



# THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN



## COUNCIL MINUTES

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**MEETING NO. ONE:** Monday, January 24, 2011 - Township Administration Building, 318 Canborough Street, Smithville, Ontario - 7:00 p.m.

**PRESENT:**

**Council:**

Mayor Douglas Joyner  
Alderman Joann Chechalk  
Alderman Luciano Di Leonardo  
Alderman John Glazier  
Alderman Eric Leith  
Alderman Sue-Ellen Merritt  
Alderman Alexander Micallef

**Staff:**

Derrick Thomson, CAO  
Carolyn Langley, Clerk  
Brian Treble, Director of Planning & Building  
Dennis Fisher, Fire Chief  
Trevor Hall, Director of Public Works & Engineering \*  
Stephanie Nagel, Director of Finance/Treasurer \*

**Others:**

Vaughan Warrington, Chair-WL Memorial Hospital Brd\*  
Vickie Baird, CEO – West Lincoln Memorial Hospital \*  
Liz Palmieri - Niagara Community Foundation \*  
Ellis Katsof - Niagara Child & Youth Services \*  
Alice Kramer, WL Memorial Hospital Foundation \*  
Pam Ellens, WL Memorial Hospital Foundation \*  
2 other Members of the Public \*

**Media:**

Carolyn Goard, West Niagara News \*  
Amanda Street, Grimsby Lincoln News \*

\* IN ATTENDANCE PART TIME

1. **INVOCATION:**

Alderman Sue-Ellen Merritt

2. **DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST:**

NOTE: Items for which conflicts were recently declared at Committee:

1. Alderman John Glazier - Item P05-11 Planning/Building/Environmental Committee – January 10, 2011 (Report No. PD-010-11- Authority to Address Daylight Triangle Issue on Smits Cove) - owns property on Smits Cove.

2. Alderman Sue-Ellen Merritt - perceived conflict of interest/disclosure of pecuniary interest - Item P11-11 Planning/Building/Environmental Committee – January 10, 2011 (Report No. PD-08-11 - Personnel Matter - Sewage System Inspection) - friendship with the individual in question.
3. Alderman Eric Leith – Item P01-11 – Item 1 Planning/Building/Environmental Committee – January 10, 2011 (Information Report No. PD-012-11 – Amendments to the Green Energy and Green Economy Act made by the Province and effective as of January 1, 2011) - works in the green energy industry.
4. Alderman Merritt declared a pecuniary interest with respect to Item 6(a), being the presentation from the West Lincoln Memorial Hospital Board Chair (Mr. Vaughan Warrington) relating to the new hospital building update, as Alderman Merritt is an employee of the Niagara Health System.

**3. COMMENTS FROM THE PUBLIC:**

There were no comments from the public.

**4. CONFIRMATION OF MINUTES:**

- (a) Council Minutes – Regular  
December 13, 2010

Moved by Alderman Joann Chechalk and seconded by Alderman Alexander Micallef:

That, the minutes relating to the open session portion of the December 13, 2010 regular Council meeting be accepted without errors or omissions.  
- Carried

Moved by Alderman John Glazier and seconded by Alderman Sue-Ellen Merritt:

That the confidential minutes of the closed session portion of the December 13, 2010 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) Public Meeting under the Planning Act  
January 10, 2011 Minutes

Moved by Alderman Alexander Micallef and seconded by Alderman Joann Chechalk:

That, the minutes of a public meeting held on January 10, 2011 under Sections 51 and 34 of the Planning Act, with respect to:

- (a) Proposed Amendment To Draft Plan Of Subdivision & Zoning By-Law Amendment – Smithville Old Towne Inc. (for the Olde Town Gateway Estates Plan of Subdivision (File Nos. 1601-014-10 & 2000-065 (05)

be accepted.

- Carried

- (c) Public Consultation Meeting – Rogers Communication Tower – 3422 Con. 1 Rd  
January 10, 2011 Minutes

Moved by Alderman Eric Leith and seconded by Alderman Luciano Di Leonardo:

That, the minutes of the Consultation Meeting under the Consultation Process for Wireless Telecommunication Facilities, held on January 10, 2011 with respect to:

- (a) An application by Rogers Wireless Inc. to establish a wireless telecommunication tower for wireless communication on property municipally known as 3422 Concession 1 Road,

be accepted

- Carried

**5. COMMUNICATIONS:**

There were no communications.

**6. APPOINTMENTS/PRESENTATIONS:**

- (a) Vaughan Warrington, Board Chair-West Lincoln Memorial Hospital Board and Vickie Baird, CEO – West Lincoln Memorial Hospital  
Re: New Hospital Building Update

Alderman Merritt declared a pecuniary interest with respect to Item 6(a), being the presentation from the West Lincoln Memorial Hospital Board Chair (Mr. Vaughan Warrington) relating to the new hospital building update, as Alderman Merritt is an employee of the Niagara Health System.

Mr. Warrington introduced Alice Kramer (Chair of the Foundation), Pam Ellens (Executive Director) and Vickie Baird (CEO) and advised that they were in attendance this evening to update Members of Council on the progress of the building project for the new hospital.

Ms. Vickie Baird reviewed a slide presentation which is attached as Schedule “A” to these minutes and responded to various questions from Members of Council.

Ms. Baird advised that the project has been delayed and outlined the revised time lines with respect to construction of the new hospital and responded to concerns regarding the increased cost for the new hospital from 24.6 million to 138.6 million.

Mayor Joyner thanked the members from the West Lincoln Memorial Hospital and Board for their presentation.

- (b) Liz Palmieri - Niagara Community Foundation  
Re: Update on Achievements

Ms. Palmieri read from a prepared statement which is attached as Schedule "B" to these minutes and then responded to questions from Members of Council.

In concluding her presentation, Ms. Palmieri asked Members of Council for three favours, being:

1. If she could put Members of Council on their distribution list in order to advise them of the deadlines for specific programs so Members of Council could advertise these programs for the foundation.
2. If she could put Members of Council on the mailing list for their annual report; and,
3. If Members of Council could please refer any community member to the foundation who may be interested in establishing a legacy through their estate.

Much discussion followed on the benefits of the Niagara Community Foundation and the programs it supported.

In response to Ms. Palmieri's request for the email addresses for Members of Council, the CAO advised that the email addresses were on the Township's web site and that if Ms. Palmieri could provide the required information, we would gladly post a link on our web site for the Foundation.

Mayor Joyner thanked Ms. Palmieri for her presentation.

- (c) Mr. Ellis Katsof - Niagara Child & Youth Services  
Re: New Name Change and Introduction of Anti-Stigma Campaign regarding Mental Health Issues

Mr. Ellis Katsof reviewed information relating to the Niagara Child & Youth Services programs and mental health issues for Members of Council which were outlined in a document which is attached as Schedule "C" to these minutes. Mr. Katsof advised that the primary purpose of his presentation was to raise awareness regarding their name change to "Pathstone Mental Health" and to outline their Anti-Stigma Campaign relating to mental health issues. Mr. Katsof then responded to questions from Members of Council regarding various issues.

Mayor Joyner thanked Mr. Katsof for his presentation.

**7. REPORT OF COMMITTEE:**

- (a) Planning/Building/Environmental Committee  
Re: January 10, 2011 Minutes

SUMMARY OF RECOMMENDATIONS:

- (a) ITEM P01-11  
The Planning/Building/Environmental Committee hereby approve the following Consent Agenda Items:
1. Item 1 be hereby received for information; and,
  2. Items 2 and 3 be hereby received and the recommendations contained therein be adopted,
- with the exception of Items #s 1 and 2.
- (ITEM P01-11)
- (1) Information Report No. PD-012-11 – Amendments to the Green Energy and Green Economy Act made by the Province and effective as of January 1, 2011
  - (2) Recommendation Report No. PD-005-11 – Station Meadows North Phase 4 Plan of Subdivision – Request for Extension of Draft Plan Approval
  - (3) Recommendation Report No. PD-003-11 – Exemption from Part Lot Control – Phelps Homes Ltd. – Block 23, Plan 30M-390 – Smithville on the Twenty – South Community (Brookside) Phase 2 Subdivision
    - i) That report PD-003-11, dated December 10, 2011, regarding the Exemption from Part Lot Control (Phelps Homes Ltd.) for Block 23, Plan 30M-390, Smithville on the Twenty – South Community (Brookside) Phase 2 Subdivision, BE RECEIVED; and
    - ii) That the By-law to remove Part Lot Control on land described as Block 23, Registered Plan 30M-390 (Smithville on the Twenty – South Community (Brookside) Phase 2 Subdivision), BE APPROVED.
- (b) ITEM P01-11 - Item 1  
That, Report No. PD-012-11, dated January 10, 2011, relating to amendments that were made to the Green Energy and Green Economy Act by the Province and effective as of January 1, 2011, BE RECEIVED for information.
- (c) ITEM P01-11 - Item 2  
  - (1) That, Report No. PD-005-11, dated January 10, 2011, relating to Station Meadows North Phase 4 Plan of Subdivision Request for Extension of Draft Plan Approval, BE RECEIVED; and,
  - (2) That, the Draft Plan of Subdivision Approval for Station Meadows North Phase 4 be extended for a period of one year expiring on March 7, 2012.
- (d) ITEM P02-11  
  - (1) That, Report No. PD-001-11, dated January 10, 2011, regarding Olde Town Gateway Estates Plan of Subdivision Rezoning and Redline Amendment, be received; and

- (2) That, Zoning By-law Application 1601-014-10 submitted by Smithville Old Towne Inc., be deferred until an application for an Official Plan Amendment is received and processed; and
  - (3) That, Redline Amendment submitted by Smithville Old Towne Inc. for Subdivision File No. 2000-065(05), be deferred until an application for an Official Plan amendment is received and processed.
- (e) ITEM P03-11  
RECOMMENDATION #1:
- (1) That, Report No. PD-002-11, dated January 10, 2011, relating to a proposal for a wireless telecommunication tower by Rogers Wireless Inc. on Concession 1 Road in the Township of West Lincoln, BE RECEIVED; and,
  - (2) That, a recommendation report be prepared and presented to the Planning/Building/Environmental Committee once all comments have been received on the proposed Telecommunications Installation.
- Carried AS AMENDED (see below).
- RECOMMENDATION #2 (AMENDMENT):  
That, the recommendation contained in Report No. PD-002-11 be amended to add "3422" prior to the word "Concession" in recommendation 1.
- (f) ITEM P04-11  
That, Report No. PD-006-11, dated January 10, 2011, relating to the HAF Wind Energy Proposal in the former Township of Caistor, BE RECEIVED for information.
- (g) ITEM P06-11  
That report PD-004-11, dated January 10, 2011 regarding the 2010 Planning Department Activity Summary and Review of 2011 Projects, BE RECEIVED, for information.
- (h) ITEM P05-11
- (1) That, Report No. PD-010-11, dated January 10, 2011, relating to the Authority to Address a Daylight Triangle Issue on Smits Cove, be received; and,
  - (2) That, the CAO be authorized to negotiate an agreement for the purchase of a portion of a property to address the daylight triangle issue, and report back to Committee.
- (i) ITEM P09-11
- (1) That, Report No. PD-011-11, dated January 10, 2011, relating to correspondence dated December 10, 2010, BE RECEIVED; and,

- (2) That Staff be authorized to proceed as directed in closed session with respect to the correspondence, prior to ratification by Township Council.
  
- (j) ITEM P10-11
  - (1) That, Report No. PD-009-11, dated January 10, 2011, relating to the Future Ontario Municipal Board Hearing, (Jansje Meinen), BE RECEIVED; and,
  - (2) That Staff be authorized to proceed as directed in closed session with respect to the Future Ontario Municipal Board Hearing, (Jansje Meinen).
  
- (k) ITEM P11-11
  - (1) That, Report PD-008-11, dated January 10, 2011, regarding Renewal of Contracted Service for Sewage System Inspection in accordance with the Ontario Building Code, BE RECEIVED; and,
  - (2) That, the contract with Mr. Lyle Killins for sewage system inspections be extended to the end of December 2012, and be permitted to continue on a monthly basis thereafter; and,
  - (3) That, a by-law be passed to authorize the Mayor and Clerk to sign the contract with Lyle Killins.

Moved by Alderman Sue-Ellen Merritt and seconded by Alderman Luciano Di Leonardo:

That, the minutes relating to the open session portion of the Planning/Building/Environmental Committee meeting held on January 10, 2011, be received and that the recommendations contained therein, be approved, with the exception of Items no. P01-11(1), P05-11, P11-11.

That the confidential minutes (set 1) of the closed session portion of the January 10, 2011 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 AS AMENDED (see below)

**AMENDMENT:**

Moved by Alderman John Glazier and seconded by Alderman Eric Leith:

That the minutes of the open session portion of the Planning/Building/Environmental Committee meeting held on January 10, 2011 and Set 1 of the confidential minutes, be amended by removing all reference to the words "disclosure of pecuniary interest" as it relates to the perceived conflict declared by Alderman Merritt relating to Item P11-11 (Report PD-008-11).

- Carried

**Item P01-11(1) - Alderman Leith's Conflict- Amendments to Green Energy & Green Economy Act**

Alderman Eric Leith declared a conflict of interest and/or disclosure of pecuniary interest with respect to Item P01-11 (Information Report No. PD-012-11 – Amendments to the Green Energy and Green Economy Act made by the Province and effective as of January 1, 2011) as he worked in the green energy industry. Alderman Leith did not take part in any discussion nor voting with respect to this matter.

Moved by Alderman Joann Chechalk and seconded by Alderman Alexander Micallef:

That, Item P01-11 (1) from the January 10, 2011 Planning/Building/ Environmental Committee meeting be approved:

(ITEM P01-11 (1)

That, Report No. PD-012-11, dated January 10, 2011, relating to amendments that were made to the Green Energy and Green Economy Act by the Province and effective as of January 1, 2011, BE RECEIVED for information.)

- Carried

**Item P05-11-Alderman Glazier's Conflict- Daylight Triangle Issue-Smits Cove**

Alderman John Glazier declared a conflict of interest and/or disclosure of pecuniary interest with respect to Item P05-11 (Report No. PD-010-11-Recommendation Report – Authority to Address Daylight Triangle Issue on Smits Cove) as he owns property on Smits Cove. Alderman Glazier did not take part in any discussion nor voting with respect to this issue.

Moved by Alderman Sue-Ellen Merritt and seconded by Alderman Luciano Di Leonardo:

That, Item P05-11 from the January 10, 2011 Planning/Building/ Environmental Committee meeting be approved:

(ITEM P05-11

(1) That, Report No. PD-010-11, dated January 10, 2011, relating to the Authority to Address a Daylight Triangle Issue on Smits Cove, be received; and,

(2) That, the CAO be authorized to negotiate an agreement for the purchase of a portion of a property to address the daylight triangle issue, and report back to Committee.)

- Carried

**Item P11-11 - Alderman Merritt's Conflict - Renewal of Contracted Service for Sewage System Inspection:**

Alderman Sue-Ellen Merritt declared a perceived conflict of interest with respect to Item P11-11 (Report No. PD-08-11-Personnel Matter-Sewage System Inspection) due to a friendship with the individual in question. Alderman Merritt did not take part in discussion nor voting with respect to this matter.

Moved by Alderman John Glazier and seconded by Alderman Luciano Di Leonardo:

That, Item P11-11 from the January 10, 2011 Planning/Building/ Environmental Committee meeting be approved:

(ITEM P11-11

- (1) That, Report PD-008-11, dated January 10, 2011, regarding Renewal of Contracted Service for Sewage System Inspection in accordance with the Ontario Building Code, BE RECEIVED; and,
- (2) That, the contract with Mr. Lyle Killins for sewage system inspections be extended to the end of December 2012, and be permitted to continue on a monthly basis thereafter; and,
- (3) That, a by-law be passed to authorize the Mayor and Clerk to sign the contract with Lyle Killins.)

- Carried

**Confidential Minutes – Set 2 (contain Alderman Glazier's Conflict item):**

Alderman John Glazier declared a conflict of interest and/or disclosure of pecuniary interest with respect to Item P05-11 (Report No. PD-010-11-Recommendation Report – Authority to Address Daylight Triangle Issue on Smits Cove) as he owns property on Smits Cove. Alderman Glazier did not take part in any discussion nor voting with respect to the Confidential Minutes – Set 2, as they related to the item for which he had a conflict.

Moved by Alderman Joann Chechalk and seconded by Alderman Alexander Micallef:

That the confidential minutes (Set 2) of the closed session portion of the January 10, 2011 Planning/Building/Environmental Committee 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 AS AMENDED (see below)

**AMENDMENT:**

Moved by Alderman Joann Chechalk and seconded by Alderman Alexander Micallef:

That the minutes of the closed session portion of the Planning/Building/ Environmental Committee meeting held on January 10, 2011 (Set 2) be

amended by removing all reference to the words “disclosure of pecuniary interest” as it relates to the perceived conflict declared by Alderman Merritt relating to Item P11-11 (Report PD-008-11).

- Carried

**Confidential Minutes – Set 3 (contain Alderman Merritt’s Conflict item):**

Alderman Sue-Ellen Merritt declared a perceived conflict of interest with respect to Item P11-11 (Report No. PD-08-11-Personnel Matter-Sewage System Inspection) due to a friendship with the individual in question. Alderman Merritt did not take part in discussion nor voting with respect to the Confidential Minutes – Set 3, as they related to the item for which she had a conflict.

Moved by Alderman Eric Leith and seconded by Alderman Luciano Di Leonardo:

That the confidential minutes (Set 3) of the closed session portion of the January 10, 2011 Planning/Building/Environmental Committee 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 AS AMENDED (see below)

**AMENDMENT:**

Moved by Alderman Alexander Micallef and seconded by Alderman Eric Leith:

That the minutes of the closed session portion of the Planning/Building/Environmental Committee meeting held on January 10, 2011 (Set 3) be amended by removing all reference to the words “disclosure of pecuniary interest” as it relates to the perceived conflict declared by Alderman Merritt relating to Item P11-11 (Report PD-008-11).

- Carried

- (b) Administration/Finance/Fire Committee  
Re: January 17, 2011 Minutes

**SUMMARY OF RECOMMENDATIONS:**

- (a) ITEM A01-11

That, the petition submitted on January 17, 2011 by the Students from the Smithville Christian High School, encouraging construction of a sidewalk along Smithville Road (Regional Road 14) from Harvest Gate to the Leisureplex, be received and referred to staff for report.

- (b) ITEM A03-11

The Administration/Finance/Fire Committee approve the following Consent Agenda Items:

1. Item 1 be hereby received for information.
2. Item 2 be hereby approved and the recommendations contained therein adopted.

(ITEM A03-11

1. Joint Accessibility Advisory Committee - August 12, 2010 and October 28, 2010 Minutes
2. Recommendation Report–RFD-FD-11-01- Updating West Lincoln Township Health and Safety Policy By-law)
  - (1. That, Report RFD-FD – 11-01 regarding “Updating West Lincoln Township Health and Safety Policy By-Law”, dated January 17, 2011 be accepted, and,
  2. That Council adopt a bylaw to establish a Municipal Health and Safety Statement for the Corporation of the Township of West Lincoln be presented to Council for approval and that By-Law 2009-88 be repealed.)

(c) ITEM A04-11

- (1) That, the Treasurer Report RFD-T-01-11, regarding “2011 Budget Information and Schedule”, dated January 17, 2011 be received; and,
- (2) That, the Budget Committee meeting to review the 2011 Operating and Capital Budgets be set for Tuesday, February 22, 2011 at 6:30 pm with an additional date set for further deliberation, if required, for Wednesday, February 23, 2011 at 6:30 pm.

(d) ITEM A05-11

That, Lou Di Leonardo be and is hereby appointed as the Vice-Chair of the Public Works/Recreation/Arena Committee, until otherwise directed by Council resolution.

Moved by Alderman John Glazier and seconded by Alderman Sue-Ellen Merritt:

That, the minutes of the open session portion of the Administration/Finance/Fire Committee meeting held on January 17, 2011, be received and that the recommendations contained therein, be approved.

That the confidential minutes of the closed session portion of the January 17, 2011 Administration/Finance/Fire 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

- (c) Public Works/Recreation/Arena Committee  
Re: January 17, 2011 Minutes

SUMMARY OF RECOMMENDATIONS:

(a) ITEM PW01-11

That, the West Lincoln Public Library Board minutes of a meeting held on November 16, 2010 be received for information.

- (b) ITEM PW02-11  
That, the correspondence from the Kin Club of West Lincoln dated January 10, 2011 requesting donation of three hours of ice time at a cost of \$168.00 (3 hours X \$56) for their Annual Skate-a-Thon to be held on February 24<sup>th</sup>, 2011 at the West Lincoln Arena, be received and supported, subject to the availability of ice time, and that the rental fees be expensed from the Corporate Sponsorship Fund.
- (c) ITEM PW03-11  
THAT, Report RFI PW-01/2011, re: Township of West Lincoln Water Quality Data Annual Report 2010, dated January 17<sup>th</sup>, 2011, be received for information.
- (d) ITEM PW04-11  
THAT, Report RFI PW-02/2011, re: 2010 Recreation Programs Review, dated January 17<sup>th</sup>, 2011, be received for information.

Moved by Alderman Alexander Micallef and seconded by Alderman Joann Chechalk:

That, the minutes of the Public Works/Recreation/Arena Committee meeting held on January 17, 2011, 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) Mayor Douglas Joyner  
Re: Meeting with Minister of the Environment to address Illegal Dumping Issue

Moved by Alderman Sue-Ellen Merritt and seconded by Alderman Luciano Di Leonardo:

That, a request to meet with the Minister of the Environment at the 2011 ROMA/OGRA Conference, regarding the issue illegally dumped and/or spilled material, be submitted by the January 27, 2011 deadline and that the CAO be directed to complete the necessary "Delegation Request Form" in that regard.

- Carried

- (b) CAO  
Re: Increased illegal dumping on roads due to the one bag limit and request for assistance from Region of Niagara

Moved by Alderman Luciano Di Leonardo and seconded by Alderman John Glazier:

That the Region of Niagara be requested to include funding in their 2011 Budget to deal specifically with costs resulting from increased garbage dumping on rural roads throughout the Township of West Lincoln because of the new reduced – one garbage container disposal limit; and,

That the Region of Niagara be also requested to provide increased public education/awareness training relating to the reporting of illegal dumping activities.

- Carried

- (c) CAO  
Re: 2011 Service Plan – DRAFT

Alderman Chechalk noted her appreciation for the work done by staff; however, noted her concern that the initiatives needed to be prioritized and their impacts on the workload, taxes and the general levy, needed to be provided. Alderman Chechalk further noted that she was concerned that adopting the Service Plan would be direction in principle and would convey the belief that the Township was undertaking all the proposed initiatives.

The CAO noted that presentation of the 2011 Draft Service Plan was a matter of process and explained that the Service Plan provided a baseline by outlining current services, followed by a list of past successes and then identified proposed projects.

Much discussion followed regarding the Draft Service Plan, strategic planning processes and the current process used by the Township with respect to presenting the budget.

Alderman Merritt clarified that all items listed in the Service Plan were not necessarily going to be undertaken or approved as they were subject to budget approval.

Mayor Joyner declared a brief recess at approximately 9:10 p.m. and the meeting reconvened at approximately 9:20 p.m.

Mayor Joyner noted that there was a program that he would like investigated by staff and included in the Draft Service Plan; however, the motion was put forward and was lost (see proposed amendment below).

Alderman Glazier noted that the Communities in Bloom Program might be better suited for inclusion in the Five Year Recreation Master Plan.

Moved by Alderman Eric Leith and seconded by Alderman Luciano Di Leonardo:

That the 2011 Service Plan, which will form the basis for funding the proposed 2011 Budget, be and is hereby approved.

- Carried

**PROPOSED AMENDMENT (LOST):**

Moved by Alderman Alexander Micallef and seconded by Alderman Luciano Di Leonardo:

That, the 2011 Service Plan be amended by adding a new initiative relating to the undertaking of a review and report by staff on the cost for West Lincoln to participate in the Communities in Bloom Program.

- **LOST**

- (d) Rural Ontario Municipal Association  
Re: Request for Nominations for the 2011 – 2015 ROMA Board

Moved by Alderman Luciano Di Leonardo and seconded by Alderman John Glazier:

That, the Council of the Corporation of the Township of West Lincoln endorses and supports the nomination of Mayor Douglas Joyner as the Zone representative for Zone 3 on the 2011-2015 Rural Ontario Municipal Association (ROMA) Board.

- Carried

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

1. Alderman Merritt  
Re: Transit

Alderman Merritt noted her concern that the Township was subsidizing bus service (inter-municipal transit) for St. Catharines and Niagara Falls and that the choice on funding the transit system was taken away from the municipality by the Region and that they had somehow been able to proceed without getting a triple majority. Alderman Merritt noted that the municipalities benefitting from the service should pay and not the Township.

Mayor Joyner confirmed that this was a pilot project as the Region wanted to try it and then determine if it should be extended. Mayor Joyner further advised that Councillor Zimmerman had stated that the region had been missing out on opportunities for gas tax funding and that this project was funded with gas tax money.

2. Mayor Joyner  
Re: New Staff Sergeant Sandro D'Annunzio – Presentation at February 28, 2011 Council Meeting

Mayor Joyner advised that newly appointed Staff Sergeant Sandro D'Annunzio would be coming to make a presentation at the February 28, 2011 Council Meeting. Mayor Joyner requested that Members of Council email him regarding any issues that needed to be addressed before February 11, 2011, in order for him to advise Staff Sergeant D'Annunzio.

3. Mayor Joyner  
Re: 52<sup>nd</sup> Annual General Meeting - Niagara Peninsula Conservation Authority

Mayor Joyner advised that Mr. Bart Maves had been elected as the Chair of the Niagara Peninsula Conservation Authority at the 52<sup>nd</sup> Annual General Meeting (new Regional Councillor from Niagara Falls). Mayor Joyner also reminded constituents of the February 13<sup>th</sup> Binbrook Ice Fishing Derby and Family Fishing Weekend on February 19 to 21, 2011.

4. Mayor Joyner  
Re: West Lincoln Family Day Snowfest – February 21, 2011 at West Lincoln Arena

Mayor Joyner reminded constituents and Members of Council of the February 21<sup>st</sup> Family Day Snowfest being held at the West Lincoln Arena and reviewed the activities being held throughout the day.

5. Mayor Joyner  
Re: Request for Mr. Andrew Pollack to appear at February 28, 2011 Council

Mayor Joyner advised that he asked Mr. Andrew Pollack from the Region of Niagara, to come to speak to Council in February on the changes coming forward concerning Niagara Region Waste Management Services and how they will be implemented across Niagara with emphasis on the introduction of the "Green Bins" and recycling.

**11. BY-LAWS:**

Moved by Alderman John Glazier and seconded by Alderman Sue-Ellen Merritt:

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

- (a) By-law 2011-01 To confirm proceedings of December 13, 2010 regular Council meeting
- (b) By-law 2011-02 To provide for an interim tax levy and to provide for the payment of taxes and to provide for penalty and interest of fifteen percent
- (c) By-law 2011-03 To establish a Municipal Health and Safety Policy Statement for the Corporation of the Township of West Lincoln and to repeal By-law 2009-88

- (d) By-law 2011-04 To Exempt Certain land from Part Lot Control pursuant to Section 50 of the Planning Act, R.S.O. 1990 (Phelps Homes Ltd)

- Carried

In response to Alderman Leith's inquiry regarding the high interest rate of 15% imposed by the interim tax levy by-law, the Treasurer/Director of Finance explained that this was the amount (1¼ per month) imposed by most municipalities as provided for in the Municipal Act, noting that the municipality was not a lending institution and the rate is meant to be a deterrent as the Township has to remit regional and education taxes even if they are not collected.

Moved by Alderman John Glazier and seconded by Alderman Sue-Ellen Merritt:

That, By-laws 2011-01, 2011-02, 2011-03 and 2011-04 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 Joann Chechalk and seconded by Alderman Alexander Micallef:

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

- (a) By-law 2011-05 To authorize an agreement between the Corporation of the Township of West Lincoln and Lyle Killins for the provision of Sewage System Inspection Services

-Carried

Moved by Alderman Joann Chechalk and seconded by Alderman Alexander Micallef:

That, By-law 2011-05 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:**

There were no confidential matters.

**13. ADJOURNMENT:**

Moved by Alderman Alexander Micallef and seconded by Alderman Joanne Chechalk:

That, this Council meeting does now adjourn at the hour of 9:54 p.m. and if a special meeting is required it will be at the call of the Mayor.

- Carried