

Lincoln Chambers August 4th, 1992

The Council of the Town of Lincoln met in regular session on Tuesday, August 4th, 1992, at 7:30 p.m., in the Lincoln Chambers. All members of Council were present except Ald.P.Butcher and the meeting was chaired by Mayor R.A.Konkle. Staff present: R.Heil (Administrator), K.Kruger (Town Clerk) and G.Molman (Acting Director of Public Works).

ADOPTION OF MINUTES -

In regard to the minutes of Council's meeting of July 20th, 1992, Ald.R.Bilkszto raised questions regarding the comments under Delegations, respecting Twenty Valley Estates. He suggested that the minutes should note that a letter was circulated from Mr.Cambray of the Region of Niagara Planning Department, advising that, in his opinion, a public meeting and urban area expansion application would be required for the proposed development. He further noted that the letter contradicts some of what was stated by Mr.Hynde at the July

20th, Council meeting, with respect to the position of Regional staff.

Moved by Ald.F. Cousineau, Seconded by Ald. R.Kelly THAT the minutes of Council's regular meeting of July 20th, 1992,

be adopted as circulated by the Clerk. CARRIED

Moved by Nd.A.Gretsinger, Seconded by Ald.A.Danyluck

THAT the minutes of Council's special meeting of July 22nd, 1992,

be adopted as circulated by the Clerk. CARRIED

BUSINESS ARISING FROM-MINUTES

TWENTY VALLE-m

Further to the matter of Twenty Valley Estates considered under the report of the Planning Committee in its minutes of July 13th, 1992, opinion was expressed by Ald.Bilkszto that both he and the Town's Planner have recommended that an urban area boundary expansion would be required for the proposal which would then provide opportunity for public meetings and comment. He also noted that the letter dated July 20th, 1992, from Mr.Cambray of the Regional Planning Department contains information different from that given by Mr.Hynde at Council's last meeting. For this reason, he requested that the matter be reconsidered.

Opinion was expressed that inclusion within urban area boundaries should be a pre-requisite to the extension of municipal water and sewer services, despite some past cases where this has not occurred.

Further opinion was expressed that since the original proposal was for estate lot development, any attempt now to extend the services without an expansion of urban area boundaries should be considered an attempt to circumvent the proper process. Members of Council further noted that the Town's Planning Committee had supported the developer's request previously based on comments from a Regional Planner, which suggested that the Town use the notwithstanding clause available for the extension of services. It was further stated that the project was already given approval in principle and therefore the land use issue has been decided, resulting in only a servicing issue remaining. In

response, further opinion was expressed that land use and servicing issues cannot be separated. Members of Council discussed other areas

within the Town where extension of services occurred and of possible problems with respect to urban area boundary expansion in the Niagara Escarpment Commission Development Control Area.

Moved by Ald.R.Bilkszto, Seconded by Ald.A.Gretsinger Re: Twenty Valley Estates

THAT the Twenty Valley Estate development proposal be

reconsidered due to new Regional Information. L+QL3 AEZ Ald.Bilkszto, Nd.Danyluck, Ald.Gretsinger, Ald.Kelly, - Nm Ald.Albers, Ald.Bald, Ald. Cousineau, Mayor Konkle. -

BRIAN KING. SIDEWALKS. TAMARAC DRIVE

Mr.Brian King was present at the meeting and addressed Council regarding proposed sidewalks on Tamarac Drive. Mr.King noted that most issues on this item had been discussed previously but that he (Council, Aug.4/92) -2- wished to summarize some of the main points. Mr.King discussed the risk factors involved in the situation. He advised that none of the residents on Tamarac Drive would put forth any proposal if they

believed it would increase public risk. He discussed the comments made by a representative of the subdivision developer that the positioning of the sidewalk on either side of the street does not increase risk. He noted that if cars are parked in driveways instead of on the street, then this would equal less risk to the public.

Mr. King then discussed other subdivisions within the Town, noting that where two cars can fit in driveways, there is less parking on the street and less cluttering than in those subdivisions with single car driveways. He further noted that Council should consider for future subdivisions, restrictions with respect to the extension of garages beyond a certain point from the house due to parking considerations.

CEC BOVAIRD. SIDEWALKS ON TAMARAC DRIVE

Mr. Cec Bovaird was present to address Council with respect to sidewalks on Tamarac Drive. Mr. Bovaird disputed that there is no increased risk when the public has to cross the street a number of times as would occur if the proposed sidewalk on Tamarac Drive was

moved to the west side of the street. He discussed sidewalks and transformer panels noting that all are accommodated within the 66 foot road allowance width. He discussed the Utilities Co-ordinating Committee at the Region and its standards. He further noted that road allowances are public lands and are not for the exclusive use of adjoining land owners. He then discussed pedestrian linkages in the Town and commented that he and the developer were concerned about making changes in the subdivision which do not comply with the subdivision agreement without notification to those who have purchased property within the subdivision. In response to questions from members of Council, there was discussion with respect to the clause in the subdivision agreement allowing the developer and the Town to agree to changes in the subdivision agreement. Mr. Bovaird further expressed his client's concern with this clause.

ALLAN WOOLEVER, RELOCATION OF LAKE - SHORE ROAD

Mr. Allan Woolever was present to address Council, regarding the Public Works Committee minutes and the proposal to examine relocation of Lakeshore Road. He expressed opinion that the proposal to move the road is of large importance to the community as a whole and not just to local residents. He advised that the closure steals away scenic and frequently used lakefront access. He expressed further opinion that the road is an asset to the whole community and is part of the community's heritage, not just a local access road. He also discussed that the current road equates to a passive park for cars, bikes and pedestrians and that the community should not lose access to this recreational land. Mr. Woolever discussed the problems with the road respecting narrowness and deterioration and encouraged Council to think of the road as a lakeshore parkway instead of a road, thus encouraging a tourism attraction, parks facilities and passive parkland access. He further discussed the financial problem of regaining access to lakefront property once it is lost. Mr. Woolever further advised that the item should not be discussed only with residents abutting the street but with all members of the public.

There was discussion of the recommendation contained within the Public Works Committee minutes and it was noted that the recommendation is only to examine the possibility of moving the road.

There was discussion of the transportation study currently underway and whether this item would be considered in that study. Staff advised that the study was complete in a draft form but that it would not speak to this item in the detail required. Staff also advised that this item would require input not only from residents but from other agencies including various provincial ministries. There was further discussion regarding public input and of the financing which would be required should the road eventually be moved.

JILL HILDRETH. REGJ - REGIONAL REPRESENTATIVE

Regional Representative Jill Hildreth was present at the meeting and addressed Council regarding the following items. 1. - Councillor Hildreth advised that the Regional Committee has

received approximately \$120,000 in additional funding but that this was only 90% of the requested amount. She noted that the Hearing Board felt that the intervenors should supply the additional 10%.

With respect to the OWMC plan to contaminate ground water over a 500 year time frame, the Ministry of the Environment has indicated that this is not according to its Reasonable Use Guidelines. She further discussed that the OWMC had guaranteed a supply of piped water to residents affected. Councillor Hildreth discussed that water supply is a Regional responsibility and not under OWMC authority. She noted

that the area affected is 5 to 6 miles from the nearest water pipeline.

2. Tobacco - Councillor Hildreth advised that in Ontario, 13,000 people die per year due to tobacco related diseases. The Regional Health Board has requested funding in the amount of \$193,000 to administer an anti-smoking program.

3. Planning Reforms - Councillor Hildreth discussed proposed legislative changes which would allow one basement apartment per dwelling as a right of the owner. She further discussed municipalities right of access to inspect such buildings.

4. Niagara Escarpment - Councillor Hildreth discussed the apparent poor treatment applicants for development permits receive from NEC staff and NEC staff authority to interpret its rules and regulations. She discussed that should the Region be successful in its request that the NEC delegate its authority to the Region, then

Regional decisions should be enforced as the Niagara Escarpment Plan establishes.

5. - Councillor Hildreth discussed Bill 79, a proposal to establish employment equity. She discussed problems with the legislation noting that women were at the bottom of the list of groups addressed in the proposed legislation and advised that there is no mention within the Bill of ability, which should be the first

consideration. She noted that the Region has directed their Director of Human Resources to obtain proposed regulations under the Act and to investigate whether there will be public meetings and consultations.

Members of Council discussed the possible delegation of NEC authority to the Region. Support for the proposal was expressed by some members of Council and further opinion expressed that the NEC should be abolished due to its cost of approximately 2.6 million dollars per year. Questions were raised regarding the amount of support which the Region had received regarding this proposal.

Further opinion was expressed that there may be problems in this delegation of authority in light of a perceived credibility problem of the Region and Town Councils. It was noted that some of the population wants a strong body to uphold the plan but that local

governments have some credibility problems with respect to enforcement of their own plans. Councillor Hildreth further advised that the

Region does not want to discard the Niagara Escarpment Plan but does want the opportunity to apply for some changes in the future.

PUBLIC MEETING! DEVELOPMENT CH-

Moved by Ald. R. Bilkszto, Seconded by Ald. A. Gretsinger

THAT the minutes of Council's Public Meeting of July 30th, 1992, re: Development Charges, be adopted as circulated by the Clerk.

CARRIED

PUBLIC WORKS COMMITTEE

Further to these minutes, members of Council discussed the issue of sidewalks on Tamarac Drive. Opinion was expressed that a decision on Tamarac Drive sidewalks should be delayed until the Recreation &

Parks Committee brings forth its recommendation regarding linear walkway issues. There was discussion of liability insurance issues and of whether a sidewalk on the west side of Tamarac Drive would be used if a sidewalk along the drainage ditch is established. There was discussion of possible duplication and whether the sidewalk should be

established for local use and pedestrian linkages. (Council, Aug. 4/92) -4-

With respect to the possible relocation of Lakeshore Road, opinion was expressed that such relocation would be costly and should take place without full review by the residents of the Town. Also

that the entire length of Lakeshore Road must be examined as a whole and should not be looked at in sections. Opinion was expressed that Council must look at the present state of each section of road as the Council must now ensure a safe access to existing homes. Further questions were raised regarding any review of the road taking place in the Town's Transportation Study. Staff advised that this particular item is not fully addressed in the Transportation Study report. Staff further discussed the public meeting which took place with respect to the Transportation Study and advised that each section of Lakeshore Road is not the same but that each immediate vicinity has its own problems.

Moved by Ald. A.Danyluck, Seconded by Ald. F.Cousineau

Re: Relocation of Lakeshore Road

THAT the motion of Alderman Bald and Alderman Albers, re: P.W.92-235 to investigate the relocation of Lakeshore Road between Tufford Road and Merritt Road not be acted upon, in view of the obvious public interest in the proposals relevant to relocation of Lakeshore Road.

Also that a Public Meeting be held to take into account all of the Lakeshore shoreline roads, so that we may receive public recommendations.

And further that Public Works investigate Government Grants for the possible restructuring of the Lakeshore Road shoreline and all related roads, and investigate all legal ramifications for repairs and the feasibility of such repairs. Lax

Members of Council further discussed the issue of sidewalks on Tamarac Drive and opinion was expressed that since sidewalks would be examined at the Recreation & Parks Committee meeting on August 5th, 1992, decisions made at that Committee may enter into decisions regarding this sidewalk. Opinion was expressed that the issue should be dealt with immediately as the sidewalk does not belong where it is proposed. Further opinion was expressed that the sidewalk should not be relocated unnecessarily but that the need should be examined and that therefore the Recreation & Parks decision on walkways would affect this decision.

Moved by Ald.R.Bilkszto, Seconded by Ald.J.Albet-s

Re: Motion of Cousineau, Albers

THAT a decision on the sidewalk on Tamarac Drive be deferred pending the related linear link decision. CARRIED

Moved by Ald. A.Gretsinger, Seconded by Ald.A.Danyluck

THAT the minutes of the Public Works Committee meeting of July 22nd, 1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon, as amended. CARRIED

C-92-251. FINANCIAL REPORTING REQUIREMENTS. 1941 MUNICIPAL ELECTIONS

Moved by Ald.R.Bilkszto, Seconded by Ald.A.Gretsinger

Re: C-92-25?? financial reporting requirements, 1991 Municipal Elections

THAT the Clerk's report on supplementary statement on candidates disclosure, be received for Council's information. CARRIED

BY-W -

INTRODUCTION OF BY-LAWS

Moved by Ald. R. Kelly, Seconded by Ald. F. Cousineau

THAT leave be given to introduce the following by-laws:

(a) No.92-61, to authorize execution of agreement with Parker Consultants.

(b) No.92-62, to authorize execution of agreement with Kerry T.Howe Engineering Limited.

(c) No.92-63, to discharge Shoreline Property Assistance Loan, re: LaBrash and Denny.

(d) No.92-64, to amend By-law No.91-60, respecting development charges. CARRIED

N0.92-61, TO AUTHORIZE EXECUTION OF AGRBNT WITH PARKER CONSULTBUS

Moved by Ald. A.Gretsinger, Seconded by Ald. R.Bilkszto

THAT By-law No.92-61 read a first time and being "A By-law to

authorize the execution of an agreement with Parker Consultants with respect to the provision of professional engineering services for the project known as the Cosby Road bridge reconstruction project, be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding. CARRIED

NO.92-62, TO AUTHORIZE EXECUTION OF AGREEMENT WITH KERRY LJXXfZ

Moved by Ald.H.Bald, Seconded by Ald.F.Cousineau

THAT By-law No.92-62 read a first time and being "A By-law to authorize the execution of an agreement with Kerry T.Howe Engineering Limited with respect to the provision of professional engineering services for the project known as the Victoria Avenue North watermain replacement project, be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding. CARRIED

NO.92-63, TO DISCHARGE THE OBLIGATIONS OF TERRENCE LABRASH AND EARLDA DENNY- @

- P SXSUBcE ACT

Moved by Ald.R.Kelly, Seconded by Ald.F.Cousineau

THAT By-law No.92-63 read a first time and being "A By-law to discharge the obligations of Terrence LaBrash and ~arlda ~enny ", under the provisions of By-law No.89-14 passed under the Shoreline Property Assistance Act1., be now read a second and third time and finally passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding. CARRIED

NO. 92-64. TO AMEND BY-LAW NO. 91-60. DEVELOPMENT CHARGES

With respect to the proposed amendment to the Town's Development Charges By-law, opinion was expressed that development charges for helphouses equals an undue burden on farmers. Further, that to recognize that the farming community is crucial to the Town both socially and economically, then an exemption of helphouses would be one way of helping the farmers. It was also questioned if such a helphouse was to be severed from the property, then would not the development charge be collectible on the required rezoning. Staff advised that under the Town's Zoning By-law, a zoning change is not required under such a circumstance and therefore the Town may not be able to collect a development charge. There was discussion regarding the intent of the development charge being based on services required

by increased population. Opinion was expressed that if an additional person, relative or otherwise takes up permanent residence in the Town, then that person will be drawing on services the same as anyone who builds a new home or severs property. Therefore, such helphouses should not be exempted. Further opinion was expressed that this would be an opportunity to assist farmers by exempting helphouses and that if they are severed in the future, then the development charge should apply. Opinion was expressed that there are other groups such as the elderly, first time home buyers etc., who may also need assistance and

that if farmers are to be assisted then these other groups should also be eligible for similar assistance. Therefore, the Town cannot exempt certain groups.

Moved by Ald. A.Gretsinger, Seconded by Ald. F. Cousineau THAT clause nine (9) of this by-law be amended to permit one

helphouse, permanent or temporary; for the use of agricultural labourers employed by a legitimate farmer; this house to be exempt from development charge. L+!x,T

Moved by Ald.H.Bald, Seconded by Nd.F.Cousineau

THAT By-law No.92-64 read a first time and being "A By-law to amend By-law No.91-60, being a By-law respecting Development Charges", be now read a second and third time and finally-passed and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary notwithstanding. CARRIED (Council, Aug. 4/92) -6-

CORRESPONDENCE --

1. Lancaster, Mix & Welch, re: Cherry Hill Gardens. R & F.

2. Kidney Foundation of Canada, regarding lottery application.

Moved by Ald.A.Danyluck, Seconded by Ald.A.Gretsinger

THAT the Town of Lincoln has no objections to the Kidney Foundation and the Canadian Diabetes Association holding a Joint Lottery Calendar Fundraising campaign to be drawn on all holidays in 1993. CARRIED

APPLICATIONS FOR LDTTTERY LICENCES

Moved by Ald. F. Cousineau, Seconded by Ald. R. Kelly THAT the following lottery licence application be approved:

(a) Beamsville & District Lions Club, proceeds to be donated to the Blind, Minor Sports and Community Affairs and Events, total value of prizes: \$3,500. CARRIED

BUSINESS

N12Tmm

Members of Council entered into discussions regarding the possibility of requesting notice of motions when a Council member intends to reopen a question voted on at previous Council meetings. Opinion was expressed that remaining members of Council should be privy to the available information and intent in order to conduct their own investigation for their own use. It was noted that this would not be intended to limit debate but to ensure that information is available to all members of Council. Opposing opinion was expressed that the actions of Council should not be limited by various procedural rules.

Moved by Ald. J. Albers, Seconded by Ald. H. Bald Re: Notice of Motion WHEREAS Council duly passes motions by approving committee meeting minutes.

THAT motions brought before Council requesting specific decisions be overturned or reopened be put on the agenda not later than 4:00 p.m., of the Thursday prior to the next Council meeting. Lm

TERRY FOX RUN

Ald. Kelly advised those present that the Beamsville Lions and the Terry Fox Club would be holding the annual Terry Fox Run, Sunday, September 20th, 1992. He advised that the run would commence at the Town Hall and encouraged everyone to participate.

& WANDANCERS

Mayor Konkle reminded members of Council that a delegation of Slovenian Dancers would be visiting the Town of Lincoln on August 17th, 1992, and that a reception would be held at 1:30 p.m.

COMMITTEE OF THE WHOLE

On a motion by Ald. Kelly, and seconded by Ald. Danyluck, Council adjourned to Committee of the Whole to consider property matters. Following discussions in Committee of the Whole, the Committee rose without report and Council reconvened.

There being no further business to us, the Mayor declared the meeting adjourned. Beamsville Roan August 5, 1992

Minutes of a meeting of the Recreation and Parks Committee held in the Beamsville Roan at Town Hall on Wednesday, August 5, 1992 at 7:30 p.m. Present were Ald. H. Bald, Chairman. Ald. A. Danyluck, Nd. F.

Cousineau, Ald. A. ~retsinger,

Staff present were D. Wainman, Director, Recreation and Parks, D. Bakker, Treasurer

A question was raised by Committee regarding sane mileage being paid to outside staff.

Mr. Wainman explained that mileage was paid for a staff member to attend a course at Guelph University and that the outside staff at Charles Daley Park do not have a vehicle on the site as it is not required enough to warrant the cost of a vehicle there full time, therefore they use their own vehicle occasionally to pick up supplies.

Moved by Ald. A. Danyluck, Seconded by A. Gretsinger

THAT department payments in the amount of \$75,360.80 incurred in accordance with Council Policy A90-284 having now been audited be ratified by Council. CARRIED EtZrnW

Mr. Wainman advised Committee that the proposed park plan has been reviewed by the Recreation and Parks Department and the Development Co-ordinating Committee and the plan being presented is a plan that the

staff feel meets the needs and standards that the Town requires for this neighbourhood park development. With sane minor changes to the proposed parking areas Mr. Wainman indicated the staff are supportive of this plan.

Mr. Paul then proceeded to outline to Committee the various components and amenities within the proposed park plan.

Mr. Paul also indicated to Committee that he felt that the development of the park should be the responsibility of the Town, Mr. Wainman however disagreed and indicated that the development of the park should be the responsibility of the developer, over and above the dedication of the land. Mr. Wainman cited, that the Town has currently put together park development guidelines and these should be adhered to and further that the Recreation Master Plan recommends that the developers are required at their costs to design and develop neighbourhood parks in addition to the 5% land dedication.

Committee then proceeded to direct Mr. Wainman along with Chairman Ald. Bald to negotiate the park development for Victoria Shores subdivision.
Tamarac Drive Sidewalk - Linear Walkway Along the Beamsville Drainage
Ritch

The Chairman directed that staff report RP #92-240 be placed ahead on the agenda as it may have direct bearing on the Tamarac Drive sidewalk issue and by placing it ahead on the agenda it would better accommodate the residents in attendance.

Mr. Wainman proceeded to outline what is currently being utilized as a walkway system from St. Volodymyr Park to King Street. He noted that the public enters or exits the drainage ditch at various locations, St.

Volodymyr Park, Meadowood Park and at the end of West Street. Mr. Wainman advised Committee that through his observations the public are using the service area as a pathway quite extensively.

Mr. Wainman advised Committee that since the recent concern over the safety of allowing this area for a pathway, he has contacted our solicitor, Mr. Ellis for an opinion. Mr. Ellis indicated that this area should be considered under the same principal as a backyard swimming pool, that it should be fenced and locked from public access. Mr. Bovaird in attendance spoke as the designing engineer of the drainage

ditch and opposed the concept of the four foot inner fence.

Mr. Bovaird felt that such a fence would interfere with the water flow in the ditch. Mr. Bovaird also indicated that he has been in touch with the Niagara Peninsula Conservation Authority and that they would have to approve any construction within the drainage ditch area. Committee then directed Mr. Wainman to contact the Niagara Peninsula Conservation

Authority to discuss the matter with them further.

Mr. Brian King speaking on behalf of the residents from Tamarac Drive in attendance indicated that it was their feeling that a walkway system through either the fairgrounds or the drainage ditch would service most of the pedestrians requiring access through the area.

Mr. Wainman also advised Committee that sane future options for the walkway could also be considered, this being a link through the wood lot at the end of Tamarac and then possibly along the edge of the drainage ditch running north and south to Greenlane Road however this would be contingent upon these areas being included in any future urban area boundary expansion.

Moved by Ald. Fa Cousineau, Seconded by Ald. A. Gretsinger

THAT the Recreation and Parks Committee recommend to Council that the proposed sidewalk on the east side of Tamarac Drive be deleted and that the Town negotiate a credit from the developer for the cost of this sidewalk or relocation of same on the east side of the ditch, but outside the drainage area within the fairgrounds park and if this should not be possible then delete the walk entirely. CARRIED

Moved by Ald. F. Cousineau, Seconded by Ald. A. Danyluck THAT the Recreation and Parks Committee recommend to Council that

the Beamsville drainage ditch be closed temporarily to the public until such time a four foot chain link fence along the crest of the ditch can be installed with appropriate approvals from authorities having jurisdiction along with signage indicating the proper warnings for danger. CARRIED

Parkland Policies and Application to Northeast Secondary Plan for
kd'e FIN 97 - 219

The Treasurer, Don Bakker was in attendance at the meeting to review and discuss with Committee various items as they relate to the financing and policies of parkland acquisition, development and strategies.

Mr. Bakker indicated that he felt it was important from a staff perspective that Committee and Council reaffirm Council policies in this area so that staff can proceed working towards the corporate goals.

Mr. Bakker proceeded to review with Committee report FIN 92-239. The report outlined such areas as Neighbourhood Park Priorities, Financing Strategy, Discretionary and Obligatory Reserve Funds, Park Reserve Fund Continuity, Front Ending Agreements and Financial considerations.

Moved by Ald. F. Cousineau, Seconded by Ald. A. Gretsinger

i) THAT Council reconfirm the priority and timing of parkland acquisition as recorded in the last amended capital forecast presented on March 28, 1992.

ii) THAT Council readopt as the official financing policy regarding parkland acquisition and development FIN-90-283 for the reasons noted in the report.

iii) THAT the continuity schedule of parkland dedication and parkland development funds be received for the information of Council and further that the use of said funds shall be as described in its reserve fund by-law 89-128 "for parkland acquisition and development and such other purposes directly related to the acquisition and development of parks and recreational facilities including the equipment necessary to maintain and operate such facilities." and in accordance with recommendations i) and ii).

THAT staff continue its exploration of the possible use of the front-ending agreement provisions of the Development Charges Act in respect to the purchase of land for a neighbourhood park in the Northeast portion of Beamsville, and further that this exploration proceed in the following manner.

a) Discussion with the Town lawyer regarding applicability of such an agreement with respect to the various acts involved.

b) Preliminary discussions with the proponents involved regarding the possible acceptability of such an agreement by the benefitting landowners.

c) Report back to Recreation and Parks Committee for further direction.

Tabled. Report to be brought to the Finance and Administration meeting in August.

Use of Old Town Hall for Recreation Purposes R.P.19_2=22

Mr. Wainman indicated to Committee that he could see no real value in retaining the old Town Hall building for recreational purposes, however there is a definite need to retain an easement through the property to maintain the pedestrian link from the fairgrounds property to King Street.

Moved by Ald. F. Cousineau, Seconded by Ald. A. Danyluck

THAT the Recreation and Parks Committee recommend to Council that any agreement for the purchase or sale of the old Town Hall would include that the Town would retain or have an easement of a twelve foot strip on the eastern portion of the property to maintain a walkway system from the fairgrounds property to King Street.

CARRIED

1. Albright Manor R&F

Letter received thanking Council for the free use of the Town tent for their family day picnic.

2. Grape and Wine Festival R&F

3. Peace Parks across Canada R&F

Committee directed Mr. Wainman to pursue further information on having a Committee member or staff attend a workshop on this proposal.

4. Beamsville Secondary School R & F

Letter received from Gary Coulter, co-op student from Beamsville Secondary School thanking the Town for the experience he gained with the Recreation and Parks Department

5. Kerry T. Howe Engineering Limited R & F

Mr. Wainman advised Committee that the mandatory arena inspections had

been carried out by Kerry T. Howe Engineering Limited and that both arenas continue to meet present code requirements. 6. Staff Christmas Party Letter received from Robert Heil Administrator requesting the waiving of the rental fee for the Lincoln Centre on November 28, 1992 for the staff Christmas Party.

Moved by Ald. A. Danyluck, Seconded by Ald. A. Gretsinger THAT the Recreation and Parks Committee recommend to Council that the fee for the use of the Lincoln Centre on Saturday, November 28, 1992 be waived for the staff Christmas Party
CARRIED

7. Jacob Beam Public School

Letter received from the Jacob Beam Public School outlining a school project that the students from grade eight completed. The project formulated a ranking of youth orientated recreational needs.

Committee directed Mr. Wainman to send a letter to the school thanking them for the study results and to advise them that the study will be kept on file for any future recreational needs study done by the Town.

8. Lincoln Minor Hockey Association

Letter received from the Lincoln Minor Hockey Association requesting the rental fee be waived for the Lincoln Centre on Friday, October 23, 1992 for the purpose of holding a fund raising dance.

Moved by Ald. F. Cousineau, Seconded by Ald. A. Gretsinger THAT the Recreation and Parks Committee recommend to Council that the fee for the use of the Lincoln Centre on Friday, October 23, 1992 be waived for a fund raising dance put on by the Lincoln Minor Hockey Association. CARRIED

9. Strawberry Festival R&F

A letter received thanking the Recreation and Parks staff for assistance with the Strawberry Festival.

10. Beamsville Seniors Club R&F

A letter received from Beamsville Seniors Club thanking the Town for the beautiful flower beds that have been planted at the Lincoln Centre.

-BUSINESS

Rental Rates

Committee directed Mr. Wainman to prepare a report for September that would address the need to recover staff costs when Committee and Council waives the fee for hall use etc. for community groups

Field Trip

Committee directed Mr. Wainman to set up a field trip for Committee to visit various recreational facilities, parks and possible future sites for parks within the Town. The field trip will be scheduled within the next two to three weeks.

ADJOURN --

There being no further business the Chairman declared the meeting adjourned.

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Secretary Chairman Lincoln Town Hall

COUNCIL CFXAMBERS -

August 10, 1992

Minutes of the Planning Committee meeting held in the Council Chambers on Monday, August 10, 1992, at 7:00 p.m. Committee members in attendance were: Ald. F. Cousineau, Ald. B. Kelly (Chairman), Ald. R. Bilkszto, Ald. A. Danyluck and Mayor R. Konkle. Staff in attendance were: C. Field (Town Planner), G. Dal Bianco (Planner 1).

1. ACCOUNT!;

Moved by, Ald. R. Bilkszto, Seconded by, Ald. A. Danyluck "THAT Department payments 111 the of \$6,774.67 incurred in accordance with Council Policy A90-284 liavin(g now been audited by Committee be ratified by Council."

CARRIED

1. JEAN JACKSON - PROWSED CONSENT TO SEVER PART LOT 13, CONCESSION 9 (CLINTON) W/S OF DUTCH LANE, NORTH OF SPRING CREEK ROAD

Mrs. Jean Jackson was in attendance and noted that her husband has

recently passed away. She indicated that it is her intention to sell the proposed one acre lot in order to obtain monies which will allow her to build a permanent dwelling on the remnant horse farm parcel. She indicated that currently there is only a mobile home on the subject lands. She indicated that she cannot afford a mortgage in order to construct a permanent dwelling.

After considering the comments from the delegation, the Committee adopted the following recommendation:

Moved by Ald. Bilkszto, Seconded by Ald. Danyluck

RE: PDR 92-254, File: 12-205

Jean Jackson, 2968 Dutch Lane, Part Lot 13, Concession 9 (Clinton), Town of Lincoln

THAT, for the reasons outlined in PDR 92-254, the Regional Land Division Committee be advised that the Town of Lincoln would NOT SUPWRT an application by Mrs. Jean Jackson to sever a residential lot in Part Lot 13, Concession 9 (Clinton). r,

2. PLANNING DEPARTMENT REWRTS : --

A) PDR 92-255 - FILE: 10-288/92 - ZONING BY-LAW AMENDmNT APPLICATION - LOUIS & FLORENCE MAIFRINI

PART OF LOT 20, CONCESSION 1 (CLINTON), TOWN OF LINCOIAN

The Town Planner outlined the details of PDR 92-255 and why staff cannot support the application to amend the Zoning By-law.

The Committee had a general discussion regarding the proposed Options in 92-255.

A Committee member noted that in his opinion the proposed severance would meet the intent of those severance policies outlined in the Agricultural Subcommittee report. A Committee member noted that a 3.3 acre parcel of land does not constitute a farm and the severance should be permitted as it can be considered an infilling severance which does not Lead to indiscriminate scattered development detrimental to the surrounding farming community.

A Committee member noted that there are many non-farm residences in the area and the best use of this property would be for rural residential purposes.

A Committee member noted that the proposed severance does not represent proper planning and this severance ce!ril~cr't lie considered a severance to aid a farm operation ac Mr. Matfrini cannot be considered a farmer. Planning Min. (08/10/92) -2-

After considering the staff report, the Ccmmittee adopted the following recommendation:

Moved by Ald. F. Cousineau, Seconded by Mayor R, Konkle

Re: PDR 92-255, File: 10-288/92

Zoning By-law Amendment Application LO-288/92

Louis & Florence Maifrini

"It is hereby recommended that Zoning By-law Amendment Application 10-288/92, in the name of Louis and Florence Maifrini, regarding Part of Lot 20, Concession 1 (Clinton) in the Town of Lincoln BE SUPPORTED. '

CARRIED

B) PDR 92-256 - FILE: 10-290/92 - ZONING BY-LAW AWNDMENT APPLICATION -- TOWN OF LINCOLN - AMENDMENT TO RECOGNIZE EXISTING SETBACKS BETWEEN AN EXISTING ANIMAL OPERATION AND EXISTLNG MOBILE HOME PARK, PART OF LOTS 12 & 13, CONCESSION 2 (CLINTON), TOWN OF LINCOLN

.. .

The Town Planner outlined the details of PDR 92-256 and the reasons staff support the proposed By-law Ameri(1ment.

The Committee had a general discusslo~r regarding whether development charges and/or cash in lieu of parkland fees would be collected from the developer. The Town Planner indicated that this Will have to be reviewed by staff.

After considering the staff report, the Committee adopted the following recommendation:

Moved by Ald. F. Cousineau, Seconded by Ald. R. Bilkszto

Re: PDR 92-256, File: 10-290/92

Zoning By-law Amendment to Recognize

Existing Setbacks Between Uses

'TEAT, Zoning By-law 78-85, as amended, BE FORTBER AMENDED by the adoption of the draft by-law amendment attached to PDR 92-256.'

CARRIED

C) PDR 92-257 - FILE: 1-21 - STATUS OF ALL DEVELOPMENT APPLICATIONS

Moved by Mayor R. Konkle, Seconded by ad. F. CoUSineaU

Re: PDR 92-257, File: 1-21

Status of all Active Development Applications

'THAT PDR 92-257, status sheets relating to all Active

Official Plan Amendment Applications, Zoning By-law Amendment

Applications, Site Plan Approval Applications in the Town of Lincoln,

BE RECEIVED as information.'

CARRIED

D) PDR 92-258 - FILE: 1-21 - STATUS OF LAND DIVISION COMMITTEE AND COMMITTEE OF ADJUSTMENT APPLICATIONS FOR MONTH OF JULY

Moved by Ald. A. Danyluck, Seconded by Ald. R. Bilkszto

Re: PDR 92-258, File: 1-21

Status of Land Division Committee and Committee of

Adjustment Applications

'THAT PDR 92-258, being the status of active Committee of *

Adjustment and Land Division Committee Applications up to August 5,

1992, BE RECEIVED as information.'

CARRIED CORRESPONDENCE

The Committee discussed the following items of correspondence:

a) Letter from Regional Planning Department - Regarding Alternative Septic Systems

b) Letter from Regional Land Division Committee - Regarding Area Planning Reports

c) Letter of Objection by Carl & Beverly Cudmore to Zoning By-law Amendment 92-38 and 92-39

NEW BUSINESS

1. The Committee had a general discussion regarding the recent negotiations between staff, representatives from the Ministry of Municipal Affairs and the proponents of Cherry Hill Gardens. Carl noted that an Official Plan Amendment application has been received and a meeting has been scheduled for September 28, 1992. Carl indicated that an OMB hearing has been scheduled for January 12, 1993, and suggested that should Council ultimately decide not to support the proposal, Council should consider hiring experts in the field to defend the Town" position.

A Committee member noted that there may be some servicing constraints which have to be addressed.

ADJOURNMENT --

SECRETARY Lincoln Town Hall

COUNCIL CRAMBERS

August 10, 1992

Minutes of a Public Meeting regarding proposed amendments to the Town's Zoning By-law No. 78-85, as amended, held in the Council Chambers on Monday August 10, 1992 at 7:00 p.m. Committee Members in attendance were: Ald.

F. Cousineau, Ald. B. Kelly (Chairman), Ald. R. Bilkszto, Ald. A.

Danyluck, Mayor R. Konkle. Staff in attendance were: C. Held (Town Planner), and G. Dal Bianco (Planner 1).

PUBLIC MEETINGS

A) FILE: 10-288/92 - LOUIS & FLORENCE MAIFRINI, N/S GREENLANE RD.

The Town Planner outlined the details of the proposal.

Mr. Maifrini was in attendance in support of the application and stated that in his opinion the current severance policy should be amended in order to permit infilling lots on small rural parcels rather than allowing larger farms to be severed into 10 to 20 parcels.

The Chairman then asked if there were any further questions or comments from the public with regards to the Public Meeting. There being no further questions or comments from the public, the Chairman declared the Public

Meeting closed.

B) FILE: 10-290/92 - TOWN OF LINCOLN - ZONING AMENDMENT TO
RECOGNIZE EXISTING SETBACKS BETWEEN AN EXISTING ANIMAL OPERATION
& EXISTING MOBILE HOME PARK ON SANN ROAD, NORTH OF JOHN STREET

The Town Planner outlined the details of the proposal.

Brian "a- Redi ers, r1 Tony Pizzaro and Terrel Beard were in attendance.

A member of the public questioned whether the proposed zoning by-law amendment would affect further development within the existing mobile home park. The Town Planner noted that the purpose of the zoning by-law amendment is only to recognize an existing setback situation between the existing mobile home park and existing poultry barns.

The Town Planner noted that any development within the existing park must take place in accordance with the Town's Zoning By-law for Mobile Home Parks.

The Chairman then asked if there were any further questions or comments from the public with regard to the Public Meeting. There being no further questions or comments from the public, the Chairman declared the Public

Meeting closed. Beamsville Room August 12th, 1992

Minutes of a meeting of the Town of Lincoln Public Works Committee, held in the Beamsville Room, on Wednesday, August 12th, 1992, at 7:30 p.m.. Present were: Ald.P.Butcher(Chairman) (sitting in for Ald.A.Gretsinger), Ald.P.Cousineau(sitting in for Ald.P.Butcher), Ald.R.Kelly, Ald.J.Albers and Mayor R.Konkle. Staff present: G.Holman (Acting Director of Public Works) .

ACCOUNTS

Moved by Ald.R.Kelly, Seconded by Mayor R.Konkle THAT Department payments in the amount of \$159,599.51 incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council. CARRIED

Moved by Ald.R.Kelly, Seconded by Mayor R.Konkle THAT Department payments in the amount of \$35,470.10 incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council. CARRIED

Moved by Mayor R.Konkle, Seconded by Ald.R.Kelly THAT Department payments in the amount of \$14,815.19 incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council. CARRIED

REPORTS

SOUTH BEAMSVILLE WATER PRESSURE PROBLEMS, P.W. 92-243

The Acting Director of Public Works explained to the Committee that the firm of Gore & Storrie Limited had been engaged by the Regional Municipality of Niagara to conduct a cursory view of the distribution system, however, the terms of reference did not direct the consultant to investigate site specific concerns identified with regards to water pressure in the south end of Beamsville.

The Committee directed staff to investigate this matter further so that there is no duplication. The Committee also expressed concerns about the impacts on the number of 1/2" diameter water services when water pressure is boosted in this area. The intent of the recommended approach was to address the existing problems which have been documented and reported to the Council for a number of years, and to provide the framework and the database necessary to evaluate development proposals as they proceed.

Moved by Mayor R.Konkle, Seconded by Ald.J.Albers THAT the Public Works Committee recommend to Council that the consulting firm of Gore & Storrie Limited be engaged on a time basis to investigate the water pressure problems in the south end of Beamsville in accordance with their proposal dated July 13th, 1992. FURTHER THAT an amount of \$10,000 be transferred from Account #C431-0538-331.5 to Account #C431-0522-3815 to finance this project. CARRIED - -

PURCHASE OF WATER METERS, P.W. 92-244

The Public Works Committee questioned the replacement of 1/2" meters when the trend was to go to a larger size 3/4" meters, and directed staff to investigate the best unit price for the larger size meters and passed the following resolution. Public Works Committee

Moved by Ald.J.Albers, Seconded by Mayor R.Konkle THAT the Public Works Committee recommend to Council that staff be authorized to purchase 50 - 3/4" Rockwell meters upon Public Works investigation at the best unit price in accordance with the quotations received in this report.

FURTHER THAT Public Works be authorized to expend up to \$1,500.00 for this purchase without further Council approval. CARRIED

LINCOLN HYDRO ELECTRIC COMMISSION AGREEMENTS, P.W. 92-245

The Acting Director of Public Works explained to the Committee that the proposed agreement was a reflection of the existing level of service, and noted the response rate provided by the Hydro Commission in the event of malfunctioning street lights.

Staff were directed by the Committee to investigate the response rate, specifically related to the situation when a block of the municipality is affected by malfunctioning street lights.

Moved by Mayor R.Konkle, Seconded by Ald.J.Albers THAT the Public Works Committee recommend to Council

that the Mayor and Clerk be authorized to sign and seal the proposed street lighting agreement and tree trimming agreement on behalf of the Corporation program. FURTHER THAT the appropriate by-laws be prepared for consideration at the next meeting of Council. THAT the agreement be reviewed having consideration for the number of days required to replace or repair the lights as in Section 2.1.3 on page 7 of the agreement,

CARRIED

EXTENSION OF LETTERS OF CREDIT, WOODLAND ESTATES SUBDIVISION, P.W. 92-246

Moved by Ald.J.Albers, Seconded by Mayor R.Konkle THAT the Public Works Committee recommend to Council that the letters of credit for the Woodland Estates subdivision be extended for a period of one additional year, subject to receipt of a completion schedule that addresses the concerns of the residents currently living in the subdivision. CARRIED

EXTENSION OF LETTERS OF CREDIT (FORMERLY KNOWN AS HILLTOP ROAD) (WIENS) , P.W. 92-247

Mr. Cecil Bovaird was in attendance to explain that there were additional deficiencies than those referred to in the report and staff acknowledged this omission.

Moved by Mayor R.Konkle, Seconded by Ald.J.Albers THAT the Public Works Committee recommend to Council that the letters of credit for the Hilltop Road project be extended for a period of one additional year to permit staff to negotiate a completion schedule with the developer. CARRIED

LETTERS OF CREDIT, STATTON ROAD SERVICING, P.W. 92-248

The Committee discussed some of the background relating to the intent of servicing the Station Road property of Frank Palletta, and directed staff to investigate the matter further. Public Works Committee Aug. 1.2192

Moved by Ald.R.Kelly, Seconded by Ald.F.Cousineau THAT the Public Works Committee recommend to Council that the letters of credit in the amount of \$34,504.00 be extended for one additional year to permit staff the opportunity to negotiate the completion of this project. CARRIED

SIDEWALK REPAIRS, IVY GARDENS CRESCENT TO ST. VOLODYMYR DRIVE, P.W. 92-249

Moved by Ald.R.Kelly, Seconded by Ald.F.Cousineau THAT the Public Works Committee recommend to Council that staff be authorized to process the payment to Hugh Cole Construction Limited in the amount of \$2,247.00 for work completed on the walkway between St. Volodymyr Drive, Juniper Court and Ivy Gardens Crescent. FURTHER THAT these costs be charged to Account #R31.2-0212-3315. CARRIED

PURCHASE OF INFLOW PROTECTORS, SANITARY SEWER MANHOLES, P.W. 92-250 -

The Committee discussed the benefits of installing the inflow protectors in an effort to quantify the value. It was agreed that staff would proceed to purchase 35 inflow protectors with the understanding that should funds be available towards the end of the year, that the remaining 13 units could be purchased subject to the consideration of this Committee.

Moved by Ald.R.Kelly, Seconded by Ald.F.Cousineau THAT the Public Works Committee recommend to Council that staff be authorized to purchase 35 inflow protectors from Ontario Water Products at the quoted price of \$90.00 per unit plus applicable taxes. FURTHER THAT the cost of this purchase be charged against #R412-0222-3725 (Manholes, Catch Basins, Miscellaneous Material). CARRIED

PROPOSED WATERMAIN REPLACEMENT, JAMES STREET ROAD RECONSTRUCTION PROJECT, P.W. 92-252

The Committee was informed that the replacement of the watermain on James Street was not anticipated at the beginning of the year, however, as a cost effective means to replace sub-standard mains in the municipality, it is suggested that we proceed to replace this section during the road reconstruction project and that the consultant engaged for the road work be authorized to proceed in this manner.

Moved by Ald.F.Cousineau, Seconded by Ald.J.Albers THAT the Public Works Committee recommend to Council that the V & S Engineering Group be authorized to prepare the necessary design and acquire the necessary approvals for the replacement of the existing waterline on James Street between William Street and Mountain Road and that the construction documents be revised to incorporate this construction as part of the road reconstruction project. FURTHER THAT funds in the amount of \$26,000 be transferred from Account #C431-0538-3315 (Kina Street > ---

Watermain Construction) to a new account for this purpose. Public Works Committee

REQUEST FOR REDUCTION IN SPEED, 9TH STREET, ROCKWAY GLEN

GOLF COURSE TO ROCKWAY, P.W. 92-253

Moved by Ald.F.Cousineau, Seconded by Ald.J.Albers THAT the Public Works Committee recommend to Council that the speed limit from Niagara Road 69 in

Rockway to the north limit of the Rockway Glen Golf Course

be reduced to 60 km/hr and that staff be directed to amend

the by-law and submit the request to the Region of Niagara

for their approval.

FURTHER THAT staff be directed to install the necessary signs and incorporate the centre line and edge of pavement markings into the 1992 operation budget.

CARRIED

NEW COMPUTER SYSTEM FOR PUBLIC WORKS, 80486-DX-33, P.W. 92-259

The Committee expressed concerns about the equipment

specified to be used and noted that recent reduction in prices for computer equipment of this nature may not be reflected in this tender. In this regard, staff were directed to verify the specifications with the software consultant and confirm the quoted prices with the three firms mentioned in the report.

Moved by Ald.F.Cousineau, Seconded by Ald.J.Albers THAT the Public Works Committee, recommend to Council that staff be authorized to purchase computer equipment at a cost not exceeding \$3,494.28 in accordance with their quotation.

FURTHER THAT \$3,500 be transferred from Account #C311-0217-3910 to Account #C311-0217-3118 to accommodate this purchase. CARRIED

1992 EQUIPMENT TENDER RESULTS, P.W. 92-260

The Committee inquired about the specifications, specifically for the supply of the delivery van and directed staff to report at the Council meeting.

Moved by Ald.F.Cousineau, Seconded by Ald.J.Albers THAT the Public Works Committee recommend to Council that the tenders submitted on July 27th, 1992 be accepted.

FURTHER THAT Checkpoint Chrysler be awarded the tender for the supply of three (3) pickup trucks at a cost of \$46,541.60.

FURTHER THAT Forbes Ford be awarded the tender for the supply of one (1) delivery van at a cost of \$34,233.70.

FURTHER THAT Forbes Ford be awarded the tender for the supply of one (1) small dump truck at a cost of \$31,775.00.

FURTHER THAT Brant County Ford be awarded the tender for the supply of one (1) dump truck with front plow at a cost of \$115,375.00. CARRIED

1992 SINGLE SURFACE TREATMENT TENDER, R311-0334-381.5. P.W.

Moved by Ald.F.Cousineau, Seconded by Ald.J.Albers

THAT the Public Works Committee recommend to Council that Norjohn Limited be awarded our 1992 single surface treatment tender at a total cost of \$161,904.60.

CARRIED Public Works Committee

WASTE COLLECTION BY-LAW - PROPOSED AMENDMENT, P.W. 92-262

The Public Works Committee engaged in considerable discussion over the implementation of the new waste diversion initiatives, and directed staff to prepare a draft notice which would be circulated to all property owners and inform them of the impacts and intentions of the Committee.

Moved by Ald.F.Cousineau, Seconded by Ald.J.Albers THAT the Public Works Committee recommend to Council that the waste collection by-law be amended to reflect the recent limitations to those items banned from the disposal at the Park Road landfill site. FURTHER THAT staff be directed to proceed with their efforts on the development of the Quarry Road site, recycling program, waste stream analysis and collection contract as detailed in this report.

FURTHER THAT the public be advised by way of their next hydro bills and cable TV how to utilize the yard waste and further dispose of excess. CARRIED

CHERRY HILL GARDENS, TRANSPORTATION STUDY ANALYSIS, P.W. 92-263

Staff informed the Committee that after a series of lengthy negotiations, the proposal for the Transportation Study might be resolved on a cost-sharing arrangement, the Committee questioned the advantages gained by the Study for the municipality, and were advised by staff that the consultant would be dealing with issues beyond the scope but related to the Cherry Hill Gardens proposal.

Moved by Ald.J.Albers, Seconded by Ald.F.Cousineau THAT the Public Works Committee recommend to Council that staff be authorized to engage RGP Transtech to undertake a traffic operations analysis of the proposed Cherry Hill Gardens at an upset cost not to exceed \$5,000 of which a maximum of \$2,500 will be the responsibility of the municipality. FURTHER THAT these costs be charged to Account #R311-0215-3815. CARRIED

PARKING ON FRIESEN BLVD. AND CEDARBROOK LANE

The Committee discussed the impacts on the public in the vicinity of this intersection and were concerned that the adjacent property owners may not have had an opportunity to provide input to the Committee. Staff supported a parking restriction in the area strictly from a technical basis.

Moved by Ald.J.Albers, Seconded by Ald.F.Cousineau THAT parking on Friesen Blvd. at Cedarbrook Lane be prohibited within 30 metres either side of the intersection. CARRIED

AYES: Ald.F.Cousineau, Ald.J.Albers, Ald.P.Butcher NAYS: Mayor R.Konkle, Ald.R.Kelly
STUDY SYNOPSIS AND IMPLEMENTATION STRATEGY GRIMSBY/WEST LINCOLN INFRASTRUCTURE
NEEDS STUDY

The Committee reviewed the memorandum from the Acting Director of Public Works. R&F Public Works
Committee

MINUTES OF MEETINGS

1. Bartlett Creek Municipal Drain - April 9th, 1992.

The Committee reviewed the minutes from the April 9th meeting of the Bartlett Creek Municipal Drain and noted that there were a number of items that had not been recorded. Staff were directed to discuss this matter with the engineering consultant, however, recognizing the amount of time between the preparation of the minutes and the meeting date, it may not be possible to recall all events at that meeting.

NOTICE OF NEW BUSINESS

1992 RESURFACING PROGRAM, HOT MIX & COLD MIX TENDERS, P.W. 92-268

The Acting Director of Public Works presented P.W. 92-268 which is the tender summary for the 1992 Resurfacing Program. The Committee discussed the tenders and expressed concern about the competitive nature of the bids, specifically with the cold mix contract in which case there was only one tender.

Moved by Ald.J.Albers, Seconded by Ald.F.Cousineau THAT the Public Works Committee recommend to Council that staff be authorized to engage the services of Northland Bitulithic Ltd. to supply and place the necessary quantities of asphalt in accordance with the 1992 hot mix program at a cost of \$44,351.50. FURTHER THAT Norjohn Limited be awarded the tender to supply and place cold mix asphalt and surface treatment necessary to complete our cold mix resurfacing program at a cost of \$57,410.78, FURTHER THAT the sum of \$19,315.00 be transferred from our spray patching budget (R311-0331-3404) to our resurfacing budget (R311-0334-3315) so that we may complete our cold mix resurfacing program. CARRIED

NIAGARA PENINSULA PERMIT APPLICATION FEE

During the review of the accounts, the Public Works Committee expressed concerns about a permit application fee to the Niagara Peninsula Conservation Authority in the amount of \$1,000.00. Staff informed the Committee that this application fee was necessary for the review of the Cosby Road bridge replacement project, and was based on their new policy of pro-rating the application fee with the actual value of construction. While staff did not question the application at the time, the Committee felt that this application fee should not be applicable to government agencies and passed the following motion.

Moved by Mayor R.Konkle, Seconded by Ald.R.Kelly THAT this Committee recommend to Council that staff inquire of the Board of the Niagara Peninsula new permit fee costs. THAT an explanation in writing be provided by the

NPCA as to these percentage charges in fees. CARRIED

ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned.

CHAIRMAN SECRETARY Lincoln Cham August 17th, 1992

The Council of the Town of Lincoln met in regular session on

Monday, August 17th, 1992, at 7:30 p.m., in the Lincoln Chambers. All

members of Council were present, and the meeting was chaired by Mayor

R.A. Konkle. Staff present: R.Heil (Administrator), K.Kruger (Town Clerk), G.Molman (Acting Director of Public Works), C.Held (Town Planner), D.Waiman (Recreation Services Co-ordinator) and D.Bakker (Treasurer).

ADOPT IONAMINUTE

Moved by Ald.R.Bilkszto, Seconded by Ald.A.Gretsinger

THAT the minutes of Council's regular meeting of August 4th,

1992, be adopted as circulated by the Clerk. CARRIED

DELEGATIONS

Mr.William George and his son, William George Jr., were present

to address Council regarding development charges and their application to farm helphouses. Mr.George Sr. advised that he has been farming in the community for 47 years and that he is a sixth generation

farmer. He also noted that several other local residents including Mr.Leo Martin, Mr.Martin Schuele and Mr.Ray Kowalik were present

to support his application. Mr.George then outlined the history of

actions taken to date respecting his farm helphouse and reviewed his letter submitted to Council noting that he had qualified for a retirement lot but for financial reasons had pursued establishing a farm helphouse. He further noted

that he would be the first person in

the Town to be subjected to the development charge for a farm

helphouse. He advised Council that in his opinion, it would be unfair

to levy the development charge when seasonal helphouses have been exempted. He expressed opinion that Council has sent a message to

local farmers that they wish to assist them but have missed the

opportunity to provide such assistance. He further noted that the

grape industry is second only to the tobacco industry in the amount of

taxation raised. Mr.George also discussed the possible relocation of Lakeshore Road, expressing opinion that it is

still a safe and usable road. Mr. William George Jr. further expressed the opinion that younger generation farmers are in need of assistance and advised that he intends to farm for the long term at that location. Members of Council questioned Mr. George respecting the size of the farm, past severances and whether Mr. George Jr. intended for farming to be a full time occupation. Council also discussed the process followed by Mr. George to date and information supplied to Mr. George by Town staff. There was further discussion regarding the Development Charges Act. Staff advised that under the Act, development charges are payable upon the issuance of a building permit. Mr. George was further questioned whether he was seeking an exemption for himself or a change to the Town's Development Charge by-law. Mr. George responded that he was seeking both.

mRIS ROTHSCILD

Mayor Konkle advised that Mr. Rothschild had contacted him and advised that he could not be present and had asked if the matter could be tabled to a later meeting.

Mr. Woolever was present to address Council regarding the possible relocation of Lakeshore Road. Mr. Woolever noted that he had attended the last Council meeting and expressed his personal views regarding the matter. He then distributed a petition signed by area residents. Mr. Woolever advised that the petitioners were both farmers and non-farmers in the area and noted that he wished to make sure that the

perception from the last meeting was not that it was just one person resistant to change opposing the possible relocation but that many young people were also concerned.

Mr. Woolever outlined that the petitioners want to preserve the integral rural nature of the community and therefore wished to keep it Lakeshore Road as part of that community. He also advised that they (Council, Aug. 17/92) -2- wish an opportunity to comment before any changes are made and that local residents perceive that no opportunity to present their views would be available. Opinion was expressed that the cost of relocating the road would be too great and that when the study is done, it will show that. There was also discussion regarding the public process which would be required to be undertaken before any changes occurred. a

Mrs. Jackson was present to address Council regarding a proposed severance which was considered at the August 10th, 1992, Planning Committee meeting. Mrs. Jackson distributed a copy of a plan showing the area which she intended to sever. She advised that she and her husband had moved to the area two years ago to a mobile home under the assumption that they would eventually build a permanent home. She advised that due to the death of her husband, she is now asking for a severance in order to fund construction of a permanent home.

On behalf of Mrs. Jackson, it was noted that the application indicated in the letter to the Town and subsequently the Planning Report was wrong and the application is actually for the southwest corner of the parcel where a natural severance occurs due to the presence of a creek. Further, that the site is suitable for proper setbacks and for the installation of septic services. Members of Council discussed the application and what it indicated as a location for the severance. Questions were raised as to whether this actually qualifies as a natural severance. Staff advised that natural severance due to a watercourse would require that it be considered a navigable waterway. Also that if this was the case, then a severance would not be required. Therefore, this would not qualify as a natural severance.

Members of Council discussed the parcel of land and noted that access to the parcel in question cannot be obtained from the remainder of the property but requires access from Town roads. It was further noted that although this creek would not be a navigable waterway it is large enough to prevent machinery from accessing the parcel. For this reason, opinion was expressed that Council should grant an exception in view of Mrs. Jackson's personal hardships. In response to questions from members of Council, staff advised that the Town's Official Plan policies would not support this severance and also that it would be premature to recommend approval of this severance without comments from other involved agencies, and that since no formal application has been received, these comments could not be solicited. Opinion was

expressed that the parcel discussed at the Committee meeting is not the one being considered at this meeting. There was further discussion regarding whether there were any considerations from the Niagara Peninsula Conservation Authority, the extenuating circumstances in this situation and of the uses surrounding the parcel in question. Opinion was expressed that more details would be required regarding this application.

Moved by Ald.J.Albers, Seconded by Ald.H.Bald

Re : Jackson severance

THAT the proposal for severance be referred back to Planning Committee. Further that Mrs.Jackson be informed that the Land Division Committee be the starting position for the application. CARRIED
wmum

Mr.Bovaird was present to address the issue of Tamarac Drive sidewalks. Mr.Bovaird advised that he has attempted to explain to the Council why the sidewalk was proposed at the location indicated on the plan of subdivision. He noted that there will still be cars on the road whether or not the sidewalk is located on Tamarac Drive. He advised that in his discussions with residents on the street, the concerns noted to him were with respect to privacy, dogs, etc. Mr.Bovaird then discussed the Recreation & Parks Committee recommendation with respect to the storm drain. He advised that he wished to reiterate that the drain was obtained and designed for storm drain purposes not as a walkway. Further that since the drain is filled during major storms, any fence erected on the maintenance access area would restrict the flow and subject some properties to flooding, and expressed opinion that any modification would require (Council, Aug. 17/92) -3- approval under the Lakes and Rivers Improvement Act. Members of Council questioned staff regarding inquiries at the NPCA since the Recreation & Parks meeting. Staff advised that the NPCA had been contacted and had no objection to the installation of the proposed fence. Council raised further questions regarding the responsibility for maintenance of a walkway in the drain area and staff advised that this would be the responsibility of the Town.

REGIONAL COUNCILLOR JILDDBE_a?!

Regional Representative Jill Hildreth was present at the meeting and addressed Council regarding the following items.

1. klfare Casu - Councillor Hildreth advised that in nearly all Regions, general welfare assistance caseloads decrease in the summer and this has historically been the case in Niagara. She noted that this did not happen in 1992 but instead cases increased from June to July, by 1.45%. She also noted that the caseload for July, 1992, was 80% greater than in July, 1989. She further advised that the Regional Social Services Department has approved the hiring of additional secretarial staff as well as an additional 10 caseworkers. Further to this item, she advised that the Province has indicated that it is changing its population estimates. Council Hildreth noted that since the provincial sharing is based on the percentage of the population on the assessment rolls, then provincial funding will be reduced. She noted that it is estimated that it will cost the Region approximately \$192,000 in 1992 due to the change.
2. Draft Plan - Councillor Hildreth advised that a new policy has been proposed by the Regional Planning Department regarding timing for approval of draft plans of subdivisions with servicing deficiencies. She advised that they formerly had no status but that with the change plans would be given approval when tenders have been awarded for facilities which would correct the deficiency.
3. Development Charge - Councillor Hildreth expressed the opinion that as a farmer, she hoped the Town would not subject helpouses to the development charge but instead would collect when a severance is applied for.

Members of Council discussed the general welfare assistance and its relationship to the proposed immigration guidelines presented by the Federal Government. Councillor Hildreth then inquired as to

whether Town Council had considered any support for the Niagara Regional Police and its position regarding firearms regulations for police.

BUSINESS ARISING - FROM MINUTE

With respect to development charges, members of Council expressed opinion that the agricultural industry is facing hard economic times and that some sort of assistance should be given to the industry. Opinion was expressed that consistent, verifiable farmers should be exempt from the development charge upon application for farm helphouses and that the charge should then be levied at severance stage should that occur. Opinion was expressed that such stipulations would be subjective and that the development charge criteria needs to be clearly defined. It was noted that there are currently policies in place respecting farm helphouses which establishes criteria for their approval. Opinion was also expressed that the Town cannot exempt any one group from the development charge. Council then discussed the Development Charges Act and whether a development charge would be collectable at the severance stage. Staff advised that in the case of a farm helphouse, if a severance is granted which qualifies under the Official Plan, then a rezoning would not be required. There was further discussion regarding establishing payment as a condition to the severance. Staff advised that this would not be consistent with current Council policy. Further concern was expressed regarding the ability to collect the development charge at the severance stage. It was then suggested that staff should investigate this before a decision is made. Staff further advised that the Development Charge Act states that the charge is payable upon building permit issuance. Therefore, if no building permit is required then no development charge would be collectable. There was further discussion regarding the possible requirements with respect to public meetings under the Act. (Council, Aug. 17/92) -4-

Moved by Ald. A. Danyluck, Seconded by Ald. F. Cousineau

Re: reconsideration of By-law No. 92-64, Development charges amendment

THAT clause (9) of this by-law be amended to permit one helphouse, permanent or temporary, for the use of agricultural labourers employed by a consistent and verifiable farmer, this helphouse to be exempt from development charges. Further that if at a future date, a severance and/or a rezoning is granted for whatever reason, all development charges and parkland fees applicable at that time will apply.

Moved by Ald. P. Butcher, Seconded by Ald. R. Bilkszto

THAT this item be tabled to a special Council meeting, Wednesday, August 19th, 1992. CARRIED

LEME

RECREATION & PARKS COMMITTEE

With respect to these minutes, questions were raised whether the motion respecting the walkway could result in the situation where no sidewalk linkage would be established at all. There was discussion regarding the intent of the motion and the information obtained since the Recreation & Parks Committee meeting. Further to these minutes, questions were raised regarding the Victoria Shores delegation and the requirement that in addition to 5% land dedication for parks purposes, the applicant would also be required to develop the park. There was

discussion regarding the area within the development which is considered non-developable land and of the various requirements of Council with respect to subdivision development.

Moved by Ald. F. Cousineau, Seconded by Ald. J. Albers

THAT the Recreation & Parks Committee minutes of August 5th, 1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon. CARRIED

With respect to these minutes, it was noted that under Item B, Mr. Brian Rutgers was in attendance, not Brian Redigers as the minutes indicated.

Moved by Ald. R. Kelly, Seconded by Ald. F. Cousineau

THAT the Public Meeting minutes of August 10th, 1992, being its report to Council be adopted. CARRIED

UNNING COMMITTEE

Moved by Ald. R. Kelly, Seconded by Ald. F. Cousineau

THAT the Planning Committee minutes of August 10th, 1992, being its report to Council, be adopted and the recommendations as amended

contained therein be approved and acted upon. CARRIED

NBLIC WORKS COMMITTEE

With respect to these minutes, Council entered into discussion regarding Cherry Hill Gardens and the Transportation Study. There was discussions of the reasons for the request of this study and opinion expressed that the costs of the study should be borne by the developer. Further to these minutes, members of Council raised questions regarding the tendering process for vehicle purchase. Staff discussed the tendering process followed. Members of Council then discussed the removal of parking areas proposed and opinion was expressed that the public should be given an opportunity to address these proposed changes before they occur. Circumstances were noted where changes were made and then repealed upon the protest of local residents.

Moved by Ald.R.Kelly, Seconded by Ald.H.Bald

Public Works minutes, re: parking on Friesen Boulevard

THAT this matter be referred back to Public Works to allow for the property owners in the area to comment on. CARRIED (Council, Rug. 17/92) -5-

Moved by Nd. R.Bilkszto, Seconded by Nd. A.Gretsinger

THAT the Public Works Committee minutes of August 12th, 1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon as amended.

Ald.R.Bilkszto declared that he had an interest in this matter due to property holdings of his family which may be affected by this item. Nd.Bilkszto subsequently did not take part in discussions and did not vote on resolutions associated with this item.

Members of Council expressed opinion that there is no question that the bridge involved is in poor shape and needs to be addressed. There was a discussion of the history of the problem and of past deliberations regarding Town preferences respecting the bridge and Service Roads.

Moved by Ald. F. Cousineau, Seconded by Ald. R. Kelly Q. E.W. bridges

WHEREAS the Town of Lincoln as well as the Ministry of Transportation is very knowledgeable of the condition and age of the Q. E.W. bridges spanning Jordan Harbour.

WHEREAS this municipality has been actively trying to persuade the MTO to replace said bridges and to install both the North and the South Service Road connecting links across Jordan Harbour.

AND WHEREAS this new construction/repair/replacement has been a priority with the Town since the OMB order of 1957 and the increasing volumes of traffic experienced on this highway since the early 1970's'

THEREFORE be it resolved that the MTO be again informed of the constant delays and setbacks to a resolution of this problem and the proceeding of design and construction.

Further further that the Town goes on record as supporting the Q.E.W. and Service Road bridges to be built at a height of 3 meters above high water mark.

And further that the Minister of Transportation and the Honourable Shirley Martin and the Honourable Gilles Pouliot be so informed.

And further that copies of this resolution be sent to our area MPPs, Niagara Regional Council, the Department of Inland Waterways and the Coast Guard. CARRIED

FIRMA AT ION OF COMPLIANCE HUB THE PLANNING ACT

Moved by Nd.F.Cousineau, Seconded by Nd.J.Albers

THAT Council has considered the requirements of Paragraph 17 of Section 34 of the Planning Act, R.S.O. 1990, and concludes that no further notice of public meetings are required in the matter of the following proposed amendments to Zoning By-law No.78-85:

(a) No.92-68, to amend Zoning By-law No.78-85 (Town of Lincoln)
(b) No.92-69, to amend Zoning By-law No.78-85 (Maifrini) CARRIED
Moved by Ald. J.Nbers Seconded by Nd. R. Kelly
THAT leave be given to introduce the following by-laws:
(a) No.92-65, to authorize execution of contract agreement with
Northland Bitulithic, re: hot mix resurfacing.
(b) No.92-66, to authorize execution of contract agreement with
Norjohn Limited, re: cold mix resurfacing.
(c) No.92-67, to authorize execution of agreement of purchase and
sale with Ethel Maud Schmidt.
(d) No.92-68, to amend Zoning By-law No.78-85 (Town of Lincoln).
(e) No.92-69, to amend Zonin~ By-law No.78-85 (Maif rini). -. (f) ~0.92-70; to authorize Tile Drainage Loan
(Hipple Fanns). CARRIED (Council, Aug. 17/92) -6-
NO.92-65, TO AUTHORIZE EXECUTION OF AGREEMENT WITH NORTIILAND
BITULITHIC
Moved by Ald.J,Albers, Seconded by Ald.F.Cousineau
THAT By-law No.92-65 read a first time and being "A By-law to
authorize the execution of a contract agreement with Northland
Bitulithic Ltd., with respect to the supply and placement of asphalt
hot mix resurfacing at various locations within the Town of lincolnu,
be now read a second and third time and finally passed and that the
Mayor and Clerk sign and seal same, any rule of this Council to the
contrary notwithstanding. CARRIED
NO.92-66, TO AUTHORIZE EXECUTION OF AGREEMENT WITH NORJOHN LTD. -
Moved by Ald.A. Danyluck, Seconded by Ald. A.Gretsinger
THAT By-law No.92-66 read a first time and being ITA By-law to
authorize the execution of a contract agreement with Norjohn Limited
with respect to the supply and placement of asphalt cold mix
resurfacing at various locations within the Town of Lincolntt, be now
read a second and third time and finally passed and that the Mayor and
Clerk sign and seal same, any rule of this Council to the contrary
notwithstanding. CARRIED
NO.92-67, TO AUTHORIZE EXECUTION OF AGREEMENT OF PURCHASE AND SALE
Wm THE ESTATE OF EmEL MAUD SCHMIDT
Moved by Ald.F.Cousineau, Seconded by Ald.A.Gretsinger
TMAT By-law No.92-67 read a first time and being ItA By-law to
authorize the execution of an agreement of purchase and sale with the
Estate of Ethel Maud Schmidt, respecting property known municipally
as 4280 Mountain Street, Beamsville, and to repeal By-law No.92-60tt,
be now read a second and third time and finally passed and that the
Mayor and Clerk sign and seal same, any rule of this Council to the
contrary notwithstanding. CARRIED
NO.92-68. TO AMEND ZONING BY-LAW NO.78-85, AS AMENDER
Moved by Ald. R.Bilkszto, Seconded by Ald. R.Kelly
THAT By-law No.92-68 read a first time and being "A By-law to
amend Zoning By-law No.78-85, as amended of the Town of Lincolntt, be
now read a second and third time and finally passed and that the Mayor
and Clerk sign and seal same, any rule of this Council to the contrary
notwithstanding. CARRIED
NO. 92-69! TO AMEND ZONING BY-LAW NOa 78-85. J&J.MEMBER
Moved by Ald.A.Gretsinger, Seconded by Ald.A.Danyluck
THAT By-law No.92-69 read a first time and being "A By-law to
amend Zoning By-law No.78-85, as amended, of the Town of LincolntT, be
now read a second and third time and finally passed and that the Mayor
and Clerk sign and seal same, any rule of this Council to the contrary
notwithstanding. CARRIED
U. 92-70? TILE DRAINAGE LOANS
Moved by Ald.A.Danyluck, Seconded by Ald.A.Gretsinger
THAT By-law No.92-70 read a first time and being "A By-law
imposing special annual drainage rates upon land in respect of which
money is borrowed under the Tile Drainage Act (Hipple Farms)tt, be naw
read a second and third time and finally passed and that the Mayor and
Clerk sign and seal same, any rule of this Council to the contrary
notwithstanding. CARRIED

Moved by Ald. R. Kelly, Seconded by Ald. F.Cousineau

Re: Lottery Licence Applications

THAT the following lottery licence applications be approved:

(a) Big Brothers/Big Sisters Association, proceeds to be donated for services as mandated, total value of prizes: \$800.

(b) Lincoln Minor Hockey Association, proceeds to be donated to providing minor hockey for youth in Lincoln, total value of prizes: \$800.

(resolution conttd on next page) . . .

(Council, Aug. 17/92) -7-

(resolution contl d f ran previous page)

(c) Beamsville Figure Skating Club, proceeds to be donated to Club activities, total value of prizes: \$2,000.

(d) Jordan Lions Minor Hockey Association, proceeds to be donated to the minor hockey league, total value of prizes: \$1,200.

AND THAT the following lottery licence application not be approved:

(a) Lincoln Chamber of Commerce. CARRIER

OTHER BIIrnSS

LINCOLN SOCCER CLUB

Moved by Ald.F.Cousineau, Seconded by Ald.R.Kelly

THAT the fee and the deposit for the Town tent be waived for the closing tournament of the Lincoln Soccer Club on Saturday, August 29th, 1992. CARRIED

The Mayor indicated to the Chairman of the Finance & Administration Committee, that he would like market value assessment discussed at the next meeting in order that a position may be taken to obtain Council direction. He also noted that a former Assessor wishes to speak to Council on the item. Ald.Bilkszto advised that the item would be discussed at the next meeting.

SCHOOL BOARDS

Ald.Butcher expressed opinion that Board of Education Trustees should be requested to give Council updates on activities at the School Boards on a periodic basis in order that Council may be better informed of matters before the Board.

TRANS CANADA PIPEL.DES HEARINGS

Mayor Konkle advised those present of the actions which occurred at the National Energy Board hearing in Calgary respecting Trans Canada Pipelines. He further noted that information of this type should be brought forth to Council and that more information should be requested by the Clerk when items such as this arise.

On a motion by Ald.Kelly and seconded by Ald.Bald, Council adjourned to Committee of the Whole to discuss property and legal matters.

Following discussions in Committee of the Whole, the Committee rose without report and Council reconvened.

There being no further business to the meeting adjourned. June 24th, 1992

MEMORANDUM TO: Larry Kline, Water & Sewer Department Foreman

Doug Dowie

Gerry Wotherspoon Don Goertzen

Evert Ras

RE: Use of Safety Equipment, Confined Space Entries

It has been brought to my attention at, the recent Joint Health & Safety Committee meeting, that our Waterworks staff are not using the necessary equipment during routine maintenance of our sanitary sewer system. It is very important that the procedures and safety equipment identified in your confined space entry training is used in every opportunity, in order to protect yourself and the municipality from any danger, accident or litigation.

In this regard, I would like to arrange at your convenience, a meeting to discuss our procedures for documenting confined space entries and formalize our procedure for this component of our operation.

Your prompt attention to this matter is very much appreciated.

" Geoff tfolman, C.E.T.

Acting Director of Public Works Beams ~ugus~\k?h~~f192 1

Minutes of a meeting of the Econanic Developnent Subcanmittee held in the Beamsville Roan, on Tuesday, August 18th, 1992, at 6:00

p.m.. Present Ald.R.Kelly (Chairman), B.Herstek and R.Heil.
Dismay was expressed by those present about the lack of attendance, For the committee to be effective, better attendance is required however it is recognized that sane people are unable to attend because of work ccmritments.

INDUSTRIAL DEVELOPMENT BCLLQ!J --

Tarbut Electro Enterprises officially opened on July loth, 1992, in their new building on Falletta Court. It was noted that the Fallettas have intention to construct two more buildings on the property, each having square footage of approximately 6,000 square feet and that the former Clerk, Mike Duc, is working with the Fallettas and others in the industrial park to seek out new business and encourage location within the corporate boundaries. The Commisso development in downtown Beamsville was discussed and R.Heil noted that he would contact Cmissos to find out the status and time schedule. It was noted that Young Drivers of Canada was looking for approximately 6 acres of land preferably on the Queen Elizabeth Highway to locate as their base operations. Site locations were being reviewed and canmunicated to the proponents of Young Drivers of Canada.

LM-KRGZAKLPBQ&TUgUDE

Paul Mellon of Port Colborne who was supposed to try to prepare a corporate brochure was unable to obtain sufficient advertising for the document. He had expressed an opinion to one of the members of the committee that his efforts were being torpedoed (in his opinion) by some of the local businesses. This matter was closed.

Members present reviewed nunerous brochures from municipalities and attractions across Ontario. These brochures were primarily 8 1/2 x 14 sheets of paper, printed both sides, outlining various

attractions, community events and including items that may be of interest to potential investors in the canmunity.

Members present reviewed the budget of approximately \$4,300 allocated in 1992 for sane type of brochure and cover and Heil was directed to request Town staff to provide several suggestions with respect to possible brochures that could be printed in 1992. This would include mapping, possible cmmunity calendar, community profile, etc., for the canmittee's review at its next meeting.

B.Heil was instructed to obtain the survey results and the surveys from Niagara Regional Developnent Corporation.

The Cornittee reviewed the correspondence which basically consisted of pranotional information, EDCO newsletters and information and directed that the correspondence be received and filed.

It was decided that the next meeting would be September 29th, 1992, at 6:30 p.m., at the Town Hall. Notice was to be sent to all members advising that it is important that they attend, that their input is needed and required.

There being no further business, the Chairman declared the meeting adjourned.

- CHAIRMAN SECRETARY Beamsville Roan August 19th, 1992

Minutes of a meeting of the Finance & Administration Comittee held in the Beamsville Roan on Wednesday, August 19th, 1992, at 8:00

p.m. Present were: Ald.R.Bilkszto (Chairman), Mayor R.Konkle, Ald.H.Bald, Ald.P.Butcher and Ald.A.Danyluck. Staff present: R.Heil (Administrator), K. Kruger (Clerk) and D.Bakker (Treasurer).

Moved by Ald.P.Butcher, Seconded by Mayor R.Konkle

THAT Department payments in the amount of \$4,463,349.79 incurred in accordance with Council Policy A-90-284, having now ken audited by Cornittee be ratified by Council. CARRIED

&EWSNS

LINCOLN PUBLIC LIBRARYARL&~~~APITBL_sCED%~ -

Lori Sims and Ken Friesen were present to address the committee, respecting the Library's capital budget forecast. Mr.Friesen reviewed the updated forecast with modifications supplied to canmittee members. He updated the committee on proposed projects and discussed the

Library's proposed east end project. Mr.Friesen reviewed four issues related to the project as follows.

1. Verification of need in the east end
2. Cost factors should the project not go ahead.
3. Preparedness of the Library Board to proceed.
4. Funding of the project.

Mr.Friesen discussed reports obtained by the Library respecting the need and the implementation in the Library Strategic Plan. He further discussed costs should the project not proceed citing problems with the continuation of two facilities versus one, resulting in a duplication of staffing, collections and so on, escalating land values and the possible loss of service and material at the Rittenhouse Branch due to high humidity. Mr.Friesen then discussed preparations taken by the Library Board and methods of funding which are proposed to be incorporated. Members of Council inquired as to the Rittenhouse Library Trust Fund Status and further discussed the Town's capital forecast. Members of Council also discussed the relationship between the project and development charges.

FIN-92-269: CAPITAL FOREC - AamB

Members of Council discussed the proposed capital forecast prepared by the Town Treasurer. The Treasurer outlined the report and its purpose. Questions were raised by members of Council regarding funding of projects beyond 1994. It was noted that future Councils cannot be committed by this Council to any project not funded within the term of Council. There was discussion of OMB approvals and of possible commitment by providing non-financial support of future projects. There was discussion of the capital forecast intended to establish the priorities of Council versus the capital budget which is Council's actual financial commitments to projects. Members of Council discussed development charges and it was noted that sane aspects in that charge makes sane commitments on future Councils. There was further discussion regarding the Museum and commitments and correspondence made with it for its facilities project.

Moved by Mayor R. Konkle, Seconded by Ald. A. Danyluck

Re : FIN-92-269, capital forecast, 1993-2002

1. That Council reconfirm as capital financing policies, the use of an annual tax levy limit, and pay as you go financing, as outlined in this report.

2. That staff be directed to modify the capital forecast according to the scenario shown in this report, specifically that the Jordan/Vineland Branch relocation be scheduled for 1995, and that the contribution for the New Museum Gallery be scheduled for 1996. CARRIED (Finance, Aug. 19/92) -2-A-92-278. LIBWX. PROPOSED EMPLOYMENT CENTRL_GBANT
Staff outlined the report and provided committee members with information on the program proposed.

Moved by Ald. P.Butcher, Seconded by Ald.A. Danyluck

Re : A-92-278, Lincoln Public Library, proposed employment centre e grant

THAT the Finance Committee recommend to Council participation in the Canada Employment Centre program with the Library and provide at no cost to the program, the use of the Beamsville Committee Room for a three week period from 9:00 a.m. to 3:00 p.m., weekdays and that the photocopier be provided for use of the participants, the cost to be paid by the municipality. CARRIED a-92-280. REGION WIDE m-

Mr.David Plum was present and addressed committee with respect to market value assessment. Mr.Plum advised that he was present for the Regional Assessment Commission's presentation to Town Council and indicated that sane problems with the assessment system were not identified in his presentation. Mr.Plum advised that he is a former Assessor for the area and reviewed the history of the assessment process. Mr.Plum highlighted the old system, noting that it was a process of constant revision but that the process changed when the Province of Ontario assumed the assessment function with the intent that by 1975, the entire Province would be assessed under market value. Mr.Plum discussed the political involvement which has resulted

in the lengthy delays of implementing market value assessment. He discussed the public perception that any change in the system is for worse and advised that he wished to make note of the faults in the existing assessment system. He outlined problems with the current assessment process over the last 20 to 25 years and the perpetuation and compounding of the problems if the current system is continued. He then outlined his reservation with market value assessment being that the small number of assessment staff may be insufficient to inspect all properties. Members of Council discussed market value assessment and it was noted that Regional Council is to make a decision on September 24th, 1992. There was further discussion regarding other local municipalities' positions and of the difficulty in public perception. There was further discussion of the possibility of phasing in any large changes in taxation and of the number of properties which would be facing such extreme changes. Opinion was expressed that whatever assessment system is used, it should be consistent across the Region to avoid the mathematical estimation currently being used.

Moved by Mayor R. Konkle, Seconded by Ald. A. Danyluck

Re: ~1--921280, interim report, ~egion wide rkassessment THAT Council reconfirm its support of Region wide assessment and its intention to pursue its appeal before the Ontario Municipal Board should Regional Council fail to support the implementation of the results of this study. CARRIED

I1128-92-226 AND BDR-92-277. MONTHLY BUILDING REPORTS

Moved by Ald. H. Bald, Seconded by P. Butcher

THAT BDR-92-226, June Building Report, and BDR-92-273, July Building Report, as submitted by the Chief Building Official, be received for the committee's information. CARRIED

The Committee discussed the current mileage rate and the definition of employees in the policy. There was further discussion regarding distances council members must travel to various meetings and of the difference between staff and council circumstances. There was discussion of whether council members should be reimbursed for local travel required, mileage to meetings and of past practices. a (Finance, Aug. 19/92) -3-

Moved by Ald. H. Bald, Seconded by Ald. A. Danyluck

THAT members of Council be paid mileage for meetings of Council or committee which they are required to attend,

Further that members of Council submit all claims for additional mileage for trips having to do with corporate business, at their discretion.

Also, that the mileage policy, as attached, be recommended for approval by council for staff. CARRIED

FIN-92-264. HALF YEARLY STATEMENT

Moved by Ald. A. Danyluck, Seconded by Mayor R. Konkle

THAT the report of the Treasurer being the half yearly statement of the money at the credit of the Corporation, be received for information. CARRIED

FIN-92-265. RESERVES. mERVE FUND, TRU - STEVN-

Moved by Ald. A. Danyluck, Seconded by Mayor R. Konkle THAT the report of the Treasurer being the Reserve, Reserve Fund

and Trust Fund Status be received for information. CARRIED

ELN-92-266. INVESTMENTS. RESEBVES: TRYST FUNDS

Moved by Ald. P. Butcher, Seconded by Ald. H. Bald

THAT the report of the Treasurer being the investments, reserves, reserve funds and trust fund status be received for information. CARRIED

FIN-92-267, STATEMENT OF OPERBTIQE

Moved by Ald. P. Butcher, Seconded by Mayor R. Konkle

THAT the report of the Treasurer being the Statement of Operations be received for information. CARRIED

A-92-274: EMPLOYEE S - UGGESTIOM PRGRAM

Conunittee members expressed support of the proposal. There was discussion regarding item 1/2 whereby the Administrator determines suggestions to be accepted. Opinion was expressed that this recommendation should be made by more than one person and that

Department Heads should be involved.

Moved by Ald.H.Bald, Seconded by Ald.A.Danyluck

THAT this Committee recommend to Council the approval of the policy and procedure for dealing with employee suggestions, and a committee will be formed by the Administrator to determine which suggestions are going to be accepted. CARRIED

H2-275. APPLICATION FOR PRIVATE LEG ISLATION. DUm

Moved by Ald. P.Butcher, Seconded by Ald.H.Bald

THAT the information regarding Bill PR-58, An Act Respecting the Town of Lincoln, be received for Council's information. CARRIED

A-6. 5% IN - LIEU OF PARK PROCESS

Cmittee members discussed the current process and the proposals affect on budgeting monies collected and of the possibility of providing notice to potential purchasers.

Moved by Ald. P.Butcher, Seconded by Ald.A.Danyluck

THAT the Finance Committee recmmend to Council the approval of the process for the collection of cash in lieu of parkland so that a flat fee of \$300 be charged under Section 53 of the Planning Act (appraisal not required).

And that only one appraisal be required at building permit stage - procedure for report preparation in accordance with existing policy to be followed.

And that on permit application, a formal appraisal or letter of opinion as to the value of the land the day before the building permit be obtained at the expense of the applicant/landowner. CARRIED (Finance, Aug. 19/92) -4-

@2-277, PREPARATION FOR HEARINGS AND COUBT ACTIONS

Moved by Ald. A.Danyluck, Seconded by Ald. P.Butcher

THAT the policy and procedure providing for process where the municipality is prosecuting for a by-law infraction or where the municipality is defending a claim from a third party, be approved and recommended to the Council. CARRIED

The Clerk submitted the smmary of correspondence report, with recommendations where deemed appropriate. Committee members discussed several items in the report including #10, regarding the tree planting assistance program. Opinion was expressed that this item should be brought to the attention of the Recreation & Parks Committee and to the general public. Committee members also discussed item 120, Brock University Students union Shinerama event.

Moved by Ald.H.Bald, Seconded by Ald.A.Danyluck

THAT the Clerk's Report C-92-279, being the summary of correspondence, be adopted and the recanmendations contained therein be approved and acted upon. CARRIED

~rnWLMUSEUMOFrnWW

The Committee members agreed that a meeting should be set up with the Museum for 6:JO p.m., September 8th, 1992

COUNCIL CHAMBERS SOUND SYSTEM -

Consnittee members discussed the demonstration system used earlier in the summer. There was discussion of the budget figure and it was agreed that Design Electronics should be requested to hold a similar demonstration.

STRATEGIC PLAN

The Committee members inquired as to the status of the Strategic Plan and tentatively scheduled a meeting for August 31st, 1992, frm 1:00 p.m. to 7:00 p.m.

The Committee Members discussed current practices regarding the requirement for performance bonds relating to building permits.

Moved by Mayor R.KonMe, Seconded by Ald.A.Danyluck

Re: Payment of fees for a performance bond

THAT staff provide to Finance Committee a report/policy on the collection of fees for a performance bond in the building of a house or a group of houses showing but not limited to:

- 1) how the money is deposited
- 2) how the bond is secured
- 3) information given to the owner/builder as to when he/she will have

the money/bond returned and in what form
4) what interest may or may not be paid on that amount 5) what other municipalities do 6) legality of the position that staff suggest as recommendations
to be followed flowing from this report. CARRIED
The business before the Committee being concluded, the Chairman declared the meeting adjourned.

CHAIRMAN SECRETARY August 19th, 1992 C-92- 2 7 9
REPORT TO: The Chairman and Members of the Finance & Administration Committee

Kyle S. Kruger, Town Clerk

Correspondence, Committee's Meeting of August 19th, 1992

Ald. R. Bilkszto, Chairman and Committee Members:

The following is a summary of the correspondence for the Committee's meeting of August 19th, 1992, with staff recommendations.

7. Ministry of Municipal Affairs, regarding South Central Ontario Municipal Conference, to be held October 28th and 29th, in Hamilton, Ontario. Items to be discussed include Conflict of Interest, Fair Tax Commission, Innovative Financing, Community Economic Development, Urban Economic Recovery and Disentanglement. Registration costs are estimated at \$100. Formal registration papers will be sent out some time in August.

RECOMMENDATION: "That senior staff affected be authorized to attend

2. Association of Municipalities of Ontario, News Bill regarding appointment of Open Local Government working group. The Provincial! Municipal working group is to review the Open Local Government Discussion Paper released by the Ministry of Municipal Affairs.

RECOMMENDATION: Receive and File,

3. Ministry of the Attorney-General, letter of July 20th, 1992, announcing plans to increase the jurisdiction of the Small Claims Court to \$6,000 effective April 1st, 1993. The letter also asks for views on ways to make the court more responsive and efficient while maintaining its informal atmosphere, and on the type of Judicial Officer best suited to the Small Claims Court.

RECOMMENDATION: "That the Ministry be advised that local hearings would better serve the taxpayers rather than litigants having to go to St. Catharines W.

4. Metropolitan Hamilton Real Estate Board, letter of July 27th, 1992, asking that the Town of Lincoln proclaim the week of September 27th, to October 3rd, 1992, as "Ontario Home Week", to extoll the benefits of home ownership and inform the public and government officials of the issue of property rights. Also that Friday, October 2nd, 1992, be designated "Fresh Start Friday" inviting all citizens to Pitch-In and Clean-Up in the municipality.

RECOMMENDATION: "That the week of September 27th to October 3rd, be declared Ontario Home Week in the Town of Lincoln and Friday, October 2nd, 1992, be designated

"Fresh Start Friday". 5. The World Council for Global Co-operation, letter of August 4th, 1992, asking that the Town of Lincoln endorse a document called "The Toronto Appeal". included in the document is the idea of a peace dividend whereby savings from reduction in the Federal Government's Military expenditure could be partially diverted to the Provinces and Municipalities as enhanced transfer payments.

RECOMMENDATION: Receive and File

6. Region of Niagara, annual report for 1991. The annual report includes information regarding various departments at the Region as well as a 6 year financial review, auditors report and financial statements.

RECOMMENDATION: Receive and File

7. Council on Governmental Ethics and Laws, regarding its annual conference to be held September 22nd to 25th, 1992, in Toronto. Items included to be discussed are Ethics in Local Government, Legislation and Litigation, Access and Privacy Implications for Public Institutions and Case Studies on Election Contributions and Expenses. Registration fees are \$425 U.S.

RECOMMENDATION: Receive and File

8. CHRE Radio, along with Plain & Fancy Restaurant and Association for Community Living, letter of July 17th, 1992, thanking the Town of Lincoln for its assistance for its first annual community barbecue. The letter reports that the event raised approximately \$2,000 and attendance was in excess of 400 guests.

RECOMMENDATION: Receive and File

9. Lincoln Chamber of Commerce, letter of July 17th, 1992, thanking the Town of Lincoln for its operating grant in the amount of \$6,000 for 1992.

RECOMMENDATION: Receive and File

10. Niagara Peninsula Conservation Authority, letter of July 8th, 1992, regarding private land tree planting assistance program. The tree planting program makes seedling trees and wildlife shrubs available to landowners as part of the NPCA's water and related land management program.

RECOMMENDATION: Receive and File 11. Jordan Historical Museum of the Twenty, minutes of its June 2nd, 1992, Board

meeting. Reference to 45 persons attending the Museum's opening reception.

Reference to the Treasurer's report noting the internship of grants received, a Town grant for the year of \$30,500 and an employment grant of \$3,840. It was also noted that Cabaret Evening raised approximately \$800.

RECOMMENDATION: Receive and File

12. Ministry of Municipal Affairs, news release June 24th, 1992, regarding the passing of Bill 165. The release notes that Bill 165 responds to requests from municipalities seeking changes in municipal powers over finances. It notes that municipalities will now be able to secure a better return on investment and their borrowing costs will be lower. The existing approval process for capital undertakings will be streamlined in that beginning in 1993, municipalities will not longer be required to obtain OMB approval to incur debt provided they do not exceed provincially established limits. The legislation also addresses issues related to election campaign expenses.

RECOMMENDATION: Receive and File

13. Region of Niagara, copy of its letter to the Executive Director of the CRTC, dated June 6th, 1992, regarding Bell Canada's proposal to increase local channel circuits.

The letter advises that the Regional Council approved a recommendation of its corporate and financial services committee asking the CRTC to defer any decision on proposals submitted by Bell Canada for increases in local channel rates until Bell Canada provides full information to municipalities and government agencies serviced by Bell Canada and these customers are provided an opportunity to appeal the proposed increases.

RECOMMENDATION: "That the Town of Lincoln support the resolution of the Regional Municipality of Niagara, June 6th, 1992, regarding Bell Canada proposals for increases in local channel rates".

14. The Wine Council of Ontario, letter of June 18th, 1992, regarding Sunday Openings of Ontario Winery Retail Stores. The letter notes that the Ontario Government has proposed new legislation allowing Sunday Openings of retail establishments. Further that the Minister of Consumer & Commercial Relations and the Liquor Control Board of Ontario have informed the Ontario Wineries that permission will be granted to wineries who open their retail stores on Sundays excepting Christmas, Boxing Day; New Years Day if they fall on a Sunday and Easter Sunday, subject to receiving written approval from the Municipal Government in which the store is located. The letter also notes 3 winery retail stores in the municipality, being Lakeview, Montravin Cellars and Vineland Estates. RECOMMENDATION: "That the Town of Lincoln advise

the Wine Council of

Ontario that it has no objection to wineries within the Town of Lincoln opening their retail stores on Sundays provided such openings comply with all relevant legislation".

15. Region of Niagara, letter of June 16th, 1992, outlining Bill 38, An Act to Amend the Retail Business Holiday Act in respect of Sunday Shopping. The information supplied addresses stores which may be open on Sunday, rights of Retailers not to open on Sundays and the rights of Retail Workers.

RECOMMENDATION: "Receive and refer to the Chamber of Commerce".

16. Town of Fort Erie, letter of June 17th, 1992, regarding Business Licencing. The letter advises that the Council of the Town of Fort Erie, passed a resolution petitioning the Minister of Municipal Affairs to initiate the Municipal Business Licencing Act. Such an Act would consolidate licencing provisions from all Acts into a single piece of legislation to provide clarification. Currently the authority for municipal licencing lies in many and varied statutes.

RECOMMENDATION: "That the Town of Lincoln support the resolution of the Town of Fort Erie, requesting the Minister of Municipal Affairs to initiate the Municipal Business

Licensing Act".

17. The Salvation Army, regarding its National Red Shield Appeal. The letter outlines that in past years, the Region of Niagara, provided funding with the understanding that grants were not received from other governing bodies in the Niagara Region. This year however the grant request to the Region was denied. Therefore the Salvation Army is asking for support based on an annual formula of .05 cents per person living within the boundaries of Council's jurisdiction.

RECOMMENDATION: "That the Salvation Army be supplied with the Town's grant policy and application form for application for grant in the 1993 budget year".

18. Niagara Peninsula Children's Centre, letter of June 18th, 1992, advising of its fund raising drive to raise \$1.25 million towards a planned redevelopment expected to cost \$5 million, the balance of the funds to come from the Ministry of Health. The letter requests that Council consider declaring the week of September 21st, 1992, as Niagara Peninsula Children's Centre Week.

RECOMMENDATION: "That the Town of Lincoln declare the week of September 21st, 1992, as Niagara Peninsula

Children's Centre Week in the Town of Lincoln". 19. Oonuhseh - Niagara Native Homes Incorporated, letter of June 11th, 1992,

regarding the Native non-profit housing corporation funded through the Urban Native Housing program under the CMHC. The letter requests the support of the municipality of their letter to the Honourable Elmer McKay, Minister Responsible for CMHC. Their letter addresses the lack of funding respecting native housing during the last fiscal year. The letter notes that the current housing requirements for their area is 83 units and that only 12 units have been allocated in the area.

RECOMMENDATION: Receive and File -

20. Brock University Students Union Inc., letter of June 11th, 1992, regarding a fund raiser for the Canadian Cystic Fibrosis Foundation. The "Shinerama" event will involve Brock University students approaching cars and shining the windows while seeking a donation from the driver for the fight against cystic fibrosis. The letter is requesting permission for the shiners to use public locations such as the main Town streets in Lincoln. Other locations include private property for which they have sent out separate letters requesting permission.

"That the Town of Lincoln advise the Brock University Students Union that although it is supportive of fund raising activities for worthwhile organizations such as the Canadian Cystic Fibrosis Foundation, it does not support the use of public locations such as Town streets in Lincoln for items such as the Shinerama but instead recommends that fund raising be implemented in private locations".

21. Knights of Columbus, letter of June 19th, 1992, requesting that the Council proclaim the week of October 11th to 17th, 1992, as Christopher Columbus Week in public recognition of the achievement of Columbus discovering the Americas 500 years ago this October, 1992.

RECOMMENDATION: "That the Town of Lincoln declare the week of October 11th to 17th, 1992, as Christopher Columbus week".

22. David Turnbull, MPP, Ontario Progressive Conservative Transportation Critic, letter of July 30th, 1992, regarding funding of municipal transportation infrastructures in the Province of Ontario. The letter voices concerns about the NDP government funding of such infrastructure projects. The letter notes that the government held municipal transfer payments to 1% this year and also cut the Ministry of Transportation's budget for capital allocations by \$370 million. The letter further notes that although the Ministry will be receiving \$140 million this year from the Jobs Ontario capital fund which the government claims is an allocation constituting an investment in Ontario's infrastructure, the projects that will benefit from funding are provincial, not municipal. The letter comments that the allotment fails to demonstrate any commitment to investing in or creating jobs for municipalities. Mr. Turnbull finally notes that he intends to continue raising concerns on issues pertaining to the transportation needs of municipalities in Ontario.

RECOMMENDATION: "Receive and File

23. Strawberry Festival letter July 10th, 1992, thanking the Town Council and staff for support in the Festival event.

RECOMMENDATION: Receive and File

24. Municipal Tax Collectors of Ontario, letter of May 27th, 1992, asking the Town to contribute 200 municipal pins for its 25th annual conference to be held September 13th - 16th, 1992, in Niagara-on-the-Lake.

RECOMMENDATIQ& "Refer to Chamber of Commerce".) Beamsville Roan August 19th, 1992

The Council of the Town of Lincoln met in special session on Wednesday, August 19th, 1992, at 7:00 p.m., in the Beamsville Roan. All members of Council were present, except Ald.J.Albers and Ald.F. Cousineau and the meeting was chaired by Mayor R.A.Konkle. Staff present: R.Heil (Administrator), K.Kruger (Clerk) and D.Bakker (Treasurer).

&92-281: DEVELOPMENT CHM&UWmBEBWwS

Mayor Konkle advised that the meeting had been called by Council to consider the matter of development charges and their application to farm helphouses. Staff reviewed Report A-92-281 for Council's consideration. Members of Council discussed the effects of registration of the development charges by-law on title and further discussed the possibility of requiring collection of development charges at the consent stage of development. It was noted that the

deadline for satisfying conditions of consent is one year and therefore, the consent may lapse before a building permit is applied for. Staff further noted that the Development Charges Act does permit Council to execute agreements relating to the time of payment of development charges. Opinion was expressed that Council should be encouraging payment at the time of severance for both administrative and cost factors. Concern was expressed regarding the deferral of payment for one special group with the resulting administrative burden and complications and with the legal comments received. Opinion was expressed that a charge should be collected at the building permit stage as a farm helphouse is a new household requiring the services which are addressed by the development charge.

There was further discussion regarding ensuring helphouses are used for that purpose of the number of applications for helphouses in recent years and of possible methods of record keeping. Further, opinion was expressed that if this group is exempt then Council will be bound to give similar consideration for future groups facing difficult times. Further comment suggested that the proposal is not an exemption but a deferral of the payment.

Moved by Ald.R.Bilkszto, Seconded by Ald.A.Danyluck Re: Development Charges and helphouses THAT Administrator's report A-92-281 and the recommendations contained therein be adopted, to wit:

THAT there not be any further amendments to the Development Charges By-law respecting exemption for permanent helphouses to be used as helphouses. AND THAT an agreement be prepared under Section 9 of the legislation as a condition of the building permit providing for the payment of all of the development charge at a time later than the issuing of a building permit plus annual interest on an average transactional rate for municipal investments.

AND THAT the Development Charge by-law be registered on title. AND THAT the agreement deferring payment of the development charge specify that the payment shall be made on demand of the municipality when the use of the residential units on the property cease to be for full time farm help or should there be a severance of any of the residential units on the property. CARRIED

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There being no further business, the Mayor declared the meeting adjourned.

MAYOR

-- CLERK Beamsville Roan August 19th, 1992

Minutes of a meeting of the Fire & Public Safety Committee held on Wednesday, August 19th, 1992, at 6:00 p.m., in the Beamsville Roan.

Present were: Ald.H.Bald (Acting Chairman), Mayor R.Konkle, Ald.P. Butcher and Ald.A.Danyluck (in the absence of Ald. J.Albers). Staff present: C. Rouse (Fire Chief).

ACCOUNTS --

Moved by Ald. A.Danyluck, Seconded by Mayor R. Konkle
THAT Department payments in the amount of \$23,466.92 incurred in
accordance with Council policy A-90-284 having now been audited by
committee be ratified by Council. CARRIED

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El)-92-286. MONTHLY ACTIVITY REPOBI:

The Committee reviewed the monthly activity report submitted by
the Fire Chief dealing with the months of June and July, 1992. The
report outlined statistical information as well as general activities
performed by the Fire Chief in the past two months.

The Committee reviewed the report submitted by the Fire Chief and
passed the following motion.

Moved by Ald.P.Butcher, Seconded by Mayor Ray Konkle

Re: FD-92-270, 1992 capital equipment fire hose purchase
THAT Safety Supply Canada Limited be awarded the 1992 capital
equipment hose purchase and associated adaptors be awarded at a cost,
of \$6,116.50 plus applicable taxes, CARRIED

FD-92-271. BUILDING REPORT STAm&U-AND_il -

The Committee reviewed the report submitted by the Fire Chief
with roof and wall problems at Stations 1, 2 and 4, and the committee
passed the following motions.

Moved by Ald. A. Danyluck, Seconded by Mayor R. Konkle

Re: FD-92-27?! Building Report Stations 1, 2 and 4 It is recommended that:

1) A consultant in the appropriate field be hired to further
investigate the problem and make recommendation for the construction
design.

2) It is recommended the budgeting for this project begin 1993 and
continue until the appropriate funds are in place for the
reconstruction work. 3) That Station 4 roof be patched, Station 2 roof be assessed and
patched for an immediate resolve of the problem and that Station 1 at
the time being, be left in its existing state until reconstruction
design is confirmed. CARRIED

FD-92-272. RECONDITIONED AIR CYLINDERS --

The Committee reviewed the report submitted by the Fire Chief,
dealing with the purchase of reconditioned air cylinders. After sane
discussion and justification, the Committee passed the following
motion.

Moved by Ald.P.Butcher, Seconded by Mayor R.Konkle

Re: FD-92-272, reconditioned air cylinders It is recommended to Council to allow the fire department to
purchase 20 reconditioned cylinders at \$190 each plus applicable
taxes. CARRIED (Fire, Aug. 19/92) -2-

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The Fire Chief submitted correspondence from the Lincoln

Agricultural Society, extending an invitation to attend the Fall Fair. The letter was reviewed by the Committee and
the Fire Chief advised

that the Fire Department would not be attending the 1992 Fall Fair. After discussion^ the Committee supported the
decision of the Fire
Chief.

There being no further business, the Chairman declared the
meeting adjourned.

- CHAIRMAN SECRETARY Beamsvill c Room August 26th, 1992

Minutes of a meeting of the Town of Lincoln Public Works Committee, held in the Beamsvill.e Room, on
Wednesday, August 26th, 1992, at 7:30 p.m.. Present were: Ald .A.Gretsiriger (Chairman) , Ald.P.Butcher (Vice-
Chairman) ,

Ald.R.Kelly, Ald.J.Albers and Mayor R.Konkle. Staff present: G.Holman(Acting Director of Public Works). Also
present: AId.H.Bal.d.

ACCOUNTS ---

Moved by Ald.J.Albers, Seconded by Mayor R.Konkle THAT Department payments in the amount of \$72,565.24
incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council.
CARRIED

Moved by Mayor R.Konkle, Seconded by Ald.R.Kelly THAT Department payments in the amount of \$25,324.75
incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council.
CARRIED

PROJECT ACCOUNT SUMMARY

The Acting Director of Public Works reviewed the account summary and discussed the status of the various projects, specifically Queen Anne Street and the Transportation Study.

MR. Z.SANTI, GARBAGE COZsLECTION

Mr. Santi was not in attendance to discuss his concerns.

REPORTS

REQUEST FOR 3-WAY STOP, DRAKE AVENUE AND DUFFERIN AVENUE (KEENAN), P.W. 92-282

The Committee inquired about municipal standards for new development, especially relating to sidewalk construction, and directed staff to consider the implications of pedestrian activities during the review of development proposals.

Moved by Ald.P.Butcher, Seconded by Mayor R.Konkle THAT the Public Works Committee recommend to Council that the intersection of Drake Avenue and Dufferin Avenue be re-signed, making Drake Avenue a through street. FURTHER THAT stop signs be installed making Dufferin Avenue a two-way stop street at Drake Avenue. FURTHER THAT the conversion of Drake Avenue from a rural road cross-section to an urban road cross-section, including sidewalks be considered in the 10 year capital works forecast once the future development to the east is completed and the road conditions warrant reconstruction.

CARRIED

ACCOUNTS RECEIVABLE, UNCOZLECTABLE WRITE-OFFS, P.W. 92-283

Moved by Mayor R.Konkle, Seconded by Ald.J.Albers THAT the Public Works Committee recommend to Council that invoice #01055 in the amount of \$390.69 be written off and that the cost be charged to Account

#R431-0000-3684. CARRIED Public Works Committee -2-

WASTE REDUCTION WEEK - 1992, P.W. 92-284

The Committee discussed the problems they have encountered resulting from the Town's waste reduction initiatives and felt that this campaign cost assists the public by bringing this item to their attention once again.

Moved by Ald.J.Albers, Seconded by Mayor R.Konkle THAT the Public Works Committee recommend to Council that the Mayor proclaim September 27th to October 4th, 1992 as Waste Reduction Week in the Town of Lincoln.

FURTHER THAT staff be authorized to proceed with the necessary promotional arrangements as discussed in this report. CARRIED

TENDER RESULTS, SODIUM CHLORIDE (ROAD SALT), P.W. 92-285

Moved by Mayor R.Konkle, Seconded by Ald.R.Kelly THAT the Public Works Committee recommend to Council that staff be authorized to participate in the bulk purchase program for the delivery of sodium chloride (road salt) at a quoted price of \$36.28. FURTHER THAT the cost be charged to Account #R311-0119-3475. CARRIED

CAPITAL WORKS PROJECTS STATUS REPORT, ROAD PROJECTS, P.W.

The Acting Director of Public Works presented a brief report summarizing the status of the road projects and requested authorization to proceed to the tendering stage as detailed in the report.

Moved by Ald.R.Kelly, Seconded by Ald.P.Butcher THAT the Public Works Committee recommend to Council that the recommendations contained within this report be approved and acted upon. CARRIED

MINUTES OF MEETINGS

1. Quarry Road 18 Aridfrll Coritriued Use Requirements - July 30th, 1992. R&F

2. Niagara Municipal Recycling Board Review and Liaison Corriir-ittee - August 4th, 1992.

The Committee directed staff to investigate recycling opportunities of commercial and industrial generators as well as the standard blue box program for residential users.

CORRESPONDENCE

1. Parker Consultants - Sanitary Sewer Study, St. John School, Beamsville. R&F

2. Ministry of the Environment - Construction of a Communal Sewage System, Carnpden.

The Committee was informed that a meeting with the Ministry of the Environment has been scheduled by Regional Niagara representatives to re-consider the funding availability.

3. Niagara Regional. Police - 23rd Street at Menno Street, Vineland. R&F 4. Region of Niagara - Regional Road 81 (King Street),

East of Regional. Road 18 (Mountain Street).

The Committee reviewed the correspondence from the Region and felt that operational controls (time limited parking, turning lane improvements, etc.) could be made that would permit the re-instatement of the parking spaces removed.

Moved by Ald.R.Kelly, Seconded by Ald.J.Albers

THAT Public Works Committee recommend to Council that we request the Regional Public Works to re-instate the two (2) parking spaces in this area.

FURTHER THAT the spaces be for short term parking and so signed.

FURTHER THAT our request is made to provide necessary parking to assist the business involved.

CARRIED

5. Region of Niagara - Intersection Improvements on Regional Road 18 (Ontario Street) at Union Road,

R&F

6. Region of Niagara - Grimsby-1, Incoln Pumping Station.

R&F

7. Beamsville & District Lions Club - Storage of Beamsville & District Lions Club Trailer. R&F

8. Region of Niagara - Daily Flows for July 1992.

R&F

ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned.

CHAIRMAN SECRETARY Beamsville Room August 26th, 1992

The Council of the Town of Lincoln met in special session on Wednesday, August 26th, 1992, at 7:00 p.m., in the Beamsville Room.

All members of Council were present, except Mr. P. Butcher and Ald. B. Kelly, and the meeting was chaired by Mayor R. A. Konkle. Staff present: R. Heil (Administrator) and G. Holman (Acting Director of Public Works).

This meeting was called to order to consider the appointment of a Deputy Clerk, to act in the absence of the Clerk and to approve the signing of a contract for road surface treatment to facilitate the application of emulsions in proper season.

Moved by Ald. A. Gretsinger, Seconded by Mr. D. R. Bilkszto

THAT Robert J. Heil be appointed Acting Clerk for the purposes of this meeting. CARRIED

Moved by Ald. H. Bald, Seconded by Ald. A. Danyluk

THAT leave be given to introduce the following by-laws:

(a) No. 92-71, to provide for the appointment of a Deputy Clerk

(b) No. 92-72, contract agreement with Norjohn Contracting, re:

1992 single surface treatment program. CARRIED

Moved by Mr. H. Bald, Seconded by Mr. A. Danyluk

THAT By-law No. 92-71 read a first time and being "A By-law to provide for the appointment of a Deputy Clerk", be now read a second

and third time and finally passed, and that the Mayor and Clerk sign and seal same, any rule of this Council to the contrary

notwithstanding. CARRIED

NO. 92-72, TO AUTHORIZE EXECUTION OF CONTRACT AGREEMENT WITH NORJOHN

CONTRACTING LIMITED, 1292 ANGLER DRIVE, BEAMSVILLE, ONTARIO

Moved by Ald. A. Gretsinger, Seconded by Mr. D. B. Danyluk

THAT By-law No. 92-72 read a first time and being "A By-law to

authorize the execution of a contract agreement with Norjohn

Contracting Limited with respect to the 1992 single surface treatment

program, be now read a second and third time and finally passed and

that the Mayor and Clerk sign and seal same, any rule of this Council

to the contrary notwithstanding. CARRIED

The Council considered the proposal by the Jordan Lions Club to install sanitary sewers at the Jordan Lions/Town of Lincoln Park, and noted that because the contractor is a grape farmer waiting until

September 8th, 1992, would likely delay the contract perhaps until 1993.

Moved by Ald. A. Danyluk, Seconded by Ald. F. Cousineau

THAT the Council of the Town of Lincoln approve a grant of

\$22,714 as budgeted for in the Recreation and Parks 1992 Capital

Budget to the Jordan Lions Club for the installation of a sanitary

sewer system at the Jordan Lions Park and Jordan Arena,

Further that the approval of this grant will be contingent upon

the Jordan Lions Club assuming any additional funding required for the

sewer line and that all plans, drawings or approvals be reviewed by the Public Works Department. CARRIED

(Council, Aug. 26/92)

Bob Heil requested permission to prepare a by-law for the next

meeting of Council to appoint him as "Town Crier for the Town of

Lincoln to represent the Corporation. The appointment would provide

the opportunity for Mr. Heil to join the Association of Town Criers of

Ontario (without expense to the Town of Lincoln) and promote the

municipality at Provincial functions. Mr. Heil was given direction to

proceed with the preparation of the by-law to be appointed as an agent

of the Corporation.

There being no further business, the Mayor declared the meeting adjourned. , -\