

Lincoln Chambers  
December 2nd, 1996

The Council of the Town of Lincoln met in regular session on Monday, December 2nd, 1996, at 7:00 pm, in the Lincoln Chambers. All members of Council were present, except Ald.B.Culp, and the meeting was chaired by Mayor R.Konkle. Staff present: A.Buist (CAO), K.Kruger (Clerk-Treasurer),C.Held (Director of Planning), G.Holman (Director of Public Works), D.Wainman (Director of Recreation), H.Booth (Museum Curator) and C.Rouse (Fire Chief).

#### ADOPTION OF MINUTES

Moved by Ald.R.Kelly, Seconded by Ald.A.Gretsinger  
That the minutes of Council's meeting of November 13th, 1996, be adopted as circulated. CARRIED

#### PUBLIC HEARING. RE: PROPOSAL TO CLOSE AND CONVEY PART OF CAROLYNN

The Chairman opened the public hearing held pursuant to Section 300 of the Municipal Act, regarding the Town's proposal to close and convey certain parts of Carolynn Court. The Clerk outlined the

reasons for the public meeting pursuant to the Act, to hear any persons who wish to address Council whose lands may be prejudicially affected by the proposed road closing. The location of the proposed sections of Carolynn Court to be closed were also detailed. The Clerk also advised that the notice of the public hearing had been

advertised in the local weekly newspaper in its editions, October 30th, November 6th, 13th and 20th, 1996.

The Chairman inquired of those present if anyone in attendance wished to address Council regarding this issue.

Upon confirming that no-one wished to address Council, the Chairman declared the public hearing closed.

#### SCHEDULED DELEGATIONS

##### CAROL AUSTIN. RE: VALENCIA PLACE SUBDIVISION

Mrs.Austin was present and addressed Council regarding concerns with the Valencia Place subdivision application. Mrs.Austin circulated to members of Council, copies of her comments dated December 2nd,

1996, and reviewed the document for members of Council. Members of Council noted the accusations that staff in the Town are plotting to put a pond on her property and indicated the Town has bent over

backwards to assure her this is not the case. Members of Council also confirmed with staff, for the information of Mrs.Austin, that there is no plan to place a detention pond on her property. Members

of Council also raised questions regarding the cul-de-sac questioned by Mrs.Austin and confirmed the reasons for its inclusion. Members of Council also generally reviewed the history of the Bartlett Creek Drain, the reasons for the initial proposals for retention ponds and also advised Mrs.Austin that the invitation to meet with staff and certain members of Council is still open, to discuss and review the whole issue should she wish to attend.

##### MONTY VANDEYAR. RE: VALENCIA PLACE SUBDIVISION

Mr.Vandeyar, Solicitor for the applicants for Valencia Place subdivision, was present to address the roadway identified as Street "E" on the proposed plan. Mr.Vandeyar reviewed the alignment as proposed by the applicant and that recommended by Town staff. Mr.Vandeyar outlined the benefits which the proponents believes will

occur with the road alignment they propose and asked that Council table this red line revision until after a traffic engineering report is done. (Council, Dec.2/96) -2-

Moved by Ald.w.MacMillan, Seconded by Ald.A.Gretsinger Re: Valencia Place The red line revision to draft plan of subdivision Valencia Place be deferred until a traffic impact study has been completed at the developer's cost and that the plan not be forwarded to the Region for draft approval prior to Council consideration of that study. That the Director of Public Works in consultation with the developer select an appropriate consultant. CARRIED

#### REPORTS

##### CLOSED SESSIONS

Members of Council were advised of recent issues regarding confidentiality of information discussed in closed sessions. It was suggested that maintaining confidentiality was more than just consideration for other aldermen but is also designed to protect the interests of the municipality.

##### CHALETS AT VINELAND

Members of Council were made aware of the proposed development in the Vineland area soon to be moving through the approval process known as the Chalets at Vineland.

**PUBLIC MEETING. MINUTES OF NOVEMBER 25TH. 1996**

Moved by Ald.R.Kelly, Seconded by Ald.W.MacMillan That the Public Meeting minutes of November 25th, 1996, be adopted. CARRIED

**GENERAL COMMITTEE**

Members of Council raised questions regarding the status of the Main Street/Wismer Street hydro project. In response to questions, the Director of Public Works advised that the proponent is seeking to complete the process under the Local Improvement Act. With respect to Report PW 96-279, members of Council were advised that meetings are ongoing regarding negotiations for the value of the downtown parkette.

Moved by Ald.A.Gretsinger, Seconded by Ald.R.Kelly That the General Committee minutes of November 25th, 1996, be adopted, and the recommendations contained therein be approved and acted upon. CARRIED

Further to certain development issues included in the General

Committee recommendations, Council members raised questions regarding the new Development Charges Act being proposed, and suggested development be frozen and that no building permits be issued until the affects are known. Other opinion was expressed that although the intent is correct, withholding building permits will have a negative affect and would not be appropriate. It was suggested that the Province be sent a message which does not penalize the local taxpayers. Other opinion was expressed that such a move would not be penalizing current residents.

Suggestion was made that the withholding of building permits would result in legal challenges and court costs, and the Town should instead go after the Minister of Municipal Affairs, being the source of the difficulties. It was further suggested that the Town needs to send a strong message but that the legality of such steps should be examined prior to taking any action. Further opinion was expressed that the Town does not know the affects of continuing with development and therefore should

be delaying it until all issues are dealt with. (Council, Dec.2/96) -3-

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

Re: New Rules, Development Charges Act Whereas the Minister has announced new rules for the Development Charges Act. Whereas new rules could have a great impact on the present taxpayer.

Whereas the Town of Lincoln has a number of housing development proposals both ongoing and in planning stage. Be it resolved that the Town place all housing development in the Town on hold until further notice. Further, that the Building Department be instructed to place a hold on the issuance of all Building Permits until the Town has an opportunity to review the impact the new rules will have on ongoing developments. Further, that staff be directed to prepare a report for Council review as soon as possible to review the impact of the new rules and possible solutions for the community. Further, that the Minister be advised of our opposition to his proposals. AYES: Ald.Bald, Ald.Kelly. NAYS: Ald.Bilkszto, Ald.Danyluck, Ald.Good, Ald.Gretsinger, Ald.MacMillan, Mayor Konkle.

Moved by Ald.R.Bilkszto, Seconded by Ald.Danyluck Whereas the new Development Charges Act will have a detrimental affect on the municipality's ability to finance new capital growth expenditures; Whereas all municipalities will be adversely affected by the Development Charges Act, 1996. Be it resolved that the Town of Lincoln strongly opposes the Development Charges Act, 1996. Further that this resolution be forwarded to all municipalities in the Region for their support and a letter be forwarded to the Minister of Municipal Affairs & Housing. CARRIED

Moved by Ald.R.Bilkszto, Seconded by Ald.D.Good Be it resolved that legal opinion be obtained re, restricting development because of the financial concerns of the new Development Charges Act. Further that AM0 be consulted.

CARRIED

**ff&L E SANITARY S- REPAIRS**

Moved by Ald.H.Bald, Seconded by Ald.D.Good (PW 96-281) That the Town of Lincoln Council authorize staff to proceed with the necessary repairs to the sanitary sewer system as outlined in this report and that D.M.Robichaud Associates Ltd, be engaged for this purpose. Further that these expenditures not exceed the upset limit price quoted by the contractor. CARRIED

Moved by Ald.D.Good, Seconded by Ald.A.Danyluck 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 meeting is required in the matter of the following proposed amendments to Zoning By-law No.93-14-2 1: (a) No.96-120-2 140, to amend Zoning By-law No.93-14-2 1, as amended, of the Town of Lincoln (Singing Skies Farms).

CARRIED (Council, Dec.2/96) -4-

**BY-LAWS**

Moved by Ald.R.Bilkszto, Seconded by Ald.A.Danyluck That leave be given to introduce the following by-laws: No.96-118, to stop up and close part of Carolynn Court and to convey the same. No.96-119, to adopt Amendment No.17 to the Official Plan for the Town of Lincoln. No.96-120-Z 140, to amend Zoning By-law No.93-14-Z 1, as amended, of the Town of Lincoln (Singing Skies Farms). No.96-121, to amend By-law No.89-2000, being a By-law regulating traffic and parking on local Municipal Roads (Tufford) .

No.96-122, to authorize execution of a contract agreement with Dykstra Plowing for snow removal services.

No.96-123, to authorize execution of a contract agreement with Quarry Ridge for snow removal services.

No.96-124, to authorize execution of a contract agreement with Ebersole Excavating Inc, for the Charles Street/ Glenwood Drive watermain replacement project. No.96-125, to impose special annual drainage rates upon land of which money is borrowed under the Tile Drainage Act (Whitty) . No.96-126, to authorize the execution of an agreement with Landcorp Ontario Limited. No.96-127, to authorize the execution of an agreement with

B.I.Robertson & Associates Limited, Ron Kobrick (In Trust) and Kobrick Developments Inc. No.96-128, to authorize the execution of a site plan agreement with Merrick Homes (Paradise Ravines Inc.).

**CARRIED**

Moved by Ald.A.Danyluck, Seconded by Ald.R.Bilkszto That By-law Nos.96-118, 96-119, 96-120-2 140, 96-121, 96-122, 96-123, 96-124, 96-125, 96-126, 96-127 and 96-128, 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**

**NOTICE OF NEW BUSINESS**

**STAFF ATTENDANCE AT MEETINGS**

Moved by Ald.H.Bald, Seconded by Ald.D.Good Re: staff attendance at Monday night meetings Whereas the cost of having all Department Heads in attendance at all meetings results in an annual cost of \$10,000. Be it resolved that only Department Heads directly involved in the various agendas be required to attend meetings. **CARRIED**

**REOUESTS FOR SPEED LIMIT REDUCTIONS**

Moved by Ald.H.Bald, Seconded by Ald.R.Bilkszto Re: Request for speed limit reduction Whereas there is concern regarding the proliferation of stop signs and speed limit reductions. Be it resolved that Council will request a petition reflecting the consensus of the majority of the residents residing in the stretch of roadway under consideration, the request is considered by Council. **CARRIED**

**CLOSED SESSION**

Moved by Ald.R.Kelly, Seconded by Ald.R.Bilkszto

That Council adjourn to closed session to consider Citizen of the Year award selections. **CARRIED**

Upon conclusion of discussions in closed session, Council reconvened. (Council, Dec.2/96) -5-

**ADJOURNMENT**

There being no further business to discuss, the Mayor declared the meeting adjourned. -, ~u.~.Bilkszto, Seconded by Ald.A.Danyluck That leave be given to introduce the following by-laws: No.96-118, to stop up and close part of Carolynn Court and to convey the same. No.96-119, to adopt Amendment No.17 to the Official Plan for the Town of Lincoln. No.96-120-2 140, to amend Zoning By-law No.93-14-2 1, as amended, of the Town of Lincoln (Singing Skies Farms). No.96-121, to amend By-law No.89-2000, being a By-law regulating traffic and parking on local Municipal Roads (Tuf ford) . No.96-122, to authorize exedution of a contract agreement with Dykstra Plowing for snow removal services. No.96-123, to authorize execution of a contract agreement with Quarry Ridge for snow removal services. No.96-124, to authorize execution of a contract agreement with Ebersole Excavating Ino, for the Charles Street/Glenwood Drive watermain replacement project. No.96-125, to impose special annual drainage rates upon land of which money is borrowed under the Tile Drainage Act (Whitty) . No.96-126, to authorize the execution of an agreement with Landcorp Ontario Limited. No.96-127, to authorize the execution of an agreement with B.I.Robertson & Associates Limited, Ron Kobrick (In Trust) and Kobrick Developments Inc. No.96-128, to authorize the execution of a site plan agreement with Merrick Homes (Paradise Ravines Inc.).

**CARRIED**

Moved by Ald.A.Danyluck, Seconded by Ald.R.Bilkszto That By-law Nos.96-118, 96-119, 96-120-2 140, 96-121, 96-122, 96-123, 96-124, 96-125, 96-126, 96-127 and 96-128, 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**

**NOTICE OF NEW BUSINESS**

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**CLOSED SESSION**

Moved by Ald.R.Kelly, Seconded by Ald.R.Bilkszto That Council adjourn to closed session to consider Citizen of the Year award selections. **CARRIED**

Upon conclusion of discussions in closed session, Council reconvened. Lincoln Chambers December 4th, 1996

The Council of the Town of Lincoln met in special session on Wednesday, December 4th, 1996, at 6:00 pm, in the Beamsville Room. All members of Council were present except Ald.B.Culp and Mayor R.Konkle, and the meeting was chaired by Ald.R.Kelly. Staff present:

A.Buist (CAO) , K.Kruger (Clerk-Treasurer) , C.Held (Director of Planning), G.Holman (Director of Public Works), C.Rouse (Fire Chief), H.Booth (Museum Curator), B.Radix (Chief ~uildirig Official) and L. Sims (Librarian) .

**APPOINTMENT OF CHAIRMAN**

Moved by Ald.A.Gretsinger, Seconded by Ald.A.Danyluck That in the absence of Mayor Konkle, Ald.Kelly chair this special meeting. **CARRIED**

**PLANNING SESSION - PRESENTATIONS**

The Chairman opened the meeting and advised those present that the purpose of the meeting was a general planning

session to hear from Senior Staff regarding 1996 initiatives and accomplishments and major projects, issues and concerns and proposed solutions for 1997 and beyond. The CAD and each Department Head then presented to members of Council, information for their respective Departments. Following each presentation, members of Council raised questions and generally discussed the issues facing the municipality.

#### ADJOURNMENT

Following presentation by all Department Heads, Council adjourned.

MAYOR: RAY A.KONKLE

CLERK: KYLE S.KRUGER Lincoln Chambers December 9th, 1996

Minutes of a meeting of the Town of Lincoln General Committee held on Monday, December 9th, 1996, at 7: 00 pm, in the Lincoln Chambers. Present were: Ald.H.Bald, Ald.R.Bilkszto, Ald. Ald.B.Culp, Ald.A.Danyluck, Ald.D.Good, Ald.A.Gretsinger, Ald.R.Kelly, Ald.W.MacMillan and Mayor R.Konkle. Staff present: A.Buist (CAO),

K.Kruger (Clerk-Treasurer), D.Wainman (Director of Recreation) and B.Radix (Chief Building Official).

PART 1: ADMINISTRATION, CORPORATE SERVICES, BUILDING, BY-LAW

ENFORCEMENT - CHAIRMAN: ALD.R.BILKSZTO

Committee members reviewed the accounts and raised questions regarding certain payments made.

Moved by Ald.R.Kelly, seconded by Ald.A.Gretsinger That the accounts for the month of November, 1996, in the amount of \$1,034,870.99, having been audited by Council, be approved. CARRIED

#### SCHEDULED DELEGATIONS

JOHN SHERWIN, CAA NIAGARA. RE: HIGHWAY SYSTEM FUNDING

Mr.John Sherwin was present representing CAA Niagara. Mr.Sherwin reviewed the need for the province and Canada to have an adequate road system with adequate maintenance and highlighted the many benefits of a good road system, including economic opportunities, increased trade and tourism and increased safety. He advised that through a national campaign, CAA is asking the Federal Government to spend at least 2 cents of the current 10 cent per litre excise fuel tax to rebuild national highways. He noted the associated economic benefits, and savings through reduced accidents would more than offset these costs.

Members of Council questioned why the Federal Government is being pursued and not the province. Mr.Sherwin noted that the province is currently spending 22% of its gas tax revenues on roadworks, and that CAA is asking the Federal Government do the same. Committee members discussed with Mr.Sherwin the request and questioned what CAA considers national highways. Mr.Sherwin noted that these include all highways which have border crossings and also noted that they generally include all 400 series highways.

Moved by Ald.B.Culp, Seconded by Ald.A.Gretsinger Re: funding for the National Highway system Whereas the Town of Lincoln recognizes the importance of a strong and viable National Highway system.

Be it resolved that the Town of Lincoln supports ongoing efforts by the Canadian Automobile Association in its urging of the Government of Canada to invest at least two cents of the ten cents per litre federal excise fuel tax to create a funding program for the National Highway System.

CARRIED

MARY & ALEX KOSINSKY. RE: HAYNES AND OVERHOLT STREETS. REPORT CL 96- a

Mr.Arthur Fleming was present on behalf of Mary & Alex Kosinsky, regarding the proposal to close and convey Haynes and Overholt Streets. Mr.Fleming outlined the history of the property, noting the biggest concern in this instance is with the helphouse existing since 1980, which has always had access over Haynes Street. He also noted that those residents have kept the road passable and plowed for their access. Mr.Fleming suggested that although at first review, landowners may not have a legal basis to oppose the Town's closing and selling of the road, they are asking for consideration based on convenience and economics. He noted that without this driveway, access would need to be to 23rd Street, approximately 1,000 feet away. Members of Council discussed the impact on this property and suggested that since the people most effected had not had sufficient time to review the situation, that committee should consider tabling this issue at this time. Committee members noted the initial difficulties between neighbours and the use of this land as a fruitstand, and the original attempt to arrive at an agreement regarding use of this property.

Moved by Ald.R.Kelly, Seconded by Ald.B.Culp That Report CL 96-284, use and status of Haynes Street and Overholt Street be tabled to the second general committee meeting in January, 1997. CARRIED

#### REPORTS

CL 96-268. MOSES F.RITTENHOUSE LIBRARY, ADDITIONAL WORKS

Committee members raised questions and confirmed information regarding the budget amount and the actual expenditures. Questions were also raised regarding the amount overbudget in other library areas and whether this was in capital areas. Committee members also inquired of representatives from the Library Board, details of the projects requested. Concerns were expressed regarding certain components including enhanced landscaping. Committee members also raised questions regarding the amount of donations remaining unused and the amounts included in the budgets for the library facility construction. In response to questions, the Clerk-Treasurer advised that the amount of financing from donations as directed by Council through its budget process has been accounted for.

Moved by Ald.W.MacMillan, Seconded by Ald.B.Culp (CL 96-268) That Council approve the additional Moses F.Rittenhouse Library projects as submitted by the Lincoln Public Library Board, October 16th, 1996, such projects

to be financed by the unexpended portion of the 1996 Building Construction budget in the amount of \$6,529, from donations in the amount of \$1,962, and development charges in the amount of \$2,208. CARRIED

PELEGATION. RE: WHIPPLE TRUST Fm

With the leave of Committee, the Lincoln Garden Club, scheduled as a delegation under Part 2 of the General Committee agenda, addressed Council at this time.

BEV DAVIES AND JILL HILDRETH. LINCOLN GARDEN CLUB

Mrs.Davies and Mrs.Hildreth advised they were present regarding Report RP 96-293, Whipple fund grants.

Mrs.Hildreth reviewed for members of Council, the number of projects done by the Lincoln Garden Club in 1996, noting that a number of the projects were not originally requested under the Whipple fund grant program. She highlighted that receipts for the various Garden Club projects were available, but must be pro-rated for those which are within the Beamsville area and eligible for funding by the Whipple Trust fund. Mrs.Hildreth reviewed the various activities of the Club in 1996, noting they are solely for the benefit of the whole community. She suggested these volunteer efforts benefit the Town for very little cost. Mrs.Hildreth advised the Garden Club has handed in a report to the Town on all projects done and that all receipts are now available.

Members of the committee raised questions regarding the works done and suggested that the receipts be submitted and a meeting held with Town representatives as suggested in the report.

Committee members also entered into discussions regarding projects on municipal properties and previous discussions with representatives of the Garden Club. Committee members further commented that neither Council nor staff have ever suggested volunteer efforts are not welcome on Town property but highlighted that as with all groups receiving grants, receipts are required. REPORTS

With the leave of committee, Report BU 96-291, proposed cellular transmission facility was considered at this time.

Mr.John Grant, representing Bell Mobility was in attendance and

responded to questions from committee members regarding the purpose of the tower and its service area.

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

(BU 96-291) Since the area proposed for the location of the tower and shelter is already fenced and paved, it is recommended: That the area as shown on the drawing will be offered for lease to Bell Mobility for a twenty year period. That the first five year term be at an annual rate of \$6,500. Second five year term - \$7,000. Third five year term - \$7,500. Fourth year term - \$8,000. That Bell Mobility will pay the Town of Lincoln a sum of up to \$5,000 to provide landscaping around the area offered for lease. That the Town of Lincoln will undertake to apply for a minor variance A& to bring the proposed land use in conformity with Zoning By-law N0.93-14-Z 1. Further to future changes in technology, the Town of Lincoln have first refusal of said tower. Further that if the Town or the applicant has no further use for the tower, that it be removed at the owner's expense. CARRIED

CL 96-283, 1997 MUNICIPAL INSURANCE

Committee members raised questions regarding increases in insurance premiums as compared to other municipalities and also raised questions regarding proposed legislative changes to be put in place to help stabilize insurance premiums.

Moved by Ald.B.Culp, Seconded by Ald.W.MacMillan (CL 96-283)

That the Town of Lincoln purchase its 1997 municipal insurance requirements from Frank Cowan Company Limited in accordance with their quotation dated November 1st, 1996, with a total premium of \$108,069 plus applicable taxes. CARRIED

CL 96-285, BILL 86 - ACT TO PROVIDE FOR BETTER LOCAL GOVERNMENT

Moved by Ald.A.Gretsinger, Seconded by Ald.R.Kelly (CL 96-285) That this report with respect to Bill 86 - An Act to provide for Better Local Government by updating and streamlining the Municipal Elections Act, the Municipal act and Related Statutes, be received for the committee's information. CARRIED

CL 96-286. PROPOSED DESIGNATIONS. ONTARIO HERITAGE ACT

Committee members raised questions regarding the costs associated with retaining the Grobb Hay Barn and discussed in general, possible future uses.

Moved by Ald.R.Kelly, Seconded by Ald.B.Culp (CL 96-286) 1. That staff proceed with the necessary steps to designate: (a) The Tufford - Romagnoli House. (b) The Beams - Barnes House. (c) The Moote - Bartfai House under the Ontario Heritage Act, Part IV, as structures of architectural and historical value under the Act. 2. That staff be directed to undertake no alterations or works on

the Grobb Hay Barn without prior approval of Council in consultation with Lincoln LACAC. CARRIED CL 96-287.

OUTSTANDING ACCOUNTS RECEIVABLE, JORDAN HISTORICAL MUSEUM BOARD

Committee members questioned whether the Museum Board would be able to meet its expenditures if the Town withholds these payments. In response to questions, the Clerk-Treasurer noted that information from the Board indicates that the gift shop run by the Board is operating at a profit currently.

Moved by Ald.A.Danyluck, Seconded by Ald.B.Culp (CL 96-287) 1. That the Town of Lincoln withhold any payments to the Jordan Historical Museum Board up to the amount of \$3,426.60 to retire the amount receivable pursuant to the agreement executed between the Town and the Board. 2. That the Town of Lincoln continue withholding payments regarding operation of the sampler gallery/heritage gift shop until such time as the Museum submits its 1995 financial statements.

CARRIED

CL 96-288, SUMMARY OF CORRESPONDENCE

Moved by Ald.D.Good, Seconded by Ald.A.Gretsinger (CL 96-288) That the summary of correspondence report, as

submitted by the Clerk, be adopted, and the recommendations contained therein be approved and acted upon.

CARRIED

BIA BOARD OF MANAGEMENT MINUTES. NOVEMBER 19TH. 1996

Moved by Mayor R.Konkle, Seconded by Ald.A.Danyluck That the BIA Board of Management minutes of November 19th, 1996, be adopted, as circulated. CARRIED

TR 96-289. INVESTMENTS. RESERVES. TRUST FUND STATUS REPORT

Moved by Ald.A.Gretsinger, Seconded by Ald.B.Culp (TR 96-289) That the Investments, Reserves, Reserve Funds and Trust Fund Status report as at December 30th, 1996, be received for information. CARRIED

TR 96-290. MONTHLY STATEMENT OF OPERATIONS

Moved by Ald.D.Good, Seconded by Ald.A.Danyluck

(TR 96-290) That this report, being the Treasurer's Statement of Operations report as at November 30th, 1996, be received for the committee's information. CARRIED

BU 96-282. MONTHLY BUILDING REPORT

Moved by Ald.D.Good, Seconded by Ald.A.Danyluck

(BU 96-282) That the November Building report, as submitted by the Chief Building Official, be received for the committee's information. CARRIED

AD 96-292. REGIONAL ADHOC COMMITTEE ON REVIEW OF MUNICIPAL SERVICE

Moved by Ald.R.Kelly, Seconded by Ald.A.Gretsinger That Report AD 96-292 be received for information.

CARRIED

CL 96-294. BENEFIT AND EMPLOYMENT INCOME AUm

The Clerk-Treasurer highlighted the report and reviewed the directions received as a result of the Revenue Canada audit. Questions were raised regarding the impact on service levels by reducing the foremen on call, and questions were also raised regarding the appeal process. Opinion was expressed that the municipality should pursue other avenues, in particular inquiring with other municipalities on their actions regarding these types of payments as well as seeking support from the various municipalities, AMO, and contacting the Local MP.

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

1. That the Town provide the necessary car allowance for all employees affected by the Revenue Canada audit 1996, to offset the vehicle benefits applied for each, for the use of Town vehicles while on call. 2. That one Public Works foremen only be on call, on a rotating basis.

3. That staff continue appeals of the Revenue Canada audit 1996 respecting vehicle benefits, through the reassessment of individual

Town employees affected. 4. That the Town provide a loan to those employees who receive a reassessment, to offset the additional tax payable respecting vehicle benefits, in order to avoid any and all penalty on such reassessment. 5.

That staff continue reviews of operations to further reduce the amount of taxable benefits for vehicles. That staff approach the Association of Municipalities of Ontario, and \*

other municipalities be informed of the Revenue Canada audit and solicit their support. CARRIED - STAFF

MEMORANDUMS

\$'ROPOSAL FOR RELOCATION OF LAKESHORE ROAD

Committee members received the memorandum for information.

PART 2: RECREATION/PARKS/CULTURAL SERVICES - CHAIRMAN: ALD.H.BALD

REPORTS

RP 96-293. WHIPPLE FUND GRANTS

The Director of Recreation outlined to committee, the details that had been submitted by the funded groups through the Whipple Fund. The Director indicated that the report outlines whether or not the groups meet the Council criteria and policy in order to be eligible for the full funding through this grant program. He recommended that a meeting with the groups that have not met the Council criteria should be established to review the matter.

Moved by Ald.B.Culp, Seconded by Ald.D.Good (RP 96-293) That the general committee recommend to Council that: 1. The balance of funding to the Jacob Beam Parents' Association be allocated under Council Policy (March 1996). 2. That the balance of funding to the Lincoln Agricultural Society and Lincoln Garden Club be withheld until such time either the receipts for purchases can be received by the Town or another form of accountability that is satisfactory to the Council can be obtained. 3. The Chair of the Recreation & Parks Committee and staff meet with the executive of the Lincoln Agricultural Society and the Lincoln Garden Club to review this matter. CARRIED

CORRESPONDENCE

A letter was received from the Beamsville Lions Club to clarify the extent of their involvement in regard to the Beamsville Lions Community Park. The Director of Recreation advised that two meetings had been held with representatives from the Lions Club and Minor Baseball with Town staff and the Chairman of the Recreation Committee.

The meetings have resulted in talks of some possible changes in the park operations and the Lions Club have invited Council to a Lions Club meeting on Wednesday, December 1ath, 1996, at 7:00 pm, to further discuss this issue. The Director also advised at this time that the Beamsville Minor Baseball Association have submitted a cheque in the amount of \$10,000 to complete their \$35,000 commitment on the construction of the softball diamond at the Beamsville Lions Community Park.

JORDAN LIONS CLUB

The Director of Recreation advised that a letter had been received by the Town from the Jordan Lions Club. The

intent of this letter was for the Club to purchase the old Town tent from the Town. The Director indicated that another community group had also advised that they would like to obtain the old Town tent. He recommended that in fairness, a closed bid on the tent from community groups should be undertaken.

Moved by Mayor R.Konkle, Seconded by Ald.A.Danyluck That General Committee recommend to Council that a letter be sent to all community groups advising them that the Town is selling the old Town tent to the highest bidder from a Town of Lincoln community group only and further that the bids are to be submitted by January 10th, 1997, 3:00 pm, in a sealed envelope to the Clerk- Treasurer. CARRIED

#### LINCOLN CENTRE FEE

A letter was received from Doris Smith, asking that the fee be waived at the Lincoln Centre in order to conduct a fund raising event for the Heart and Stroke Foundation.

Moved by Mayor R.Konkle, Seconded by Ald.A.Danyluck That General Committee recommend to Council, Doris Smith, on behalf of the Heart and Stroke Foundation be given free use of the Lincoln Centre on February 26th, 1997, for a fund raising event with all profits going to the Heart and Stroke Foundation. CARRIED

#### OTHER BUSINESS

##### STAFF MEMORANDUM. RE: COMMITTEE TO REVIEW EXPRESSION OF INTEREST. ARENA MANAGEMENT

The Director of Recreation advised that a committee has been set up that includes the user groups from both the Jordan and Beamsville Arena, along with the Administrator and himself to review the proposals received by the municipality from two firms who responded to the municipality's expression of interest on the management of the Town's two arenas. The interviews are being set up for December ' 19th, 1996. -0

##### STAFF MEMORANDUM, RE: TIM HORTONS/TOWN PUBLIC SKATING PROGRAM

The Director of Recreation advised committee of a program that has been set up by staff and Tim Hortons Limited, that will provide revenue for the Town and free public skating throughout the holiday season in both the Jordan and Beamsville Arenas, for residents of the community.

#### ADJOURNMENT

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

CHAIRMAN SECRETARY Lincoln Chambers

December 16th, 1996

The Council of the Town of Lincoln met in regular session on Monday, December 16th, 1996, at 6:30 pm, in the Lincoln Chambers. All members of Council were present and the meeting was chaired by Mayor R.Konkle. Staff present: A.Buist (CAO), K.Kruger (Clerk-Treasurer), H.Booth (Museum Curator), and G.Holman (Director of Public Works).

#### ADOPTION OF MINUTES

Moved by Ald.R.Kelly, Seconded by Ald.A.Gretsinger That the minutes of Council's regular meeting of December 2nd,

1996, be adopted as circulated. CARRIED

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

That the minutes of Council's special meeting of December 4th,

1996, be adopted as circulated. CARRIED

#### BUSINESS ARISING FROM MINUTES

Members of Council noted information that service levels in the Planning Department may be somewhat reduced with the arrangements to provide planning services to the Township of West Lincoln. In response to questions, the CAO noted the impact is expected to be minimal and that the situation will be closely monitored.

#### DELEGATIONS

##### JOAN TOVENATI. LINCOLN COMMUNITY FORUM

Ms.Joan Tovenati and Ms.Val Kosinsky were present, representing the Lincoln Community Forum, to advise of the details of the 1996 Lincoln summer playground program. They highlighted that the summer

playground program was done as a pilot program this year, and detailed the program undertaken and its success. Ms.Tovenati thanked the Town for its financial support for the program and noted the amount of the grant to be returned to the Town of \$1,328.11. The group also provided recommendations for future programs. Members of Council discussed the recommendations for future programs and suggested that information be forwarded to the Director of Recreation & Parks for consideration and report.

##### MARGARET MAYNARD, LITERACY COUNCIL OF LINCOLN

Ms.Maynard was present, representing the Literacy Council and the Job Finders Group to express their appreciation for the partnership with the Town and the Town provision of needed space. Ms.Maynard noted

the improvements done by various volunteers on the building and noted in general the groups' activities.

**WEST LINCOLN MEMORIAL HOSPITAL BOARD. RE: RESTRUCTURING**  
Mr.Gord Gibson was present,representing the West Lincoln Memorial Hospital Board to update members of Council on the Niagara Hospital Restructuring announcement. Mr.Gibson reviewed the reports' recommendations on hospital governance, acute care, hospital services, chronic care services, transitional care beds, and primary health centres. Mr.Gibson reviewed the potential impacts on West Lincoln Memorial Hospital and relayed the Board's concerns.  
Mr.Gibson raised concerns in particular with the primary health centres, and the lack of details on that issue. Members of Council raised questions and expressed concerns with a number of recommendations in the report, and in particular, with the locations of acute care facilities and with the lack of representation on the restructuring/steering committee.

Moved by Ald.W.MacMillan, Seconded by Ald.B.Culp Re: Hospital restructuring  
Be it resolved that the Council of the Town of Lincoln meet in a special session to consider the Niagara Hospital Restructuring Steering Committee report to consider Council's response, and to ask West Lincoln and Grimsby Councils to attend or send a representative and for Mr.Gibson to attend. CARRIED  
(Council, Dec. 16/96) - - 9 -

**BRIAN ROMAGNOLI. RE: DESIGNATION OF GROBB HAY BARN 4**  
Mr.Romagnoli was present representing Lincoln LACAC, regarding designation of the Grobb Barn. Mr.Romagnoli outlined certain benefits of proceeding with a designation, and suggested there are a limited number of restrictions on the building with such a designation. He suggested that preservation of these buildings is the goal of the Town and LACAC, and highlighted the last word in works done in heritage buildings belongs to the owner.  
Mr.Romagnoli further noted the revised reasons for designation for the Beams - Barnes House as was previously circulated to members of Council and highlighted the information that Mr.William Fairbrother owned the building, and that Mr.Fairbrother is generally credited with using the first hockey goal nets in 1898. Mr.Romagnoli suggested there may be an opportunity for Lincoln to promote this as the 100th anniversary in 1998. Mr.Romagnoli further noted discussions he has had with the Hockey Hall of Fame regarding this Issue.

**REPORTS**  
**BOARD OF MANAGEMENT/STEERING COMMITTEE:**  
Moved by Ald.A.Gretsinger, Seconded by Ald.W.MacMillan That the Board of Management/Steering Committee minutes of December 4th, 1996, be adopted as circulated. CARRIED

**GENERAL COMMITTEE**  
Moved by Ald.B.Culp, Seconded by Ald.W.MacMillan That the General Committee minutes of December 9th, 1996, be adopted, and the recommendations contained therein be approved and acted upon. CARRIED

**PW 96-296, REDUCTION OF LETTER OF CREDIT. LINCOLN MEADOWS**  
Moved by Ald.R.Bilkszto, Seconded by Ald.A.Danyluck (PW 96-296)  
That the letter of credit for Lincoln Meadows subdivision be reduced to an amount not less than \$127,590 in accordance with the subdivision agreement subject to full payment of the legal fees incurred by the municipality for this development to date. CARRIED

**PW 96-297, REDUCTION OF LETTER OF CREDIT, THE MEADOWS**  
Moved by Ald. H .Bald, Seconded by Ald. D.Good (PW 96-297)  
That the letter of credit for The Meadows subdivision be reduced to an amount not less than \$50,003 as outlined in Report PW 96-297. CARRIED

**MU 96-298, MUSEUM SCHOOL HOUSE PROGRAM**  
Moved by Ald.A.Danyluck, Seconded by Ald.R.Bilkszto (MU 96-298)  
That the School House program, including staff, be approved for inclusion in the 1997 operating and capital budgets. CARRIED

## CORRESPONDENCE

1. Ariria Gadsby, letter of resignation, Lincoln Public Library Board.

Moved by Ald. W. MacMillan, Seconded by Ald. A. Gretsinger

1. That the Council of the Town of Lincoln accept with regret the resignation of Anna Gadsby as Trustee with the Lincoln Public Library Board, and that the thanks of Council be forwarded to Mrs. Gadsby for her work over the past years.

2. That advertisements requesting volunteers be placed in the Lincoln Post Express to fill the subject vacancy. CARRIED (Council, Dec. 16/96) -3-

2. Ontario Municipal Management Institute, re: CMM II 1 designation, Alan Buist. R&F

## APPLICATIONS FOR TILE DRAINAGE LOANS

Moved by Ald. D. Good, Seconded by Ald. H. Bald

That the following tile drainage application be approved:

Wismer, Lots 21 & 20, Concession 5 (Louth) \$11,200. CARRIED

## NOTICE OF NEW BUSINESS

### DESIGNATION OF GROBB BARN

Opinion was expressed by members of Council that there are benefits in proceeding with the designation of this building under the Ontario Heritage Act and further suggested that its protection is of importance. Questions were raised regarding whether there is an

intent to provide a budget to maintain the building to at least stop its current deterioration. Questions were also raised whether any consultation has been undertaken with the Lions Club regarding this issue.

Moved by Ald. H. Bald, Seconded by Ald. W. MacMillan Re: Grobb Barn Whereas the Grobb Barn is an historical structure located on Town

owned property and,

Whereas the purpose of designating historical buildings is to mark them as buildings which deserve special status and protection. Whereas this particular building is an example of our Loyalist roots and has features which depict early farming life.

And whereas the current Council has designated this particular building in promoting heritage.

Be it resolved that the Grobb barn be designated as originally intended by Council. LOST

Members of Council expressed further opinion that the protection of this building is of importance and suggested that further delay be brought forward to the next Council meeting for discussion.

## CITIZEN OF THE YEAR AND COMMUNITY SERVICE AWARDS PRESENTATION

Mayor Konkle informed those present that the Town would be proceeding in making its 22nd annual citizens awards.

He welcomed all those

present and introduced the presentation of the community service awards to individuals who have made substantial contributions to the community.

Betty Creek, Kay Adams and Jean Harper were presented with awards for their outstanding community service through the Meals on Wheels

program. Meals on Wheels was recognized for its contributions and note was made that it is celebrating its 25th anniversary in the Town.

Community Service awards were also presented to Dr. Foster Vernon and Eileen Burns for their outstanding community service.

Each of the recipients was presented with the Town's community service award certificate and responded to presentations made by Town Council representatives.

Mayor Konkle then proceeded with the Citizen of the Year award. He remarked on the history of the award and reviewed the previous

recipients, introducing those present at the meeting.

Mayor Konkle then announced that Joan Tovenati had been chosen the 1996 Citizen of the Year in recognition of her service to various

groups in the community, including service on Lincoln Against Violence, Lincoln Community Forum, an involvement in the Womens

Resource Centre and implementation of the Victims Service program, and the Lincoln Summer Playground program. (Council, Dec. 16/96) -4-

Mayor Konkle presented Ms. Tovenati with a plaque bearing her name as

1996 Citizen of the Year and with a Citizen of the Year certificate, flowers and Town of Lincoln wine glasses.

Congratulations were presented from the Government of Canada and the Province of Ontario,

and Councillor Jill Hildreth also offered congratulations from the

Region of Niagara. Family members also came forward expressing their congratulations and appreciation.

Ms. Tovenati responded to the presentation recognizing others and

thanking Council and the community for the recognition.

ADJOURNMENT

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

MAYOR: RAY A.KONKLE

. . . - CLERK: KYLE S.KRUGER