

Beamsville

December 2, 1992

Minutes of a meeting of the Recreation and Parks Committee held in the Beamsville Room at Town Hall on Wednesday, December 2, 1992 at 7:30 p.m. Present were Ald. 14. Bald, Chairman, Ald. A.

Danyluck, Ald. A. Gretsinger, Ald. F. Cousineau, Mayor Ray Konkle

Staff present were D. Wainman, Director, Recreation and Parks, B. Urquhart, Recreation and Parks Facilities Manager.

ACCOUNTS

Staff were asked by Committee why there are two separate billings for Hydro at Charles Daley Park Staff advised Committee that there are two separate meters in the parks.

A question was raised in regards to the location of the Oceanus Water Purity. Staff advised Committee that this item was located at Charles Daley Park for drinking water.

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

THAT department payments in the amount of \$57,295.42 incurred in accordance with Council Policy A90-284 having now been audited by Committee be ratified by Council

CARRIED

DELEGATIONS

Jordan Lions Club

In attendance representing the Jordan Lions Club were Mr. Dick Catterall and Mr. L. Hancock. Mr. Catterall spoke on behalf of the Lions Club and outlined to Committee the status on the kitchen renovations project at Jordan Arena Hall. Mr. Catterall indicated that the project was near completion of the original phase and that the cost to date was \$13,705, the Club being eligible for \$1 1,025 from the Town and that the Club has assumed the balance as agreed upon with the Town. Mr. Catterall also noted that an additional \$250 would be spent from Club funds to add locks to all the cupboards. Mr. Catterall continued by outlining what would be required to complete the kitchen in order to make it a viable operation.

Items that were mentioned were dishes and cutlery, pots and pans, centre island with triple sinks, roll up door, freezer and reface old counters and cupboards. The Club's estimate to complete the project was valued at approximately \$8000.

Moved by Ald. A. Gretsinger, Seconded by Mayor Ray Konkle

THAT the Recreation and Parks Committee recommend to Council that staff be directed to add \$8000. to the 1993 proposed capital budget for further upgrading of the kitchen facilities at the Jordan Arena Hall and that this amount be forwarded to the budget committee of the whole meeting for consideration.

CARRIED

Sewer Installation - Jordan Arena & Park

Mr. Catterall advised Committee that the sewer installation project at Jordan Arena Park was near completion. The sewer was now hooked up to both the arena and the park concession booth. The Lions through Mr. John Nouwens and Mr. Howard Staff will provide to the Town, drawings on the installation, it will also include the locations of the other inground utilities.

Jordan Liins Pool

Mr. Catterall also briefed Committee on the Lions commitment to the Jordan Lions Pool.

Mr. Catterall noted the major works that have been completed at the pool over the past few years. Mr. Catterall advised Committee that for 1993, the Club would be spending approximately \$10,000. on sand blasting and repainting, he also indicated that a new filter may be required at the pool in the near future as the existing filter is twenty years old. Window Installation at Jordan Hall

Mr. Cannerall indicated that the Lions Club would like to see window coverings installed on the new windows overlooking the ice surface at the arena. He noted that members of the Club have concerns that when functions are being held in the room especially when alcohol is being served, that groups should have privacy from the public.

Staff indicated that this would be a proposed budget item for 1993.

Committee thanked the Lions for their efforts in the various projects and for their attendance at tonight's meeting.

REPORTS

Rental Rates - Arenas RP#92-3%5

Staff outlined to Committee the proposed fee schedule for arena rentals for the 1993/94 season. Staff advised Committee that through direction of the Committee from the Budget Meeting of Recreation and Parks on November 20, 1992 that the largest portion of increase be levied at the prime time and non prime time hourly rates.

Committee discussed the implications in adopting these rates now and how it would have an effect on the overall budget discussions for 1993. In discussion it was decided (even if the rates were adopted now) that Council would have the authority to change rates at anytime if it was deemed necessary.

Committee also felt that by adopting these rates now, the proposed three dollar an hour increase in January of 1993 could be implemented and it would be imperative to inform our user groups

immediately of the rate change for January.

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

THAT the Recreation and Parks Committee recommend to Council that the proposed rental rates for arenas as outlined on Appendix I of RP#92-385 be adopted.

CARRIED

Rental Rates, Halls, Parks, Tents, Rooms RP#92-394

Staff outlined to Committee the proposed rental rates for halls, parks, rooms and the tent for 1993. Staff indicated that these rates have normally been adjusted yearly to implement starting January 1st, of each year.

One major change being recommended is to establish a reduced rental rate for Council approved community groups. Staff advised Committee that by establishing this reduced rate it would help offset the costs of operating facilities.

Moved by Ald. A. Gretsinger, Seconded by Mayor Ray Konkle

THAT the Recreation and Parks Committee recommend to Council that the proposed rental rates for Recreation and Parks Facilities as outlined on Appendix I of RP#92-394 be adopted and FURTHER THAT a 25% of the regular fee be established for Council approved community

groups. CARRIED

Victoria Shores Subdivision RP#92-395

Staff reviewed with Committee the history of the negotiations for the parkland dedication and park development for the Victoria Shores Subdivision. Staff advised Committee that through research of minutes etc. that it was discovered that the proposed over dedication of parkland in this subdivision had never been formally brought to Committee or Council for a decision.

Staff explained in recent meetings with the developer's agents that the developer has outlined a proposal for Council consideration to resolve this issue. The proposal as outlined in RP#92-395 was reviewed by Committee and staff direction was given. Moved by Mayor Ray Konkle, Seconded by Ald. F. Cousineau

THAT staff continue to negotiate with the owners of Victoria Shores as to the dedication of land for park purposes.

THAT we further obtain an appraisal on the value of the land in the area of this subdivision. CARRIED

Proposed Minor Sport House on Mountain Street RP#92596

Staff explained to Committee that the Minor Sports Groups in Beamsville are very interested in obtaining the use of a Town owned house on Mountain Street for the purpose of office and storage space for their organizations.

Staff advised Committee that the groups are very aware that occupancy would be on a temporary basis until such time as the property was required by the Town for Library or other Town purposes. Staff also outlined to Committee that the groups involved are willing to pay for the cost of the utilities for the building and will provide their own insurance for contents.

Mr. Wainman will meet with all groups involved to prepare a Letter of Understanding between the Town and the minor sport groups.

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

THAT the Recreation and Parks Committee recommend to Council that staff be directed to prepare a Letter of Understanding between the Town of Lincoln and the Beamsville Minor Sport organizations for the use of the house at 4280 Mountain Street in Beamsville.

CARRIED

CORRESPONDENCE

1) Jordan Historical Museum

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

THAT the Recreation and Parks Committee recommend to Council that Jordan Historical Museum be granted the use of the Town Tent on December 5, 1992.

CARRIED

2) West Niagara Palliative Care

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

THAT the Recreation and Parks Committee recommend to Council the West Niagara Palliative Care be granted the use of the Lincoln Centre on November 30, 1992.

@ 3) Beamsville & District Lioness Club

CARRIED

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

THAT the Recreation and Parks Committee recommend to Council that Beamsville Lioness Club be granted the use of the Lincoln Centre on April 21, 1993.

FURTHER THAT the following conditions be met:

- a) Staffing costs recovered
- b) Total subsidization
- c) Other, please specify - 25% of rental fee

CARRIED

4) Jordan Minor Hockey

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

THAT the Recreation and Parks Committee recommend to Council that the Jordan Minor Hockey be allowed free use of the Jordan Hall on December 23,26 and 27,1992.

CARRIED

... 4 5. Alderman Alvin Danyluck Re: Charles Daley Park Concession Booth

Ald. Danyluck advised Committee that he has been in discussion with the various Town of Lincoln Fire Districts in regards to the volunteer firemen operating the concession booth at Charles Daley Park. Mr. Danyluck will keep us advised of any proposals that may be forthcoming.

6. Thank You Note

Thank you note to Town of Lincoln Recreation and Parks from Mrs. Sills in regards to the Town sponsoring the Trillium Awards.

7. Lescarbot Award

Committee reviewed the application and will pursue worthy candidates for 1993.

QIHER BUSINESS

Pathway at Marianne Hill Vineyards

Mr. Wainman circulated and reviewed correspondence received on December 1, 1992 from Michael F. Duc representing the owner Mr. H. Schmitt of the Marianne Hill Vineyards property.

Mr. Wainman referred back to a November 1992 report RP#92-263 where Committee directed staff to negotiate with the ownership and to work out the details on the proposed conveyance of land at Marianne Hill for a pedestrian walkway.

The correspondence received on December 1, 1992 outlines the position that Mr. Schmitt requires for the Town to be conveyed the land for the purpose of the walkway.

In summary the Town would be conveyed, at no cost to the Town, a piece of property that runs north-south from Hillside Drive to the Regional Reservoir and an east-west link from the reservoir to Hixon Street.

The property would be the existing watermain easement plus an additional twelve feet in width that parallels the piece. In return the Town would seek no further contributions in terms of land for municipal park purposes or payments to the park fund, relating to the 8 acre parcel of land west of the section being dedicated.

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

THAT the Recreation and Parks Committee recommend to Council that staff be directed to prepare an agreement to obtain the lands at Hillside Drive and Hixon Street for a pedestrian walkway from Mr. Schmitt and that this agreement be brought back to Committee or Council for review and approval.

CARRIED

Procedure Recommendation

Committee discussed a procedure that staff should implement when dealing with developers.

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

THAT this Recreation and Parks Committee recommend to Council the following procedure for future negotiations with developers in the matter of parkland dedication (land or cash-in-lieu) and development fees.

1) developer to meet with Town senior staff (administrator, recreation director and treasurer)

2) that minutes be made of these meetings

3) that within 15 days of the meeting those in attendance meet to approve the minutes and sign on behalf of the Town and the developer to verify the proceeding or correct the same

4) that signed copies of the minutes be given to Council members, all those present at the meeting and a copy filed in the developer's file kept with the clerk. CARRIED

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

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SECRETARY CHAIRMAN Lincoln Centre

December 7th. 1992

The Council of the Town of Lincoln met in regular session on Monday. December 7th.

1992. at 7:30 p.m.. at the Lincoln Centre. All members of Council were present and the meeting was chaired by Mayor R.KonMe. Std present: R.Heil (Administrator).

K.Kmger (Clerk) and G.Holman (Acting Director of Public Works).

Mayor Konkle called the meeting to order and advised those present that the meeting

was to consider the Engineer's report submitted by Wiebe Engineering Group Inc..

regarding the Bartlett Creek Municipal Drain. He noted that Council would be considering the comments received at the two previous public meetings and any comments from the public received at this meeting.

DELEGATIONS

Mrs.Carol Austin was present to speak to the proposed works under the Drainage Act.

She noted that the Town is basing its actions on the flood which occurred in 1977

which was a 1 in 25 year storm. She noted that according to reports done immediately following those floods, the cause was identified as undersized and blocked culverts. She noted that some remaining culverts, for example, at the bottom of HLxon Street are still undersized. She referred to a further petition under the Drainage Act by the owners of 7 properties who have asked that an underground culvert be placed across their properties. She expressed the opinion that this should resolve some problems. She also identified the culvert across King Street in Bearnsville as a further problem which the Region of Niagara is now diligent in keeping clean. She further noted that the Drainage Master Plan, which was based on the 1977 storm, planned to mitigate flooding considering ultimate development. She noted that new works have been done in the Town to mitigate flooding and that the Town has chosen the Drainage Act based on a petition dealing with roads when most problems with these roads have been corrected.

Mrs. Austin further stated that in order to enact the Master Drainage Plan, the Town would be asking for funds and damaging the environment under this system. She asked if the Town had ever considered installing a closed system instead of this open system, noting that the costs of maintaining an open drainage system would be high. She finally noted that the residents and ratepayers of the area expect their Aldermen to reflect their views in the direction of the Town and guidance to staff. She then presented a petition from landowners and residents of the Bartlett Creek Drain area, asking the Town of Lincoln to reject the report from Wiebe Engineering Group on the Bartlett Creek Drain on the basis that it is inappropriate, impractical and financially prohibitive for the needs of the area and instead recommends that all development proposals shall have designed storm water management plans to accommodate the proposed development in such a manner that predevelopment run-off is equal to postdevelopment run-off on site and further that the Bartlett Creek watercourse remain in its natural state.

Mr. Andy Smith, 3416 Westwood Trace, was present and read from a presentation which was circulated to members of Council. He advised that he wished to present other means of implementing the proposed works which should be used in order to not impact on existing taxpayers. He stated that undeveloped land within the urban area cannot develop unless it has proper storm drainage systems, and that if a property is not developable then the value would be equal to that of agricultural land. Therefore, if land now becomes developable then the value will increase. He asked why Council would not look at other means of financing this project. He outlined an example for a levy on the development community for any future development where there would be no cost to the current taxpayer. He used the example of the City of Stoney Creek where the increased value for newly developable land was approximately \$100,000 per hectare. Further, that if you assume land in the Bartlett Creek area which will become developable increases in value by only half of this value or \$50,000 per hectare then the net increase in property value would be approximately \$6,000,000. Therefore, an alternative would be a special development charge on approximately 115 hectares of land in the urban area which would become suitable for building. This would result in a development charge, if assuming medium and low density development, of \$925 per unit. He further questioned why the Town did not investigate other avenues of financing. (Council, Dec. 7/92) -2-

He concluded that Council has an obligation to represent the views of its constituents who have spoken against performing these works under the Drainage Act.

Ron Feere, 4270 East Avenue, expressed to Council concerns with an increase in insects due to the ponds created by these works. He asked whether the Town will pay for his children's medical bills since they are allergic to mosquito bites, if a pond were to be put in across the street from his home.

Eugene Pew, 4904 King Street, requested clarification of the watershed boundaries and expressed concern that the people on the escarpment where the storm water comes from are included in the charges. After clarification of the area and the charges to be levied, Mr. Perry stated that he was satisfied.

Mr. David Follis, 4189 Eastdale Drive, advised that he had two questions.

1. The cost given is estimated at \$1.6 million but is there any limit on what the actual costs of the project could be?

2. He noted that this project would be paying now for economic development in the future when funds should be spent on improving the quality of life for existing residents. He expressed opinion that residents can keep the creek clear and that there are currently no major problems with flooding.

Mr. Bryon Wiebe explained that with respect to the costs, the Drainage Act specifies

that construction costs cannot be 33% higher than the estimate and assured those present that the estimated costs were accurate.

Mr. Al Pbilbrick asked that if this project does not go ahead, then what would the costs be to date for the engineer and who is paying those costs. The Town's Administrator advised that costs to date on this project are estimated at \$140,000 and that in accordance with the Drainage Act, the petitioner, in this case the Town of Lincoln, would pay those costs.

Barb Lavesseur, 4300 Sann Road, advised that she has spoken to all members of Council who have said they will be open minded and therefore those present should not be jumping on them now. She advised that she does hope that Council will listen to those present and not proceed with this project. She discussed future development in the Town, noting that there are currently deficiencies, for example, overcrowded schools, which should be cleared up before the Town attracts any future development. Rudy Schindel, 4241 Academy Street, questioned how long the engineer's report which has, to date, cost \$140,000 would be valid if this project does not go ahead at this time. The Administrator advised that the report belongs to the Town and that it could still be used in the future should the Town proceed with any works.

John Burton, 3989 Quany Road, asked for clarification of comments from the last public meeting at which it was stated that the Town's costs relating to this project would be paid for through the general tax levy across the Town. Mr. Burton further questioned whether the results of this project will set a precedent and that all remaining drain projects will be done in a similar fashion. He further questioned what the cost will be to the Town itself to implement the whole Master Drainage Plan. The Administrator advised that if the Bartlett Creek Drain project proceeded the cost to taxpayers for the Town of Lincoln for this drain would be approximately \$7 on a tax bill for an average home with an assessment of \$4,000. He further noted that the total cost relating to Town roads would be \$206,000 and there would be additional costs for other Town properties for example, parks and cemeteries which are within the Drain area. The Administrator further advised that the cost to the Region of Niagara would be \$63,000 or 30 cents per tax bill across the Region and to the School Board would be \$60,700 or 80 cents across the School Board area on tax bills for properties with a \$4,000 assessment. Margaret Romagnoli advised that she was present representing her sister, Muriel Tufford. She advised that her sister was assessed for 32 hectares when the property was already included in the Gavora Ditch drain. The Administrator explained that there was a small overlap across the property but that if Council did approve the project then that situation would be corrected in the court of revision where a proper adjustment would be made. He further explained how the boundaries of the watershed were established and also the reasons for the small overlap.

Anne Marion, 4160 Highland Park Drive, questioned whether approval of this project under the Drainage Act would automatically include the other two creeks identified in the Master Plan. The Administrator advised that each drain is treated separately and therefore this report does not include any of the other creeks identified.

Mayor Konkle further explained the purpose of Drainage Master Plan in place.

Ms. Marion also noted that at the last public meeting, it was stated that the Drainage Act is archaic and is used only in agricultural areas. She asked whether use of the Municipal Act or Development Charges which was to be investigated has been done. Mayor Konkle outlined some investigations done of processes used in other municipalities. He noted that in the Town of Niagara-on-the-Lake, 5 municipal drains are through urban areas, of which some are done under the Drainage Act, some under the Municipal Act, and some in a combined fashion. He also discussed drains in Port Colborne, Flamborough and Simcoe and noted that he did not believe there were any in St. Catharines or Grimsby.

Bill Romagnoli was present and advised that he has resided in the Town for over 70 years. He questioned whether the planned ditch would be big enough to do what is intended. He questioned the actual size of the ditch and the amount of water which it could hold. Mr. Bryon Wiebe advised that the proposed ditch varies in width from 5 metres to between 1 and 2 metres at bottom width. He further attempted to explain some of the calculations done in estimating the required size.

Ted Austin, 4818 King Street, addressed Council regarding a number of points. He questioned the comment made that the Town currently cannot enter onto private property to correct problems in the creek when it can for items such as noxious weeds. He advised that the flooding problem of 1977 was considered by Proctor & Redfern in their 1978 report and that a number of the problems identified in that report have now been addressed. He discussed the Master Drainage Plan, noting that it was

established to account for development. He discussed that delays in implementing that plan are due to aggravated members of public and other ministries and that they need to be satisfied. He further noted that residents of the Town wish to have a green area left not a new storm sewer. MrAustin then presented a letter from the Niagara Peninsula Conservation Authority dated December 7th, and reviewed the contents of that letter which expressed some concerns with the Engineer's report. MrAustin concluded that the letter shows that not enough information is being distributed to other bodies and Council regarding this project.

Nick St.Pierre, 5032 Albert Street, discussed problems experienced with construction works on his own street where items on their property were damaged. He asked if there was any assurance with respect to the limits of this proposed work. Bryan Wiebe advised that there are stipulations in contracts for this type of work which would include meetings with property owners to establish limits of the works.

Jim Williams, 3904 Mountain Street, questioned how many Aldermen were directly involved by way of having residences within the drain area. He then noted that if they would vote on behalf of their constituents then their vote would be no to this work, and the rest of the Aldermen would vote yes since this would represent savings to their constituents. Mr.Williams expressed opinion that the Town is at cross-roads with this drain in light of the additional ones being considered. He advised that Council should not set a precedent by proceeding in this manner but should require that the developer who requires the drainage to pay for the works. Mr.Williams also noted that this type of work has been done elsewhere by way of site

plan agreement and that the project is too expensive at this time for the taxpayers.

Mayor Konkle discussed what members of the public define as "developers". He explained Council's considerations in this matter. He noted that it is not just developers who need or will be affected by the work but those who are currently flooded and those who may wish to build or expand buildings on their own properties. Andy Smith again addressed Council and reminded that if Council proceeds with this work, it would affect only certain Aldermen's constituents but that the remaining drains in the master plan will affect other constituents. He noted that he was a Town staff member when the Master Drainage Plan was developed, and that the three drains in the plan were chosen as they were to benefit development. He advised that at that time, the plan's original intent was that the drains would be done through the development charge process.

Members of Council then discussed the proposed project. Ald.Butcher questioned the Administrator with respect to the statements being made that building permits may be withheld in the watershed. The Administrator advised that he is unsure what the NPCA and MNR will do. He noted that the MNR had told him that they may still permit building in the watershed depending on design. He also advised that in speaking to the NPCA today he was advised that each building permit may need to be looked at. Further, that he is unsure if each and every building permit application would need to be sent to the Conservation Authority for approval. Ald.Butcher also questioned whether dumping into the creek can be policed. The Administrator advised that the Town does try to resolve blockages however they cannot legally enter onto private property to correct such blockages. He discussed the application currently before the Province for special legislation to restrict dumping and filling in the Town of Lincoln. He advised that if that passes, the Town may have an opportunity for some corrections.

Ald.Butcher also questioned whether there was any way to use fill line mapping for policing of any dumping. The Administrator noted that the fill line mapping has not yet been registered and also advised that he did not know the NPCA regulations regarding fill lines. He noted that it would be under their Authority. Ald.Butcher advised that she has spoken to a number of people including the NPCA and found that the Conservation Authority has no objection to any individual building unless it is done right on the creek. She advised that the Authority has been helpful and co-operative to her and that the Town cannot assume they would be against all development. She also noted that with respect to fill lines, the project had been requested by Town staff and that they were now prepared but had not yet been submitted to Town Council or registered. The Administrator explained fill line mapping noting that the MNR originally gave the Conservation Authority power to regulate fill, dumping, building, and so on, within the floodplain but that it was later reduced to the 1 in 100 year storm floodlines.

Ald.Butcher referred to a letter from Wiebe Engineering dated August 5th, 1992, with respect to fill line mapping. She questioned why Wiebe Engineering recommended

resisting implementing fill lines until after the Bartlett Creek drain was decided on. Bryon Wiebe replied advising that if the Bartlett Creek drain proceeds then that would address the concerns with respect to fffl. In his opinion that would give the Town control over these matters. Ald. Butcher then asked Mr. Wiebe if fill lines were done, would that then give some policing powers to the NPCA. Bryon Wiebe confirmed that this would be the case. Ald. Butcher then questioned an item within the report of possibly eliminating or reducing certain items such as the King Street sewer and reducing the detention pond to 1 in 5 year criteria. Bryon Wiebe advised that with respect to the detention pond, they would only reduce the berm height and therefore water retention. This would then result in reduced protection from flooding and reduced costs. Ald. Butcher then questioned whether Uie Engineer's report calls for oversizing. Bryon Wiebe advised that the report was done to implement the recommendations in the Master Drainage Plan for ultimate development to I in 100 year storm criteria. He further advised that the reduced pond would store less water and therefore allow less development upstream. I-Ie further noted that with respect to the storm sewer on King Street that if previous work was done on the drain, then the originator of that work can be paid an allowance, which in this case would be the Town.

Ald. Butcher then questioned whether Mr. Wiebe would agree that the ponds are for development and if no development occurred, they would not be necessary.

Ald. Butcher then read the statement from Phillips Engineering who authored the Master Plan which says that the ponds are needed only for new development and therefore should be placed on developers property and paid for by them. She then proposed that the ponds be placed on developers' properties and the costs charged to them through the Development Charges Act.

Ald. Cousineau questioned Mrs. Austin with respect to her petition. He noted that the intent was to have Council cease and desist on considering this work. He noted that Ule Dratnage Act provides remedies to landowners and asked if they were filing this petition under Section 84 of the Drainage Act. Mrs. Austin advised that if needed when the time for appeals comes, then the petition would be properly filed under that Section. Ald. Cousineau then confirmed that the petition was not under the Drainage Act as presented tonight.

Ald. Gretsinger noted that Mrs. Austin had indicated that she has asked for information from the Engineer but received no reply. I-le also noted Ulat a letter from a constituent has also been received and no reply given. He questioned the Engineer as to whether he responds to correspondence. Mr. Wiebe noted that the letter in question was received and that it had been determined that the subject property would not be assessed, and that a letter confirming this had been sent but may not yet have been received. With respect to Mrs. Austin's question, he advised that he has not yet responded but that Mrs. Austin will be given the necessary maps but the names and addresses she requested would need to be requested from the Town as he does not have this information.

Ald. Bilkszto noted that a statement had been made tonight that the Town does not need to look 20 years down the road but should be correcting current problems. He advised that would be a mistake as the Town does need to look into the future for that potential stonn which could cause major flooding. He further discussed the amount of work done by members of Council and expressed opinion that it should be appreciated.

Ald. Bald referred to the statement by Mrs. AustLn that Council is trying to circumvent the environmental assessment process by using the Drainage Act. She questioned if the NPCA wanted such a study, then who would do it and who would pay for it. The Administrator advised that under the Consewailon Authorities Act, they can ask for an environmental appraisal and that the costs would be borne by the Conservation Authority. He further noted that the MNR can also request an appraisal and they too would be charged with the cost. He advised that he has asked both parties whether they wish such an assessment and that they have not yet responded. Ald. Bald suggested that perhaps the costs are the reason why they do not wish to ask for one.

Ald. Bald further suggested that this work could be done in phases. She outlined the work which could be done in each particular phase which would result in Phase 1 being less than 1/2 of the total cost. She noted that this would also give opportunity to review the project and ensure that items installed are going to work properly.

Mayor Konkle discussed the information received tonight and each Aldermen's individual information brought forth. He then discussed information received through a former drainage engineer who had also been in contact with the NPCA. He noted that the fffl lines done had not yet been registered and also that the I in 100 year

floodplain is in place and that no new development can occur within the floodplain. He noted that it has never been mapped without the presence of detention ponds. He then discussed flooding problems over the past years, legislation in place, occurrences in other municipalities and the possible NPCA reactions to this project. Members of Council then discussed a proposed steering committee to review this

matter. Ald. Kelly outlined the motion advising that the intention of the Committee is to study the various options presented at the public meetings as well as concerns expressed and establish a plan to present to Council. He then discussed the process to be followed if the motion carries. He noted that it is important that representation be received from the various areas and affected people, including both businesses and residences. It was further noted that the purpose of the motion was to review the number of ideas and methods presented in public meetings which have never been fully answered to his own satisfaction. The Committee is to review and propose a cost effective method of dealing with problems. He further noted that no developer was included in the Committee as they can fend for themselves and pay to solve their own problems.

Ald. Butcher commented on the proposed committee, noting that people should be involved in decisions and are welcome to all committee meetings but that if the people present were assured tonight that they would not have to pay for this work, then they would be satisfied and there would be no need for this committee. The project could then proceed and the costs be charged to development. She then noted she wished a recorded vote to be held on this motion.

Ald. Bald advised that she disagreed with Ald. Butcher's statement that this is a simple matter, but it is a difficult decision. She supported the formation of a steering committee as it would challenge the public to come up with solutions. In addition, this committee would supply all necessary information to Council.

Ald. Albers expressed opinion that Council members have sufficient information and questioned what the costs of this committee would be. He also questioned how costs are to be paid for should the committee deliberations involve further engineering services for example.

Ald. Kelly advised that much of the information is present but that there are a number of ideas which have been presented and the proposed committee could also come up with a number of ideas. He noted that if plans, etc., are needed for development, then the costs of planning, engineering and so on, should also be borne by developers.

Ald. Albers highlighted that the report already calls for detention ponds in development areas.

Ald. Kelly further advised that the costs involved would hopefully be kept to a minimum noting that staff time is already being paid for and that additional costs would eventually be borne by the tax base for the drain area.

Ald. Danyluuk emphasized that representation from the MNR and NPCA should be on the committee as they form policies and pass instructions but never hear from members of the public.

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

That the matter of the Bartlett Creek Drainage concept be deferred pending the development of further concepts and reports.

Further, that a committee shall be formed to review all documents, reports, etc., that pertain to this matter.

Further, that said committee shall be composed of the following:

(a) Seven ratepayers from the drainage area, ratepayers to be selected from various areas of the drainage area. Council shall advertise for parties interested in sitting on the committee and shall advise them of their decision no later than the first Council meeting in January.

(b) Two elected officials.

(c) Chairman of the Public Works Committee who shall act as the Chairman for said committee.

(d) The secretary of the committee shall be the Municipal Clerk or his designate. He shall prepare regular minutes which shall be submitted to Council for their information only.

(e) The Mayor, who is a member of all committees struck by Council.
(resolution cont'd on next page) (resolution cont'd from previous page)

Further, that the voting members of the committee shall be the seven ratepayers and the four elected officials.

Further, that the following shall be invited to provide information to the committee and to designate one staff member to sit in on all committee meetings.

(1) NPCA

(2) MNR (3) Town staff

and any others as directed by the committee from time to time.

Further, that no additional costs shall be incurred from today, for engineering or any other items, unless so directed by the committee and ratified by Council. That such request shall be by separate motion, and shall not be part of the information minutes prepared by the Clerk, but shall be by a separate report by the Clerk with the motion attached. That Town staff time and preparation of reports shall not constitute an expense for the committee.

Am: Ald. Albers, Ald. Bald, Ald. Bilkszto, Ald. Cousineau, Ald. Danyluck, Ald. Gretsinger, Ald. Kelly, Mayor ConMe.

SAYS: Ald. Butcher

CARRIED

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

'- 1 Lincoln Chambers

December 8th, 1992

The Council of the Town of Idncolr~ met in regular session on Tuesday, December 8th, 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. Feil [Administrator], K. Kruger [Town Clerk], D. Bakker [Treasurer], D. Waiman (Recreation Services Coordinator), C. Held [Town Planner], G. Holman [Acting Director of Public Works] and C. Rotse [Fire Chief].

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

that the minutes of Council's regular meeting of November 16th, 1992, be adopted as circulated by the Clerk. CARRIED

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

THAT the minutes of Council's special meeting of November 30th, 1992, be adopted as circulated by the Clerk.

CARRIED

FIRE & PUBLIC SAFETY COMMITTEE

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

THAT the Fire & Public Safety Committee minutes of November 18th, 1992,

being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

FINANCE & ADMINISTRATION COMMITTEE

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

THAT the Finance & Administration Committee minutes of November 18th,

1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

RECREATION & PARKS COMMITTEE;

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

THAT the Recreation & Parks Committee minutes of its special meeting of

November 20th, 1992, being its report to Council, be adopted and the

recommendations contained therein be approved and acted upon.

CARRIED

Ald. Bilkszto declared that he had an interest relating to Report PDR-92-390, contained within the minutes and noted his declaration of an interest within the minutes.

Ald. Bilkszto subsequently did not take part in any discussions and did not vote on any resolutions associated with that report.

With respect to these minutes, members of Council discussed Report PDR-92-378.

The Chairman of the Planning Committee advised that there had been discussion at the meeting regarding the ability of the Town to place an item on title providing that the land could not be sold. It was noted that Mr. DeJonge had agreed to this condition but that documents are now before the Town Solicitor in an attempt to devise a method of putting this on title.

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

THAT the above noted item from the minutes be referred back to Planning

Committee for additional information and discussion.

CARRIED

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

THAT the Planning Committee minutes of November 23rd, 1992, being its report to Council, be adopted and the recommendations contained therein as amended, be

approved and acted upon.

CAMZED (Council, Dec.8/92) -2-

Council then discussed the subject of extension of water services for Vineland Quarries. It was noted that the Town has appeared at the OMB where a Regional policy was desired to allow for extension of water services outside of the urban area for health or agricultural reasons only. Members of Council then discussed other situations and policies for the extension of water service beyond the urban area. There was discussion of water supply which had been a major consideration. It was noted that these two situations, Vineland Quarries and proposed Twenty Valley Estates, are the first situations of this size to be proposed since the Regional policy was put in place.

PUBLIC MEETING

With respect to these minutes, it was noted that the meeting was regarding the new Zoning By-law preparation. Council was advised that the next meeting was scheduled for December 14th, 1992, and that there are a number of items to review, also that the review must be completed that evening as January 9th and 19th, 1993, have been scheduled as the dates for public meetings to review the documents.

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

THAT the Public Meeting minutes of November 24th, 1992, being its report to Council be adopted, re: new Zoning By-law. - - CARRIED

PUBLIC WORKS COMMITTEE, SPECIAL AND REGULAR MEETINGS

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

THAT the Public Works Committee minutes of its special meeting of November 25th, 1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

With respect to the regular meeting minutes, members of Council discussed the water billing complaint for Prtdhommes Hotel. Opinion was expressed that nothing was presented by the owners which would confirm that the meter readings were incorrect and that the readings were done at the time of sale, by staff correctly. Therefore, the water was used by the Hotel and the report of the Treasurer was accurate. Further, that taxpayers should not be paying for "maybes" but there must be conclusive proof of a problem. Further opinion was expressed that the problem should be resolved. It was questioned what the amount of the rebate on water alone would be if the original motion passed. The Treasurer advised what the amount of the rebate would be \$1,122.03 for the water portion and that there would also be a rebate of the related surcharge for sewer services at 100% of the water bill \$1,122.03, and a recalculation of water bill penalties. In addition, there would be interest which was added to the tax roll which would also be rebated. Total rebate - \$3,241.19.

Members of Council discussed the amount of confusion throughout the process and through the sale of the property. Opinion was expressed that the business in question is a good corporate citizen who would not hold back money unless they were sure there was a problem and that they should be given the benefit of the doubt. Further opinion was expressed that there is enough discrepancy in the numbers to shed some doubt on the water bill.

It was stated that the water bill had been used and someone should be paying the bill. Further that the water meter would seem to have been too low before the property was sold and now seems to be working. Therefore, if the account is not paid, then taxpayers will have to pick up the bill. Further opinion was expressed that if these meters are in error then the error is in not reading sufficient water flows. The reading therefore cannot be in an extra amount.

Questions were raised as to what the actual cost to the Town would be for the supply of water from the Region and the sewer treatment costs. The Treasurer advised that such a calculation had not been done but that the rate charged to the Town would be approximately 80% of the Town's water and sewer charge. (Council, Dec.8/92) -3-

Moved by Ald.R.Kelly. Seconded by Nd.A.Danyluck

THAT the motion of Albers/Utcher be amended by substituting the following: "That the final bill calculation shall be on the basis of the report submitted by the Treasurer, Don Bakker. Further, that the Treasurer be instructed to collect the account'.

LmT

Am: Ald.Cousineau, Nd.Danyluck, Ald.Kelly NAYS: Ald.Nbers, Ald.Bald, Ald.Bilkszto, Ald.Butcher, Ald.Gretsinger
Mayor KonMe.

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

THAT the Public Works Committee minutes of its regular meeting of November 25th. 1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

With respect to these minutes, members of Council discussed the proposed policy for invoicing for fire calls. The Administrator expressed some concerns respecting the motion. The Fire Chief advised Council that he understood that the motion provided that he was to draft a policy for further consideration by the Committee. Members of the Fire & Public Safety Committee confirmed that this was the intent.

Moved by Ald.J.Albers. Seconded by Ald.P.Butcher

THAT the motion regarding Fire Department billing be amended to read the following:

"That the Fire & Public Safety Committee recommend to Council that preparation of a policy be initiated, that all fire related calls be invoiced \$500 to cover some of the overhead of the Fire Department currently being taxed.

CARRIED

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

THAT the Fire & Public Safety Committee minutes of its special meeting of November 30th. 1992, being its report to Council, be adopted as amended, and the recommendations contained therein be approved and acted upon.

CARRIED

PLANNING COMMITTEE

With respect to these minutes, questions were raised regarding the cost of mailing of notices for the new Zoning By-law. Opinion was expressed that it could be done cheaper. Members of Council discussed the reasons for the type of mailing done noting that if done by a bulk mailing, there is no assurance that all residences and businesses will receive the notice, but that a separate card addressed to each and every owner and business would ensure full notice.

Further to these minutes. Ald.Butcher advised that the minutes did not reflect that she was in attendance at that meeting.

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

THAT the Planning Committee minutes of its special meeting of December 1st, 1992, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

RECREATION & PARKS COMMITTEE

With respect to rental rates noted in these minutes, it was questioned why the Lions Club was being charged 25% of the fee while the others are not. It was noted that the charge depends on the date which the event is to occur and that the new policy would be in effect as of January 1st. 1993.

Moved by Ald.F.Cousineau. Seconded by Ald.I-I.Bald

THAT the Recreation & Parks Committee minutes of December 2nd. 1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED (Council. Dec.8192) -4-

A-92.442, REQUEST FOR BUILDING PERMIT. PWA COMPUTERS/HAYES DANA

The Administrator reviewed the report submitted and noted that it is an adjustment regarding the construction of the second floor at Priva to accommodate Hayes Dana. There was discussion of the word "substantial" and requirements under the Planning Act. Opinion was expressed that the two recommendations in the report were separate issues which would need to be dealt with individually.

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

THAT the direction for the issuance of the building permit subject to the acknowledgement of the property owner of the risks and the ramifications respecting the parking, the minor variance and the site plan agreement, as received on December 4th. 1992, be approved and ratified.

CARRIED

With respect to recommendation 12 in the report, questions were raised where the border line for the word "substantially" would be established. Concerns were expressed that this has not been reviewed by the Planning Committee who should have the opportunity to review and make recommendations. Further. opinion was expressed that the preparation of any by-law and policy should come before the Planning Committee for review. It was confirmed that the second recommendation in

the report is meant only to give direction to staff to prepare a report for such review.

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

THAT staff prepare a report to propose an amendment to By-law No.92-13, to incorporate into the definition of development and redevelopment. the word "substantially" in accordance with the Planning Act and to further develop a report to define and provide guidelines for the interpretation of such terminology for review of Planning Committee and ratification of Council.

Mayor Konkle outlined the contents of a draft report received regarding the Sewerage Commission.

Moved by Rtd.F.Cousineau. Seconded by Ald.R.KeUy

WHEREAS: The Sewerage Commission will be holding public forums on its draft report of new Planning for Ontario.

WHEREAS: the nearest session is in Hamilton.

THAT IT BE RESOLVED that the Town of Niagara request the Sewerage Commission add a session to their agenda to be held at Niagara Regional Headquarters in Thorold.

CARRIED

Ald.Kelly advised that since the direction with respect to the Bartlett Creek Drain has changed at the present time with the formation of a committee, then these other proposed drainage areas should be placed on hold and no further expenses incurred until the direction of the Bartlett Creek drain project is determined. There was discussion of the authority and costs of the committee set up and questions of the status of the other drains. The Administrator advised that 5 petitions were filed in 1989, one for each drainage system, and that since the engineering is done upfront on such projects, direction has already been given to the engineers not to proceed.

Moved by Ald.R.KeUy. Seconded by Nd.A.Danyluck

THAT no action be taken for the Prudhornnes, Konkle, Tufford and Haun Drainage areas until the completion of the study by the Bartlett Creek Drainage Committee in June, 1993. CARRIED (Council. Dec.8/92)

Moved by Ald.R.KeUy. Seconded by Ald.F.Cousineau

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

(a) No.92-110, to authorize execution of a contract agreement with Sesa Holdings, respecting snow removal services on municipal properties.

(b) No.92-111, to authorize execution of a contract agreement with Quarry Ridge, respecting snow removal services on municipal properties.

(c) No.92-112, to authorize execution of a contract agreement with Dykstra Plowing respecting snow removal services on municipal properties.

(d) No.92-113, to authorize execution of a site plan agreement with Flenling Chicks Ltd.

(e) No.92-114, to authorize execution of a contract agreement with Gore & Storrie Limited respecting the Quarry Road Landfill Operations and Closure project.

(f) No.92-115, to authorize the execution of a site plan agreement with Golden Horseshoe Court Developments Ltd. CARRIED

NO.92-110. CONTRACT AGREEMENT WITH SESX HOLDINGS

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

THAT By-law No.92-110 read a first time and being "A By-law to authorize the execution of a contract agreement with Sesa Holdings for snow removal services on certain municipal properties" 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.92-111. CONTRACT AGREEMENT WITH QUARRY RIDGE, SNOW REMOVAL

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

THAT By-law No.92-111 read a first time and being "A By-law to authorize the execution of a contract agreement with Quarry Ridge for snow removal services on certain municipal properties" 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.92-112. CONTRACT AGREEMENT WITH DYKSTRA PLOWING, SNOW REMOVAL

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

THAT By-law No.92-112 read a first time and being "A By-law to authorize the execution of a contract agreement with Dykstra Plowing for snow removal services on certain municipal properties", 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- 1 L;t SITEPLAN AGREEMENT WKH FLEMING CHICKS LIMITER

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

THAT By-law No.92-113 read a first time and being "A By-law to authorize the execution of a site plan agreement between the Corporation of the Town of Lincoln and Fleming Chicks Limited". 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.

CAREUED (Council, Dec.8/92) -6..

NO.92-L14. AGREEMENT 'CVITII GORE & STORRIE LIMITED. QUARRY ROAD LANDFILL

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

THAT By-law No.92-114 read a first time and being "A By-law to authorize the execution of a agreement with Gore & Stonie Limited, with respect to the provision of professional engineering services for the project known as the Quarry Road Landfill Operations and closure", 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

NO32-I 15. SITE 13LAN AGREEMENT WITH GOLDEN HORSESHOE COURT DEVELOPMENTS LTDL

Moved by Nd.J.Albers. Seconded by Ald.Ii.Bald

THAT By-law No.92- 115 read a first time and being "A By-law to authorize the execution of a site plan agreement between the Corporation of the Town of Lincoln and Golden Horseshoe Court Developments Ltd., and any and all mortgagees that may be on title at the point of registration of this agreement", 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

1. Trans Canada Pipelines, advising of the decision of the National Energy Board, regarding Cosby Road compressor station. R&F.

2. Ontario Tender Fruit Marketing Board, regarding agricultural easements.

Opinion was expressed that the Town's agricultural subcommittee already did provide some support for this project through its report and that this perhaps should be sent to the Marketing Board. Further opinion was expressed that the agricultural subcommittee did support easements of some sort but did not refer to this program's specifics. There was discussion of the resulting Regional commitments and the Region of Niagara's position on this matter. It was noted that the Region has not yet decided whether or not to support this program.

Moved by Ald.F.Consincau. Seconded by Ald.A.Gretsinger

THAT stall: forward the report of the agricultural subcommittee to the Ontario Tender Fruit Marketing Board.

CARRIED

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

THAT: 1. Permission be granted to the Multiple Sclerosis Society of Canada to sell break-open tickets at George's Vineland Restaurant. 3347 Regional Road No.81. Vineland, under Provincial Licence #P925253, GIN#MS110175 for the period December 9th. 1992 to November 6th. 1993.

2. Permission to be granted to the Schizophrenia Society of Canada to sell break-open tickets at the Campden General Store, 4205 Fly Road, Campden, under Provincial Licence #P324799. ~1~#~110038 for the period December 9th. 1992 to October 5th. 1993.

AND: 3. THAT the following lottery licence applications be approved:

(a) Griniby, Lincoln District Association for Community Living (Nevada), proceeds to be donated to provide supports and services to individuals with developmental handicaps consistent with the goals and philosophies of the Association, total value of prizes: \$6,400.

(b) Jeannette Lioness Club (Rallie), proceeds to be donated to canine vision, purchase of leader dog for blind, total value of prizes: \$151.23.

(resolution cont'd 011 next page) (Council, Dec.8/92) -7-

(resolution cont'd from previous page)

(c) Planika Cultural Group (Bingo) proceeds to be donated to various activities within the Group (costumes and transportation), total value of prizes: \$3,500.

(dl St.Catharines General Hospital Foundation (Nevada), proceeds to be donated to digital subtraction angiograph (Daisy), total value of prizes: \$28.800.

CARRIED

OTHER BUSINESS -

The Administrator advised that staff would be attending a rreletiry with the Standing Committee of the House, with respect to the Town's application for private lcgislatiorr regarding duniping and filling. He outhned ihe changes to the draft legislatiori recommended by the various ministries.

COMMITTEE OF THE WkQJJ2

On a motion by Ald.Kelly. seconded by Ald.Danyluck. Council adjourned lo Committee of the Whole to consider personnel issues.

Alter discussions, the Committee oC the Whole rose without rport.

There being no further business to discuss. the Mayor [kclared the meeting adioumed. I I Beamsville Room

December 9th, 1992

Minutes of a meeting oE the Town of Lincoln Public Works COMnlttee, held in the Beamsvillc Room, on Wednesday, December 9th, 1992, at 7:30 p.m.. Present were: Ald.A.Gretsingcr(Chairman), Ald.P.Butcher(Vice-Chairman), Ald.R.Kel.ly, Ald.J.ALbers and Mayor K.Konkle. Staff present: G.Nolman(Actiny Director of Public Works) .

ACCOUNTS

Moved by Ald.R.Kelly, Seconded by Ald.IJ.Butcher

THAT Department payments in the amount of \$197,264-79 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 Ald.P.Butcher

THAT Department payments in the amount of \$42,238.30 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 provided a verbal update on the status of the James Street, Beam Street and Albert Street projects. Staff was directed to investigate status of engineering billings for Cosby Road bridge project.

DELEGATION -

JOHN HOLLICK - LAKESIDE DRIVE PROPOSAL --

Mr. & Mrs. Hollick were in attendance to provide the Committee with the details of their proposal and to discuss the comments received from outside agencies (particularly OMAF). Their genuine concern for public safety was expressed and discussion led to trespassing, illegal access to the lake by others and the Town's obligations and liability. The Committee indicated that the costs would be prOhibiti~e despite the fact that the Hollicks offered to give the a required land free of charge. The Committee was presented with a commentary (attached) summarizing the Hollick's position on this matter.

REPORTS

PROPOSED LAKESIDE DRIVE ROAD RELOCATION, TUFFORD ROAD TO MERRITT ROAD (JOHN HOLLICK), P.W. 92-397

The Committee discussed the recommendations of the Transportation Study and acknowledged the need to develop a comprehensive approach involving both short term and long term strategies. Mr. Wade Lampman (4625 Lakeside Drive) was in attendance to explain his concerns (see attached letter).

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

THAT the Public Works Committee recommend to Council that the proposal made by Mr. Hollick to relocate Lakeside Drive between Tufford Road and Merritt Road be denied.

FURTHER THAT staff be directed to prepare a capital works strategy for the entire lake shore road for consideration during the a 1993 capital budget deliberations. CARRIED

WATER SERVICE REQUEST, KRZYZANOWSKI PROPERTY, P.W. 92-398

The Committee discussed the special circumstances related to this

request and passed the following motion. Public Works Committee .2- Dec. 9/92

Moved by Ald.J.Albers, Seconded by Ald.P.Butcher
THAT the Public Works Committee recommend to Council that the request for a water service to 2696 Red Maple Avenue in Jordan Station be approved recognizing the circumstances in this situation.
CARRIED

AYES: Ald.P.Butcher, Ald.J.Albers, Ald.R.Kelly, Ald.A.Gretsinger

NAYS: Mayor R.Konkle

TRAFFIC ASSESSMENT, CAVE SPRINGS CELLARS RE-DEVELOPMENT, P.W. 92-399

The Committee was informed of Cave Springs Cellars' intentions to re-develop, and that the existing traffic problems should be addressed through an appropriate study.

Moved by Ald.J.Albers, Seconded by Ald.P.Butcher
THAT the Public Works Committee recommend to Council that funds in the amount of \$8,000 be included in the engineering development budget for 1993, subject to the final review of the overall budget.

FURTHER THAT staff be directed to prepare the Terms of Reference for this study and invite proposals from three reputable engineering firms at their earliest opportunity. CARRIED
VINELAND CEMETERY MAINTENANCE COST OVERRUN, P.W. 92-400

The Committee reviewed the original agreement and discussed the potential ramifications of denying the request.

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

THAT the Public Works Committee recommend to Council that Public Works staff be directed to pay a portion of invoice #31080 up to a maximum limit agreed upon to provide the enhanced program to a maximum of \$6,500.00 plus GST.

FURTHER THAT staff be directed to notify the Vineland - Cemetery Trustees that their request for cost overrun be denied.

CARRIED

FILL LINE MAPPING, EAST LINCOLN, P.W. 92-401 -

Mr. Jeff Klos (4253 21st Street) was in attendance to express his concerns about potential limitations for farming activities as a result of the proposed fill line registration. Staff advised the Committee that the program involved extensive public discussions and that these concerns could be explained and addressed at that time.

The Committee requested separate sessions for each watercourse.

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

THAT the Public Works Committee recommend to Council that staff be authorized to notify the Niagara Peninsula Conservation Authority of its interest to participate in the fill line mapping and registration program for the 15 Mile, 16 Mile and 20 Mile Creek watersheds.

FURTHER THAT the Town share to a maximum of \$4,500.00 be paid to contribute to the cost of mapping for this program.

FURTHER THAT the NPCR have separate public sessions for:

a) 20 Mile Creek;

b) the 15 & 16 Mile Creek. CARRIED

W.M.I.P./F.A.P. GRANT - REQUFST, P.W. 92-386

Staff advised the Committee that the details of the intended costs would be finalized during the budget deliberations. Public Works Committee Dec. 9/92

Moved by Ald.P.Butcher, Seconded by Ald.J.Albers

THAT the Public Works Committee recommend to Council that the Mayor and Clerk be authorized to sign the application form for the Waste Management Improvement Program and Financial Assistance Program with the Ministry of the Environment in accordance with the proposed work plan suggested by the Public Works staff to date.

CARRIED

APPOINTMENT OF DRAINAGE ENGINEER, BEAM/HIXON DRAIN

The Committee agreed to defer the appointment of a drainage engineer

at this time.

MINUTES OF MEETINGS

1. Victoria Avenue Watermain - November 5th, 1992. R & F
2. Beam Street - November 13th, 1992. R&F

CORRESPONDENCE

I. Region of Niagara - Sewage Flows for November 1.992.

R & F

NOTICE OF NEW BUSINESS -

As a result of the discussions during the various parts of the agenda, staff was directed to investigate the following:

1. engineering costs - Cosby Road bridge;
2. legal opinion - Nadherny/Lakeshore Road;
3. soils report - 21st Street embankment.

ADJOURNMENT

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

CHAIRMAN SECRETARY Planning Conlmittee

December 14. 1992

Bearilsville lQom

The Sollowh~g are the minutes of the Planning Coillmitlee meeting held on Monday.

December 14, 1992, in the Beansville Room. In attendance were: Ald. F. Cousineau (Acting Chairman), Mayor R Konkle, Ald. A. Darlyluck. Ald. R. Bikszt0, Nd. J.

Nbers [replacing Ald. Bob Kelly), and Carl Held, Town Planner.

The meeting commenced at 5:00 p.m. and discussion first took ptace regarding PDR 92-41 4, the status of all developinent applications. The Town Planner explained that, because the Committeec had not received a revised status of the active development applications for about six weeks, he felt that the Committee would be interested in having an updated report.

Moved by Ald. A Danyluck and Seconded by Nd. R. Bilks~io

"THAT, PDR 92-41 4. Status Sheets relating to all Active Official Plan

Amendment Applications, Zoning By-law Arnendnlent Applications, Site Plan Approval Applications, Plan of Subdivision. and Plan of Condoiniuni Applications in the Town of Lincoln BE RECEIVED as infbnnation."

There then took place some discussion regarding the status of Cherry HiU Gardens.

The Town Planner explained that, at the present time, the developer is in the process of doing a land swap with the abutting land owners and the final plan of the Cheny HiU site could be changed possibly up to and including the OMB hearing dale. At this point, however, the Town Planner does not know what efect the proposed changes will have.

Committee Members expressed concern that the Town Planner is not in a position to SuUy appraise the proposal and that the Town may not be properly represented at the pending Ontario Municipal Board hearing regarding the development. The Town Planner advised !hat he would contact the Town's Solicitor to determine whether or not it is possible to have the OMB hearing adjourned at least as long as it takes to have the proposed consent applications clear the appeal period.

The Chatrman then declared the meeting closed.

Chairman Finance Committee

REPORTS

FIN-92-403, INVESTMENTS, RESERVES, RESCHVC FUNDS, ?RUST FUNDS, STATUS REPORT

Moved by Ald.~.~utcher, seconded by Ald.H.Bald

THAT Report FIN-92-403 submitted by the Treasurer, being the report on Investments, Reserves, Reserve Funds and Trust Fund Status, be received for the Committee's information. CARRIED

FIN-92-404, REPORT FROM SPECIAL BUDGET SUBCOMMITTEE

The Treasurer noted the fact that the report had been circulated to the Subcommittee members for comments before submission in its final form and advised that he Would respond to any questions.

Committee members reviewed some discussions which were held at the Subcommittee meetings. Opinion was expressed that in order to have higher positions make the most efficient use of time, all persons should be required to make

appointments. It was noted that although the report only indicated that members of Council should make an appointment, it should be for members of the public as well. Other opinion was expressed that although senior staff are burdened, members of the public do not expect to have to make an appointment, and should be able to speak to staff at any time. There was discussion that Town staff should be treated like any other professionals such as doctors, lawyers, dentists, etc. and treated in a similar fashion requiring appointments.

Committee members further discussed whether it would be necessary to continue with the Subcommittee or whether the information could be obtained directly from the Treasurer, through the Chairman of the Finance Committee. There was further discussion of the purpose of the Subcommittee, and it was noted that the format of the Subcommittee lends itself to less formal discussions and brainstorming, whereas there is not the same opportunity at regular Committee meetings for such discussion.

Moved by Ald.P.Butcher, Seconded Ald.S.Albers

1) THAT this report from the Special Budget Subcommittee be received for the Council's information.
2) THAT the Council of the Town of Lincoln approve the following motion:

Whereas the Council of the Town of Lincoln is dedicated to bringing in a budget with no tax increase on the general ratepayers in the municipality:

Whereas the Special Budget Subcommittee has identified three main ways to keep taxes down.

Be it resolved that all Committees be directed to:

(a) provide services in a more efficient manner where possible;

(b) scrutinize services that are currently being provided to ensure there is a need for the service in the municipality and that the need cannot be better provided by other agencies;

(c) identify the "full cost" of services being provided and identify "possible" alternative revenue sources to recover these costs for the further consideration of Council.

3) THAT the Council direct the Special Budget Subcommittee to continue in its efforts in developing a comprehensive revenue policy for the Town of Lincoln.

CARRIED Finance Committee -4-

FIN-92-405, STATEMENT OF OPERATIONS REPORT
The Treasurer highlighted several items within the report for Committee members.

Moved by Ald.P.Butcher, Seconded by Ald.H.Bald
THAT Report FIN-92-405 submitted by the Treasurer, being the report on the Statement of Operations, be received for the Committee's information. CARRIED
C-92-408, CASH IN LIEU OF PARKING

The Clerk reviewed the policy currently in place and the revised figures.

Moved by Ald.J.Albers, Seconded by Ald.H.BaLd
THAT the Town of Lincoln continue to charge for cash in lieu of parking spaces where development or redevelopment of lands are deficient in parking spaces as required under the Town of Lincoln Zoning By-law No. 78-85 and that the charge of \$4,445 per space for cash in lieu of parking.

THAT the Town continue to strongly encourage private parking lots and that any development which would provide fewer parking spaces than required in the Town's

Zoning By-law be discouraged. CARRIED
C-92-409, ADVERTISING, POST EXPRESS

Members of Council discussed the proposal from the Lincoln Post Express and some concern was expressed with the increase in costs. There was discussion of finding other methods of giving notice and methods of reducing costs.

Moved by Ald.P.Butcher, Seconded by Ald.J.Albers

THAT Finance & Administration Committee recommend to Council that the Town enter into an agreement with the Lincoln Post Express (Rennie Publications) to reserve four of the five columns on page 7 of the Lincoln Post Express each week effective for the calendar year 1993, at a cost of \$299.88 per insertion, with the condition that if the Post Express increases its rates for 1993 by less than 5%, the Town would be subject only to that lower increase.

AND THAT the Town enter into the same agreement for 1994 at a cost of \$305.88 per week, subject to review in November, 1993, by this Committee and Council.

CARRIED

C-92-407, CASH IN LIEU OF PARKLAND, COMMERCIAL/INDUSTRIAL DEVELOPMENT

Committee members questioned staff whether suspending this requirement has helped in attracting any new development.

Staff outlined the inquiries which have been received at the Town Hall and businesses' reaction to this provision.

Committee members agreed that this item should be highlighted more to attract new business. Staff noted similar discussions at the Economic Development

Subcommittee regarding this matter and, advised that the proposed Town brochures may be one method of increasing awareness. Finance Committee - 6 -

INTEGRATED WASTE MANAGEMENT SYSTEM PLAN -

Ald.J.Albers reviewed his report submitted, and outlined the research done. He advised that several municipalities in Ontario and through Canada have incorporated this type of program. He noted that they show a user pay program can be tailored to the needs of an individual community. He expressed opinion that figures that continually show the best way to deal with waste disposal problems is to simply reduce garbage generation, and that user pay systems encourage garbage producers to reduce.

Committee members commended Ald.J.Albers on his work and that report, and discussed items within it.

It was suggested that an item which should be reviewed at the Subcommittee level is to ensure that the proper message of the intent of the program gets out to the public.

It was questioned whether a reduction in the production of garbage results in any decrease in cost for collection, and whether such a decrease has been considered in the report.

Ald.J.Albers advised that with respect to collection, it is possible to have some reduction in costs due to a decrease in garbage production by way of more efficient pickup, however, no figures for that have been included in the calculations. He noted that should waste production be reduced enough, then it may be possible to cut pickup from four to three days per week, and costs may be cut in that way.

He further noted that those residents who do help in cost saving for the municipality by reducing their garbage production, should be rewarded and that a user pay system may achieve that.

Moved by Ald.J.Albers, Seconded by Ald.P.Butcher

THAT the Finance Committee recommend to Council that a task force on waste management investigate and give

final recommendations to Council for the implementation and initial public awareness of a user pay waste management plan for the Town of Lincoln.

FURTHER that this body be made up of no less than two elected officials and that three members of the public and two members of the business sector be selected by the Finance Committee upon receiving applications.

FURTHER that this body be struck by January 31, 1993, and be instructed to give its final report to Council by May 31, 1993.

FURTHER that staff be given leave to participate as required for research and documentation and that their time be charged to the appropriate waste management account.

FURTHER that this body be retained upon final Council decision for the implementation of a full public awareness campaign and that this campaign end on June 30, 1993, for implementation of the plan on July 5, 1993.

FURTHER that a permanent public action committee be set up wholly from interested members of the public to monitor success of all Lincoln waste management programs and to give advice on new initiatives.

AND LASTLY, that the Director of Public Works prepare a budget for the study and implementation of a long term integrated waste management system plan for the Town of Lincoln sufficient to not only meet the targets for reduction of the provincial government but for the ultimate 25 year goal of zero waste disposal to landfill.

CARRIED Finance Committee -5- Dec .16/92

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

THAT in light of the continuing difficult economic times and to encourage commercial and industrial development in the Town that the provisions of By-law No. 90-39, requiring land or cash in Lieu thereof for park or other public recreational purposes as a condition of development or redevelopment of land be waived for commercial or industrial development or redevelopment effective for the calendar year, 1993. CARRIED

BDR-92-406, NOVEMBER BUILDING REPORT

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

THAT the November Building Report as submitted by the Chief Building Official, be received for the Committee's information. CARRIED

FR-92-410, HEPATITIS B VACCINATION PROGRAM --

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

It is recommended to Council that the Smith, Kline & Beechum Pharma Incorporated be given approval to provide the Hepatitis B Vaccination at \$90.00 each, for a total of \$8,280.00. CARRIED

C-92-411, SUMMARY OF CORRESPONDENCE --

The Clerk submitted the summary of correspondence report with recommendations where deemed appropriate. Committee members questioned why the Jordan Museum is supporting a Crier for the City of St. Catharines for a new costume.

Staff noted that the person in question is first and foremost the Crier for the Jordan Museum, but that in order to compete at a number of events, you must be a Crier for a Town. For this reason, he is hoping to be appointed Crier for the City of St. Catharines also.

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

THAT Report C-92-411, be in^ the Clerk's summary of - correspondence, be adopted, and the recommendations contained therein be approved and acted upon. CARRIED

LIFE INSURANCE, AD & D, MEDICAL AND DENTAL INSURANCE -

The Administrator outlined the responses received as a result of the Town's request for quotations. He advised

that seven brokers had been approached, but that most companies did not wish to provide a quote due to the claims experienced at the municipality, the nature of the business and because the Town does not have one broker of record. He advised that there is some reduction in the price quoted from the current insurance carriers, but that all brokers suggested that if the Town quotes again next year, they may not get any response. Committee members discussed the quotations received and questioned the reasons why no companies wished to provide a quotation.

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

1. THAT Robert Ferarra Insurance Agency be appointed broker and that Robert Ferarra be appointed agent of record.

AND THAT the insurance package recommended in his proposal dated December 11, 1992 be approved. CARRIED e Finance Committee

COMMITTEE OF THE WHOLE -

On a motion by Ald.P.Butcher, seconded by ALd.J.Albers, the Committee moved to closed session to consider Legal matters.

On conclusion of discussions in closed session, the Committee reconvened.

ADJOURNMENT --

The business before the Committee being concluded, the Chairman declared the meeting adjourned.

CHAIRMAN SECRETARY C-92-4 1 1

December 16 1992

REPORT: The Chairman and Members of the Finance Administration Committee

W. Kyle S. Kruger, Town Clerk

Ald.R.Bilkszlo, Chairman and Committee Members:

The following is a summary of the correspondence (or the Committee's meeting) of December 16th, 1992, with staff records.

1. Region of Niagara, letter of November 20th, 1992, advising that the Council of the Region has approved a recommendation of its Corporate and Financial Services Committee that the Region not obtain a membership in the Federation of Canadian Municipalities at this time.

W. M. R. Q. N.: Receive and File

2. Region of Niagara, letter of November 17th, 1992, regarding the "Stay in School" program. The Region received a letter from the YMCA of St. Catharines requesting that all municipalities within the Niagara Region take an active part in the "Stay in School" program. The Region received the letter and referred it to all area Clerks. The YMCA correspondence indicates that the "Stay in School" program is funded through the Federal Ministry of State for Youth and is being facilitated by the YMCA of St. Catharines. The YMCA asks that municipalities take an active interest in this program, by including the "Stay in School" slogan on all correspondence, through inclusion of a fact sheet in Town meetings, etc.

W. M. R. Q. N.: That staff contact the YMCA of St. Catharines to investigate possible Town participation.

3. Association of Municipalities of Ontario, news release, October 30th, 1992, advising of AMO's opposition to Provincial Legislation on apartments in houses. The Association has spoken out in opposition to the Provincial Government's legislation to permit an apartment in a house. AMO states that zoning is a municipal responsibility and that the Planning Act provides that municipalities are required to conduct public meetings on Official Plan and Zoning By-law amendments but that this legislation overrides these requirements and (like existing by-laws which have included the community consultation.

W. M. R. Q. N.: Receive and File 4. Town of Meaford, letter of November 16th, 1992, advising of a resolution passed by

the Council of the Town of Meaford objecting to the announced overhead charge and laboratory testing fees announced by the Ministry of the Environment and recommending that additional fees not be implemented.

W. M. R. Q. N.; Receive and File

5. Jordan Historical Museum of the Township, news letter. Winter 1992. Items include announcement that Sandra Overstreet has decided to resign her position as Curator for the Museum; notice that the Museum will be presenting a concert by the Lincoln Concert Band, Saturday, November 28th, 1992, at Grinnell Lakes Christian College; the annual Christmas Party for Volunteers will be held Sunday, December 5th, 1992; notice of the Second Annual Christmas in Jordan sponsored by Jordan Village Merchants Association, Saturday, December 5th, 1992, and note that the Museum was one of a handful of local organizations to receive a letter of appreciation from the Ministry of Culture & Communications.

COMMENDATION: Receive and File

6. United Mennonite Home for the Aged, letter of November 25th, 1992, to Mayor Kay Konkle, to show their appreciation for the work of the Town of Lincoln Fire Chief, Clair Rouse. The letter advises that the committee had a successful in-service and that Mr. Rouse was most helpful.

COMMENDATION: Receive and File

7. Town of Newmarket, letter of November 25th, 1992, regarding Provincial/Municipal relations. The letter advises that the Newmarket Council enacted a resolution, asking the Provincial Government to refrain from implementing any initiatives impacting upon matters of local municipal concern such as land use planning, municipal conflict of interest, disentanglement, amendments to the Municipal Act, and the provision of landfill sites in rural municipalities to serve other municipalities until there has been meaningful and constructive consultation with local municipalities.

RECOMMENDATION: "That the Town of Lincoln support the resolution passed November 16th, 1992, by the Town of Newmarket, regarding provincial initiatives impacting on matters of local municipal concern and that the Premier of Ontario, the Minister of Municipal Affairs, the Minister of Housing and Social Development, be advised of this support".

8. Ministry of Municipal Affairs, letter of November 26th, 1992, announcing that all municipalities will receive the 2% increase in unconditional grants for 1993 as promised in 1991. The letter advises that the Province will be transferring a total of \$975.1 million of unconditional grants to municipalities in 1993. ECOLEIMF:NDIU-IQN: Receive and File

9. Jordan Historical Museum of the Twenty, minutes of its Board meeting of November 3rd, 1992. Reference to the resignation of Sandra Ovelsrud, and the criteria to be used for hiring a new Curator. Reference to a meeting held with the Town regarding the Sampler Gallery. Reference in the Treasurer's report to the successful Pioneer Day and to the receipt of the Reflections grant. Reference to assistance to David Schalk to subsidize a Town Crier costume as he hopes to be appointed "Official Crier" for the City of St. Catharines.

COMMENDATION: Receive and File

10. Association of Municipalities of Ontario, November 19th, 1992, edition on uniscope. Articles include reports on Local Authority Services Ltd., AMO's subsidiary company regarding cost savings it has provided some member municipalities. Also, notice that the Disentanglement Steering Committee has neared the end of Phase 1, an article submitted by the Commissioner of Planning for the Region of Ottawa/Carleton on planning in Ontario; AMO's response to the Charlottetown Accord; an announcement by the Minister of Municipal Affairs that new Council of Interest legislation would be introduced when a census is reached by the members of the Provincial/Municipal working group.

COMMENDATION: Receive and File Lincoln Chambers

December 16th, 1992

Minutes of a meeting of the Finance & Administration Committee held in the Lincoln Chambers on Wednesday, December 16th, 1992, at 7:30 p.m.. Present were: Ald. K. Bilkszto (Chairman), Ald. M. Bald, Ald. P. Butcher and Ald. J. Albers. Staff present: R. Heil (Administrator), K. Krueyer (Town Clerk), D. Bakker (Treasurer), W. Szakaly (Deputy Treasurer).

ACCOUNTS

Moved by Ald. J. Albers, Seconded by Ald. P. Butcher THAT Department payments in the amount of \$2,474,370.61 incurred in accordance with Council policy A90-284 having now been audited by Committee be ratified by Council. CARRIED

DELEGATIONS

DR. ANGUS ADAMS AND MR. CECIL BOVAIRD, RE: RITTENHOUSE

Mr. Bovaird and Dr. Adams were present to address Council with respect to the Rittenhouse Trust.

Mr. Bovaird advised that he had some concerns along with some other residents of the community regarding the apparent dissolution of the Rittenhouse branch of the Lincoln Public Library. He noted that there has been recent discussions at Council and Committee meetings about consolidating libraries at Vineland and Jordan Station.

Mr. Bovaird outlined some history noting that the library was established by Moses Rittenhouse in a school house in 1886.

Mr. Bovaird then distributed copies of a program of the official opening of the Victoria Tennis Club and the Clinton Louth Union Public Library from 1969.

He discussed some items within the program, noting that the trust fund was set up to generate funds for the maintenance of the grounds and the Rittenhouse Public Library. He read the intent of the trust as outlined in a clause in the deed. Mr. Bovaird further outlined actions surrounding the trust to date.

Mr. Bovaird advised he is here tonight since he feels that the Rittenhouse Library belongs to the people of Vineland Station. He stated that a new central library may be desirable or may even be justified, but that this library is bequeathed by a former resident who wished to see the community benefit. Therefore, it would not be morally right to close this library, simply for the reason that it does not now serve the whole community,

Mr. Bovaird discussed some of the problems at the building but advised that he felt they can be corrected.

Mrs. Elinor Hodgson was present and also addressed the matter of the Rittenhouse Trust. Finance Committee -2- Dec.16/92

She advised that she has lived in Vineland Station since 1946, at which time her husband was actively involved in establishing the library. She also discussed her tenure on the Lincoln Public Library Board 10 years ago. She outlined discussions which occurred at that time considering closing the Rittenhouse branch. She noted she and other members of the Board examined prices of alternate buildings and locations and due to the costs, the moving of the library was put on hold. She noted that now ten years later the library is still a vital part of the community, that it is well used and that the circulation figures show the branches needed.

She asked that Council members do not forget that the Rittenhouse Trust is still in effect.

Ald. H. Bald outlined discussions she had some months ago regarding the possibility of using a portable on the existing property for library services. She advised that this possibility along with all other possibilities, including staying in the existing building, will be examined in the library feasibility study.

Ald. J. Albers inquired whether the 'rust could be transferred to another property, which would still serve the needs of the community for library services. Dr. Adams advised that this is not known and should be taken up with the Chair of the Trust, Mr. R.H. Martin.

Dr. Adams then discussed his tenure on the Clinton Louth Union Public Library, and questioned what is intended by this feasibility study.

LINCOLN PUBLIC LIBRARY BOARD, RE: PRELIMINARY BUDGET, 1993 -

Ms. Lori Sims and Nrs. Mary Wiley were present to present to Committee the Library Board's preliminary budget for

1993.

Mrs. Wiley discussed the preliminary budget, and advised that the goals of the Library Board have not changed from those established in the strategic plan but that they have done some fine tuning due to the current economy. She noted that the overall increase of 2.9% is largely due to increases in salary costs. She noted other increases in the budget are mostly inflationary costs added for items such as hydro utilities, etc..

Ms. Sims advised that the library hopes to come in on budget in 1992, but that the figures presented are only preliminary. She further noted that there has been no increase in collection or program costs over 1992.

The Committee questioned whether the overall increase of 2.98 would be the final figure or whether there was any way the library would be meeting Council's initiative for a 0% increase. Ms. Sims advised that the Board has not yet considered any staff or service cuts to achieve a 0% increase.

In response to questions from the Committee, Ms. Sims outlined the volunteers used in library programs and functions as well as summer student placements and part-time employees. Lincoln Chambers

December 21st, 1992

The Council of the Town of Lincoln met in regular Session on Monday, December 21st, 1992, at 6:30 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(Clerk), C.Held(Town Planner) and G.Holman(Acting Director of Public Works). Regional Representative J.Hildreth was also in attendance.

ADOPTION OF MINUTES

With respect to the minutes of Council's meeting of December 7th, 1992, Ald.P.Butcher noted that there was an error within paragraph 2 on page 5 of the minutes as circulated, which read:

"Ald.P.Butcher then read the statement from Philips Engineering ..."

She advised that the statement was her own and that she had only obtained some of her information from the Master Plan authored by Philips Engineering.

Ald.J.Albers referred to page 6 of the minutes regarding how any costs incurred by the proposed Committee would be paid for. He further questioned what was meant by the statement that additional costs would be borne by the tax base for the drain area.

Ald.R.Kelly reviewed the work done on the project to date and noted that there should not be a need for any further sizable costs, but that any costs incurred would need to be included in the budget and borne by the general mill rate. Members of Council further discussed the costs involved with this Committee, whether there is a need for the formation of this Committee, and items within the engineer's report.

Moved by Ald.R.Kelly, Seconded by Ald.F.Cousineau THAT the minutes of Council's meeting of December 7th, 1992, be adopted as circulated by the Clerk.

CARRIED

Moved by Ald.P.Butcher, Seconded by Ald.A.Danyluck THAT the minutes of Council's meeting of December 8th, 1992, be adopted as circulated by the Clerk.

CARRIED

BUSINESS ARISING FROM MINUTES

PRUDHOMMES HOTEL WATER BILL

Members of Council further discussed the matter of the Prudhommes Hotel water bill as was dealt with at Council's regular meeting December 8th, 1992. Members of Council reviewed the information which had been available when the matter was dealt with, and also agreed that Council should be given all relevant information which staff has in its possession for consideration of all matters.

Moved by Ald.H.Bald, Seconded by Ald.R.Kelly
THAT the matter of water billing for Prudhommes Hotel be tabled for further discussion because of additional information required from our Treasurer, Don Bakker. LOST Council Minutes - 2 -

REPORTS

PUBLIC WORKS COMMITTEE

Moved by ALd.A.Gretsinger, Seconded by Ald.P.Butcher

THAT the minutes of the Public Works Committee meeting of December 9th, 1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon. CARRIED

With respect to the Waste Management Improvement Program, members of Council discussed the costs which would be incurred.

Moved by Ald.A.Gretsinger, Seconded by Ald.J.Albers
THAT the Mayor and Clerk be authorized to sign the application form for the Waste Management Improvement Program and Financial Assistance Program with the Ministry of the Environment in accordance with the proposed workplace suggested by the Public Works staff to date.

CARRIED

PLANNING COMMITTEE

With respect to these minutes, Ald.P.Butcher advised that the minutes did not reflect her attendance at the meeting. Members of Council discussed the status of the Cherry Hill Gardens appeal. Staff advised Council of the meeting held the morning of December 21st, 1992 with Cherry Hill representatives and the information which they submitted. Council members further discussed the proposed development and the upcoming OMB hearing.

Moved by Ald.R.Kelly, Seconded by Ald.F.Cousineau
THAT the minutes of the Planning Committee meeting of December 14th' 1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon. CARRIED

FINANCE & ADMINISTRATION COMMITTEE

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

THAT the minutes of the Finance & Administration Committee meeting of December 16th, 1992, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon. CARRIED

BOARD OF MANAGEMENT/STEERING COMMITTEE MINUTES - JULY 8TH AND SEPTEMBER 9TH, 1992, P.W. 92-413

Moved by Ald.P.Butcher, Seconded by Ald.A.Danyluck
THAT the Board of Management/Steering Committee minutes from July 8th, 1992, and September 9th, 1992, be approved as presented. CARRIED

CENTRE LINE MARKINGS, P.W. 92-412

Moved by Ald.P.Butcher, Seconded by Ald.A.Danyluck
THAT Public Works staff be authorized to pay invoice #113374 to the Region of Niagara in the amount of \$10,040 and that the cost for this service be charged to Account #R311-0361 (signs and guide rails). CARRIED a Council Minutes Dec. 21/92

OTHER REPORTS

DEVELOPMENT CHARGES APPEAL

The Administrator outlined information with respect to the OMB hearing scheduled January 14th, 1993. He outlined the information received from Robert Doumani, representing the Town in this matter, and his recommendations forwarded to the Town on December 17th, 1992. The Administrator further reviewed the results of the study done by C.N. Watson & Associates Limited.

Members of Council discussed the differences in the rates in the Town by-law and C.N. Watson's report. Opinion was expressed that the Town should review and revise its rates to correspond with the correct figure supplied by C.N. Watson.

Moved by Ald.J.Albers, Seconded by Ald.H.Bald
THAT the proposed amendments to By-law No. 91-60, as amended, which are set out in the Notice of Proposed Technical Amendments to the By-law received from Robert Doumani on December 17th, 1992, be ratified and confirmed.

CARRIED

Members of Council further questioned why the Town would not implement the higher development charge as calculated by C.N. Watson, regardless of the current status of the OMB appeal. Opinion was expressed that if the report was suitable for an OMB hearing, then it should also be suitable to establish the Town's development charge.

Staff advised that the report was to review what the Town had done in order to refute Mr. Kitchen's report done on behalf of Mountainview Homes.

Moved by Ald.H.Bald, Seconded by Ald.J.Albers 0

THAT Mr. Doumani be instructed to approach counsel for Mountainview Homes to suggest that if Mountainview Homes does not withdraw or otherwise settle its appeal, Council would consider repealing By-law No. 91-60, as amended and enacting a by-law in accordance with Mr. Scandlan's report since it supports a higher figure.

LOST

BY-LAWS

INTRODUCTION OF BY-LAWS

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

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

(a) No. 92-116, to authorize execution of a contract agreement with Classic Displays, re: installation, maintenance and removal of Christmas lights.

(b) No. 92-117, to declare Part 1 of Plan 30R-6556 as part of the public road known as Station Street.

(c) No. 92-118, to authorize the execution of a site plan agreement with Growers Greenhouse Supplies Inc.

(d) No. 92-119, to authorize the execution of a contract agreement with McGlone & Associates Ltd., re: Mount Mennonite Underdrainage Study. CARRIED Council Minutes - 4 - Dec. 21/92

NO. 92-116, CONTRACT AGREEMENT WITH CLASSIC DISPLAYS

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

THAT By-law No. 92-116 read a first time and being "A By-law to authorize execution of a contract agreement with Classic Displays for the provision of the installation, removal and maintenance of Christmas Lights", 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. 92-117, TO DECLARE PART 1 OF PLAN 30R-6556 AS PART OF THE PUBLIC ROAD KNOWN AS STATION STREET

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

THAT By-law No. 92-117 read a first time and being

"A By-law to declare Part 1 of Plan 30R-6556 as part of the public road known as Station Street", 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. 92-118, SITE PLAN AGREEMENT WITH GROWERS GREENHOUSE SUPPLIES INC.

Moved by Ald.A.Danyluck, Seconded by Ald.P.Butcher
THAT By-law No. 92-118 read a first time and being
"A By-law to authorize the execution of a site plan agreement between the Corporation of the Town of Lincoln and Growers Greenhouse Supplies Inc.," 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. 92-119, CONTRACT AGREEMENT WITH MCGLONE & ASSOCIATES

Moved by Ald.A.Gretsinger, Seconded by
Ald.R.Bilkszto
THAT By-law No. 92-119 read a first time and being
"A By-law to authorize the execution of a contract agreement with McGlone & Associates Limited, for the project known as the Underdrainage Study for Mount Mennonite Cemetery", 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

APPLICATIONS FOR LOTTERY LICENCES

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

(1) Permission be granted to the Ontario Lung Association to sell break-open tickets at the Avondale Variety Store, 3720 19th Street, Jordan, under Provincial Licence #P924641, GIN #0LH0468 for the period, December 21st, 1992, to October 1st, 1993.

(2) That permission be granted to the Council of Elizabeth Fry Societies of Ontario, to sell break-open tickets at the Beamsville Sub & Coffee Shop, 4989 Kiny Street, Beamsville, under Provincial Licence #P924883, GIN #CEC1114, for the period December 21st, 1992, to October 15th, 1993.

(3) That permission be granted to the Ontario Head Injury Association, to sell break-open tickets at Select Video, 4520 Ontario Street, Beamsville, under Provincial Licence #P923513, GIN #OHH0452, for the period December 21st, 1992, to August 1st, 1993. CARRIED Council Minutes -5- Dec. 21/92

APPLICATION FOR TILE LOAN

Moved by Ald.F.Cousineau, Seconded by Aid.H.Bald
THAT the following Tile Drainage Application be approved :
Tom & Barb Kocsis, Part Lot 9, Concession 4: \$5,400.00.

CARRIED

OTHER BUSINESS

DEVELOPMENT CHARGES

Moved by Ald.H.Bald, Seconded by Ald.J.Albers
THAT the Council of the Town of Lincoln repeal its By-law No. 91-60, as amended and enact or replace the current base fee with the amount suggested by the report by C.N. Watson & Associates. CARRIED

ANNUAL CITIZEN AWARDS

Following a brief recess, the Mayor informed the persons present that the Town Council would be making its citizen awards, a tradition followed for many years at the last Council meeting each year. He welcomed those present and introduced the presentation of the community service

awards to individuals who have made substantial contributions to the community.

Ald.H.Bald made a presentation to Mr. Mark Servos, in recognition and appreciation of his efforts in improving the lifestyle of the children in the community, including raising funds and assisting in the building of the new playground equipment at Vineland Public School, and for his participation as leader for the Vineland Beavers, and recruiting volunteers for both the Playground Committee and the scouting organization.

Ald.A.Gretsinger made a presentation to Mr. Ethan Mings in recognition and appreciation of his long years of service as a member and Chairman of the Lincoln Public Library Board.

Ald.R.Kelly then made a presentation regarding the award to Ms. Lucy Kendall. He advised that Ms. Kendall could not be present this evening, but that the award was being presented in recognition of her service on the Beamsville & District Lioness Club and for her volunteer work at Alhright Manor, West Lincoln Memorial Hospital, as a driver for the Meals on Wheels program, and her long involvement in scouting. It was suggested that the certificate be presented to Ms. Kendall at an upcoming Lioness Club meeting.

Each of the recipients present at the meeting were presented with the community service award certificate and responded to the presentations made by the Town Council representatives.

The Mayor then proceeded with the Citizen of the Year award. He remarked on the history of this custom observed by the Town and listed the previous recipients, introducing those present at the meeting. Council Minutes -6- Dec. 21/92 The Mayor then announced that Mrs. Rita Krueger had been chosen as the 1992 Citizen of the Year in recognition of her long period of service in co-ordinating Lincoln's Blood Donor Clinic, including co-ordinating volunteers, contacting sponsors and working with the Red Cross. Mrs. Krueger was also being recognized for her activities with the Cancer Society and the Red Cross itself. He presented Mrs. Krueger with a plaque bearing her name as 1992 Citizen of the Year. The Mayor then presented a set of Town of Lincoln wine glasses to Dr. Krueger on behalf of the Town. Regional Representative J-Hildreth congratulated Mrs. Krueger on being named 1992 Citizen of the Year, and spoke of her experiences with Mrs. Krueger regarding volunteer work.

On behalf of Shirley Martin, MP, Mrs. Krueger was then presented with a congratulatory letter from both Mrs. Martin and from Prime Minister Brian Mulroney. Mr. Ron Hansen, MPP, then congratulated Mrs. Krueger on her award.

The Mayor then presented Mrs. Krueger with the Citizen of the Year certificate for her service and contribution to the community.

Mrs. Krueger responded graciously to the presentations, noting that there are several others who should be sharing this award, and that the blood donors are the real citizens of the year. She thanked the Council and the community for the recognition made tonight.

ADJOURNMENT

On conclusion of the presentation of the citizen awards, the Mayor invited those present to join Council in the refreshments to be served and declared the meeting adjourned.