

Lincoln Chambers

April 5th. 1994

The Council of the Town of Lincoln met in regular session on Tuesday, April 5th. 1994. at 7:30 p.m., in the Lincoln Chambers. All members of Council were present and the meeting was chaired by Mayor R.Konkie. Staff present: K.Kruger (Clerk), C.Held (Town Planner), G.Holman (Director of Public Works) and D.Wainman (Recreation Services Co-ordinator).

ADOPTION OF MINUTES

With respect to the minutes of March 21st. 1994, members of Council entered into discussions regarding the Federal/Provincial Infrastructure Works projects and statements made at the meeting, it was suggested that statements as reflected in the Council minutes differed from quotes made to the local newspaper. Further opinion was expressed that there is a number of funds available for the park development and that not including the project in the Federal/ Provincial infrastructure Grant program does not kill the project as was indicated in the local newspaper. Members of Council discussed what was actually said to the newspaper and the grants available for parkland development which had been budgeted for in the capital forecast. There was discussion of the Jobs Ontario Grants and opinion that they may never be realized. Moved by Ald.R.Keily, Seconded by Ald.A.Danyluk

THAT the minutes of Council's regular meeting of March 21st. 1994, be adopted as circulated.

CARRIED

BUSINESS ARISING FROM MINUTES

Members of Council further discussed the issue of the development of the municipal sports park and noted that there is \$525,000 available in reserves to develop the park in addition to community input. It was suggested that this should be sufficient to initiate the development of the site. Other opinion was expressed that if the Town proceeds in any way with the development then it will not be able to access any grants for the project at all. There was further discussion of Council's priorities and of potential public works projects to be done under the infrastructure grant program.

DELEGATIONS

LINCOLN COUNTY BOARD OF EDUCATION. RE: EDUCATION MONTH 1994

Ms.Lynda Ferguson of Senator Gibson Public School was present along with two students from the school to update Council on Education Month, April. 1994. The two students, Sarah Mather and Shane Williams provided information to those present regarding Education Month activities at their school and invited anyone to attend at Senator Gibson School during Education Month. They also distributed a calendar of events, pamphlets and buttons to members of Council regarding Education Month. Mayor Konkie thanked the delegation for their presentation.

BEAMSVILLE LIONS CLUB

Beamsville Lions Club Chief. Mr.Horace Burton was present along with other Lions Club members and presented a cheque in the amount of \$90,000 to the Town of Lincoln for the acquisition of the proposed new municipal sports park located at Fly Road and Mountain Street. On behalf of Council, Mayor Konkie thanked the Lions Club for their support and thanked all members of the Club for the assistance, work and dedication to the municipality.

BETHLEHEM PLACE WEEK. 1994

Ms.Eileen Swart was present representing Bethlehem Place to advise members of Council of the activities of Bethlehem Place and to ask Council to declare the week of April 11th to 18th. 1994, as Bethlehem Place Week in the Town of Lincoln. Ms.Swart advised that Bethlehem Place has been providing affordable housing with counseling services since 1988. She further noted that the Place has a population of approximately 60 persons at any one time, one-half of which are usually children. Ms.Swart further discussed the need for fundraising in 1994 which will commence April 1st. She then thanked members of Council for the opportunity to speak. (Council. Apr.5.1994) -2-

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

That Council declare the week of April 1st - 18th. 1994, as Bethlehem Place Week in the Town of Lincoln.

CARRIED

REGIONAL NIAGARA PUBLIC WORKS DEPARTMENT. RE: 4TH AVENUE EXTENSION

In regard to this item. Ald.Bielszto advised Council that he had an interest relating to the issue for the reason that family members owned property directly affected. Ald.Bielszto subsequently did not take part in discussions and did not vote on any resolutions associated with this matter.

Mr. Brian Hughes, Manager of Transportation Engineering at the Region was present to address Council on this issue. He distributed to all members of Council a summary of the planning study report for the crossing of the 20 Mile Creek provided by McCormick, Rankin & Associates Limited in 1988. Mr. Hughes advised that he was in attendance to give the present Council some background of the information which was considered in 1988. He further noted that Regional Public Works staff are now recommending proceeding with the necessary environmental assessment for this project at the Region. He stated that this presentation is for information purposes only and advised those present that the Region may request the Town to reconsider its recent positions with respect to the 4th Avenue crossing and instead support the concept, however Regional Council has not yet or may not support the Public Works Department position. Members of Council discussed the concept and questioned funneling further traffic onto Middle Road citing the number of accidents already occurring on that roadway. Members of Council discussed prior requests from the Town to the Region to take action regarding this project if it intends to go ahead with it and the amount of time taken to even recommend an Environmental Assessment. There was also discussion of the likelihood of this project ever going forward. Mr. Hughes advised that the Region is attempting to deal with long term transportation planning which may not actually occur for 20 or 30 years. He stated that the EA process will bring about a final position as to whether the project may be feasible or not.

CEC BOVAIRLRE: 4TCI AVENUE EXTENSION

Mr. Bovaird was present representing Mr. Larry Bilkszto as his consulting engineer, dealing with the Vinewood Park subdivision. Mr. Bovaird raised questions regarding why the Region's Public Works Department would be making a presentation at the Town when the report to Regional Council recommending an EA had been referred back to the Regional Public Works Committee. Mr. Bovaird commented that he thought the Town has already said it does not support the project and further asked if the Region plans to go ahead with the project, is it willing to pay for the acquisition of the land required of his client's property and whether it was willing to pay maintenance costs also.

Mr. Bovaird also stated that there was nothing in the Regional Policy Plan showing this roadway nor is it in the budget forecast and therefore the work is at least 20 or 30 years away. Mr. Bovaird stated that taking the amount of land away from his client as is being suggested would make the subdivision unprofitable, resulting in his client losing and the Town also losing contributions to its park fund, development charges, and so on, as well as resultant property taxes. He further stated that the Town would also lose its contributions to the secondary access to Vinewood Park. Mr. Bovaird also noted that a number of involved agencies such as the MNR and NPCA are not yet aware of this project. Mr. Bovaird then outlined some options available to his client, some of which could preclude any roadways through the property. Mr. Bovaird then discussed new Provincial policies in place for various lands, wetlands, and so on, and some environmental concerns. Mr. Bovaird expressed opinion that the project will never come to fruition and stated that right now the proposal is a cloud on the properties affecting area property values.

BEAMZILLE MINOR BASEBALL RE: PROPOSED MUNICIPAL SPORTS PARK AND GRANTS TO LOCAL ORGANIZATIONS

Mr. Herstek, representing Beamsville Minor Baseball was present and discussed a recent meeting of the Town's grants committee. (Council. Apr. 5 1994) -3-

He stated that if the Town reduced grants to volunteer organizations there would be a negative affect on minor baseball resulting in a reduction of the possible number of registrations. He stated that none of the organizations present at that meeting were in favour of freezing or reducing grants.

With respect to the sports park. Mr. Herstek noted that the Town's Recreation Master Plan identified park deficiencies and that the Town has since had a number of opportunities to acquire the needed lands. the current being the Fly and Mountain Roads location. He expressed concerns with the ability to continue the use of the fairgrounds property at all past the expiry of the current lease in 1997.

In response to the delegation, members of Council advised that the Town has agreed to acquire land at Fly and Mountain Roads and also noted that three groups at the Grants Committee meeting did support the freezing of grants. Mr. Herstek agreed that this was correct.

LINCOLN SOCCER CLUB. RE: PROPOSED MUNICIPAL SPORTS PARK

Mr. Al Hughes was present representing the Lincoln Soccer Club and advised that he basically agreed with the comments from Mr. Herstek regarding the sports park. He stated that sports facilities are lacking in the Town and that although registrations in

soccer have increased dramatically, available facilities have not increased substantially. He advised that there is currently a waiting list due to registration restrictions for soccer. He further stated that he thought one year ago that this project was a priority of the Town and noted that the Town just received a \$90,000 contribution towards the project tonight. He further stated that the Lincoln Soccer Club would also contribute towards the park development from its capital resources and volunteer works.

BEACON MOTOR INN, RE: NORTH VINEMND SANITARY SEWER SERVICING
Mr.K.Leask and Mr.A.Merani were present representing potential purchasers of the Beacon property regarding a report to be considered by the Council tonight, # P.W.94-105.

Mr.Leask provided a summary of the history of servicing in the area as they understand it and of recent events surrounding the property itself. He stated that an agreement is in place to purchase the property. Mr.Leask noted that in 1984 and 1985, there was an agreement between the Beacon and the Town of Lincoln to install a sanitary force main in which the Beacon was to pay a certain amount of money and the Town would own the line and maintain it. He stated that there was also a provision that the Beacon would have exclusive use over the force main, which flows were to feed to the Laurie Avenue Pumping Station. He advised that permits for the necessary hook-ups, etc., were received but never were carried since they had an on-site plant operation within MOE guidelines. He stated that currently there is a section of the force main from the Beacon to the Jordan Harbour Bridge which would not be operative until November 1994, due to the QEW reconstruction. He noted that there has been questions raised with respect to the Beacon's on-site sewage treatment and that the purchaser wished instead to install a sewage Wing station as soon as possible however this would not be possible since the sewage line is not usable until next November. He further stated that the additional flows from the Plain & Fancy and Victoria Shores subdivision would use up the Laurie Avenue capacity and prohibit a hook-up of the Beacon. He advised that the purchaser is requesting that the Town meet with all parties having an interest in the matter to come up with an overall agreement prior to adopting the recommendations in Report P.W.94-105.

Members of Council discussed past meetings with respect to the issue noting that there were no representatives from the Beacon present. Mr.Leask noted that the property is in receivership and that the receivers are not involved in the long term use of the property and therefore were not present.

In response to questions, the Director of Public Works discussed the required timing to each involved party, which is a concern immediately, and noted that capacity is the next issue to be dealt with. He stated that the recommendations in the report are intended to meet the immediate concerns and to establish longer term plans. (Council, Apr.5194) -4- in summary. Mr.Leask stated that with a usable force main present, the purchaser of the Beacon would hook into it immediately, however they cannot due to other circumstances with the MOT. He stated there is now a concrete proposal for the Beacon which cannot proceed without the ability to have sewage treatment.

In response to the information brought forward by the delegation, the following motion was presented,

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

That Report P.W.94-105. North Vine and Sanitary Sewer Servicing be lifted from the agenda and considered at this time.

CARRIED

Aid.Biikszto advised members of Council that he had an interest from this matter for the reason that property owned by his family may be affected by the issue. Aid.Biikszto subsequently did not take part in any discussions nor vote on any resolutions related to the matter.

Members of Council discussed the Laurie Avenue Pumping Station and a review done by R.V.Anderson and Kerry T.Howe of the capacity at the pumping station. There was discussion of who would pay the required amounts to bring the pumping station up to capacity to allow the Victoria Shores subdivision to proceed, noting that the costs could be upwards of \$200,000. Concern was expressed that the Beacon would not have the ability to connect since permission would have already been given to Victoria Shores first, even though there is a commitment to the Beacon. Opinion was expressed that it may be prudent to have all the answers with respect to the Laurie Avenue Pumping Station prior to approving the Victoria Shores subdivision agreement. Members of Council further discussed the capacity issues at the Laurie Avenue Pumping Station and also the calculations and factors included in capacity reviews.

There was further discussion of the ramifications of entering into a subdivision agreement and not having sufficient sewage capacity. There was discussion of the Victoria Shores ponds being included in the East Lincoln sewer area from the outset in 1974. Other opinions were expressed that delays are not necessary and that there are timing concerns for a number of issues.

Moved by Ald.J.Aibers. Seconded by Aid.A.Gretsinger
(P.W.94-105)

That in recognition of the timing constraints affecting the construction of the North Service Road bridge and the development of the Victoria Shores subdivision, adopt the recommended action plans outlined in Report P.W.94-105.

Further that staff be directed to include the costs of the EA report for the Laurie Avenue pumping station in the 1994 capital works budget.

L, QSZ

Further questions were raised with how the Town would now deal with the Plain & Fancy Restaurant's situation. The Director of Public Works advised that the Town needs to resolve some issues with respect to needed repairs on the forcemain and also the need for the EA process which would take up to 4 to 6 weeks. Concern was expressed that the Town would not be able to meet the MOT time guidelines.

REPQ@\$ -

PUBLIC WORKS COMMITTEE

With respect to these minutes, there was further discussion of the Victoria Shores subdivision and the Laurie Avenue Pumping Station. Opinion was expressed that it is important the issue be dealt with prior to approving the subdivision agreement. It was suggested that the Town's Public Works staff, the MOT, the MOE and the Plain & Fancy restaurant meet to make necessary arrangements.

With respect to these minutes there was also discussion regarding the equipment tender and the acquisition of the combination loader/backhoe. Concern was expressed that only one type of product could meet the tender specifications. It was noted that there is another cheaper option tendered which meets almost all of the specifications and exceeds some. There was general discussion of the differences between the two involved machines and further discussion that the next lowest machine did not meet the specifications in seven different areas. There was further discussion of related equipment packages and possible savings there and of the tender process. (Council, Apr.5/94) -5-

Moved by Aid.R.Keiyy. Seconded by Aid.R.Biikszto

Re: Loader/Backhoe Tender

THAT the tender for this item be referred back to the Public Works Committee for discussion and action.

CARRIED

Moved by Aid.R.Keiyy, Seconded by Aid.ti.Baid

Re: Victoria Shores, P.W.94-83

THAT the matter of Victoria Shores subdivision be referred back to the Public Works Committee for further review of the status of Laurie Avenue Pumping Station and its ability to operate with flows from Plain & Fancy and the Beacon included.

CARRIED

Further to these minutes. questions were raised regarding the funding for the capital budget items being recommended by the Public Works Committee. It was noted that to date they are in excess of the limit already established. Concerns were expressed with respect to whether they were included in the capital forecast. There was general discussion of the capital forecast and budget and note that the projects would be prioritized and dealt with and a decision made with respect to spending levels during the budget process.

Moved by Aid.A.Gretsinger, Seconded by Ald.H.Baid

That the Public Works Committee minutes of March 23rd, 1994, being its report to Council, be adopted and the recommendations contained therein and amended, be approved and acted upon. including the memo over the signature of Bill Walker, Operations Manager.

CARRIED

RECREATION & PARKS COMMITTEE

Concerns were expressed by members of Council regarding the process followed in establishing this meeting. Opinion was expressed that the meeting was actually dealing with a recommendation of the Finance & Administration Committee and concern was also expressed that the meeting should have included all Department Heads involved.

Other opinion was expressed that the Recreation & Parks Committee was directly affected by the previous discussions respecting the infrastructure program and that the

meeting was held to receive information for a possible recommendation to Council. There was general discussion of the projects being considered and Council's priorities list.

Moved by Aid.H.Baid. Seconded by Aid.J.Aibers

That the Recreation & Parks Committee minutes of March 28th, 1994, being its report to Council, be adopted.

CARRIED

PDR-94-95, WOODLAND ESTATES EXTB

Moved by Aid.R.Biikszto. Seconded by Aid.A.Danyiuck
(PDR-94-95) (Addendum to PDR-94-56)

1. That Zoning By-law Amendment application 10-01/94 in the name of Deiplain Ventures Limited, be approved.

2. That the Town recommend to the Region of Niagara that the draft plan of subdivision known as Woodland Estates Extension (revised January 13th, 1994). Fiie: 38-98/93 (Regional Fiie 26T-93006) be draft approved, subject to the conditions outlined in Attachment No.6.

CARRIED

OTHER REPORIS

FEDERAL/PROVINCIAL INFRASTRUCTURE PROGRAM PROJECTS

Opinion was expressed that a number of questions arose at the recent special meeting of the Recreation & Parks Committee which need to be investigated. There was discussion of whether the Town should in fact be applying for over the amount of the grant allocation and providing only in priority order or whether projects only up to the approved grant amount should be submitted. Opinion was expressed that the Town should be contacting the Province in order to determine how they will be evaluating projects and submit the applications based on that information. (Council, Apr.5194) -6-

Moved by Ald.R.Keiiy. Seconded by Aid.A.Danyiuck

Re: Federal Infrastructure Funding Projects

Whereas, the Federal and Provincial Governments have put aside funds for the Town of Lincoln to utilize for municipal projects.

Whereas, it is in the best interest of the Town of Lincoln to submit projects which will suit the cultural, recreational and SeiviCing/r~Cld~ay components of the community.

Whereas, it is in the interest of the Town of Lincoln to utilize all the funds which have been allocated and to guarantee adequate projects are submitted to assess all the funds even if some projects are deemed not to meet the criteria.

Be it resolved:

That the Town of Lincoln shall submit at least one project meeting the funding criteria in the following classifications - (1) cultural; (2) recreational; (3) se-icing/roadways.

Further, that the Town shall submit projects in value which shall exceed the funds available in recognition that some projects may not be considered eligible by the funding agency.

Further, that the projects shall be listed in order of priority to assist the funding agency in their selection process.

Further, that senior staff shall submit the list of possible projects and the means of funding the Town's portion of the cost to a Special Council Meeting on Tuesday, May 10th where Council will consider the projects and list them in order of priority to the Town.

CARRIED

LINCOLN SPORTS PARK DEVELOPMENT

Members of Council discussed the support expressed by the various groups when the land was acquired for having Town owned land in order that they would be more willing to contribute to the project and improvements. There was discussion of volunteer efforts and the use of volunteers to complete some portions of the parkland development. It was suggested that a volunteer group subcommittee be established to determine what facilities they may be able to assist in. Further opinion was expressed that not having the project under the Federal/Provincial Infrastructure program, this does not kill the development but that it will go ahead in some form. Other members of Council advised that this consultation has been undertaken by the Recreation & Parks Department and that the various groups were asked for input, ideas for contributions, and so on.

Moved by Aid.R.Biikszto. Seconded by Aid.P.Butcher

Re: Lincoln Sports Park development

That the Director of Recreation & Parks consult with the user groups in the municipality to bring forward a plan where the Fiy Road park site can be developed using available designated funds along with volunteer efforts.

Further that a committee be established to provide comment and direction as to how the development can be assisted regarding financial and labour assistance.

CARRIED

WE AVENUE PUMPING ST-

Moved by Aid.P.Butcher. Seconded by Ald.A.Gretsinger

Council recommends that the Public Works Director include the costs of an EA report for the Laurie Avenue pumping station in the 1994 capital works budget.

Further that the recommendation to repair the existing sanitary farcemain as per the April 5th report be adopted item "C". CARRIED

Moved by Aid.R.Keiiy. Seconded by Aid.H.Baid

Re: Victoria Shores subdivision

THAT the Town of Lincoln request a further extension of 6 months for the draft pian of subdivision for Victoria Shores to ailow time for the matter of the capacity of Laurie Avenue Pumping Station to be final'zed. CARRIED (Council, Apr.5/94) -7.

CONFIRMATION OF COMPLIANCE WIT&ECTION 34 OF THE PLANNING ACT

Moved by Aid.A.Danyluck, Seconded by Ald.R.Bilkszlo

THAT Council has considered the requirements of Paragraph 17 of Section 34 Of the Planning Act. R.S.O.1990, and concludes that no further notice of public meetings are required in the matter of the following proposed amendments to Zoning By-law Nos.78-85 and 93-14-2 1:

(a) No.94-80, to amend Zoning By-law No.78-85, as amended of the Town of Lincoln (Deiplain Ventures - Woodland Estates Extension)

(b) No.94-81-Z 61, to amend Zoning By-law No.93-14-2 1, as amended of the Town of Lincoln (Delplain Ventures - Woodland Estates Extension). CARRIED

BW. -

INTRODUCTION OF BY-LAWS

Moved by Aid.P.Butcher. Seconded by Aid.A.Danyluck

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

(a) No.94-79, to authorize execution of a site plan agreement with Ferndaie Vineyards Inc.

(b) No.94-80. to amend Zoning By-law No.78-85, as amended of the Town of Lincoln (Deipiain Ventures - Woodland Estates Extension)

(c) No.94-81-Z 6 1. to amend Zoning By-law No.93- 14-2 1, as amended of the Town of Lincoln (Delpialn Ventures - Woodland Estates Extension)

(d) No.94-82, to authoiue execution of agreement with William Lloyd George and Wiiliam Cuip George, regarding Deveopment Charges

(e) No.94-83, to authorlze execution of an agreement with Jordan Village Holdings Ltd.

to permit the construction and future maintenance of an access deck and streetscape across the frontage of the Cave Springs Winery Building on Main Street. Jordan (0 No.94-85, to authorize execution of a contract agreement with HECO Limited with

respect to preventative maintenance for heating/cooling systems

CARRIED

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

THAT By-law Nos.94-79.94-80.94-81-2 61.94-82.94-83 and 94-85, read a first time.

be now read a second and third time and finally passed, and that the Mayor and Clerk sign and seal the said by-laws.

CARRIED

APPLICATIONS FOR LQITERY LICENCES

Moved by Aid.H.Baid, Seconded by Ald.R.Keily

That the following lottery licences be approved:

(a) Vineland Women's Institute (raffle), total value of prizes: \$300

(b) St.Edward's School, CPTA (raffle), total value of prizes: \$980.50

CARRIED

ADJOURNMENT

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

(Dictation Date: Apr.8194) Beamsville Room

April 6, 1994

Minutes of a meeting of the Recreation and Parks Committee held in the Beamsville Room at Town Hall on Wednesday, April 6, 1994 at 7:30 D.m. Present were Ald. H. Bald, Chairman, Mayor R. A. Konkle, ~ ~ , . -8

~ld. A. Gretsinger, A; A. ~an~luck, Ald. P. Butcher(sitting in for ~ld. F. Cousineau), also in attendance Ald. R. Kelly.

Staff Present: D. Wainman, Director, Recreation & Parks, B. Urquhart, Recreation & Parks Facilities Manager.

DELEGATIONS

1) Lincoln Library - Ken Friesen and Lori Sims were in attendance to speak to the Committee in regards to the East End Library proposal. Mr. Friesen outlined to Committee the background of the East End Library proposal and their development study. Mr. Friesen then advised Committee that the preferred site for the building of the library has been identified as the parkland at the Heritage Village Development. It was then noted that the site was chosen for the following reasons.

1. Parking would be good
2. Built in conjunction with a parkette
3. Act as a buffer between Victoria Avenue and Heritage Village
4. Close to the public schools
5. Most economical as it could be built on Town owned land
6. Traffic advantages from Victoria Avenue

Mr. Friesen then advised Committee that their purpose for attending the Recreation and Parks Committee meeting was to first of all ask for Committee's support for the use of the parkland and secondly to find out what steps would be required to start the rezoning process.

The Chairman then advised the library representatives that Mr. Wainman has been in contact with our solicitors in regards to the proposed use of the parkland for this purpose. Mr. Wainman indicated that in speaking to our solicitors both Mr. Ellis and Mr. Jansen on the matter of using dedicated parkland for our library, both solicitors felt that we could be putting the municipality at risk if the Town did not receive fair market value for the land.

Mr. Wainman also noted that the solicitor advised that if the Town were to sell the land that it should be at the fair market value and that the funds should be placed in the cash-in-lieu fund to be used for other parkland acquisition in close proximity to the Heritage Village parkland site.

The Chairman then suggested that the whole library proposal including the development study has yet to be approved by Council and that this should be reviewed by Council prior to the Recreation and Parks Committee making a recommendation on the parkland.

Alderman Kelly in attendance advised Committee that the last direction from Council on the library study was that senior staff was to review the study and comment, however since the departure of the administrator this has not been brought to senior staff for this purpose. He then suggested that Lori Sims attend the senior staff meeting on Tuesday, April 12th to pursue this matter with them.

Alderman Gretsinger then suggested that this library proposal meets the responsibility of Council to deliver the best possible service at the best possible cost. Discussions then led to possible ways that the Town and library board could proceed to obtain a zoning change or a zoning amendment.

Alderman Butcher suggested that we should proceed and find out if there are going to be any public objections, other committee members felt that this could be costly in staff time.

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

THAT this Recreation Committee recommend to Council the acceptance of the proposed site in Heritage Village for the new East Lincoln Library Branch.

FURTHER THAT recreation staff bring forth in a report the concerns expressed by the solicitor regarding the use of land that has been dedicated for park purpose for a library use.

THAT East Lincoln Branch Library Development study received by Council be brought back for discussion.

CARRIED 2. Beamsville Figure Skating Club - Chris Lepp from the Beamsville Figure Skating Club was in attendance and brought with him quotes for the replacement amplifier required at the Beamsville Arena.

Mr. Wainman reminded Committee that they had requested the Beamsville Figure Skating Club to obtain three quotes for this replacement.

Mr. Wainman reminded Committee the replacement was required as a result of the original amplifier being lost or stolen from the arena back in September of 1993. The club has been using a borrowed amplifier from a parent during the interim. The three quotes for the replacement were: Design Electronics \$642.85, Thorold Music \$688.85 and Ultra Stage \$799.00.

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

THAT the Recreation and Parks Committee recommend to Council that the Beamsville Figure Skating Club be given \$200.00 towards the purchase of a new sound system to be installed in the Beamsville Arena.

CARRIED

3. Jordan Lions Club - Dick Catterall was in attendance representing the Jordan Lions Club and spoke to the Committee regarding their renovations to the outdoor washrooms in the Jordan Lions Park. Mr. Catterall outlined to the Committee some of the history of the development of the park through the work of the Lions with the Town's assistance. Mr. Catterall also brought along the park master plan that was prepared in 1988-89. Mr. Catterall pointed out that the existing outdoor washroom facilities required an upgrade and that additional facilities are required to accommodate the volume of people using the park. The Lions have received a price from a contractor to do the work and the estimate was \$27,175.00.

The Lions feel that they can reduce much of this cost by undertaking much of the work themselves. Mr. Catterall's purpose for attending the Committee meeting was to ask the Town for some financial assistance in the amount of \$4,000.00 towards the project. Committee asked Mr. Wainman how this could be funded and he advised that there are a couple of options. The first option available would be that the money could be allocated from the cash-in-lieu fund and a second option was the money could come from capital funds that have been allocated in 1994 for Jordan Park, however the money allocated is for a parking lot upgrade as forecasted. Mr. Wainman preferred that any allocation of such should come from the cash-in-lieu fund.

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

THAT this Committee recommend to Council that an amount of \$4,000.00 be taken from the cash-in-lieu for park land for rebuilding of these washrooms on the grounds of the Jordan Park.

CARRIED

REPORTS

Recommendations of the Administrator's Special Budget Review Committee RP#94-99

Mr. Wainman advised that he had been directed by Council at its meeting of March 21st, 1994 to bring back further information in a report to the Recreation and Parks Committee on two specific recommendations from the Administrator's Special Budget Review Committee.

1. Town Managing the Outdoor Swimming Pools

2. Day Shifts in the Arena

Moved by Ald. A. Gretsin~er. Seconded by Mayor R. Konkle

THAT the Recreation and Parks Committee recommend to Council that the arenas continue to operate with two shifts.

CARRIED

THAT the Recreation and Parks Committee recommend to Council that they do not support the Town managing the outdoor swimming pool staff and further that the Director of Recreation and Parks be involved in the hiring of the head life guards for each of the Town's swimming pools.

CARRIED ... 3 1994 Recreation and Parks Department Operations and Capital Budget Proposals RPM94-100 *

Mr. Wainman presented to Committee the proposed operating and capital budgets for the Recreation and Parks Department for 1994. Mr. Wainman advised Committee that he has proposed to keep the operating expenditures at last year's level, however the revenues will be down significantly due to the loss of the \$9,000.00 recreation grant from the Province and \$23,000.00 reduction in the grant from the Niagara Parks Commission for Charles Daley Park. Mr. Wainman then outlined the capital budget proposal advising Committee that he was recommending that the department would be following the capital forecast. He also noted that there are some additional projects scheduled however these are to be financed from the cash-in-lieu fund and therefore have no affect on the tax level.

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

THAT the Recreation and Parks Committee recommend to Council that the Recreation and Parks operating budgets be accepted and that the Recreation budget be sent to a special budget committee of Council for review when reviewing the Town's budget as a whole for 1994.

CARRIED

CORRESPONDENCE

1. Child Find. Niagara Regional Chapter, letter received from Child Find thanking the Town for the funds collected and donated to the organization from the Fishing Derby held on Lincoln Day, July 1, 1993.

2. The Lincoln Agricultural Society, letter received asking the Town to approve the Lincoln Agricultural Society as an approved community group.

Moved by Ald. A. Gretsin~er, Seconded by Mayor R. Konkle

THAT the Recreation and Parks Committee recommend to Council that the Lincoln Agricultural Society be approved as an approved community group in the Town of Lincoln

CARRIED

OTHER BUSINESS

Ald. Kelly was in attendance to speak to the Committee in regards to the Grants Committee. Alderman Kelly reviewed the history of the Grants Committee and the purpose of its formation. He advised the Recreation and Parks Committee that the Grants Committee which consisted of many of the volunteer community groups in Town along with himself and Alderman Bilkszto have been meeting regularly discussing the financial needs of the organizations. Alderman Kelly indicated that he would like to stress the importance of the Committee and acknowledge the time and efforts these individuals have contributed in discussing the financial needs of the groups including alternative sources of funding. The alderman also noted that only a couple of individuals from senior citizen groups advised that they could possibly operate without a grant if it were absolutely necessary and would be willing to give up the grant in order that children from minor sports groups would not be affected by grant cuts.

He also went on to advise that the community groups are going through tough economic times as well noting increasing insurance rates for minor sport groups.

Mr. Catterall, from the Jordan Lions Club commented that the Town is expecting the minor sport groups

to fundraise for the new park and it is his opinion that this is not their responsibility, he noted that the minor sports officials job is to operate and coach the children and that the Town and the service clubs should be doing the funding and fundraising. Alderman Kelly then explained the intent of the motions presented by the Grants Committee.

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

THAT the Recreation and Parks Committee recommend to Council that the minutes of the Grants Committee meeting held on March 24, 1994 be accepted and that the following

recommendations be approved. 1. THAT the participants of the Grants Committee recommend to the Council of the Town of Lincoln a

zero percent increase in grants and subsidies for 1994.

2. THAT a committee for grant reviews and ongoing dialogue be established to keep Council informed on issues of these organizations and that they meet at a minimum of twice yearly.

3. THAT a committee be established from the Grants Committee to investigate Town wide fund raising opportunities for these groups to help offset their costs.

CARRIED 8

ADJOURNMENT

There being no further business the Chairman declared the meeting adjourned

-- -- CHAIRMAN SECRETARY 1 MeeUng Held April 7, 1994

Beamsville Ioonl

7:00 p.m.

WASTE MANAGEMENT TASK FORCE

The following are the minutes of the Waste Management Task Force meeting held on April 7, 1994, at 7:00 p.m. The following members were in attendance: J. Albers (Chairman). K. Chudzik, B. Taylor. Geoff Holman (Director of Public Works). Bram Radix (Chief Building Official).

MINUTES OF THE PREVIOUS MEETING;

The minutes contained the following following paragraph: "J. Albers pointed out that there was approximately \$3,500 unexpended from the previous year, and that these funds could be carried over to reduce the contribution required from the 1994 budget". The minutes were corrected by inserting "\$6,674.31" and removing "3,500 from the paragraph.

Moved by Bill Taylor, Seconded by Karen Chudzik

THAT, the minutes of the March 3, 1994, meeting BE RECEIVED, as corrected."

CARRIED

TASK FORCE ACTIVITY 1993;

Karen presented a summary of the activities and accomplishments of the Waste Management Task Force for the year 1993. It was noted that the public awareness created by the Task Force resulted in a 590 tonne waste diversion from the Park Road Land Fill Site. representing a \$30,000.00 saving in dumping fees.

PROMOTION; -

Ruth and Peter have made suggestions to improve the information on the Public Works general information brochure. Changes have been made accordingly and the brochure is now in print.

The Strawberry Festival has invited the Waste Management Task Force to participate in the festival. The cost for setting up a booth is \$5.00 and should be paid prior to May 20, 1994. The date for the festival is June 18, 1994, and an effort should be made to make a final selection for the booth panels so that they can be ordered in time. Karen will work on the development of a game in order to draw people to our booth. Since we now receive kitchen catchers gratis with new orders for composters we have a sufficient number of kitchen catchers from a previous order to give away as prizes.

The committee reviewed the proposed budget for 1994. The posting of \$300.00 for a user fee seminar was deleted since the Board of Management had paid for Peter to attend. The committee therefore approved the budget as follows:

Promotions

Waste Audit

Strawberry Festival

Lincoln County Fair

Display Booth

Recycling Coordinator Budget

Unexpended from 1993 Budget

approx. 1 Budget Request for 1994

PRESENTATION TO COUNCIL

On April 18, 1994, the Waste Management Task Force will give its report to Council which will include our accomplishments made in 1993, our goals for 1994, request for our 1994 budget and it will also include skill testing questions for Council members based on their knowledge as it relates to waste. Prizes will be awarded to Council Members who are not afraid to show off their great knowledge. ECRITING OXNEW MEMBERS; The recording secretary was requested to identify those members who have not attended three consecutive meetings without giving their regrets. At our next meeting it will be decided how many new members will be sought to fill the vacancies. The Committee agreed to meet again on May 5, 1994 at 7:00 p.m. in the Beamsville Room.

ADJOURNMENT

/ ns

cc: Members of Council

Committee Members Council Chambers

Town Hall

April 11, 1994

Memorandum of a Public Meeting regarding proposed amendments to the Town's Zoning By-law held in the Council Chambers on Monday, April 11, 1994, at 7:00 pm. Committee members in attendance were: Ald. R. Kelly (Chairman), Ald. R. Bilkszto, Ald. H. Bald and Mayor R. Konkle. Staff in attendance: C. Held (Director of Planning & Development) and K. Dale (Deputy Director of Planning and Development). Also in attendance: Glen Miller of Miller O'Dell Planning Consultants.

PUBLIC MEETING

(A) FILE 10-04194 - ROLL 010-021-01400

DR. H. KWAN - ZONING BY-LAW AMENDMENT APPLICATION

5071 KING STREET, LIS 30 & 31, CP9 FORMER TOWN OF BEAMSVILLE

The Deputy Director stated that the subject lands are currently zoned Residential 3 (R3) and Institutional (I) according to Zoning By-law No. 78-85. She stated that the lands are currently zoned General Commercial - - (GC) according to Zoning By-law No. 93-14-21. She stated that the lands are also designated as Central Business District Commercial in the Town's Official Plan. She stated the purpose of the application is to rezone the subject lands to General Commercial (C2) according to Zoning By-law No. 78-85. She stated that it is staff's understanding that the subject lands are to be used as a dental clinic and related teaching facility by Dr. Kwan.

Members of the public in attendance were: John Vdoviak, Dean A. Wismer, Alex and Bernice Robertson, A. Philbrick, H. Shirley, Ken Philbrick and Bob Dowling.

John Vdoviak questioned what the permitted uses are in the General Commercial (C2) Zone. In response, the Deputy Director stated that the General Commercial Zone permits a number of commercial uses and then she proceeded to outline some examples of the permitted uses.

In response to inquiry from a Committee member, the Director stated that there were no objections to the zoning of the subject lands in the Town's new Zoning By-law. In response to inquiry from a Committee member, the Director stated that if the subject lands were site specifically zoned, that this zoning would expire when the new Zoning By-law is approved by the Ontario Municipal Board because the new Zoning by-law zoned this property as General Commercial with no restrictions.

In response to inquiry from a Committee member, the Director stated that the new Zoning By-law should be in place sometime later this year.

In response to inquiry from a Committee member, the Deputy Director stated that the parking would depend on the number of practitioners, however there should be sufficient room on the property to provide the required parking.

John Vdoviak stated that there should be enough room on the property to provide the required parking for the dental clinic.

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

(B) FILE 10-03194 - ROLL: PART OF 030-008-38700

981025 ONTARIO LIMITED - ZONING BY-LAW AMENDMENT APPLICATION

N/S RED MAPLE AVENUE, EAST OF JORDAN ROAD, PT LT 16, CON 2

FORMER TOWNSHIP OF LOUTH

The Director stated that the purpose of the application is to rezone Part 1 to a Residential 2 (R2) Zone and also to rezone Part 2 by amending the provisions of the Rural 1 Zone and the Agricultural Zone to recognize a 3.5 metre side yard setback of an existing shed. He stated that the subject lands were recently approved for severance by the Regional Land Division Committee under File 8530193 and that this zoning by-law amendment is intended to implement a condition of Land Division Committee approval.

Philip Fisher was in attendance in support of the application.

Philip Fisher stated that the rezoning is a condition of severance and that he has no objections to the staff report.

The Chairman asked if there were any comments or questions from the public. There being no comments or

questions from the public, the Chairman declared the Public Meeting closed. Public Mtg. Minutes (94 04 11)
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SECRETARY CHAIRMAN

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Prepared by: K. Dale. Deputy Director of Planning and Development

Dictation Date: 9404 12

Circulation Date: 94 04 13 Council Chambers

Town Hall

April 11, 1994

Minutes of a meeting of the Town's Planning Committee held in the Council Chambers on Monday, April 11, 1994, at approximately 7:30 pm. Committee members in attendance were: Ald. R. Kelly (Chairman), Ald. R. Bilkszto Ald. H. Bald and Mayor R. Konkle. Staff in attendance: C. Held (Director of Planning & Development) and K. Dale (Deputy Director of Planning and Development). Also in attendance: G. Barker of ... Miller O~ell Planning Consultants.

ACCOUNTS

Moved by Mayor R. Bilkszto, Seconded by Ald. H. Bald . .

THAT Department payments in the amount of \$4,288.76 incurred in accordance with Council Policy A93-342 having now been audited by Committee be ratified by Council.

CARRIED

SCHEDULED DELEGATIONS

1. LEO MARTIN AND MICHAEL BENNER OF THE NIAGARA PENINSULA

CONSERVATION AUTHORITY - ZONING BY-LAW REGULATIONS

OF THE SHORELINE AREA ---

In response to an inquiry from Leo Martin, Michael Benner stated that the Ministry of Natural Resources Hazard Land policies were delegated to Conservation Authorities in 1988. He stated that in 1990, the responsibility for shoreline management was delegated to the Niagara Peninsula Conservation Authority. He stated that Section 2 of the Planning Act gives the Niagara Peninsula Conservation Authority jurisdiction over the shoreline areas.

Leo Martin stated that the Ministry of Natural Resources has authority for the area along the lake. He stated that he is concerned regarding the implications of the Sewell report. He stated that he is also concerned that there had been no problems in regard to Lake Ontario until the Seaway Authority changed the lake levels. He states that he does not understand why the Niagara Peninsula Conservation Authority has control over development along the shoreline.

Michael Benner stated that the Niagara Peninsula Conservation is not adding another layer of government. He stated that they are only firming up existing policies. He stated that the MNR regulations control shoreline development, He stated that all of their policies are mandated under Section 2 of the Planning Act. He stated that the Conservation Authority wants to ensure that new development or additions do not place any added risk to landowners who are located within the 100 Year Erosion Limit. He stated that the Niagara Peninsula Conservation Authority has taken over the Ministry of Natural Resources jurisdiction. Michael Benner stated that the Shoreline Management Plan is the next step to define 100-Year Erosion Limit. He stated that this Plan provides more detail which looks at the natural processes at work along the lakeshore. He stated that the main purpose of shoreline management is to ensure that any future development is not within the 100-Year Erosion Limit. He stated that they cannot force existing landowners to put in shoreline protection works.

Leo Martin stated that he is concerned regarding the rules and regulations that are placed on farmers and he is also concerned at the expense of putting in shoreline protection works.

In response to inquiry from a Committee member, Glen Barker stated that all municipalities are subject to Section 2 of the Planning Act and that the Conservation Authority has waited until the Town has implemented its new Comprehensive Zoning By-law in order to implement the Shoreline Management Plan. He stated that it was necessary for a new zoning by-law to be prepared because the Town recently had a new official plan approved. He stated that planning is always changing. He stated that the zoning that is proposed is a compromise. He stated that, originally the Conservation Authority wanted ail the lands within the 100-Year Erosion Limit zoned as Environmental Conservation (EC). He stated that this would require that anyone who wanted to put an addition onto their house, for example, would have required a zoning by-law amendment. He stated that however the conservation Authority has agreed to a compromise which proposes to leave the zoning within the existing zoning category with a notation that the Niagara Peninsula Conservation Authority will provide the required setback from Lake Ontario. He stated that this type of notation red flags the fact that there is a concern regarding the 100-Year Erosion Limit for anyone who is planning to purchase property.

Leo Martin stated that there are more serious problems along Lake Erie than along Lake Ontario

Mr. Philbrick stated that there is no problem of erosion along Lake Ontario.

Michael Benner stated that there are a number of areas in Lincoln where no changes have occurred. He stated that the information that was used for the Shoreline Management Plan was prepared by an engineer.

He stated that there are areas in Niagara-on-the-Lake and Grimsby that have been subject to erosion. He stated that in order to do a Shoreline Management Plan, that they have to look at the entire area and what Planning

could potentially happen over the next 100 years. He stated that there are some areas that do have the potential to erode in the next 100 years. He stated that the Niagara Peninsula conservation Authority has to follow Provincial Statutes. He stated that, yes, originally the Conservation Authority had requested that the entire 100-Year Erosion Limit be zoned as Environmental conservation, and that they have agreed to the compromise suggested by the Town's Planning Consultant. He stated that in 1989 the Niagara Peninsula Conservation Authority was delegated authority for the shoreline from the Ministry of Natural Resources. He stated that along Lake Erie the major concern is flooding because of the winds, and that along Lake Ontario there is more of an erosion problem.

Mr. Philbrick stated that in some areas the shoreline protection works that have been put in, have not held UP.

A member of the public questioned whether the Niagara Peninsula Conservation Authority has the resources to implement the works, or is it the responsibility of the landowners to put in shoreline protection works. In response, Michael Benner stated that the Conservation Authority does not provide any money to a landowner to put in shoreline protection works, however they will provide various options to the landowners.

A member of the public expressed his concern over the time delay to obtain a permit needed to get work done, whereas the work needs to be done right away, and in response, Michael Benner stated the Ministry of Natural Resources is trying to streamline the process.

2. REGIONAL NIAGARA PLANNING AND DEVELOPMENT DEPARTMENT

CORWIN CAMBRAY AND KEN FORGERON

ALSO IN ATTENDANCE: BJORN CHRISTENSEN AND DENNIS BARICH OF THE REGIONAL HEALTH SERVICES DEPARTMENT @ REGIONAL OBJECTIONS TO ZONING BY-LAW NO 93-14-21

Corwin Cambray stated that the purpose of their delegation is to provide a summary of the outstanding Regional concerns with Zoning By-law 93-14-21. He stated that these concerns had been expressed previously in Report DPD 43/93 and also in a followup letter to the Town dated December 20, 1993. He stated that since the preparation of their first report substantial progress has been made, however there are a number of outstanding issues. In regard to the Urban Area Boundaries he stated that Regional staff would have preferred that the boundaries be shown on the zoning maps, however, it is their understanding that a notation is to be shown on the Zone Maps indicating that the location of Urban Area Boundaries are shown in the Town's Official Plan. Corwin Cambray then stated that the Town's newly approved Official Plan clearly states that accessory apartments will be permitted in single family dwellings, however the proposed zoning by-law does not provide for such a use. In response a Committee member stated that the main concern regarding this issue is regarding parking. Corwin Cambray stated that parking is not usually a problem. In response to inquiry from a Committee member, Corwin Cambray stated that if Bill 120 is approved by the Province, that the Region and the Town will have to amend their policies to permit accessory apartments as a right. He stated that because the number of people per household has gone down, that allowing accessory apartment units makes use of existing housing stock. Several Committee members expressed concern regarding the Fire Code regulations and in response, Corwin Cambray stated that if these apartment were legal, there would be a requirement for a landowner to obtain a building permit and therefore the units would be built according to Provincial requirements. He stated that the problem with not allowing them is that a number of apartments have been put in illegally, and have likely not been properly constructed. Several members of the public expressed concern that allowing accessory apartments is totally inappropriate and that when they buy in an area, they want to be assured that they are moving into a single family neighbourhood.

In response to inquiry from a Committee member, Glen Barker stated that the Official Plan provides the direction for allowing accessory apartments. He stated that there is pending legislation and that the Town is waiting to see if it is approved. He stated that in regard to accessory apartments, the municipality should have the right to determine the proper location which will require a detailed assessment of the issue.

Corwin Cambray stated that the Region is concerned regarding the 300 metre separation between non-farm uses and agricultural uses, in that it places restrictions on the farming community. He stated that although the Ministry of Agriculture and Food has agreed to the Town's approach, the Ministry of Agriculture and Food is of the opinion that the Minimum Distance Separation Requirement is the best approach to take. He stated that the Region is suggested that there be a 170 metre separation between a proposed livestock operation and any existing non-farm dwelling, except that when liquid manure systems are involved, that the separation distance be increased to 300 metres.

A Committee member expressed concern that the Minimum Distance Separation Requirement is interpreted differently by various individuals and that it would be better to use a fixed distance and that if the fixed distance, cannot be met, that there is the opportunity to apply for a Minor Variance. In response, Cotwin Planning Comm. Minutes (94 04 11) Page 3

Cambray stated that even if the Minimum Distance Separation requirement formulas are used, you can still apply for a Minor Variance from those formulas.

Glen Barker stated that the Ministry of Agriculture and Food has agreed to the Town's approach to a fixed distance. He stated that is easier to use a fixed distance because it is easier to understand. He stated that the Minimum Distance Separation requirement is subject to interpretation. He stated that the Town's Building

Department prefers a fixed distance. He stated that a fixed distance will be used for a couple of years, and it will be reviewed and, if necessary, the by-law can be amended at a later date if it is found it is not working properly.

In response to inquiry from a Committee member, Glen Barker stated that it is not necessary to include grain drying operations within the separation requirement, however, the Ministry does agree with this approach although the Food Land Guidelines does not address this issue. In response to inquiry from a Committee member, Glen Barker stated that the grain drying separation is intended for large type of uses, not those uses that are accessory to a farm operation.

Corwin Cambrey stated that the Region does not agree with the proposed Section 8.3.2(b). He stated that if there is an existing lot of record, and if a house is to be located on that property, that that landowner should be required to obtain a Minor Variance approval.

Dennis Barich stated that in the past there were a number of lots that were created that were less than one acre and that they have caused problems because of septic system failure, which in turn has created the demand for sewer extensions in some areas. He stated that the current policy requires one acre of useful land, plus 100' of frontage. He stated that in order to build homes today, it would be preferable to have 1.25 acres with 100' of frontage or, 150' of frontage and one acre.

Glen Barker stated that the Plannina Committee decided to a0 with the 100' of frontaae and one acre because - - - of the amount of existing development. He stated that if there is a requirement for a larger lot, the Health Unit can request it as part of the severance application.

Dennis Barich stated that although the 100' of frontage and one acre is the minimum, a larger land area is preferred. He stated that if the lot is below the minimum they have to request a larger size for each application, and that they are attempting to ask all municipalities to increase their zoning by-law standards. He stated that in regard to the Moyer Diebel and the Avondale properties, it is the Region's opinion that there should have been zoning applied that would have included manufacturing uses that require water in their operation. He stated that the Region is concerned regarding the future impact because there are no municipal sewers in the area. Dennis Barich stated that the Health Services are concerned in regards to the possible change of use of the property from a dry industry to a water usage type of industry, which could cause the septic systems to fail. In response, Glen Barker stated that staff had agreed with the Region's approach, however the Planning Committee and Council did not agree, as it was their opinion that the landowners will police themselves.

Corwin Cambrey stated that because the Town decided not to zone a parcel at Culp Road and Twenty-third Street as A-3 (APO), Regional Planning staff will not be able to support any future surplus farm dwelling severances in Lincoln unless the parcels are contiguous.

Corwin Cambrey stated that in regard to lot sizes for greenhouses, that 5 acres should be the minimum. Glen Barker stated that if a new greenhouse lot is proposed, that the Land Division Committee should take into account this minimum 5 acre requirement, because both the Region and the Ministry of Agriculture and Food will be providing comments to the Land Division Committee. He stated that it is not necessary to amend the Town's Zoning By-law, whereas there should be a provision in the Region's and the Town's Official Plans that any new lots for greenhouse purposes be a minimum of 5 acres in size.

Coiwin Cambrey stated that it is their understanding that the appeal by the Ministry of Natural Resources in regard to wetlands is to be addressed.

Corwin Cambrey stated that it is their understanding that in regard to zoning of lands in the Niagara Escarpment Plan Area that the issues are being addressed.

Corwin Cambrey then stated that in regard to shoreline mapping for Hazard lands, that it is their understanding that that issue is also being addressed,

In regard to zoning properties outside the Urban Area Boundaries, Corwin Cambrey stated that some progress has been made, however there are a number of other properties as outlined in their letter which need to be addressed. Planning Comm. Minutes (94 04 11) Page 4

Corwin Cambrey stated that the Ministry of Natural Resources has provided additional mapping in regard to vegetative buffers and setback and that those should be zoned in the Town's new Zoning By-law.

PLANNING DEPARTMENT REPORTS

(A) PDR 94-101 - FILE 10-04194 - ROLL 010-021-01400

DR. NORMAN KWAN -ZONING BY-LAW AMENDMENT APPLICATION
5071 KING STREET. LTS 12 31. CP3. FORMER TOWN QFBEMSVILLE

After considering PDR 94-101, the Committee adopted the following recommendation:

Moved by Ald. R. Bilkszto, Seconded by Mayor R. Konkle

RE: Zoning By-law Amendment Application

APPLICANT: Dr. Norman H. Kwan

"THAT, for the reasons outlined in PDR 94-101, it is hereby recommended that Zoning By-law Amendment Application 10-04194 in the name of Dr. Norman H. Kwan, BE APPROVED."

CARRIED

(B) PDR 94-79 - FILE 10-03194 - ROLL: PART OF 030-008-38700

981025 ONTARIO LIMITED - ZONING BY-LAW AMENDMENT

NIS RED MAPLE AVENUE, EAST OF JORDAN ROAD, PT LT 16, CON 2

FORMER TOWNSHIP OF LOUTH

After considering PDR 94-79, the Committee adopted the following recommendation:

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

Re: Zoning By-law Amendment Application

Applicant: 981025 Ontario Limited

"FOR the reasons outlined in PDR 94-79, it is hereby recommended:

(1) THAT Zoning By-law Amendment Application 10-03194, in the name of 981025 Ontario Limited, BE APPROVED.

(2) THAT necessary by-law amendments be passed by Council.

(3) THAT the Owner be required to notify the Town when all conditions of consent, including the Owner providing services extensions from Jordan Road, have been approved in order that Council may pass a by-law removing the (H) holding provision from Part 1."

CARRIED

(C) PDR 94-1 02 - FILE 36-1 I(7)

OBJECTIONS TO NEW COMPREHENSIVE ZONING BY-LAW NO. 93-14-27

After considering PDR 94-102, the Committee adopted the following recommendation:

RE: Remaining Objections to Zoning By-law No. 93-14-21

1. THAT the recommendations of this report be adopted

2. THAT a public meeting be convened respecting the EC-3 zoning

3. THAT the affected property owners noted in this report be advised of proposed changes to the zoning of their lands and, if necessary, be requested to attend the May Planning Committee Meeting(s).

4. EXCEPT THAT:

Section 7.9(c) will be modified to permit recreational vehicles to be parked up to 72 hours between November 1 and April 30.

CARRIED

(D) PDR 94-103 - FILE 1-21

STATUS OF ALL ACTIVE DEVELOPMENT APPLICATIONS

After considering PDR 94-103, the Committee adopted the following recommendation.

Moved by Ald. H. Bald, Seconded by Mayor R. Konkle

Re: Status of All Active Development Applications

"THAT PDR 94-103, Status Sheets relating to All Active Official Plan Amendment Applications, Zoning By-law Amendment Applications, Site Plan Approval Applications, Plan of Subdivision and Plan of Condominium applications in the Town of Lincoln, up to and including March 31, 1994, BE RECEIVED as information."

CARRIED

(E) PDR 94-104 - FILE 1-21 Planning Comm. Minutes (94 04 11) Page 5

STATUS OF ACTIVE LAND DIVISION COMMITTEE AND

COMMITTEE OF ADJUSTMENT APPLICATIONS

After considering PDR 94-104, the Committee adopted the following recommendation.

Moved by Mayor R. Konkle, Seconded by Ald. R. Bilkszto

Re: Status of Active Land Division Committee and

Committee of Adjustment Applications

"THAT PDR 94-104 being the Status of Active Land Division Committee and Committee of Adjustment Applications up to March 18, 1994, BE RECEIVED as information."

CARRIED

CORRESPONDENCE

The following correspondence were received for information

(A) Letter dated March 17, 1994, from the Ministry of Natural Resources - re Aggregate Advisory Committee.

R & F

(B) Letter dated February 23 1994, from the Niagara Peninsula conservation Authority - re Watershed Conservation Strategy Questionnaire - Niagara Peninsula Conservation Authority.

The Director of Planning and Development was directed to fill out the Questionnaire on behalf of the Town.

(C) OMB Decision issued March 30, 1994 regarding Urban Boundary Expansion and Draft Plan of Subdivision for Meadowood Estates.

R & F

UNSCHEDULED DELEGATIONS

There were no unscheduled delegations

NOTICE OF NEW BUSINESS

o A Committee member advised that a report has been prepared by Lampton County regarding the Sewell Commission and that it will be provided to Planning staff for their information.

o A Committee member noted that there has been a report regarding the effect on Vinifera grapes and its impact of the proposed changes to the Niagara Escarpment Plan. This report will be circulated to the Town's Planning Department for their information.

Moved by Mayor R. Konkle, Seconded by Ald. H. Bald
THAT the Committee meet in camera to discuss legal matters.
Moved by Ald. R. Bilkszto, Seconded by Mayor R. Konkle
THAT Planning Committee meeting now reconvene.

CARRIED
CARRIED

Moved by Ald. R. Bilkszto, Seconded by Mayor R. Konkle
"THAT the Director of Planning and Development advise the Town's Solicitor to make representation on behalf of the Town at pending Ontario Municipal Board Hearings on Appeals and Referrals by Dorothy Blair (OMB Files 2910228, 0930027) and John and Judith Hollick (OMB File 0930003) and that the Director be authorized to engage the services of a qualified professional planner to represent the Town as deemed necessary."

CARRIED
ADJOURNMENT

The Chairman then declared the meeting adjourned
SECRETARY

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CHAIRMAN Planning Comm. Minutes (94 04 11)
Prepared by: K. Dale, Deputy Director of Planning and Development
Dictation Date: 04 04 12
Circulation Date: 94 04 13 Council Chambers
April 13th, 1994

Minutes of a meeting of the Town of Lincoln Public Works Committee, held in the Council Chambers, on Wednesday, April 13th, 1994, at 7:00 p.m.. Present were:
Ald. A. Gretsinger (Chairman), Ald. P. Rutchter (Vice-Chairman), Ald. R. Kelly, Ald. J. Albers and Mayor R. Konkle. Also present: Ald. A. Danyluck. Staff present: G-Holman (Director of Public Works).

ACCOUNTS

Moved by Ald. R. Kelly, Seconded by Mayor R. Konkle
THAT Department payments in the amount of \$26,552.49 incurred in accordance with Council policy A-93-342 having now been audited by Committee be ratified by Council.

CARRIED

Moved by Mayor R. Konkle, Seconded by Ald. R. Kelly
THAT Department payments in the amount of \$209,674.02 incurred in accordance with Council policy A-93-342 having now been audited by Committee be ratified by Council.

CARRIED

DELEGATIONS

The Chairman noted that there were a number of people requesting permission to discuss matters related to the East Lincoln Sewer System, and asked the gallery to refer to report P.W. 94-76.

DICK CREALOCK, PLAIN & FANCY RESTAURANT SEWERAGE SYSTEM

Mr. Crealock provided the Committee with an update of the negotiations with Town staff, the MTO, Victoria Shores developers and the Beacon representative, and expressed his concern that the municipality would not arrive at a position that would allow the Plain & Fancy Restaurant to connect to the existing sewer system within the desired timelines.

Mr. Crealock inquired from the representatives of the MTO as to what outstanding deficiencies had to be rectified, before the connection to the sewer system could be realized. Mr. Fred Leach from the MTO responded, and noted that the MTO had negotiated an arrangement with the Ministry of the Environment and Energy, and noted that in order for the MOEE to issue the permits, the Town has to meet the following obligation:

a) that the Town agrees to connect the Plain & Fancy

Restaurant to its sewer system;

b) that the leaks identified in the existing forcemain be repaired prior to connection:

C) that the Town must ensure that no overflows will occur at the Laurie Avenue pump station as a result of this connection.

Mr. Leach further explained that there are holding tank alternatives that could be pursued in the event of an emergency, however, that is not desirable. He went on to state that the MTO legally has no obligation addressing the Town's servicing needs, but in the spirit of co-operation has agreed to assist in this exercise. *

Committee -2- Apr. 13/94

Mr. Crealock expressed his concerns that further delays could affect his operation, and that the taxes generated from his establishment should be recognized as being his contribution to the municipality.

CECIL BOVAIRD, VINEWOOD ENGINEERING

Mr. Bovaird indicated that he was representing himself and Mrs. Huffman, as co-authors of the brief submitted to the municipality last November, and provided the Committee with some background information related to the East Lincoln Sewer System.

Mr. Bovaird highlighted his concerns for sewage capacity in the system, and pointed out deficient sections of the sewer system and their potential impact. He noted that by entertaining requests for development from properties outside the sewer area could further jeopardize the integrity of the system, and that they should be discouraged. He noted that the situation related to Laurie Avenue requires careful consideration, but recognized the potential health issue should the Plain & Fancy and/or the Beacon not be allowed to connect.

GLADYS HUFFMAN

Mrs. Huffman expressed her concerns about the report, and noted that there did not appear to be fairness in the application of this policy.

She noted that the practice in the past, which seemed to be effective, involved up-front contributions so that the developers were aware of the cost from the start. Mrs. Huffman also indicated that the designated sewer area should be modified to include those properties, prior to approving the connection to the system, and the corresponding legal process involved with that amendment should involve a public process. She noted that the contributions from outside developers should be applied to reduce the share contributed by the existing ratepayers.

Mrs. Huffman also noted that the draft policy appeared to be discriminatory and expressed concerns related to the gradual increase in water and sewer rates.

The Director of Public Works provided a quick review of the report, and pointed out that the draft policy was, in fact, requiring a contribution over and above that requested by Mrs. Huffman and Mr. Bovaird. He also pointed out that the previous practice requiring an up-front contribution is no longer permitted under the Development Charges Act legislation, unless the municipality revised its Development Charges By-law, designating certain works to be completed by incoming development.

Mr. Holman noted that, in fact, the up-front contribution would be made by each property owner as it would be obligatory for them to address servicing issues at the time they wish to connect.

Mr. Holman went on to further explain that the draft policy

was prepared as a discussion document only, and that the intention was to receive input at this meeting for further refinements of this initiative. Mr. Duc referred to the letter dated March 24th, 1994, which was handed out at the meeting, and reviewed the content.

He explained that when you apply the criteria outlined in the draft policy to the Jordan Frozen Foods Limited proposal, the result is an expenditure of a cost slightly more than they have anticipated. Mr. Duc also indicated that the "penalty" for locating outside the defined sewer area could continue to grow, if the water and sewer rates increase as planned and the consumption increases are a result of an expansion of their operation. He indicated that these operating costs could jeopardize the success of the operation.

He, therefore, requested that the Committee consider instituting a cap or declining rate structure for sewage charges, to ensure that his client would have control of their operating costs within a reasonable limit.

The Committee discussed at length the options available to them to address existing and future capital costs, and noted that options such as local improvement or sewer area expansion are also alternatives.

MR. BAKKER, HERITAGE CHRISTIAN SCHOOL

Mr. Bakker spoke on behalf of the Heritage Christian School, and suggested that an up-front charge with normal water rate and sewer rate cost would be more appropriate, than having to pay a premium cost on an on-going basis. This would allow them to determine what their financial obligations would be at the outset.

MRS. VIRGINIA REAMAN

Mrs. Reaman inquired as to what measures of safety the municipality was taking to protect their property from basement flooding. She noted that Mr. Bovaird had contacted her and a number of her neighbours to advise her that they are at risk, and that subsequent development could create basement flooding in their area. It was noted that basement flooding had occurred at her residence, however, it was due to the problems associated with storm drainage and not a backup of sewage in the pipes.

The Director of Public Works explained that inflow protectors had been installed as a precautionary measure in the Old Orchard subdivision lots fronting onto 23rd Street, due to the elevation of which the basements were constructed in its relationship with the existing sanitary sewer. It was agreed that while inflow protectors were a bandaid solution to the situation, there had been no document of basement flooding due to sewer surcharging in this area.

MR. FRANK RADSMAN

Mr. Radsman inquired as to why the other residents had concern for development in this area, and spoke in support of the development of the school and its connection to the sewer system. The Committee deferred its decision on this report at this point, until the end of the meeting, but passed the following resolution. Public Works

Committee -4- Apr.13/94 @ EAST LINCOLN SANITARY SEWER STATUS REPORT, P.W. 94-76

Moved by Ald.J.Albers, Seconded by Ald.P.Butcher
THAT Public Works Committee recommend to Council.
that the draft policy be adopted as presented.

CARRIED

AYES: Ald.P.Butcher, Ald.J.Albers, Ald.A.Gretsinger - **NAYS:** Mayor R.Konkle, Ald.R.Kelly -

REPORTS

JORDAN HARBOUR BOATING STUDY. AMENDED RECOMMENDATIONS. P.W.

Mr. Fred Leach and Mr. Terry Steele were in attendance representing the MTO, and provided an explanation of the amendments that they have made to the previous recommendations for the Jordan Harbour Boating Study. Mr Leach explained that there has been substantial reconsideration of the initial position, and reviewed the amendments accordingly.

The Committee noted that members of the public involved in the original meeting, were not in attendance and inquired as to whether they had been advised of the amended recommendations. Mr. Leach noted that he has met with a number of the property owners who participated in the discussions at the last public meeting, and advised them of their intentions.

The Committee felt that further input from the public should be required prior to adopting a position on the matter, and passed the following resolution.

Moved by Ald.J.Albers, Seconded by Mayor R.Konkle THAT the Public Works Committee recommend to Council that the amended recommendations of the Jordan Harbour Boating Study be received and that the environmental concerns arising from this matter be expressed by the MTO and MNR at a public meeting, the date of which to be agreed on.

CARRIED

HIGH ROAD BRIDGE REPLACEMENT PROJECT, P.W. 94-111

Mr. Brian Ellis of Ellis Engineering was in attendance to discuss the contents of the staff report, and to provide additional information concerning the cost effective alternative to re-instate the High Road bridge.

The Committee was provided with photographs and schematic drawings of a similar type of installation located in the Township of Wallacetown, over the Deer River in northeastern Ontario.

Mr. Ellis indicated that the estimated cost for this installation would be approximately \$185,000, where the original relocation cost for a concrete slab on girder structure would be easily twice that much.

The Committee was advised that the structure would provide a lane width of approximately 16 feet, which was 6 feet wider than the existing structure, which should be sufficient to accommodate agricultural vehicles. Public Works Committee -5- Apr. 13/94

Moved by Ald.J.Albers, Seconded by Mayor R.Konkle THAT the Public Works Committee recommend to Council that staff incorporate the cost of replacing the High Road bridge with the Acrow Panel Modular Bridge in the 1994 capital works budget.

FURTHER THAT staff investigate this project's eligibility for funding under the Federal/Provincial subsidy program.

CARRIED

U-CHANNEL SIGN POSTS PURCHASE, TENDER RESULTS, P.W. 94-96

Moved by Ald.R.Kelly, Seconded by Mayor R.Konkle THAT the Public Works Committee recommend to Council that staff be authorized to purchase 50 10-foot U-Channel posts and 100 12-foot U-Channel posts from Aries Sign Post Co. in Port Perry, at the tender price submitted in tender #94-T-04.

FURTHER THAT the cost of this purchase be charged e to Account R311-0119-3477.

CARRIED

INSTALLATION OF STREET LIGHT, BRIDGEPORT DRIVE, JORDAN STATION, P.W. 94-97

Moved by Mayor R.Konkle, Seconded by Ald.R.Kelly
THAT the Public Works Committee recommend to
Council that staff be authorized to proceed with the
installation of a street light opposite 4166 Bridgeport
Drive in Jordan Station.

FURTHER THAT the cost of this installation be
included in the 1994 street light capital budget.

CARRIED

AUTHORIZATION TO PROCEED WITH STREET LIGHT INSTALLATIONS,
LINCOLN AVENUE NORTH AT NORTH SERVICE ROAD AND UNIVERSITY
AVENUE AT CAMPDEN PUBLIC SCHOOL, P.W. 94-98

Moved by Ald.R.Kelly, Seconded by Mayor R.Konkle

THAT the Public Works Committee recommend to
Council that staff be authorized to make arrangements with
the Lincoln Hydro Electric Commission for the installation
of a street light at the intersection of Lincoln Avenue
North and the North Service Road, and University Avenue, in
the vicinity of the Campden Public School.

FURTHER THAT the cost for these installations be
incorporated in the 1994 capital works budget.

CARRIED

RESPONSE TO RECOMMENDATIONS FROM ADMINISTRATOR'S SPECIAL
BUDGET REVIEW COMMITTEE, P.W. 94-109

The Committee inquired as to the status of the Public Works
restructuring plan report, and it was noted that members of
the Committee had concerns for the recommendation to close
the Jordan Yard.

The Director of Public Works indicated that to completely
understand the affects, it would be necessary to complete a
cost benefit analysis, and that the Committee will receive
further information on this matter in the near future.

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

THAT the Public Works Committee recommend to
Council that the recommendations contained in this report
be adopted and acted upon by Public Works staff.

CARRIED Public Works

Committee - 6 - Apr. 13/94 w BI-WEEKLY COLLECTION OF RECYCLABLES - RURAL AREAS, P.W.

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

THAT the Public Works Committee recommend to
Council that Snowbird Recycling Services Limited be engaged
for the purposes of providing bi-weekly curbside collection
to the rural areas of our municipality until March 31st,
1995 in accordance with their proposal dated March 22nd,
1994. CARRIED

WATERMAIN EXTENSION, PRIVA COMPUTERS INC., P.W. 94-107

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

THAT the Public works Committee recommend to
Council that the request by Priva Computers Inc. to extend
municipal water to their operation be granted as per
staff's report. @ 1994 GRANULAR PURCHASES, P.W, 94-108 -

CARRIED

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

THAT the Public Works Committee recommend to
Council that staff be authorized to issue blanket purchase
orders to Nelson Aggregate Ltd. and Vineland Quarries Ltd.
up to 7,250 MT and 7,400 MT respectively for the reasons
explained in this report.

CARRIED

MINUTES OF MEETINGS

1. Niagara Municipal Recycling Board - March 10th, 1994

Ald.J.Albers advised the Committee of the proceedings of
the March 10th meeting of the Niayara Municipal Recycling
Board, and advised the Committee of the Niagara North Waste
Management Board's initiative to develop a centralized

municipal recycling facility as part of their master planning process. He noted that further information will be forthcoming on this issue.

CORRESPONDENCE

1. Niagara Peninsula Conservation Authority - Lake Ontario Shoreline Management Plan.

The Director of Public Works pointed out that the Niagara Peninsula Conservation Authority would be holding an open house, to discuss the recommendations of the Lake Ontario Shoreline Management Plan on April 19th, 1994, 6:30 p.m. to 9:00 p.m. in the Grimsby Municipal Offices.

2. Edward Austin, Culvert Replacement, Aberdeen Road. R&F

Mrs. Carol Austin was in attendance to explain the concerns related to recent activities by Public Works staff to repair a waterline in the vicinity of Aberdeen Road. Staff was directed to investigate the matter and report back accordingly. Public Works

Committee Apr. 13/94

NOTICE OF NEW BUSINESS

CONDITION OF TINTERN ROAD

Ald. A. Danyluck was in attendance and requested staff to investigate the condition of Tintern Road, between Springcreek Road and Fly Road.

He also noted that "No Fishing" signs should be installed on the bridge on Cherry Avenue over Springcreek.

INFRASTRUCTURE SUBSIDY PROGRAM -

Mayor Konkle reported that the Region of Niagara has planned some major capital works in the Town of Lincoln, as part of the Federal/Provincial/Municipal Infrastructure Subsidy Program. He indicated that additional information is forthcoming. w

RUSSELL HIGH

Ald. A. Gretsinquer advised the Committee and public present - - of the recent passing away of Mr. Russell High, who

over the years had made a significant contribution to the Town of Lincoln at the political level, specifically in the field of Public Works.

1994 CAPITAL AND OPERATING BUDGETS - PUBLIC WORKS DEPARTMENT

The Director of Public Works circulated a memorandum, dated April 13th, 1994, regarding 1994 capital and operating budgets - Public Works Department. He noted that this memorandum came as a response from a request from the Finance & Administration Chairman, to address the Treasurer's concern related to the timing of the final budget deliberations. In this regard, the Committee agreed to meet again on Monday, April 25th, 1994 at 6:30 p.m., in the Beamsville Room.

ADJOURNMENT

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

CHAIRMAN SECRETARY

(dictation date: April 14th, 1994) JORDAN STATION, ONTARIO, CANADA

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re.?oit on the general subject of clii.r.zel; - -;o be es-czblisheu for tho provi:sion of sev{er service to rjril,ue;?ties
;iv'ithin and beyond the limits of the Last Lincoln Sewage iiorks area.

Zordan Frozen Foods Ltd, has been involved for some time now in the process of trying to bring about Lie approval of its

proposal to construct a sour cherry processing operation at a site adjacent to the Jordan Arena and outside of the

employees; e

c) the restructuring plan incorporating same administrative changes aimed at reducing operating costs;

d) the selection of candidate projects for the Federal Infrastructure subsidy program;

e) the financing of the Bartlett Creek Drainage Works;

f) the extent of technical assistance required to address the concerns in the East Lincoln Sewer Area.

The information included in this package outlines anticipated spending limits, however, details related to projects will be provided at a future date which could be arranged at your convenience.

In closing, I would note that while I am sympathetic to the timelines and workloads of my fellow senior staff, it is important that we take the time to determine the appropriateness and effectiveness of our planned expenditures. I believe that the fundamental objective is - to provide levels of service within a controlled budget,

and not to provide a budget that controls the levels of service.

Thanks for your patience and understanding.

Geoff Blman, C.E.T.

Director of Public Works

cc--Don Bakker

--all members of Council TOWN OF LINCOLN

IWBLC MIOIaS DEIamMENT

REVISE13 CAPITAL, FINANCING SCI-IEDULE

mAuVVAUI5

DPXCHIPTION ACTIVITY TOTAL 1"iOM ANNUAL CIaN'IB SOURCE 12130M RESEISVE

CODE INDUR CAI9TA1. I,ICVY

Ifol Mix 1)rogram C-311-0335 \$f50,000 916,488 \$3 30,000 MTO \$13,514

Cold Mix Proggm C-311-0336 117,000 58,500 58,500 MTO -..

PuljRehab Program C-311-0337 166.000 83,000 83,000 MTO

liigh lid. Bridge C-311-0426 0 0 0

Queen St. C-3 11 -0446 0 0 0

(Eng. only]

21st St. @ C-311-0437 50,038 50,038 0 ---. ---.

Clllp lid. a

North Lane Imp. C-311-0439 21.000 21,000

Hixon St. C-311-0515 37,000 37.000

Spring Cl-eek C-3 11-0442 10,500 10.500 0 ----.

Road Bridge

West Ave/Park Ave C-311-0519 1- &&QQQ mAQQ MTO -..--

TOTAL C-311 \$641.538 \$366,526 \$261,500" \$13.514

*NOTE: The anticipated MM subsidy allocation is expected to be \$725,000 of which 36% is to be allocated to capital works. The remaining 64% (\$463,500) will be applied to the roadways operating budget. TW, VISED

TOWN OF LINCOLN

I'UUnLXC WORKS DEPATVTMENT

CAPRAL BUDGET

ROAD RESURFACING PROG

** 1. Hot Mli: Asphalt Program

2. Cold Mix Asphalt Program

FINANCING CONSIDERATIONS:

WECT TOTAL, COST i2i?dw2 TAX LEVY BESERVE

1. Hot Mix \$ 60,000 \$ 30,000 \$ 30,000 \$ 0

2. Cold Mix \$117,000 \$58,500 \$58,500 0

TOTALS \$177,000 \$ 88.500 \$ 88,500 \$ 0

a MTO - Normal Subsidy

*I Reduce Hot Mix program to Spot Repairs where necessary emrrAL E~UDG~X

ROAD =I-MILYFATION PKQGIW

1. Ninth St. - Fourth Ave. to Rockway Glen G.C. \$158.000

**2. FLtteenth St.- Fourth Ave. lo South limit 0

3. Miscellaneous visibility and stability improvemerits 8,000

TOTAL. \$166,000

FINANCING CONSIDERATIONS:

PROJECT TOTAL COST !2JX&IT TM LEVY

TOTALS \$166,000 \$ 83,000 \$ 83,000

I MTO - Normal Subsidy

** Defer the work on FLfteenth Street to 1995. Note corresponding reduction in Surface Treatment account as wen. RE:VXSEXI

TO\;VN OF LINCOX,N

PUBLIC WORKS IdEX'AM*MEWr

BIZIDGE =PIAGEMEW PROG

*1. High Road Bridge - between Martindale Road & Belhesada Road

TOTAL

\$390,000 (Revised as per

PW 94-111)

\$390,000 r hi; n-o \$0

@ FINANCING CONSIDERATIONS:

PROJECT TOTAL COST G3UE r-M-LFX RESERVE;

1. HIGHRD. \$ 0 \$ 0 \$ 0 0

BRIDGE

* Include this project as a candidate for the Federal Intiastn~clure Subsidy Program 41: defer indefinitely. IaVISEU

TOVVN OF I,INCOI,N

PUB1,IC WORKS DEPmTMLSnr

ROAD =CONSTRUCTION PROGRAM

1 Queen Street - Mountain St. to King St. (Eng.Pbase) \$ 0

2. West Avenue .. King St. lo north limit \$120,000

3. Park Avenue - West Avenue to east Wt \$60,000

TOTAL \$180,000

FINANCING CONSIDERATIONS:

PROJECT TOrAL COST !a&?EP 'TAX LEVY RESERVE.

1. Queen St. \$ 0 \$ 0 \$ 0 \$ 0

2. West Ave. \$120,000 \$60,000 \$60,000 \$0

3. Park Ave. \$60,000 \$30,000 \$30,000 \$0

_*

TOTALS \$180,000 \$ 90,000 4; 90,000 \$0

I MTO - Normal Subsidy

*a Refer engineering work unlit Region has adopted a position on the reconendations in the Transportation Pla- Review. RE:VISED

TOWN OF LINCOLN

X3UBLIC WOMS DGPAKrMEPST

(=APYrfi BUDGEr

STOW SEW= AND DNNAGE

1. Twenty-Third St. Drainage Study

** 2. Main St. - Storm Outlet

3. Woodland Estates Storm 11rlet Improvements

FINANCING CONSIDERATIONS:

PROJECT TOTAL COST GRANT TAX LEVY F33SERW

1. 23rd St. \$25,000

Drain.Study

2. Main St. \$ 18,500 0 \$ 18,500

Stm. Outlet

3. Woodland Est. \$12,000 \$7,000* \$5,000 0

Stm.Inlet

Improve.

TOTALS \$ 55,500 \$7,000 \$ 48,500 0

Cost sharing arrangement with Mountainview Homes Ltd.

(yet to be confirmed)

Defer Construction or Storm Outlet until 1995 a include as a candidate for the Federal Inlrdstfucture Subsidy Program. Engineering portion should be completed in 1994 due to anticipated diffieultles during the approval process. C-25 1: Emergency Measures

C-311: Roaclwilys

C-3 12: Sidewalks

C-341: ParMng Lots

C-351: Strcctlightii~g

C-421: Storm Smrs
C-451: Waste Disposal
C-551: Cenleterles
TOWN OF LINCROID
PUD1,IC WOI.?V;S UEMn'NIENT
--ACCOUNT SUM
(excluding Wal?r/Sewer)
FINAL H2 PUI31,IC WORKS X)EPA ENT
ACCOUNT
I~P:s<~1<l~r~oN
R-251: \$ 20,500 \$ 26,182 \$ 20.0CO 3 (-6,1821
Emergency Mcasures
R-411: 462,631 484.038 610,000 +25.962
East Lincoln Sewers
R-412: 725,265 709,4 15 725.000 +15.585
Deamsviilc Sa~iitaly Sewers
K-441: 400,200 378,160 365.000 (-13,160)
Waste Collection
R-45 1: - . I 6m - 1 6&E& =@ A4ZS
Cemeteries Lincoln Chambers
Aprii 18th. 1994

The Council of the Town of Lincoln met in regular session on Monday, April 18th. 1994. at 7:30 p.m., in the Lincoln Chambers. Ail members of Council were present and the meeting was chaired by Mayor R.Konkie. Staff present: K.Kruger (Clerk). D.Bakker (Treasurer), C.Heid Oown Planner), G.Holman (Director of Pubiic Works), B.Radix (Chief Building Official). W.Szakaiky and D,Wainman (Recreation Services Co-ordinator).

ADOPTION OF MINUTES

Moved by Ald.A.Danyiuck. Seconded by Aid.F.Cousineau
THAT the minutes of Council's regular meeting of Aprii 5th. 1994, be adopted as clrcuiated. CARRIED

APPLICATIONS FOR THE CANCELLATION, REDUCUQNWEFWD OF Tm

At the request of Council, the Town Treasurer outined the authority of Council under Sections 442 and 443 of the Municipai Act. allowing persons to make application to the Council for the cancellation, reduction or refund of taxes. The Treasurer outlined the usual circumstances which would result in such actions. Mayor Konkie inquired if there were any persons present at the meeting who wished to address Council regarding this matter. It was confirmed that no-one was present to speak to this issue.

Moved by Ald.R.Bikszto, Seconded by Aid.A.Gretsinger
THAT the Council of the Town of Lincoln on recommendation of the Treasurer under Sections 442 and 443 of the Municipai Act accept the applications for reduction. cancellation or refund of toxes in the amount of \$7,678.84 and applicable interest in the amount of \$143.95.

CARRIED

The Clerk advised that on Council's agenda was o proposed by-law to close certain roads, notice of which was publiished in the Lincoln Post Express. March 16th. 23rd. 30th and April 6th. 1994. He further advised that this Pubiic Hearing was being held pursuant to Section 300 of the Municipai Act, which requires that Council hear any person who claims that their lands will be prejudicially affected by the proposed by-law, Mayor Konkie inquired as to whether anyone was present who wished to address the Council on this issue. Upon determining that no-one was present to speak on the issue. Mayor Konkle declared the Pubiic Hearing adjourned.

DELEGATIONS

WASTE MANAGEMENT TASK FORCE

Ald.J.Albers, Ms.R.Rurton. Mr.B.Taylor and Ms.K.Chu&ik, were present representing the Town's Waste Management Task Force to review actions taken to date by the Task Force. The Task Force members provided a quiz for members of Council awarding prizes for correct answers. Following this item, Ald.Albers noted his and Council's appreciation of the efforts of the Town residents serving on the Task Force.

PEAT. MARWICK. THORNE, TOWN AUDITORS. RE--1993 FINANCIAL STATEMENTS

Ms.Delight Davoii was present representing the Town's auditing firm to present to Council, the Town's consolidated financial statements for the year ended, December 31st. 1993.

Ms.Davoii outlined for members of Council their function as auditors and advised that they have issued an unqualified audited statement for 1993. Ms.Davoli then highlighted

the statements and important trends for Council's consideration. With respect to the consolidated balance sheet, she noted that taxes receivable have decreased slightly and that this is due to effective collection efforts of Town staff. She further highlighted however that the trend in a number of municipalities is that the amount of uncollected taxes each year continues to accumulate for core groups. She noted that this is consistent with almost all municipalities. (Council. Apr.18/94) -2-

With respect to taxes receivable, Ms.Davoli discussed potential problems facing Ontario municipalities with taxes secured by property. She noted potential difficulties in that the land involved may not be worth the amount of outstanding taxes or secondly, there is the potential for environmental concerns. Again she noted that this is a difficulty across all municipalities. In addition, Ms.Davoli noted the Workers Compensation Board amount added to the tax roll is reflected as arrears.

Ms.Davoli then highlighted the five year review contained in the statements and noted the efforts of the Town to stabilize its mill rates by establishing necessary reserves and reserve funds and discussed the fact that their firm encourages this process.

Finally, Ms.Davoli advised that as auditors they also send out a management letter each year with their comments on specific items which the Town needs to be aware of and address. She advised that this letter is forthcoming but that the only items to be included are some general bookkeeping procedures and comments on possible difficulties with the East Lincoln Sewer Area.

In response to the delegation, members of Council questioned the collection of outstanding items such as the workers compensation board amount. It was questioned whether this could have the potential of driving the amount owed on a property beyond its value. There was discussion of the specific case in the Town and how the amounts to be received are prioritized. The Town's Treasurer advised that in the case of workers compensation board amounts, this addition to the tax roll is to be collected in like manner to taxes and are not deemed to be taxes, therefore the actual Town property taxes are first priority in any collections made.

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

THAT the 1993 Financial Statements as presented by Peat, Marwick, Thorne, Town Auditors, be received for Council's information.

CARRIED

UNCOLN PUBLIC LIBRARY BOARD, RE: EAST END LIBRARY BRANCH DEVELOPMENT

Mr.Ken Friesen and Miss Lori Sims, representing the Lincoln Public Library Board were present to discuss the proposed East End facility. Mr.Friesen noted the study presented November 15th, 1993, and the further executive summary and memorandum circulated to Council members for this evening. Mr.Friesen highlighted the recommendation in the study with respect to the preferred site and reviewed the reasons in support of it. He outlined a number of issues pursued by the Board to date, including necessary rezoning and investigations into both the Canada/Ontario Infrastructure Grants and the potential Jobs Ontario Grants.

He further discussed some concerns expressed by the Solicitor with respect to the proposed site and the staff recommendation dealing with that issue. Finally, he noted that the East Lincoln library facility is currently scheduled in the capital forecast for 1995 but that in order to proceed further with the project, the Board is now requesting that Council approve the project as presented in November and approve the preferred site, that Council proceed with the necessary rezoning and that Council recommend the purchase of the property for transfer to the Town's parkland reserve fund.

Members of Council questioned whether the numbers contained in the report from Eric Connelly considered the Land Transfer costs. Mr.Friesen advised that the suggested transfer was not included. Further to the issue of costs, Mr.Friesen noted however that this was the preferred site for a number of other reasons besides the actual land acquisition costs.

Members of Council discussed the potential infrastructure Grant available and the Jobs Ontario program which has been investigated. In response to questions regarding financing Miss Sims noted that in the capital forecast, the project was estimated to be funded 1/3 from each of development charges, grants and from the tax levy, however if the infrastructure program was pursued, then 2/3 could be received through grants. (Council. Apr. 18/94) -3- In response to questions from members of Council, the Treasurer explained the funding considered in the capital forecast but noted that it was also at a lower gross cost than as the project is now proposed.

With respect to the site selection, members of Council discussed street crossings and pedestrian access in the area.

Members of Council also discussed the relocation and the departure from the

Ritienhouse Trust. Mr.Friesen noted that the Library has benefitted from the Trust for the past years, and noted that they have had a number of meetings with the Trust representatives. Members of Council confirmed with the Recreation & Parks Director that staff had no concerns with the use of the parkland for this use.

Moved by Ald.R.Bllkszto, Seconded by Aid.F.Cousineau

Re: East End Library Branch Development

1. That Council approve the East Lincoln Branch Library Development project as outlined in the report from Consultant, Eric Connelly, November 15th. 1993, and that the site located on Town land at the northwest corner of Victoria Avenue and Frederick Street be approved.

2. That the Library Board be authorized to submit an application for a rezoning amendment to permit library use on this site.

3. That the Town transfer funds in accordance with an appraisal of fair market value of the subject lands to the Town parkland reserve fund, the financing of such transfer to be recommended by the Town Treasurer,

CARRIED

RICK CREALOCK. PLAIN & FANCY RESTAURANT, RE: LAURIE AVENU-ATION

Mr.Crealock advised that he was present to ask that Council approve the permit applied for by the Plain & Fancy Restaurant to connect to the sewer system. He noted the number of persons employed by the Plain & Fancy and their payroll over the past years. He advised that the Plain & Fancy is one property removed from the East Lincoln sewer area and also expressed opinion that it is an existing business outside of the boundaries and does not represent new development. He discussed the payments made in the past of the East Lincoln sewer area mill rate in error. Finally, he advised that the Plain & Fancy would wish to connect at the existing water and sewer rates and that the Plain & Fancy would pay, up front, their share of the necessary impellor upgrades for the pumping station. He advised that the rates being considered are prohibitive. Members of Council discussed whether the impellor upgrades were to be the responsibility of Victoria Shores subdivision. In response to questions, the Director of Public Works advised that the connection of the Plain & Fancy does not create the necessity to upgrade the pumping station. Members of Council confirmed that the reason for this request for connection is due to the MTO reconstruction of the QEW which requires the removal of the existing septic system. Mr.Crealock confirmed that this was the case.

SEC BOVAIRD, RE: EAST LINCOLN SEWER AREA

Mr.Bovaird advised that he and Gladys Huffman were present at the Public Works meeting of April 13th, and although they agreed with the information in the report as presented, they did not agree with the financing aspect as passed. He suggested that for sewer hook-ups outside of the sewer area, there should be an incremental surcharge however this should not preclude significant upfront contributions. He discussed some specific projects being proposed and equated them to the number of households they would represent in order to calculate what type of upfront payments should be required.

Mr.Bovaird discussed possible grants currently available for required capital works, possible development agreements for interested parties and other options available to certain connection proposals. Mr.Bovaird commented that he does perceive a difference between new development outside of the East Lincoln sewer area and situations such as the Plain & Fancy where they are an existing business. He commented generally that if those properties outside of the sewer area want to connect in, then they should be required to pay. He further discussed the Plain & Fancy situation noting that it is a problem but that the Town should work something out in this case since it is an existing business and the MTO project is required and will be of benefit to the municipality. (Council, Apr. 18/94) -4-

Members of Council suggested that of the original cost of the East Lincoln sewer area of over \$3,000,000, approximately \$900,000 was paid by the Town and the rest was by way of Provincial grants, therefore the largest portion of the equity in the East Lincoln sewer area belongs to the residents of the Province. With respect to an upfront fee versus the higher sewer surcharge rate as proposed by the Public Works Committee, it was suggested that the charges being mentioned are for capital improvements only not for the existing system. It was stated that all capital works incurred by any applicant would be their responsibility and it was questioned whether the request for an upfront contribution by Mr.Bovaird was to share in the cost over the past years of carrying the East Lincoln sewer area works. Mr.Bovaird noted the impost fees already required on new subdivision developments and stated that people outside the sewer area would

not be subject to the mill rate those within the area are. He stated that there should be a small Incremental surcharge of perhaps 25% to 50% for those outside the area which may be appropriate and that all costs of upgrading needed should be upfronted by the developer.

There were questions and discussion of how such a payment would be calculated and of the overall sewer system and its capacity. Members of Council suggested that if persons pay for the capital costs of necessary works and pay a user fee for the sewage rate, then they should be allowed a connection. Members of Council further questioned Mr. Bovaird on what would be appropriate charges for properties inside and outside of the sewer area and questioned whether they would apply to everyone. Mr. Bovaird expressed opinion that the amount of the charge may be different in each circumstance. He further advised that in the end, he would prefer an upfront contribution instead of an increased sewer rate for those outside of the sewer area. Members of Council discussed the costs involved in the annual mill rate on average properties and possible affects of the suggested rates from the Public Works Committee. There was general opinion that there must be a consistent policy adopted which will be fair to all involved including existing taxpayers within the East Lincoln sewer area.

REPORTS

Mayor Konkie distributed information he compiled regarding the East Lincoln sewer area and what affect the proposals from the Public Works Committee would have on the sewer rates charged on a number of example properties. He further advised that in order to attempt to resolve the entire issue of the East Lincoln sewer area and the sanitary sewer servicing he would allow an amount of latitude in order to receive comments from representatives of the parties involved present at the meeting. Further that in order to expedite matters for which other persons and staff were present, that some reports would be considered now and not in the agenda order. With the concensus of Council, the reports were considered in the following order.

PUBLIC MEETING

Moved by Ald. F. Cousineau, Seconded by Ald. R. Keily
THAT the public Meeting minutes of April 11th, 1994, be adopted as circulated.

CARRIED

PLANNING COMMITTEE -

Moved by Ald. R. Kelly, Seconded by Aid. F. Cousineau
THAT the Planning Committee minutes of April 11th, 1994, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon. CARRIED

RECREATION & PARKS COMMITTEE

With regard to these minutes, members of Council discussed the grants committee and various groups reactions to proposed grant reductions. Questions were also raised regarding the resolution concerning the Library East End facility and clarification was stated of comments made by Ald. Butcher at the meeting with respect to the required public meeting for the library rezoning. (Council, Apr. 18/94) -5-

Moved by Ald. H. Bald, Seconded by Aid. F. Cousineau
THAT the Recreation & Parks Committee minutes of April 6th, 1994, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon. CARRIED

WASTE MANAGEMENT TASK FORCE

Moved by Ald. J. Aibers, Seconded by Aid. F. Cousineau
THAT the Waste Management Task Force minutes of April 7th, 1994, being its report to Council, be adopted. CARRIED

P.W.94-76, EAST LINCOLN SEWER AREA STATUS REPORT

Moved by Aid. F. Cousineau, Seconded by Ald. R. Biikszto
That report P.W.94-76 be lifted from the Public Works minutes of April 13th, 1994, for consideration at this time.

CARRIED

in regard to this report, members of Council were circulated with information from Mayor Konkie, outlining various scenarios showing the affects and costs if the recommendations of the committee were carried out for a number of businesses and properties. The affect on the Beacon property was highlighted and it was noted that the formula would result in approximately \$60,000 per year fees for sewage treatment alone. Members of Council discussed the East Lincoln sewer area mill rate charge and the sewage rate and the intent of each. There was also discussion of initial capital outlay and required replacement costs. Note was made of an agreement between

the Town and the OWMC in 1971 which outlines one method by which connection costs could be considered.

Members of Council discussed the Council policy in place to gradually move all costs of the sewer area off the mill rate and onto a user pay system through sewer surcharges. Members of Council discussed possible arrangements and the potential amount of any upfront charges for connection. There was discussion of what fair charges would be and general agreement that any charges must be simple, fair and consistent. With respect to the amount of charges, opinion was expressed that the Town must consider the affects any policy would have on business and industry in the municipality. Concerns were expressed with the quantity of the charges as proposed and such affects. It was noted however that the charge must still be fair and cover initial capital expenses, maintenance and replacement. It was suggested that the proposal as contained in the Public Works minutes may not be fair to all involved. Other opinion was expressed that despite the need for support for business and industry, there must be a contribution to the system and opinion that the method proposed by the Public Works Committee is simple and fair. Further opinion was expressed that levying different sewer rates to different properties for the same service is not a fair or equitable system. It was suggested that if there is a capital cost to be paid, it should be paid once in full and once completed, then all should be receiving service at the same rate. Members of Council discussed the costs as would result for the Beacon and note made that this amounted to approximately 1 cent per gallon of water used.

In response to questions by members of Council, the Director of Public Works noted that the purpose of the policy suggested was to discourage development outside of the sewer area and instead, encourage development to locate within the urban area. Further that the reasons for the difficulties currently in the system was not due to required capital works, but is due to flows and treatment costs. He further suggested that those hooking up outside the East Lincoln sewer area have not contributed in any way to the system to date and perhaps should be. Further that any capital upgrades required are to be fully funded by the development requiring the works.

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

Re: East Lincoln Sanitary Sewer Status Report, P.W.94-76

THAT the above matter be tabled and referred back to the Public Works Director for further study, review and report to the Public Works Committee.

CARRIED AYES: Ald.Biikszto, Aid.Cousineau, Aid.Danyluck, Ald'Keliy. Mayor Konkle NAYS: Aid.Albers. Aid.Baid. Aid.Butcher. Aid.Gretsinger. (Council, Apr. 18/94) -6-

P.W.94-121. NORTH VINELAND SANITARY SEWER SERVICING. STATUS REPORT --

In consideration of this report, members of Council were advised that representatives from all parties involved were present if information was required. With respect to this report, questions were raised regarding the required time frame for a Class EA. The Public Works Director advised of a meeting scheduled with the MOE and advised that the matter could be completed in two to three weeks. Further questions were raised regarding the \$5,000 letter of credit being recommended to be required from the Plain & Fancy Restaurant. The Director of Public Works noted that this represents the cost of replacing the impellor at the pumping station and that if and when such work is carried out, the actual portions to be paid by each party would need to be further investigated.

Members of Council discussed the time difficulties being experienced due to the work on the QEW and it was suggested that the municipality is being forced into a position of agreeing to connections in order to satisfy the MTO deadlines. Difficulties were expressed with proceeding in this manner and it was suggested to Ministry representatives present that the municipality would be looking for their assistance with any EA process required for the pumping station and for their assistance in having water and sewer lines across the bridge reconnected as soon as possible.

Members of Council discussed the sewer in the area and the specifics of the agreement with the Beacon property, The solicitor for the receiver for the Beacon property spoke to Council regarding this issue and of the interests of the receiver and purchaser of the Beacon property. He discussed the position of the Beacon and its rights to connect to the sewer line. He advised that the potential purchaser cannot wait for connection and expressed concern that any decision made tonight by Council for connections not prejudice the Beacon's right to connect to the system as is laid out in a previous agreement between the Beacon and the Town. He further discussed that in order to operate as a business regardless of who owns it, the Beacon must have a connection to the Town's sewer system. He further updated members of Council on discussions with Victoria Shores subdivision and advised that no agreement had been

reached. He also questioned that if the Beacon does hook up, would it be in the same position as what is recommended for the Piain & Fancy whereby there would be a maximum contribution of \$5,000 especially since the Beacon owners paid for the installation of the system. He expressed opinion that there should be assurances that the Beacon property can connect prior to others.

Members of Council expressed opinion that the receiver of the Beacon should be paying for any needed upgrades at the pumping station and that if they do so, they can hook up to the forcemain as soon as it is operational. There was discussion of legal obligations of the Beacon and of the Town and further discussion of deadlines facing the Piain & Fancy Restaurant and the Ministry of Transportation.

Representatives from the Ministry of Transportation discussed their position with respect to the project and possible delays and their responsibility to the Piain & Fancy Restaurant to mitigate the affects of the QEW works, It was noted that since they are removing existing services in the case of the Piain & Fancy Restaurant, they are required to attempt to mitigate the affects, however in the case of the Beacon they are not removing any existing services.

There was further discussion regarding the quantity of the Piain & Fancy discharge and note that the small amount from such a connection would not initiate any need for an environmental assessment and that it is the hookup of either the Beacon or of Victoria Shores or both which may require the EA. Members of Council questioned whether the MTO would also be required to mitigate any difficulties caused to the Town if it is required to defend any of its actions being taken since they are taken to meet MTO restrictions. There was discussion of the responsibilities of the Ministry and of possible affects which a delay in decisions may have. Ministry representatives advised that a delay could result in the project being delayed a full year. (Council. Apr. 18/94) -7-Moved by Ald.A.Gretsinger. Seconded by Ald.R.Biikszo (P.W.94-121)

That the Town of Lincoln Council authorize staff to undertake the following actions:

1. take appropriate action to secure the Certificates of Approval for the relocation of the watermain and sanitary forcemain onto the North Service Road structure;
2. to issue a temporary connection permit to the Piain & Fancy Restaurant upon receipt of a letter of undertaking in the amount of up to \$5,000;
3. to authorize Parker Consultants to initiate the repairs of the sanitary forcemain using the most cost effective means up to a cost of \$20,000;
4. to authorize Parker Consultants and R.V.Anderson Associates to prepare a report complying with the Class Environmental Assessment procedures for the Laurie Avenue pumping station.

CARRIED

PUBLIC WORKS COMMITTEE

Members of Council considered the remainder of the Public Works Committee excluding report P.W.94-76, East Lincoln Sanitary Sewer status report, having already been dealt with. With respect to the Jordan Harbour Boating Study, it was agreed that the required public meeting should be held at approximately 6:30 p.m. prior to a future Council meeting.

Moved by Aid.A.Gretsinger, Seconded by Aid.P.Butcher

THAT the Public Works Committee minutes of April 13th, 1994, being its report to Council, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

P.W.94-117, PROPOSED AMENDMENT TO BARTLETT CREEK PLAN OF SUBDIVISION

With respect to this item, Aid.Butcher advised those present that she had an interest relating to this issue. Aid.Butcher subsequently did not take part in any discussions nor vote in any resolutions associated with this issue.

Members of Council raised questions regarding access from the development onto Bartlett Road. The Public Works Director discussed the accesses in both the original plan of subdivision and the proposed amendment.

Moved by Aid.A.Gretsinger, Seconded by Aid.R.Biikszo

(P.W.94-117)

That the Town of Lincoln Council authorize the Town Solicitor to prepare an application to obtain a judge's order for the proposed re-alignment of Barnett Avenue as set out in Zoning Amendment By-law No.93-14-Z 1.

Further that staff be authorized to amend the subdivision agreement to reflect the changes to the road system and lot configuration.

Further that staff request as a condition of approval that the developer submit an additional letter of credit in the amount of \$99,375, as well as a completion schedule for the outstanding secondary services on the west side of Bartiett Creek within this development.

CARRIED

REPORT 94-28, WASTE MANAGEMENT TASKLQm

Moved by Aid.J.Aibers, Seconded by Aid.F.Cousineau

THAT the Council of the Town of Lincoln continue to support the initiatives of the Waste Management Task Force by budgeting \$800 for this purpose in the 1994 capital budget following endorsement of the Budget Review Committee.

CARRIED (Council. Apr. 18/94) -8-

CONFIRMATION OF COMPLIANCE WITH SECTION 34 OF THE PLANNING ACT

Moved by Ald.J.Albers, Seconded by Aid.R.Keliy

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

Nos.78-85 and 93-14-2 1:

(a) No.94-86, to amend Zonina By-law No.78-85, as amended of the Town of Lincoln a -. (Kwan)

(b) No.94-87, to amend Zoning By-law No.78-85, as amended of the Town of Lincoln (981025 Ontario Inc.)

(c) No.94-88-2 62. to amend Zoning By-law No.93-14-2 1, as amended of the Town of Lincoln (981025 Ontario Inc.)

(d) No.94-89-2 63. to amend Zoning By-law No.93-14-2 1. as amended of the Town of Lincoln (Meadowood Estates)

(e) No.94-90-2 64, to amend Zoning By-law No.93-14-2 1. as amended of the Town of Lincoln (CNR)

(f) No.94-91-Z 65. to amend Zoning By-law No.93-14-2 1. as amended of the Town of Lincoln (OMAD).

CARRIED

BY-LAWS

INTRODUCTION OF BY-LAWS

Ald.Butcher reminded those present of her interest relating to the issue contained in proposed By-law No.94-89-2 63. Ald.Butcher subsequently did not take part in any discussions nor vote on any matters related to that proposed by-law.

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

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

(a) No.94-86, to amend Zoning By-law No.78-85. as amended of the Town of Lincoln (Kwan).

(b) No.94-87, to amend Zoning By-law No.78-85, as amended of the Town of Lincoln (981025 Ontario Inc.).

(c) No.94-88-262, to amend Zoning By-law No.93-14-2 1, as amended of the Town of Lincoln (981025 Ontario Inc.).

(d) No.94-89-Z 63, to amend Zoning By-law No.93-14-2 1, as amended of the Town of Lincoln (Meadowood Estates).

(e) No.94-90-2 64. to amend Zoning By-law No.93-14-2 1, as amended of the Town of Lincoln (CNR). (f) No.94-91-2 65. to amend Zoning By-law No.93-14-2 1, as amended of the Town of Lincoln (OMAD).

(g) No.94-92, to stop up and close Pork Lane, John Street and Summer Street, as shown on Plan 41 A in the former Township of Louth, in the County of Lincoln, now Town of Lincoln. Region of Niagara and to convey the same

(h) No.94-93, to authorize the conveyance of certain lands in Registered Plan No.30M-162 and Registered Plan No.30M-146 (Vinewood Park).

CARRIED

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

THAT By-law Nos.94-86.94-87.94-88-2 62.94-89-2 63.94-90-244.94-91-2 65.94-92

and 94-93, read a first time, be now read a second and third time and finally passed. . . and that the Mayor and Clerk sign and seal the said by-laws.

CARRIED

CORRESPONDENCE -

1. Waikathon Against Male Violence.

R & F.

2. Annual Day of Mourning

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

That April 28th. 1994, be proclaimed as an "Annual Day of Mourning" in

recognition of workers killed, injured or disabled on the job. CARRIED (Council. Apr. 18/94) -9-3. Lincoln Chamber of Commerce, regarding Tourism Committee.

Moved by Aid.A.Danyiuck. Seconded by Ald.P.Butcher
THAT Ald.R.Keily be appointed as the Town of Lincoln representative to the Chamber of Commerce Tourism Committee. CARRIED

4. Ministry of Agriculture & Food. regarding Arbour Week, 1994.
Moved by Aid.R.Keily, Seconded by Aid.J.Aibers
That April 2Mh to May 8th, 1994. be declared as "Arbour Week in the Town of Lincoln, CARRIED

APPLICATIONS FOR TILE DRAINAGE LQ4S

Moved by Aid.J.Aibers. Seconded by Aid.F.Cousineau
THAT the following tile drainage application be approved
Glass, Lot 9, Concession 2 - \$9.700

CARRIED

OTHER BUSINESS

DELEGATIONS

Members of Council discussed the amount of time taken hearing delegations and the affect such lengthy meetings have on decisions later in Council agendas. There was opinion in support of and against restricting delegations allotted time.

Moved by Aid.H.Baid. Seconded by Aid.J.Aibers

Re: Delegations

Whereas the Council is increasingly dealing with extremely lengthy agendas.

Whereas Council members must make important decisions which impact the Town of Lincoln's present and future.

Whereas it is imperative that these decisions be made under the best possible conditions.

Be it resolved that future delegations be allowed 10 minutes per "presentation" (with this amount of time being extended if absolutely necessary, and at discretion of Council.

with a majorly vote) to enable Council to address agenda business in the early evening hours, rather than the later evening hours. . -a-

CLOSED SESSION

Moved by Aid.R.Keily. Seconded by Aid.F.Cousineau

That council adjourn to closed session to consider a legal issue.

CARRIED

After conclusion of discussions in closed session, Council reconvened.

Moved by Aid.F.Cousineau, Seconded by Aid.H.Baid

That the Town of Lincoln not pursue the Statement of Claim as filed by Corrado Estates (BDS Developments Inc.) regarding cash in lieu of parkland dedication respecting its sales to Ashton Homes Limited and accept the value of \$34,934.69 per lot representing the value of the land for the purposes of cash in lieu of parkland dedication under the Planning Act.

Further that the Town Clerk and Chief Building Official report to the Finance & Administration Committee recommending amendments to the Town's cash in lieu parkland dedication policies, providing that actual sales of land to be considered for the purposes of cash in lieu of parkland dedication where such sale exists instead of appraised values provided that such sales are made at "arms length".

CARRIED

ADJOURNMENT

There being no further business to discuss, the M~I

(Diction Date: Apr.19194) Beamsville Room

April 20, 1994

Minutes of a meeting of the Fire and Public Safety Committee held in the Beamsville Room on Wednesday, April 20, 1994 at 6:00 p.m.

Present were: Chairman John Albers, Mayor R. Konkle, Ald. A. Danyluck, Ald. R. Bilkszto, Ald. F. Cousineau sitting in for Ald. P. Butcher.

Staff present: Clair Rouse

ACCOUNTS

-

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

THAT department payments in the amount of \$83,652.21 incurred in accordance with Council policy A-93-342 having now been audited by Committee be ratified by Council. CARRIED

REPORTS

Window Blinds for Fire Department Offices FD#94-112

The Committee reviewed and considered the report submitted by the Fire Chief regarding window

screening for the fire department offices at Town Hall. Committee passed the following motion.
Moved by Mayor R. Konkle, Seconded by Ald. R. Bilkszto
THAT the Fire and Public Safety Committee recommend to Council that the quotation from the Nettle Creek Shop for \$739.48 be accepted and vertical blinds be installed in the three fire department offices.

-@ Dispatching Agreement with the City of Niagara Falls

CARRIED

FW4-113

The Committee members reviewed the report submitted by the Fire Chief regarding the dispatching agreement with the City of Niagara Falls for emergency communications dispatching and Committee members passed the following motion.

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

It is therefore recommended to Committee and Council that the appropriate by-law be drawn up and that the Town of Lincoln enter into an agreement with the City of Niagara Falls as per negotiated contract and subject to our legal department's comments. Further that the clerk be authorized at the appropriate time to prepare the termination by-law for the existing 1980 agreement with the City of St. Catharines.

CARRIED

Fire Department Operating Budget FD#94-114

The Committee members reviewed and discussed the report submitted by the Fire Chief for the 1994 Operational Budget. The Fire Chief noted for Committee members that the 1994 budget showed a 3.2% decrease over the 1993 budget. Committee members passed the following motion.

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

Tt-IAThe operating department budget for the fire department as recommended by the Fire Chief be referred to as submitted to the Budget Review Committee.

CARRIED

Memo to Council - Modernization of By-law 7023

The Committee members reviewed a memorandum to Council regarding an updated modernization of By-law 7023. The by-law giving the Fire Department and Niagara Regional Fire Co-ordinator approval and authority to operate the Niagara Regional Fire Emergency Plan. The Fire Chief as directed by Committee will be preparing the appropriate updated versioirt to the by-law for Council's approval. Memo to Council - Firef'ghter's Appreciation Night Banquet Committee

The Committee members reviewed a memo regarding the appreciation banquet committee and is endorsing the concept of an annual committee being formed made up of the members as suggested in the memo. Committee passed the following motion.

Moved by Mayor R. Konkle, Seconded by Ald. R. Bilkszto

THAT this Committee recomniend to Council that the president of each association be the appointed member to the Committee for the f~refighter's appreciation night.

CARRIED

ADJOURNMENT

Tliere being no further business the Chairman declared the meeting adjourned

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CHAIRMAN SECRETARY Beamsviiiie Room

April 20th. 1994

Minutes of a meeting of the Finance & Administration Committee held in the Lincoln Chambers, on Wednesday. April 20th. 1994, at 6:30 p.m. Present were: Aid.R.Biiksztto (Chairman), Mayor R.Konkie, Aid.J.Aibers, Aid.A.Danyiuck and Aid.F.Cousineau (for Ald.Butcher). Staff present: K,Kruger (Clerk). D.Bakker (Treasurer). B.Radix (Chief Building Officiai) and W,Szakaiy (Deputy Treasurer).

SCHEDULED DELEGATIQNS

LACAC

Brian Romagnoi and Ron McCarter were in attendance to present a proposed budget for LACAC in 1994. Mr.Romagnoli outlined the history of LACAC noting it was established in 1989 under the Ontario Herpage Act. Mr.Romagnoi outlined the activities undertaken in 1993 which included consulting with the Region of Niogara at their request regarding buildings in the Jordan I-ioiow and eisewhere on Regionai Road No.81. Mr.Romagnoi further outined the provincial heritage grants in 1993, work done on photos of heritage sites. and identification of 3 or 4 potential buildings for designation. He further advised that the proposed activities in 1994 include the continuation of the heritage resource inventory and work on heritage designations. Also that the long term goais after completion of the heritage inventory include preparation of an educational brochure and video on Lincoln and continuation of education of heritage in Lincoln. Members of Council discussed LACAC activities and note was made that the heritage inventory was one of the main goais of the outset

however this is not yet available. There was discussion of the difficulties faced by LACAC such as member change over.

Ron McCarter outlined the draft budget for 1994 including reviews of the 1992 and 1993 budget and actual figures. Mr. McCarter noted the problem in 1993 with respect to the designated property grants where the actual grants received from the Province were less than expected. He noted however that the actual net expenditure was still on budget. He advised that in 1994, the grants which may be available are not yet known and therefore have not been budgeted and that the net expenditure being requested totals \$4,080.

Committee members further noted that the progress of the heritage program is a possible concern even though it must be recognized that this is a strictly volunteer group. The important function of the inventory was stressed and opinion expressed that the LACAC activities should be supported but that there should still be a culmination of its goals.

Committee members reviewed the actual figures from 1993 specifically with respect to grants. The Town Treasurer outlined the circumstances with respect to grants. Concern was expressed by Committee members that the draft budget represents a \$1,700 increase in net expenditures from the previous figure of \$2,366.

Moved by Aid. F. Cousineau, Seconded by Aid. J. Aibers

That the budget information as submitted by LACAC be referred to the 1994 Budget Review Committee.

CARRIED

JORDAN HISTORICAL MUSEUM OF THE TWENTY

Dave Turner, Sandra Easton, Rick Wismer and Diane O'Neil were in attendance representing the Jordan Historical Museum, regarding the Museum's 1993 financial statements and request for an advance of \$7,500 on the safety net approved by Council in 1992, to help them through a period of high expenses and low revenue.

Mrs. Easton reviewed information regarding the Heritage Gift Shop and outlined attendance statistics for the Museum for 1993. She also highlighted that in the year the Museum relied on approximately 12,000 hours of volunteer time to undertake its activities. She advised that the Sampler Gallery was a success as was the Gin Shop.

Mr. Rick Wismer then distributed copies of financial statements for the Museum and reviewed them for those present. Mr. Wismer reviewed the unaudited statements for the Jordan Historical Museum of the Twenty operating fund, the heritage building fund, and the capital fund. (Finance. Apr. 20/94) -2-

In regard to the financial statement, members of Council raised questions with respect to donations and resultant tax deductions.

Mr. Wismer then highlighted the financial statements of the Jordan Historical Museum Holdings Company. In response to questions from members of Council, Mr. Wismer outlined the reason for establishing the Holding Company. He advised that to establish the Sampler Gallery required entering into a lease, and since the Gallery was then bound to certain expenditures and not guaranteed revenues the purpose was to ensure that the Museum artifacts were protected from any possible claim and auction for back rent for example. He advised that the Holding Company was designed to insulate the Museum's artifacts against any possible claims by the landlord under the Landlords-Tenant Act. There was discussion with members of the committee as to whether a waiver of claim was possible instead of a separate Holding Company and if that possibility was looked at. Mr. Wismer advised that the Holding Company was the route recommended by legal counsel and therefore the route taken.

Mr. Wismer then reviewed the financial statements for the Heritage Gift Shop noting that the sales totalled \$23,733 in really only 4 months of operation. Committee members questioned what the financial obligation on the part of the Gift Shop was to the Museum other than what is due through the original loan. It was questioned whether revenues were intended to eventually offset government grants, Mr. Wismer advised that revenues from the Gift Shop were intended to pay back the operating expenditures at this point however if it does generate in excess in the future, this could be looked at. He stated that it would be a number of years before the borrowed money would be repaid.

Questions were raised by committee members regarding the differences between the Town and the Museum over bookkeeping. Mr. Wismer discussed the accounting used and the differences between the Museum and the Town. He stated that he intended to propose some changes tonight and suggested that the Museum submit a manual monthly summary to be delivered to the Town for input into the Town's GL. He suggested that payroll would still be done by Town staff. Mr. Wismer outlined some of

the current differences between Town staff and the Museum and advised that the Museum could not afford to continue with the current situation, The Town Treasurer outlined the reason for the establishment of the current accounting practices and advised that those reasons have changed. He stated that the original purpose was for monitoring however with the number of funds now established, this is no longer necessary. He stated that there is now no use in both the Museum and the Town doing the recording. The Treasurer proposed that the Town transfer all activities back to the Museum including payroll and that monitoring could be done in full by way of the financial statements submitted to the Town by the Museum as audited. Mr. Wismer stated that the Board may wish to discuss this issue further as the payroll may be a difficulty and further that the monthly update should be done by Town staff. The Treasurer expressed opinion that the monthly reports have little value as the expenditures are mostly salaries which remain constant. Committee members suggested that with respect to the payroll, it should not be a burden to the Museum to do what amounts to 5 cheques bi-weekly. Ms. Easton then entered into discussions regarding the Heritage Gift Shop revenue and accounting. She stated that a percentage of the revenues must go into the building fund as this is the intent of the Gift Shop establishment. She stated that it is also the intent of the Museum to become less reliant on the Town for operations also and that the Town and the Museum must come to an agreement on proportions of the revenue split.

There was further discussion of the removal of the reliance of the Museum on Town grants and possible reductions in all grants. Mrs. Easton further stated that the Museum wishes to become self-reliant and that they recognize that grants available are decreasing. She stated that the Museum does not expect an increase on the \$30,000 grant currently in place and are working to prepare for potential decreases.

Mr. Turner then submitted a summary of operations for the Gift Shop for 1993 and budget for 1994. Mr. Turner advised that this was done in relation to their letter to Mayor Konkie requesting an advance on the approved safety net. (Finance. Apr. 20194) -3- Mr. Turner then highlighted the documentation. Committee members questioned whether the Museum was confident that they would achieve the sales as projected in the 1994 budget. It was noted that the financial statements included the safety net amount even though it has not yet been received from the Town. Museum representatives advised that this was the case and that they had wanted a full accounting of all actions in place before they approached the Town requesting an advance. Committee members discussed Council's original motion regarding the safety net. The Treasurer stated that the amount is not currently in the Town's budget since certain details required were not submitted, There was discussion of whether this was a request for a grant in the amount of \$7,500 or whether it is to be intended as a loan. Mrs. Easton agreed with the Treasurer that it essentially was a grant against the total amount of the safety net not to be paid back, and that this was considered separate from the annual operating grant from the Town, Committee members suggested then that this should be referred to as a one-time capital grant, Mrs. Easton advised that it was to be financial backing for the Museum if required and that it is a one-time request. Committee members referred to the original motion of Council and the term "safety net". Opinion was expressed that the purpose of the safety net was to make sure the Museum could keep operating and would be required only when absolutely necessary, It was questioned whether other funds would be available to the Museum. Mrs. Easton equated the safety net to a semi-partnership with the Town and expressed opinion that to try to define safety net now would result in the Museum members feeling betrayed. Committee members noted that there is a balance in the cash accounts of the Museum of \$30,000 even though it is in the Building fund. It was suggested that it is there and available to borrow from and therefore the safety net should not be drawn upon. Committee members further stated that the term "safety net" should be defined or called what it really is, being a capital grant. Museum members advised that they had not intended to make use of the safety net unless absolutely needed and that its purpose was established at the outset of the project. Committee members suggested that the Museum was in a position that it does not want to risk any more of its Building fund as a loan to operate the Gallery and Gift Shop. Committee members further discussed the Museum's presentation in 1992 and subsequent Museum actions. There was further discussion regarding the term 'safety net' and Council's original intent. Committee members further suggested that the funds could be borrowed from elsewhere in the Museum and suggested that if the Town did not grant this amount, there are other alternatives available. It was further stated that this payment equates to a grant. Mrs. Easton stated that the amount would

be a grant however it should not be seen as a handout that the Museum does not need. She suggested that it is not proper that the Museum must bankrupt themselves prior to receiving this safety net. There were further suggestions that the Museum is able to borrow from their own building fund instead. Museum members discussed the difficulties involved in borrowing from the Heritage Building fund. Committee members further discussed what the original intent of the establishment of a safety net was and opinions were expressed suggesting that the current request from the Museum completely complies with the original intent of that resolution. As a result of further discussion. Museum representatives stated that they believe they will not need any future draws on the safety net as established. Further opinion was expressed by Committee members that the original intent was not to cover losses but was to cover cash flow difficulties in times of high expenditures and low revenues and therefore there would be no difficulty with a loan to be recovered when profits are realized.

Moved by Mayor R.Konkle. Seconded by Ald.A.Donyiuck

Re: Jordan Historical Museum

That the Town authorize a grant of \$7,500 from the \$15,000 safety net previously approved by Council.

CARRIED

LINCOLN PUBLIC LIBRARY BOM

Lori Sims and Sharon MacMillan were present representing the Library Board regarding the proposed 1994 operating and capital budget. Miss Sims noted for information that the Library had received a tape of the NO special on library boards and which featured the Lincoln Public Library Board and Town Council. She advised the tape is available at the library to view and that it will be aired on TV Ontario, Saturday, April 30th, 1994, at 1:30 p.m. (Finance. Apr.20194) -4-

With respect to the budget, it was noted that the draft was in the committee's package along with the library's annual report. Miss MacMillan then outlined for those present the draft budget as submitted. She noted that the bottom line represents a 0% increase despite legislated increases of \$4,000 in minimum wage costs and increases in the cost of benefits. She advised that this was achieved through items including the change from full time to part time of one library assistant in May of 1994, a cut in professional seminars, a CPU upgrade which results in less costs and savings on janitorial services and insurance costs. Miss MacMillan outlined that there were improvements in services also such as the INFO program among others. Miss MacMillan then further noted the late request to be added to the capital budget as outlined in their covering letter dated April 13th, 1994. This request was for additions to the capital budget to add \$1,983 for the purchase of promotional items and also for the addition of \$2,500 for consultants' services to complete the required environmental assessment and application for the Federal/Provincial infrastructure Grant program. In response to questions from members of Council, it was noted that the promotional items included mugs for the Literacy Council and notepaper with the Fleming Branch logo to be sold. It was noted that the Library hopes to recover \$2,350 in revenues from that expenditure. It was also noted that the promotional items included graphics for displays for the East End Facility as part of their plan to keep the public up-to-date on the project. Committee members discussed the consultant work being proposed and also the promotional revenues. In response to questions from Committee members, Miss Sims noted that the promotions do not represent a substantial fundraising program and would not offset the consulting services being proposed.

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

That the budget information as submitted by the Lincoln Public Library Board be referred to the 1994 Budget Review Committee.

CARRIED

ACCOUNTS

Moved by Ald.J.Aibers, Seconded by Mayor R.Konkle

THAT Department payments in the amount of \$5,649,550.19 incurred in accordance with Council Policy A-90-284, having now been audited by Committee be ratified by Council.

CARRIED

REPORTS

BDR-94-93, BUDSR_ECMMENDATim

The Chief Building Official was present and highlighted the department's proposed budget. He noted it was down from the proposed 1993 budget and noted that the most important item is the retirement of the full time by-law enforcement officer and replacement on a part time contract basis. He further advised that part of the void left

would be filled with the proposal for dog licence collection as outlined in the report. Committee members expressed some difficulties with respect to the dog licence collection proposal. Concern was expressed that any agreement must be a written agreement. It was also suggested that use of a Town car would not be acceptable and that instead there should be a removable logo which could be placed on their personal car and that this logo be used only when on Town business. Further that it must be ensured and it is understood that this is a contracted service not a regular Town employee, The Chief Building Official advised that the reason for the inclusion of the Town car in the proposal was to establish instant ID as a representative of the Town as soon as they pulled in the driveway. Committee members discussed the need for ID as is outlined in the proposal. There was discussion of the proposed financing and discussion as to whether a payment of a flat, reasonable fee should be investigated instead of the continuing commission each year. Further to this report, there was discussion of weed cutting and the use of Town staff and discussion of the Humane Society request. It was noted that the Humane Society's request was the same as last year's request which was not granted. There was discussion of the service level from the Society and of the various services they provide. (Finance, Apr.20194) -5- Moved by Aid.J.Aibers, Seconded by Aid.F.Cousineau (BDR-94-93)

1. That the Dog Licencing Service proposal be acted upon.
 2. That the full time position of By-law Enforcement Officer be suspended for a two year period,
 3. That the part time By-law Enforcement services be performed by Mr.Ernie Arian at the present hourly base rate for a two year period. CARRIED
- BDR-94-94. MONTHLY BUILDING REPORT
Moved by Aid.F.Cousineau. Seconded by Aid.J.Aibers
(BDR-94-94)

THAT the March 1994 Building Report as submitted by the Chief Building Official be received for the Committee's information. CARRIED
FIN-94-115. INVESTMENTS. RESERVES. TRUST FUND STATUS
Moved by Aid.F.Cousineau, Seconded by Aid.J.Aibers
(FIN-94- 1 15)

THAT the investments, Reserves and Trust Fund Status report, as submitted by the Treasurer, be received for the Committee's information. CARRIED
FIN-94-1 16, TREASURY/FINANCE DEPARTMENT OPERATING BUDGET. 1994
Committee members reviewed the budget and suggested that the actual operations of the Department should somehow be separated from others they have no control over such as tax write-offs, etc. The Treasurer advised that this is a difficulty which reflects in the annual amounts but that at least the differences can be fairly easily explained,
Moved by Ald.A.Danyiuck. Seconded by Mayor R.Konkle
(FIN-94-1 16)

THAT the operating department budget for the Treasury/Finance Department as recommended by the Treasurer be referred as submitted to the Budget Review Committee.
CARRIED
FIN-94-1 19.1994 GRANT APPLICATIONS

Committee members questioned the Agricultural Society application and whether the Society does or does not meet the grants criteria or whether they do not submit in certain years. The Deputy Treasurer advised that the Agricultural Society simply does not meet the policy since they receive grants from the province. It was noted that a one time grant was given last year specifically for the parade by Council and was a specific circumstance. There was further discussion of grants versus subsidized rates for ice time, etc., and how they could be and should be identified for the information of Council.

Moved by Aid.A.Danyiuck. Seconded by Mayor R.Konkle
(FIN-94- 1 19)

1994 Applications:

1. That the grant application submitted by the Beamsville Community Against Violence be denied since it does not comply with the overall purpose of the grant policy and access to counselling services is available through a Region-wide provincially funded agency.
2. That the grant application submitted by the Royal Canadian Legion be accepted.
3. That the grant application submitted by the Lincoln Agricultural Society be denied

since it does not comply with the grant policy.

CARRIED

ECONOMIC DEVELOPMENT SUBCOMMITTEE

Committee members discussed the recent tourism strategy suggested in the study by Brock University students and suggested that a Town identity should be pursued. It was noted that items such as the Lincoln Garden Club proposing to have the Town of Lincoln sign with the Village underneath (Beamsville, Vineand. Jordan) was confusing and there was discussion of which should be the public identity pursued. (Finance, Apr.20194) -6-Moved by Aid.A.Danyiuck. Seconded by Mayor R.Konkie
That the Economic Development Subcommittee minutes of March 29th. 1994, be adopted as circulated.

CARRIED

C-94-118. SUMMARY OF CORRESPONDENCE

The Clerk submitted the summary of correspondence with recommendations where deemed appropriate. The Clerk noted the item regarding federal electoral boundaries. Mayor Konkle noted for those present, the presentation made to the Canadian Bond Rating Service by the Region and discussed that issue. He further noted that with regard to item #16 the Lincoln Leapers have asked for the Town to provide a write-up for the program and also advised that he will do a letter of welcome.

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

(C-94- 1 18)

THAT the Clerk's summary of correspondence report be adopted, and the recommendations contained therein be approved and acted upon.

CARRIED

OTHER BUSINESS

HOUSE ON TOWN HALL PROPERTY

It was noted that there is currently a tenant in the house located on the southwest corner of the Town Hall property which is still rent free. It was suggested that there should be a rental fee and discussion of what amounts could be realized. There was discussion of the possible Landlord-Tenant position and direction that staff investigate the matter.

ADJOURNMENT -.

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

CHAIRMAN SECRETARY

(Dictation Date: Apr.21194) C-94- 1 18

April 2Mh, 1994

REPORT TO: The Chairman and Members of the Finance & Administration Committee
KxX & Kyle S.K~ger. Town Clerk

E Correspondence. Committee's Meeting of April 20th. 1994

Ald.R.Bilkszto, Chairman and Committee Members:

The following is a summary of the correspondence for the Committee's meeting of April 20th. 1994, with staff recommendations.

1. Region of Niagara, letter March 4th. 1994, regarding government job creation initiatives. The letter advises that Regional Council passed a resolution on March 3rd.

1994, requesting contractors and municipalities involved in the Canada/Ontario Infrastructure Works Program work in concert with the Regional Social Services

Department employment programs staff to ensure consideration of referrals of compatible general welfare recipients when hiring for newly created positions,

RECOMMENDATION: Receive and File

2. Gardiner, Roberts. Barristers & Solicitors, newsletter regarding Education Development Charge by-laws. The newsletter advises that the Court of Appeal for Ontario has held that the York Region Board of Education and the York Region Roman Catholic School Board education development charge by-laws are constitutionally valid. This overturns the Order of the Divisional Court, striking down the educational development charge by-laws as infringing on the Constitution Act, 1867. The newsletter also notes that the Court held this decision on the basis that would clearly make municipal development charge by-laws valid as well.

RECOMMENDATION: Receive and File

3. Niagara Regional Police, newsletter regarding its alternate response system. The letter discusses community consultations done on how to offer better policing services in a cost effective manner. It notes that 86% of citizens surveyed said they would accept police handling their complaints by telephone as an alternate to having an Officer personally attend. Therefore, commencing March 6th. 1994, the Regional Police began

testing a new system dealing with routine coils. Therefore, for minor incidents, the police will no longer attend personally but these non-priority calls will be directed to the alternate response unit to be handled by telephone. This is done in order to allow the mobile patrol officers to respond to emergency calls without unnecessary delays. The letter outlines some guidelines to determine if the situation is appropriate for the alternate response unit including: complaints which are belated and there is no advantage to having a mobile officer attend; the caller does not know where the suspect is and there is little likelihood of their being caught; there is no imminent danger; there is no need to protect the scene for evidence; there is no evidence to be gathered; or there are no witnesses to interview. 2 Finally, the letter outlines situations where police response will not be on the scene as

follows: (1) trespassers; (2) traffic complaints; (3) accidents on private property; (4) minor collisions; (5) complaints of erratic or unsafe driving; (6) minor theft, attempted thefts, break and enters to sheds and garages, and damage complaints; (7) obscene and harassing phone calls; (8) Liquor Licence Act, drug complaints, youth complaints; (9) suspicious persons or indecent acts where the offender is unknown and no longer at the scene; (10) noise complaints and neighbour disputes; (11) barking dogs or other animal complaints. Finally, the letter notes that there will be some grey areas where incidents appear to be low priority but may escalate. Police advise that the well trained dispatchers will have a capacity to override the rules if they sense any degree of urgency and dispatch a car. a

RECOMMENDATION: Receive and File

4. Lincoln Public Library Board, Annual Report 1993. The Annual Report outlines all the actions taken in the East Lincoln Branch development study, information on the job finders centre, the installation of the information network for Ontario in the Lincoln Public Library, information on programming, pay equity and library board promotions. The report also includes 1993 statistics for the Lincoln Public Library including a total increase in circulation for the year of 7.5%.

RECOMMENDATION: Receive and File

5. Region of Niagara, letter March 18th. 1994, regarding Workers compensation and Schedule 2 funding. The letter includes a report done updating Regional Council on discussions surrounding the workers Compensation Board consideration of Schedule 2 funding alternatives and asks that area municipalities support a Regional Council resolution confirming its position opposing any action being taken by the Workers Compensation Board which would increase costs to Schedule 2 employers. Further that staff continue Council's efforts through municipal groups and associations to oppose any policy change that would have an adverse effect on the Region's finances relative to the Workers Compensation Board liabilities,

RECOMMENDATION: Receive and File

6. Organization of Small Urban Municipalities, notice of its annual conference to be held in the Town of Leamington. May 4th - 6th, 1994.

RECOMMENDATION: Receive and File

7. Association of Municipalities of Ontario. March. 1994, update. Information includes updates on meetings between AMO and the Province and with meetings with the opposition parties. Other notes include information on the Education Development Charges court challenge, the 1994 Federal Budget and Health Sector Social Contract Savings targets.

RECOMMENDATION: Receive and File 8. Region of Niagara, Council highlights, March 3rd. 1994. Reference to Regional

Council endorsing a resolution from the City of Stoney Creek petitioning the Provincial Government to legislate measures for the sale, rental and distribution of pornographic material, reference to the Administrative review for the Land Division Committee, the award of the construction tender for the Niagara Region Police Headquarters in the City of Welland, and resident care management and trust accounting system.

RECOMMENDATION: Receive and File

9. Region of Niagara, Council highlights, March 17th. 1994, Reference to the Canada/Ontario Infrastructure Works program and Council approval, that Sunset Haven Home for the Aged in the City of Welland be replaced with a new facility to be funded under the program, also approval of an application to be submitted under the Works Program for \$1.5 million to undertake temporary urgent repairs and maintenance at Sunset Haven to extend the life of the building by two to three years. Reference to approval of a recommendation to reduce the Niagara Peninsula Conservation Authority membership from 22 to 17, 12 members of which would be appointed by the Region of Niagara. 2 by the Region of Hamilton/Wentworth, and 1 by the Region of

Haldimand/Norfolk, along with 2 provincial appointees. This is subject to the approval by the member Regional municipalities. Also reference to Workers Compensation and Schedule 2 funding and Council approval for the retention of a consultant to undertake the Waste Management Feasibility Study and approval of a Development Control Plan for Niagara which incorporates a procedure for assessing and signing reserve capacity at sewage treatment plants.

RECOMMENDATION: Receive and File

10. Region of Niagara. Council highlights, April 7th. 1994. Reference to the Canada/Ontario Infrastructure Works program and authorization of submission of applications in the total of \$23,000,000 for water, sewer and roads projects in the Region of Niagara. Also reference to a compulsory animal rabies immunization program and the spring 1994 debenture issue.

RECOMMENDATION: Receive and File

11. Federal Electoral Boundaries Commission for Ontario, letter March 16th. 1994. regarding the Town's submission regarding the proposed boundaries. The letter advises that should the Town wish to be heard at the public hearings to be held in Hamilton, May 16th and 17th. 1994, they will require the following information: (1) preferred language of presentation; (2) type of presentation (oral or written); (3) nature of representation. The letter advises that if the Town is unable to attend the public hearings in person or wishes only to make a written submission, they will require the Town's written permission to make the letter public at the hearing. The letter further advises that if the Town wishes to supply a written submission only, more details on where the Town of Lincoln should be included in any electoral boundaries should be provided. RECOMMENDATION: That the Town of Lincoln supply a written submission to the Federal Electoral Boundaries Commission for Ontario, advising that the Town of Lincoln believes that it should be included in an electoral area more reflective of the areas larger common community interests to include other Region of Niagara area municipalities such as Grimsby, St. Catharines, Pelham and West Lincoln".

12. Region of Niagara. letter March 14th, 1994, supplying the Region's 4th Quarter and Annual 1993 Building Permit activities. Highlights for the 4th Quarter building permit activities indicate an overall Regional drop in the 4th Quarter from 1992 of 18.8% and in the Town of Lincoln, a decrease of 17.9%. For the year 1993, the Region experienced a drop in building permit values of 22.1% however the Town of Lincoln experienced an increase of 55.1%. Also included in the report is an analysis of area municipality building permit values from 1989 to 1993. This indicates a decrease in total building permit values. decreasing from \$619,712,732 in 1989 to \$204,450,736 in 1993.

RECOMMENDATION: Receive and File

13. Region of Niagara. Chief Administrative Officer, letter March 14th, 1994, regarding a presentation made to the Canadian Bond Rating Service. The letter advises that the Region did not obtain the type of rating they would have preferred however the Canadian Bond Rating Service did note that the rating outlook for the Region is stable. Finally, the letter notes that because of the current economic situation in Niagara and specifically unemployment rates, the CBRS felt there is a measure of concern and have attached a minus to the current AA rating.

RECOMMENDATION: Receive and File

14. Lincoln Public Library Board, minutes of its meeting, February 22nd. 1994. reference to the Jobs Ontario Community Action Plan meeting scheduled for February 24th. 1994. Reference to adoption of the Board's developmental objectives for 1994. Reference to the 1994 budget noting the first draft results in a 0.5% increase over 1993. Reference to the Operations Committee and the Heritage Village proposal regarding the possibility of a lease to own arrangement for the East End facility.

RECOMMENDATION: Receive and File

15. Niagara National Access Awareness Week Committee, letter asking Council to proclaim May 29th to June 5th, 1994. as National Access Awareness Week in the Town of Lincoln.

RECOMMENDATION: "That the Council of the Town of Lincoln declare May 29th to June 5th. 1994, as National Access Awareness Week in the Town of Lincoln". 16. Lincoln Leapers, letter advising that they will be hosting the 7th Annual Ontario

Skipping Championships. May 14th and 15th. 1994, at the Beamsville District Secondary School. Further, that they are asking for support from local merchants by way of placing an advertisement in their souvenir program or donating small items or coupons for approximately 300 gift bags. The price of the ads range from \$25 for business card size to \$125 for a full page.

RECOMMENDATION: "That the Town of Lincoln place a message in the Lincoln Leapers

souvenir program at a cost of \$25.

17. Ontario Hydro, letter of March 30th. 1994. regarding its fact sheet on Ontario Hydro's participation in the Joint Utiii Epidemiological Study on the possible long term affects of exposure to 50 and 60 eieetric and magnetic fields. The letter advises that the study is one of a number of studies Ontario Hydro has initiated to assess the heaith affects of electric and magnetic fields. The brochure and fact sheet included with the ietter provide background information to the study results and Ontario Hydro's action and response pian.

RECOMMENDATION: Receive and Fiie

18. Niagario Ministiy of Municipal Affairs. ietter March 23rd. 1994, providing information on major ironfers as reasead that day by the Provincial Finance Minister. The letter notes that the Province has kept unconditional grants at iast year's ieevi. The ietter further discusses the Social Contract Expenditure Conirol Plan and the infrastructure Works program.

RECOMMENDATION: Receive and Fiie

19. Jordan Historicaic Museum of the Twenty, minutes of its Board meeting. February 23rd, 1994. Reference to discussions with the Town regarding a Museum Accounting system. Reference to activities of the Pioneer Day Committee and of the fundraising committee.

RECOMMENDATION: Receive and File

20. Niagara Peninsula Conservation Authority, ietter March 24th, 1994, regarding the Lake Ontario Shoreline Management Plan. The ietter invites aii members of Councili to attend an upcoming open house on the development of a Shoreline Management Plan for Lake Ontario. These open houses will be heid Thursday, April 14th. 1994, in Port Dalhousie. and Tuesday. April 19th, 1994.6:30 pm to 9:00 pm at the Grimsby Municipal Offices.

RECOMMENDATION: "That the informatlon on the Lake Ontario Shoreline Management -. Plan Open House be circulated to ail members of Councili".

21. Niagara Peninsula Conservation Authority, ietter March 23rd. 1994. advising of member attendance at full authorii meetings for 1993.

RECOMMENDATION: Receive and File 6 22. Region of Niagara, letter March 18th. 1994. regarding the Waste Management

Feasibility Study for the Region of Niagara. The letter advises that Regional Councili at its meeting of March 17th. 1994. approved the recommendation of Its Public Works and Utilities Committee, that the firm of C.N.Watson & Associates be engaged to undertake the Waste Management Feasibility Study at an estimated cost of \$230,000.

RECOMMENDATION: Receive and File

23. Ontario Ministry of Health, Pubiiccion, October, 1993, entitled "A Healthier Ontario: Progress in the '90's. The publication is intended to outline the current government's health pian for the future and actions taken to date. The report drops 5 health goals for Ontario as follows: (1) shift the emphasis to health promotion and disease prevention; (2) foster strong and supportive families and communities; (3) ensure a safe, high quailty physical environment; (4) increase the number of years of good health for the citizens of Ontario by reducing illness, disability and premature death: (5) provide accessible, affordable, appropriate health services for all.

RECOMMENDATION: Receive and File

24. Ministry of Transportaion, ietter March 24th. 1994, requesting exemption from the Town of Lincoln Noise By-iaw with respect to its improvement projects to the QEW between 16 Miie Creek and the Jordan Road interchange. The ietter notes that this work is necessaryfor the publiic benefit of safety and that nighttime construction is proposed in order to minimize disruption to traffic. The proposed work is currently scheduled to commence in the spring of 1994 with completion by the fall of 1996 with night work anticipated through the duration of the construction season. The letter further notes that the Ministry's practice is to inciude general construction, noise control measures in the contract package however if noise related compiaints do arise, the Ministry wili investigate and consider potentiai construction noise, mitigation or the specific activities causing concerns.

-N: "That the Town of Lincoln grant an exemption to the Ministry of Transportation from the Town's Noise By-iaw No.81-63 as amended by By-iaw No.85-47, for the Ministry's Queen ESzabeth Way improvement project between the 16 Miie Creek and the Jordan Road interchange commencing in the spring of 1994 and completed by the fail of 1996. / .

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