Fines Schedule for the updated Sewer Use By-law, attached as Appendix 2 to Report PW 22-2024, **BE FORWARDED** for the approval of the Chief Justice of the Ontario Court of Justice (Provincial Division), as required under Section 91.1(1) of the Provincial Offences Act in order to allow for enforcement of the updated By-law by the issuance of tickets;
3. That the Public Works Hauled Sewage Program policy PW4.H01.1a **BE REPEALED** and **REMOVED** from the Public Works Policy Manual; and
4. That the Public Works Sewer Use By-law, Enforcement Of policy PW4.S04 **BE REPEALED** and **REMOVED** from the Public Works Policy Manual.

Carried

6.2 PW 23-2024

Gross Budget Increase for Seaway Wastewater Treatment Plant Influent Channel Upgrade

Moved by Councillor Insinna

Seconded by Councillor Rigby

That Report PW 23-2024, dated August 13, 2024, respecting Gross Budget Increase for Seaway Wastewater Treatment Plant Influent Channel Upgrade, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That the gross capital budget for the Seaway Wastewater Treatment Plant Influent Channel Project **BE INCREASED** by \$5,850,000 and that the increase **BE FUNDED** as follows:
 - Capital Variance Project – Wastewater - \$477,500
 - Development Charges – Wastewater - \$5,372,500
2. That the authority to award the tender for the construction of the Seaway Wastewater Treatment Plant Influent Channel Project to the lowest compliant bidder **BE DELEGATED** to the Commissioner of Public Works, provided that such award is within the approved budget; and
3. That the Commissioner of Public Works **BE AUTHORIZED** to execute the resulting construction agreement with the lowest compliant bidder for the competitively tendered works within approved budget in a form satisfactory to the Director of Legal and Court Services.

Carried

Councillor Information Request(s):

Provide information on the Wastewater Development Charges Reserve Fund. Councillor Foster.

6.3 PW 24-2024

Purchase Order Increase for Parsons Inc, for the Municipal Class Environmental Assessment, Detailed Transportation Assessment, Detailed Design and Contract Administration for Regional Road 98 (Montrose Road, City of Niagara Falls)

Moved by Councillor Bateman
Seconded by Councillor Foster

That Report PW 24-2024, dated August 13, 2024, respecting Purchase Order Increase for Parsons Inc, for the Municipal Class Environmental Assessment, Detailed Transportation Assessment, Detailed Design and Contract Administration for Regional Road 98 (Montrose Road, City of Niagara Falls), **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That an increase to the Parsons Inc. Contract in the amount of \$412,752 (including 13% HST) **BE APPROVED** for a total revised Contract value of \$3,063,906 (including 13% HST), to be funded from the approved project budget;
2. That the Engineering Agreement with Parsons Inc. (Parsons) for the Montrose Road and Lyons Creek Road/Biggar Road – Municipal Class Environmental Assessment and Detailed Design in the City of Niagara Falls **BE AMENDED**, in a form satisfactory to the Director of Legal and Court Services, to include the additional fees and scope of work necessary to complete the project; and
3. That the Commissioner of Public Works **BE AUTHORIZED** to execute the amendment to the Engineering Agreement between The Regional Municipality of Niagara and Parsons Inc.

Carried

6.4 PW 25-2024

Award of Tender 2023-T-249 GO Station Precinct Development Project

Moved by Councillor Sorrento
Seconded by Councillor Siscoe

That Report PW 25-2024, dated August 13, 2024, respecting Award of Tender 2023-T-249 GO Station Precinct Development Project, **BE RECEIVED** and the following recommendation **BE APPROVED**:

1. That Contract 2023-T-249 GO Station Precinct Development Project in the City of St. Catharines, **BE AWARDED** to the lowest compliant bidder, Rankin Construction Inc., at their bid price of \$34,880,190 (including 13% HST).

Carried

7. CONSENT ITEMS FOR INFORMATION

7.1 PWC-C 9-2024

Receipt of Written Warning under the Wastewater Systems Effluent Regulation

Moved by Councillor Diodati

Seconded by Councillor Morocco

That Memorandum PWC-C 9-2024, dated August 13, 2024, respecting Receipt of Written Warning under the Wastewater Systems Effluent Regulation, **BE RECEIVED.**

Carried

8. OTHER BUSINESS

8.1 Vision Zero Program Update

Councillor Insinna requested an update on the Vision Zero program. Frank Tassone, Director, Transportation Services, advised that a report would be provided on the Enforcement Program and the Road Safety Strategic Plan in the fall.

8.2 Ontario Street, Town of Lincoln

Councillor Foster enquired if the Ontario Street Reconstruction project is on track to be completed as scheduled. Phill Lambert, Acting Director, Water Wastewater Services, advised that the project is on target and that an update can be provided as the project continues.

9. NEXT MEETING

The next meeting will be held on Tuesday, September 10, 2024, at 9:30 a.m. in the Council Chamber, Regional Headquarters.

10. ADJOURNMENT

There being no further business, the meeting adjourned at 10:34 a.m.

Councillor Witteveen
Committee Chair

Jenna Spratt
Legislative Coordinator

Ann-Marie Norio
Regional Clerk