



# THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN



## COUNCIL MINUTES

**MEETING NO. ELEVEN HELD:** Monday, June 22, 2009 - Township Administration Building,  
318 Canborough Street, Smithville, Ontario - 7:00 p.m.

<b><u>PRESENT:</u></b>	<b>Council:</b>	Mayor Katie Trombetta Alderman Mary Dinga Alderman John Glazier Alderman Norm Johnson Alderman Douglas Joyner Alderman Mike Rehner
	<b>Staff:</b>	Derrick Thomson, CAO Carolyn Langley, Clerk Kathy Sipos, Public Works Manager * Stephanie Nagel, Treasurer/Director of Finance *
	<b>Others:</b>	Cathy Sterling *
	<b>Media:</b>	Dave Chappelle, West Niagara News* William Kelly, Cogeco *

**ABSENT:** Alderman Sue-Ellen Merritt

\* IN ATTENDANCE PART TIME

1. **INVOCATION:** Alderman John Glazier
2. **DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST:**

Mayor Trombetta read the list of items for which conflicts were declared at Committee or past Council:

- (a) Alderman Mary Dinga - Item P75-09 - Niagara 2031RPPA 2-2009 – Regional Growth Strategy (husband owns property in area for possible urban boundary expansion (Smithville).
- (b) Alderman Sue-Ellen Merritt - Item PW51-09 - City of St. Catharines - The Big Move Cancer Ride – Street Use Permit (employed by Niagara Health System)
- (c) Alderman Mike Rehner – May 25, 2009 Confidential Council Minutes (application affecting his property).

There were no other disclosures of pecuniary interest/conflicts of interest declared by any Member of Council.

3. **COMMENTS FROM THE PUBLIC:**

There were no comments from the public.

4. **CONFIRMATION OF MINUTES:**

- (a) Council Minutes – Regular  
May 25, 2009

Moved by Alderman Mary Dinga and seconded by Alderman Johnson:

That, the minutes of the open session portion of the May 25, 2009 regular Council meeting be accepted without errors or omissions.

- Carried

Alderman Mike Rehner noted his conflict with respect to the May 25, 2009 Confidential Council Minutes as the matter related to an application affecting his property. Alderman Rehner did not participate in discussion nor vote with respect to this matter.

Moved by Alderman Norm Johnson and seconded by Alderman Mary Dinga:

That the confidential minutes of the closed session portion of the May 25, 2009 Council meeting be accepted without errors or omissions; and that the minutes remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.

- Carried

- (b) Council Minutes – Special – Development Charges – Public Meeting  
May 25, 2009

Moved by Alderman Douglas Joyner and seconded by Alderman John Glazier:

That, the minutes of the May 25, 2009 Special Council meeting (Development Charges – Public Meeting) be accepted without errors or omissions as amended.

- Carried AS AMENDED (see below)

Moved by Alderman Douglas Joyner and seconded by Alderman Mike Rehner:

That, the May 25, 2009 Special Council minutes (Development Charges – Public Meeting) be amended by adding the following as being in attendance:

- Kathy Sipos, Public Works Manager
- Andrew Grunda, Watson & Associates Economists Ltd.

- Carried

- (c) Council Minutes – Special  
June 15, 2009

Moved by Alderman Mary Dinga and seconded by Alderman Norm Johnson:

That, the minutes of the June 15, 2009 Special Council meeting be accepted without errors or omissions.

- Carried

- (d) Public Meetings under the Planning Act  
June 8, 2009 Minutes

Moved by Alderman John Glazier and seconded by Alderman Douglas Joyner:

That, the minutes of a public meeting held on June 8, 2009, under Section 34 of the Planning Act, with respect to:

- (a) ZONING BY-LAW AMENDMENT– RVL Construction Inc. – Wes-Li Gardens Extension (File Nos. 1601-004-09)
- (b) ZONING BY-LAW AMENDMENT– Phelps Homes Ltd. (Smithville on the Twenty)/Heather Gladman & West Lee Talons (File No. 1601-003-09)
- (c) ZONING BY-LAW AMENDMENT– Township of West Lincoln (General Agricultural and Residential Update (MDS & Setbacks)) (File No. 1601-005-09)
- (d) ZONING BY-LAW AMENDMENT– Township of West Lincoln (Administration Building Property) (File No. 1601-006-09)

be accepted.

- Carried

**5. COMMUNICATIONS:**

There were no communications.

**6. APPOINTMENTS/PRESENTATIONS:**

There were no appointments or presentations.

**7. REPORT OF COMMITTEE:**

- (a) Planning/Building/Environmental Committee  
Re: June 8, 2009 Minutes

**SUMMARY OF RECOMMENDATIONS:**

- (a) ITEM P66-09
  - (1) That, Report No. PD-092-09, dated June 8, 2009, relating to Zoning By-law Amendment application 1601-004-09 for the Wes-Li Gardens Extension, BE APPROVED; and,
  - (2) That no further public meeting is required pursuant to Subsection 34(17) of the *Planning Act* as the requested modifications to the original advertisement and notice are minor in nature.

- (b) ITEM P67-09
- (1) That, Report No. PD-097-09, dated June, 2009, relating to Smithville on the Twenty – South Community (Smithville Estates - Brookside) proposed redline revisions, BE RECEIVED; and,
  - (2) That, the proposed redline revisions to the draft approved plan of subdivision, (File 2T-98001, Township of West Lincoln), as per Attachment No. 2 to this report in accordance with the provisions of the *Planning Act* and regulations there under, and subject to the conditions contained in Attachment No. 5 as amended through PD-097-09, BE APPROVED; and,
  - (3) That, no notice be required as the change in conditions is considered minor in nature; and,
  - (4) That, the Director of Planning, or the Township Clerk, be authorized to endorse the proposed redline revisions to the draft approved plan of subdivision; and
  - (5) That, the applicant be advised that the Township's draft approval of this plan of subdivision will lapse on October 13, 2011 unless Township Council grants an extension of the approval period. If an extension is requested, an updated review and revisions to the conditions of approval may be necessary at that time.
- (c) ITEM P68-09
- (1) That Report No PD-098-09, dated June 8, 2009, relating to an Authorizing By-law for a Tripartite Agreement between Phelps Homes Ltd., Heather Nancy Gladman and West Lee Talons and the Corporation of the Township of West Lincoln, BE RECEIVED; and
  - (2) That a By-law authorizing the Mayor and Clerk to enter into a Tripartite Agreement between Phelps Homes Ltd., Heather Nancy Gladman and West Lee Talons and the Corporation of the Township of West Lincoln, BE APPROVED.
- (d) ITEM P69-09
- (1) That, Report No. PD-099-09, dated April 14, 2009, relating to Zoning By-law Amendment application 1601-003-09 in the name of Phelps Homes Ltd. and Heather Gladman, BE APPROVED; and
  - (2) That no further public meeting is required pursuant to Subsection 34(17) of the *Planning Act* as the requested modifications to the original advertisement and notice are minor in nature.

- (e) ITEM P70-09
  - (1) That, Report No. PD-090-09, dated June 8, 2009, relating to amendments to the General Agricultural and Residential Zoning By-law Provisions, BE RECEIVED; and
  - (2) That, the By-law to amend the agricultural building setbacks found in Sections 8 and 9 of the Zoning By-law, BE APPROVED; and
  - (3) That, the By-law to amend the general Minimum Distance Separation Formulae provisions found in Section 7, "General Provisions for All Zones", BE APPROVED; and
  - (4) That, the By-law to amend the "General Provisions for Residential Zones" found in Section 10, BE APPROVED.
  
- (f) ITEM P71-09
  - (1) That, Report No. PD-093-09, dated June 8, 2009, relating to proposed Rezoning of the Township's Administration Building Property located at 318 Canborough Street BE RECEIVED for information; and
  - (2) That a Recommendation Report be prepared and provided to this Committee at a later date, once a site plan is prepared and building setbacks have been established.
  
- (g) ITEM P72-09
  - (1) That report PD-094-09, dated June 8, 2009, regarding the Exemption from Part Lot Control (Phelps Homes Ltd.) for Block 29, Plan 30M-368, Smithville on the Twenty – South Community Phase 1 Subdivision, BE RECEIVED; and
  - (2) That the By-law to remove Part Lot Control on land described as Block 29, Registered Plan 30M-368 (Smithville on the Twenty – South Community Phase 1 Subdivision), BE APPROVED.
  
- (h) ITEM P73-09
  - AMENDMENT TO BUDGET
  - (1) That, Report No. PD-100-09, dated June 8, 2009, relating to Amendment to Budget – Purchase AutoCAD Map 3D Program, BE RECEIVED;
  - (2) That, the AutoCAD Map 3D Program be purchased for not more than \$7,325.00 with the money being drawn from the Reserve for Contingency.
  
- (i) ITEM P74-09
  - (1) That, Report No. PD-096-09, dated June 8, 2009, relating to Bill 150: Green Energy and Green Economy Act, be RECEIVED for information; and

- (2) That, the attached letter be forwarded to the Ministry of Environment and Infrastructure as the Township's formal comments; and
- (3) That Staff be authorized to submit the attached letter prior to ratification by Council.

Moved by Alderman John Glazier and seconded by Alderman Douglas Joyner:

That, the minutes relating to the open session portion of the Planning/Building/Environmental Committee meeting held on June 8, 2009, be received and that the recommendations contained therein, be approved, with the exception of Item # P75-09.

That the confidential minutes of the closed session portion of the June 8, 2009 Planning/Building/Environmental Committee meeting be received and approved; and that the minutes remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.

- Carried

**Item P75-09–Niagara 2031 RPPA2-2009–Regional Growth Strategy Update**

Alderman Mary Dinga declared a conflict of interest with respect to Item P75-09 Niagara 2031RPPA 2-2009 – Regional Growth Strategy as her husband owns property in area for possible urban boundary expansion (Smithville). Alderman Dinga did not participate in discussion nor vote with respect to this matter.

Moved by Alderman John Glazier and seconded by Alderman Douglas Joyner:

That, Item P75-09 from the June 8, 2009 Planning/Building/Environmental Committee minutes be approved.

(ITEM P75-09

Director of Planning & Building (Brian Treble)

Re: Niagara 2031 RPPA 2-2009 – Regional Growth Strategy

VERBAL UPDATE)

- Carried

There was much discussion regarding the direction (in the Public Meeting minutes of June 8, 2009) to the Director of Planning & Building to contact NPCA staff to request their attendance at a future Council or Committee meeting to explain how they calculate and determine the 100 Year Floodplain area for the Twenty Mile Creek.

Mayor Trombetta stated that there was no formal resolution put forward directing the Director of Planning/Building to invite the NPCA and that the matter could be properly addressed at the next Planning Committee meeting

under Other Business if it was Council's desire to give formal direction to invite the NPCA to a future meeting.

- (b) Administration/Finance/Fire Committee  
Re: June 15, 2009 Minutes

SUMMARY OF RECOMMENDATIONS:

- (a) ITEM A52-09  
The Administration/Finance/Fire Committee approve the following Consent Agenda Items:
1. Item 1 be hereby accepted; and,
  2. Items 2 and 3 be hereby received for information,  
(ITEM A52-09
    1. West Lincoln Cemetery Board Minutes – May 5, 2009
    2. Information Report - RFI-T-03-09 – 2009 Tax Rate By-law
    3. Information Report – RFI-T-04-09 – Financial Update)

- (b) ITEM A53-09  
AMENDMENT TO BUDGET
1. That, the Treasurer Report RFD-T-09-09, regarding "Amendment to 2009 Water Department Budget" be received; and,
  2. That, the 2009 Water Department Budget be amended as outlined in Appendix "A" to this report.

Moved by Alderman Douglas Joyner and seconded by Alderman John Glazier:

That, the minutes of the Administration/Finance/Fire Committee meeting held on June 15, 2009, be received and that the recommendations contained therein, be approved.

- Carried

- (c) Public Works/Recreation/Arena Committee  
Re: June 15, 2009 Minutes

SUMMARY OF RECOMMENDATIONS:

- (a) ITEM PW50-09  
The Public Works/Recreation/Arena Committee approve the following consent agenda Items:
1. Item 1 be hereby accepted; and,
  2. Item 2-6 be hereby approved and the recommendations contained therein are adopted.  
(ITEM PW50-09
    1. West Lincoln Public Library Board Minutes – May 7, 2009
    2. Recommendation Report - RFD PW-29/2009 – Disposal of Surplus Trucks

3. Recommendation Report - RFD PW-30/2009 – Concession #5 and Abingdon Road (Bush) Land Transfer Declaration as a Public Highway
  4. Recommendation Report – RFD PW-31/2009 – 2009 Bituminous Surface Treatment Program Tender for Supply and Application of Material
  5. Recommendation Report–RFD PW-33/2009-PPOPP Agreement Renewal
  6. Recommendation Report – PD-102-09 - Proposed Parking Change on College Street, Smithville)
- (b) ITEM PW51-09
- (1) That, the correspondence from the St. Catharines General Hospital Foundation dated May 25, 2009 requesting permission to use Township roads for their Big Move Cancer Ride on Sunday, September 20<sup>th</sup>, 2009 be supported; and,
  - (2) That, confirmation be provided to the Township showing that the organization has adequate liability insurance for the event in the amount of not less than \$2,000,000.00 and that the Township be co-insured for the event; and,
  - (3) That, any approval and/or required permits be obtained from the Region of Niagara.
- (c) ITEM A52-09
- That, the petition from the residents of Goodale Road, received on June 9, 2009, requesting that the road be closed at the eastern end of Goodale Road thereby creating a cul-de-sac, be received.
- (d) ITEM PW53-09
- (1) THAT, report RFD PW–34/2009, re: 2009 Grant Application – Recreational Infrastructure Canada (RInC) Program, dated June 15, 2009 be accepted, and;
  - (2) THAT, whereas the Township of West Lincoln has received and considered the Recreational Infrastructure Canada (RInC) Program guidelines; and
  - (3) THAT, whereas the Township has assessed the capital priorities of the municipality against the requirements, as set out in the Recreational Infrastructure Canada (RInC) Program guidelines; and,
  - (4) THAT, whereas the Township considers the “Replacement of the Colver Street Playground” described in the application, to be its highest priority; and,

- (5) THAT, a bylaw be presented to the next Council meeting affirming Council's support of the application for the Recreational Infrastructure Canada (RInC) Program for the replacement of the Colver Street Playground.
- (e) ITEM PW54-09  
Recommendation #1:
- (1) That, Report RFD-C-07-09, regarding "Addition of Three New School Crosswalk Locations – Wade Road at Colver Street, Colver Street at Wallis Ave and Wade Road at Edward Court" dated June 15, 2009, be received; and,
- (2) That, staff be authorized to undertake a site inspection and/or a gap study at the following proposed crossing locations:
- (1) Wade Road at Colver Street
  - (2) Colver Street at Wallis Ave, and
  - (3) Wade Road at Edward Court
- REFERRED (see below)

Recommendation #2 - REFERRAL MOTION:

That, a representative from the District School Board of Niagara be requested to attend the next Public Works/Recreation/Arena Committee meeting to discuss our expectations related to cost sharing for studies and potential additional crossing guards.

- (f) ITEM PW59-09
- (1) That, the Public Works Manager be and is hereby authorized to replace the top deck of the concrete box culvert at Concession 3 Road, at an additional cost of \$34, 530.00; and,
- (2) That, a report be submitted to the June 22, 2009 Council meeting to effect the required amendment to budget.

Moved by Alderman Mike Rehner and seconded by Alderman Norm Johnson:

That, the minutes of the Public Works/Recreation/Arena Committee meeting held on June 15, 2009, be received and that the recommendations contained therein, be approved.

- Carried

8. **RECONSIDERATION:**

There were no items for reconsideration.

9. **NOTICE OF MOTION:**

There were no notices of motion.

10. **OTHER BUSINESS:**

(a) **\*\*AMENDMENT TO BUDGET\*\***

Public Works Manager

Re: RFD PW-35/2009 - Concession # 3 Road Box Culvert Deck Replacement

Moved by Alderman Norm Johnson and seconded by Alderman Mary Dinga:

**\*\*AMENDMENT TO BUDGET\*\***

1. THAT, report RFD PW-35/2009, re: Concession #3 Road Box Culvert Deck Replacement, dated June 22, 2009 be accepted, and;
  2. THAT, Staff be authorized to replace the deck of the Concession #3 Road Box Culvert #58, at a cost of \$34,530.00, and;
  3. THAT, funds budgeted for the Green Road Box Culvert #65 inlet/outlet repairs be reallocated to finance the Concession #3 Road box culvert deck replacement.
- Carried

(b) Public Works Manager

Re: RFD PW-36/2009 – 2009 Backhoe – Tender Results

Moved by Alderman Mike Rehner and seconded by Alderman Norm Johnson:

1. THAT, report RFD PW-36/2009, re: 2009 Backhoe - Tender Results, dated June 22, 2009 be accepted, and;
  2. THAT, Council accept the tender submitted by Nortrax Canada Inc. for the supply of one 2009 John Deere 410J backhoe in the amount of \$98,750.00; and,
  3. THAT, this purchase be financed by the Equipment Reserve Fund in accordance with the 2009 approved budget.
- Carried

The Public Works Manager noted that there was a typographical error in the second paragraph on page 2 of the report which read that the John Deere transmission was 4 forward/2 reverse gears it should have read 4 forward/3 reverse.

(c) Director of Planning & Building

Re: Report PD-104-09 – Recommendation Report – 2009 Industry Canada – Community Adjustment Fund (CAF) Ontario Application

Moved by Alderman Douglas Joyner and seconded by Alderman John Glazier:

That, Report No. PD-104-09, dated June 22, 2009, relating to 2009 Industry Canada Community Adjustment Fund (CAF) Ontario, be received; and,

That, the Township of West Lincoln has received and considered the Community Adjustment Fund (CAF) Ontario guidelines; and,

That, the Township has assessed the capital priorities of the municipality against the requirements, as set out in the Community Adjustment Fund (CAF) Ontario guidelines; and,

That, the Township considers the "Establishment of Gateway Entrance Features" described in the application, to be its highest priority; and,

That, \$5,000.00 from the Commercial Industrial Board (CIDB) promotion's budget account be re-allocated by way of a budget amendment once this funding application has been approved.

- Carried

(d) Treasurer/Director of Finance

Re: Report RFD-T-10-09 - Employee Group Benefits Renewal - 2009/2010

Moved by Alderman Douglas Joyner and seconded by Alderman John Glazier:

1. That, the Treasurer Report RFD-T-10-09, regarding "Employee Group Benefits Renewal - 2009/2010" be received; and,
2. That, the Township of West Lincoln renews its employee benefits with Standard Life, through our broker Dominion Benefits Group, for a period of fifteen months commencing August 1, 2009.

- Carried

(e) Treasurer/Director of Finance

Re: RFD-T-11-09 - Development Charges Background Study & By-law

Moved by Alderman Mary Dinga and seconded by Alderman Norm Johnson:

1. That, the Treasurer Report RFD-T-11-09, regarding the "Development Charges Background Study and By-Law" be received; and,
2. That, the Development Charge Background Study prepared by Watson & Associates Economists Ltd. dated May 8, 2009 be received and approved; and,
3. That, Council approve the capital projects as set out in the Development Charge Background Study dated May 8, 2009, subject to annual review during the Capital Budget process; and,
4. That, Council express its intention that development related post planning period (post 2019) costs identified in the Development Charge Background Study be paid for by development charges or other similar charges; and,

5. That, Council confirm that no further notice or public meeting is required pursuant to Section 12 of the *Development Charges Act, 1997*; and,
  6. That, Council enact a by-law at the June 22, 2009 Council meeting establishing new development charges in the Township of West Lincoln as set out in Appendix F of the Development Charges Background Study, dated May 8, 2009.
- Carried

(f) Members of Council  
Re: Other Business Items

1. Mayor Trombetta  
Re: Agra Turf – Grand Opening & PoultryFest/Canada Day Festivities

Mayor Trombetta congratulated Agra Turf on their grand opening held on Friday, June 18, 2009 and also noted that the 10<sup>th</sup> annual PoultryFest Festival was being held on June 27<sup>th</sup> in conjunction with the newly organized Canada Day celebrations being hosted jointly by PoultryFest and the Township.

2. Alderman John Glazier  
Re: Ontario Property and Environmental Rights Alliance

In response to Alderman Glazier's inquiry regarding whether staff had submitted comments on the issue of the 9 protected species in the West Lincoln area, the Clerk confirmed that staff had submitted comments.

3. Alderman Douglas Joyner  
Re: Heritage Designation of House on Moote Road

Alderman Joyner thanked Donald and Leslie Loney for allowing for the dedication of their home and the Heritage Committee and Planner, Rachelle Larocque, for their hard work and dedication relating to this event.

4. Alderman Mary Dinga  
Re: Hospital Board – distribution of information

Alderman Dinga distributed the West Lincoln Memorial Hospital - Annual Report 2008/09 to Members of Council.

5. Treasurer/Director of Finance  
Re: Bulk Water Rates

The Treasurer/Director of Finance confirmed that the figures discussed at the Water Rates Public Meeting held earlier this evening, relating to quarterly usage included not only residential but also commercial and industrial water usage.

**11. BY-LAWS:**

Moved by Alderman John Glazier and seconded by Alderman Douglas Joyner:

That, leave be granted to introduce the following by-laws and the same be now read a first time:

- (a) By-law 2009-47 To confirm proceedings of May 25, 2009 special (Development Charges – Public Meeting), May 25, 2009 regular and June 15, 2009 Special Council meetings.
- (b) By-law 2009-48 Zoning By-law Amendment -Wes-Li Gardens Extension
- (c) By-law 2009-49 To authorize a Tripartite between the Corporation of the Township of West Lincoln and Phelps Homes Ltd., Heather Nancy Gladman and West Lee Talons
- (d) By-law 2009-50 Zoning By-law Amendment – Phelps Homes Ltd.
- (e) By-law 2009-51 Zoning By-law Amendment - Township of West Lincoln (amend agricultural building setbacks in Sections 8 & 9)
- (f) By-law 2009-52 Zoning By-law Amendment - Township of West Lincoln (amend general Minimum Distance Separation Formulae in Section 7, “General Provisions for All Zones)
- (g) By-law 2009-53 Zoning By-law Amendment - Township of West Lincoln (amend “General Provisions for Residential Zones” in Section 10)
- (h) By-law 2009-54 To exempt certain land from Part Lot Control pursuant to Section 50 of the Planning Act, R.S.O. 1990. (Phelps Homes Ltd.)

- Carried

Moved by Alderman John Glazier and seconded by Alderman Douglas Joyner:

That, By-laws 2009-47, 2009-48, 2009-49, 2009-50, 2009-51, 2009-52, 2009-53 and 2009-54 just read a first time be now read a second and third time and finally passed and that the Mayor and Clerk do sign and seal the same, any rule of this Council to the contrary notwithstanding.

- Carried

Moved by Alderman Norm Johnson and seconded by Alderman Mary Dinga:

That, leave be granted to introduce the following by-laws and the same be now read a first time:

- (a) By-law 2009-55 To authorize the submission of an application for the Recreational Infrastructure Canada (RIInC) Program for funding for the replacement of Colver Street Playground from the Corporation of the Township of West Lincoln
- (b) By-law 2009-56 To establish as a public highway a certain portion of Abingdon Road, in the former Township of Caistor, now Township of West Lincoln, Regional Municipality of Niagara
- (c) By-law 2009-57 To authorize a joint agreement between the Corporations of the Town of Pelham, the Township of Wainfleet, the Township of West Lincoln and Norjohn Contracting and Paving for bituminous surface treatment
- (d) By-law 2009-58 To establish as a public highway a certain portion of Concession 5 Road, in the former Township of Caistor, now Township of West Lincoln, Regional Municipality of Niagara

- Carried

Moved by Alderman Norm Johnson and seconded by Alderman Mary Dinga:

That, By-laws 2009-55, 2009-56, 2009-57 and 2009-58 just read a first time be now read a second and third time and finally passed and that the Mayor and Clerk do sign and seal the same, any rule of this Council to the contrary notwithstanding.

- Carried

Moved by Alderman Douglas Joyner and seconded by Alderman John Glazier:

That, leave be granted to introduce the following by-laws and the same be now read a first time:

- (a) By-law 2009-59 To amend By-law 2004-42, as amended, which regulates the supply of water and provides for the imposition and collection of water rates.
- (b) By-law 2009-60 To amend By-law 96-24 which regulates the use of the public sewer system and municipal sewage works and imposes service rates upon the owners or occupants of land who use the sewage works. (updates binder of Fees established under By-law 2002-115)  
(Amend Sect. 2-charge for such hook-up& inspection permit)
- (c) By-law 2009-61 To authorize the conveyance of a portion of the municipal road allowance between Concessions 1 and 2, geographic Township of Caistor, designated as Part 2 on Plan 30R-13331, now Township of West Lincoln, in the Regional

Municipality of Niagara (Road Allowance Transfer – Anja Nicholson, Walter Poppe, Marianne Poppe)

- (d) By-law 2009-62 To authorize the conveyance of a portion of the municipal road allowance between Concessions 1 and 2, geographic Township of Caistor, designated as Part 1 on Plan 30R-13331, now Township of West Lincoln, in the Regional Municipality of Niagara (Road Allowance Transfer–Dennis Tice)
- (e) By-law 2009-63 A By-law for the Imposition of Development Charges
- (f) By-law 2009-64 To authorize a one year lease agreement between the Corporation of the Township of West Lincoln and Preserve Publicly owned Parks for People Group (PPOPP)

- Carried

Moved by Alderman Douglas Joyner and seconded by Alderman John Glazier:

That, By-laws 2009-59, 2009-60, 2009-61, 2009-62, 2009-63 and 2009-64 just read a first time be now read a second and third time and finally passed and that the Mayor and Clerk do sign and seal the same, any rule of this Council to the contrary notwithstanding.

- Carried

## **12. CONFIDENTIAL MATTERS:**

Moved by Alderman Douglas Joyner and seconded by Alderman John Glazier:

That, the next portion of this meeting be closed to the public to consider the following pursuant to Section 239(2) of the Municipal Act 2001:

1. personal matters about an identifiable individual, including municipal or local board employees;
2. a proposed or pending acquisition or disposition of land by the municipality or local board;

- Carried (7:57 p.m.)

Mayor Trombetta declared a brief 10 minute recess at approx. 7:58 p.m.

The CAO and Clerk were in attendance during the closed session portion of the meeting.

Moved by Alderman Mike Rehner and seconded by Alderman Norm Johnson:

That, this Council meeting does now resume in open session at 8:29 p.m.

- Carried

- (a) Treasurer/Director of Finance  
Re: RFD-T-12-09-Maternity Leave Coverage for Treasurer/Director of Finance

Moved by Alderman Mary Dinga and seconded by Alderman Norm Johnson:

1. That, the Treasurer Report RFD-T-12-09, regarding the “Maternity Leave Coverage for Treasurer/Director of Finance” be received; and,
  2. That, Council authorize the CAO and Treasurer/Director of Finance to post and hire for a maternity replacement effective September 1, 2009.
- Carried

- (b) CAO & Director of Planning & Building  
Re: Property Matter – Proposed Purchase of Property

Moved by Alderman John Glazier and seconded by Alderman Douglas Joyner:

**\*\*AMENDMENT TO BUDGET\*\***

That, Report PD-105-09, dated June 22, 2009, regarding Proposed Acquisition of Land BE RECEIVED; and

That the recommendations contained therein be approved; and,

That, funds be taken from the Industrial Park Reserve (upon finalization of the purchase agreement) and that the reserve be reimbursed through annual contributions over the a 10 year period from the Fire Department budget; and,

That, a by-law be passed to authorize the Mayor and Clerk to sign the agreement of Purchase and Sale and any other required documents to effect the transfer of the lands.

- Carried

The Clerk noted that the proposed purchase of property was an amendment to budget however, this was not properly reflected on the agenda as required under the Township’s notice provisions. The Clerk confirmed that the matter would be re-introduced at a later date to provide proper notification of the budget amendment on an upcoming agenda.

**10. OTHER BUSINESS: (cont’d)**

- (f) Members of Council  
Re: Other Business Items

6. Mayor Trombetta  
Re: Protocol with respect to Hats and Food in the Gallery

Mayor Trombetta reminded the Chairs of Committees that hats and food were not permitted in the Council Chambers. There was general discussion regarding this matter and it was suggested that signs be posted advising the public regarding no food or hats in the chambers.

**13. ADJOURNMENT:**

Moved by Alderman Norm Johnson and seconded by Alderman Mary Dinga:

That, this Council meeting does now adjourn at the hour of 8:50 p.m. and if a special meeting is required it will be at the call of the Mayor.

- Carried

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**CAROLYN LANGLEY, CLERK**

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**MAYOR KATIE TROMBETTA**