

Lincoln Chambers

November 4th, 1996

The Council of the Town of Lincoln met in regular session on Monday, November 4th, 1996, at 7:00 pm, in the Lincoln Chambers. All members of Council were present, except Mayor R.Konkle and Ald.B.Culp, and the meeting was chaired by Ald.R.Kelly. Staff present: A.Buist (CAO), K.Kruger (Clerk-Treasurer), G.Holman (Director of Public Works) and K.Dale (Deputy Director of Planning).

APPOINTMENT OF ACTING MAYOR

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

That pursuant to Subsection 69 of the Municipal Act,

Ald.R.Kelly is hereby appointed as Acting Mayor, effective until Mayor Konkle's return. CARRIED

PUBLIC MEETING - PROPOSED BY-LAW UNDER THE DEVELOPMENT CHARGES ACT

~1d.R.Kelly opened the Public Meeting and outlined the reasons for

the meeting and the proceedings to be followed. The Chairman

outlined that the Public Meeting was being held pursuant to Section 4 of the Development Charges Act to make available sufficient information to enable the public to generally understand the Town's

development charge proposals and to provide an opportunity for any

person who wishes to make representation to Council regarding the

proposed development charges. The Chairman further highlighted in

general the proposals coming forward and noted that public notices were placed with respect to this meeting, in the local newspaper in its October 9th and 16th, 1996, editions.

The Chairman then introduced Mr.Gary Scandlan of C.N.Watson &

Associates Limited, consultants working on behalf of the Town to review and highlight the background paper dated October, 1996, and the recommendations contained therein. Mr.Scandlan reviewed for all

those present, the details in the report including the summary of the

proposed residential and non-residential development charges, certain development charge policy considerations,

growth forecasts and the proposed development charges work program and standards including a

review of municipal wide and area specific charges proposed.

Mr.Scandlan also provided an overview of Bill 20 and changes and

required process for the development charge by-law.

The Chairman then invited any member of the public to make any

submission or presentation, or ask any questions regarding the report and the proposed development charge.

Mr.Monty Vandeyar, representing two local developers was present and

raised several questions. Mr.Vandeyar inquired whether the Town is

intending to pass one development charge or a number. Mr.Scandlan suggested that likely only one by-law will be

passed but this is a

fairly minor administrative issue. Mr.Vandeyar suggested that since the charges regarding soft services are proposed

to be reduced, this may be a consideration for the process. Mr.Vandeyar also confirmed

with Mr.Scandlan that the charges will come into effect after

ministerial approval. Mr.Vandeyar also raised questions regarding

the issue of solid waste since the Region is assuming responsibility for this service and questioned whether the

Region will be putting

an amount in their development charge resulting in a double charge.

Mr.Scandlan advised that transitional steps will be necessary to

ensure that the fees for the solid waste disposal are not double charged. Mr.Vandeyar also noted that the portion of

development

charge for Museum services is new and that there is no breakdown of costs in the report. Upon review, Mr.Scandlan

confirmed that the

pertinent information was in fact missing and advised that he would

forward the appropriate details to Council and Mr.Vandeyar.

Mr.Ted Austin was present and raised questions regarding how the development charge was calculated for the Town

wide services. Mr.Scandlan reviewed the process used based on growth of residential

numbers for the residential charge and for non-residential based on

industrial square footage. Mr.Austin raised questions regarding the areas where the charges would be levied and

when the fees would be

charged. (Council, Nov. 4/96) -2-

Mr.Scandlan indicated that some are Town wide fees and others are area specific. Mr.Austin expressed difficulties

with providing that

certain services would be levied in only small areas. In response to further questions, the Clerk-Treasurer advised

that certain

services benefit the Town as a whole, and that they are included in the proposed Town wide charge, and that the

development charge amount is only that amount which is attributable to growth. Mr.Austin raised more questions

regarding how the development charges were

calculated and Mr.Scandlan further reviewed the basis of the development charge. Mr.Austin further noted that with respect to drainage, the Bartlett Creek Drainage Master Plan identified the drainage area at 47 hectares and the development charge report, only 44. He questioned why this would be different. Mr.Scandlan advised that he and staff would examine the issue and address that question back to Council and Mr.Austin. Mr.John Albers raised questions regarding farm exemptions and noted the draft report is fairly ambiguous on the issue. He questioned whether there was any Council consideration or reports on that issue. It was confirmed for those present that the question had not been addressed and that it would be considered by Council with any final report. Mrs.Carol Austin raised questions whether Recreation and Parks is responsible for seniors homes. The Clerk-Treasurer clarified that the component in the development charges is not for Homes for the Aged which is Regional responsibility, but are for senior centres such as the Lincoln Centre. Mrs.Austin raised further questions regarding certain sections in the report, including the sharing of Bartlett Creek drainage amounts. She suggested there is no advantage to existing ratepayers from the drainage works and that they should not have to contribute. Mr.Scandlan suggested that in preparation of the Master Drainage Plan study, works were required for rehabilitation, etc, for existing storm channels and advised that there are additional works and enhancements required to permit development, and that these are included in the development charge calculations. He further advised that concerns raised by Mrs.Austin in the past have been reviewed and considered by Public Works staff. Mrs.Austin suggested that current ratepayers can be double taxed since existing ratepayers would be contributing to the costs of the work and then should they develop, they would need to pay the development charge. Mr.Scandlan reviewed the process followed in the development charge calculations and advised that this issue is considered in the calculations. Mrs.Austin raised further questions regarding net growth costs for park services. She questioned the level above that level available through the Planning Act, and raised questions regarding the type of parks included in the standards used. Mr.Scandlan clarified that park standards are established pursuant to the Town's Official Plan and that the Planning Act allows the Town to require up to certain contributions for park purposes but that this does not restrict the Town from providing for more or less in their standards. Mr.Scandlan also confirmed that the other parks listed are included in the calculation of the existing level of service. Mr.Eugene Chajka raised questions with respect to the recommendation that charges be levied at two different times, ie: soft services portions at building permit stage, and hard services at the subdivision stage. Mr.Scandlan reviewed that the Act allows the municipality to collect upon certain events and that the Town can deem which is the preferred collection point. He suggested that the municipality can consider any of these or a combination or further a different time if agreed upon by the parties. He suggested the principle is that normally hard services are required at or before the building permit stage and therefore the earlier collection time is appropriate. Mr.Chajka suggested that the collection time should be consistent for the different types of development especially for administrative ease. Mr.Paul Phelps was present, advising that his company owns land in Beamsville, and questioned when the final report is proposed to be brought forward. (Council, Nov. 4/96) -3- Mr.Scandlan advised that he and staff will be looking at all comments received by November 18th, and that after review, an addendum report will be issued which is anticipated for the first Council meeting in December. Mr.Phelps noted that with respect to specific area charges, they are calculated on a per acre basis and that should someone develop a one acre parcel with only one residence, they would still be facing a development charge up to an amount of \$20,000. Mr.Scandlan confirmed that the charge is based on acreage. Mr.Phelps expressed further concerns that people could be caught with a \$20,000 development charge where they wish to

develop only one lot of record. Mr.Scandlan indicated that charge depends on the type of development and the parcel of land, etc. He noted that the charge is done on developable land by acreage and for example, some of the one acre may not be developable. He suggested that this issue would be further addressed in the final report. Mr.Phelps also noted that from the information provided by Mr.Scandlan, the Town development charge would be the highest in the Region if approved and questioned whether that is a concern. Mr.Scandlan suggested that this is a Council consideration but that in previous development charges, both within Lincoln and elsewhere, the lands were generally already serviced and no significant hard service charges were necessary. He suggested that now land both in Lincoln and elsewhere will be needing these services and that Council may either fund these from the general levy or from development charges. He suggested that other municipalities in many areas may now be running into similar difficulties. Mr.Phelps questioned whether there were any possibilities for phasing in these charges for the development industry where they may have already costed out land acquisitions assuming a certain level of development charges. With regard to his specific property, he presented information regarding the 12 lots on Hillview, five of which are developed. He noted that the lots are in a low density designation and that the development charge would increase from \$4,200 to over \$7,000, and questioned who would pay for such increases. Mr.Phelps also raised questions with respect to the area specific charges in the Southwest Neighbourhood, noting that some projects have nothing to do with their development since they are already in a serviced area, and that they will be upgrading some services for other non-developed areas. Mr.Phelps asked that the Town consider either not including his lands in the development charge area, transferring additional costs to upgrade Rose Avenue to the development charge calculations, or credit the development charge amounts on his property against the Rose Avenue improvements. Mr.Phelps also expressed concerns with the passing of a development charge now with revisions to the Act forthcoming in the very near future. Mr.Scandlan advised that with respect to the issue of Rose Avenue, further review would be undertaken with staff and this would be addressed in the final report.

Upon confirming that no-one else present wished to speak regarding this issue, the Chairman declared the public meeting adjourned.

ADOPTION OF MINUTES

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

That the minutes of Council's meeting of October 21st, 1996, be adopted as circulated. CARRIED

SCHEDULED DELEGATIONS

In view of the number of persons present wishing to make presentations to Council regarding the rezoning application for Lakeshore Produce, members of Council entered into discussions

regarding the issue and the possibility of forming a working group to review the matter.

Opinion was expressed that the greenhouse industry is significant for Lincoln's economy and that the decision on this application will affect the industry as a whole. It was suggested that policies acceptable to both parties should be developed and further that an

Ontario Municipal Board hearing would be costly for all parties. Opinion was expressed that neighbours and the industry need to co- exist and hopefully some common ground can be found by some form of working group. (Council, Nov. 4/96) -4-

Members of Council discussed the time required. Questions were raised regarding the status of the zoning application and the current

non-compliance should the application be deferred. In response to questions, the Deputy Director of Planning advised that if Council does not deal with the application in a timely manner, the applicant can appeal to the Ontario Municipal Board.

Additionally, the Chief Building Official suggested that the Order to cease and desist likely should not be rescinded and suggested that the Solicitor's opinion be sought. It was further suggested that

Council could defer enforcement of this order until the issue was resolved.

Members of Council further discussed the details of any working group, its mandate, membership and time frame.

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

Re: PL 96-234, File 10-06/96, ~011- 2622 040 011 32200, Part 2622 040 011 12200

Zoning By-law Amendment application, 758319 Ontario Limited and 1083244 Ontario Limited (Lakeshore Produce)

That the motion of Ald.Culp and Ald.Eilkszto to do with zoning by-law amendment for Lakeshore Produce not be acted upon.

That there is a need for more information concerning the greenhouse industry. That should the greenhouse operations be expanded and ship greater quantities of their produce out, the existing operations be looked at. Also the need for information on what the effect might be, not only on Lakeshore Produce, but the smaller greenhouse operations that depend on shipment of their produce through this operation or one similar. Also in receiving supplies to make themselves more efficient with buying in bulk at the present or in the future.

That the need to have more information concerning the effect of greenhouses on the residents in the short and long term be addressed. With remedies to the concerns. That for this reason the zoning by-law application be deferred.

That a working group of 3 people from the public, 3 people from the greenhouse operations (small or large) and that a representative

from the Building Department and the Planning Department investigate the numerous issues regarding the greenhouse industry and provide valuable input for Council in these zoning matters. Also 2 aldermen sit on this working group. That we advertise for concerned parties to come forward to sit on this working group.

That Town staff being the neutral party pick the public and greenhouse representatives that apply to sit on this group.

That this group meet at the earliest date and a report be brought back to committee in early January, 1997. CARRIED

Following consideration of the motion, Council then opened the floor to the scheduled delegations who still wished to make presentations.

Jim Olsthoorn, Lakeshore Produce - Mr.Olsthoorn circulated information to members of Council regarding details of their application, contents of the current zoning by-law and news articles on the industry. Mr.Olsthoorn stated he wished to clarify that his company is not applying for a commercial zoning, but are applying for

a special agricultural zoning which has been done in other areas of the Town. With respect to the application, he further noted the number of agencies who have been contacted and have no adverse comments and also support from organizations such as the Niagara North Federation of Agriculture, the Chamber of Commerce and other local persons. He further discussed the concerns of the neighbours in the area and reviewed the efforts made to address all of these concerns. Mr.Oolsthoorn suggested that all of those concerns which

have been raised have been addressed including direction that no trucks are to use 15th Street for deliveries to and from Lakeshore Produce. Mr.Olsthoorn requested that Council approve their application.

Members of Council noted concerns from neighbours, including the issue of whether there is adequate parking. Mr.Olsthoorn suggested there is sufficient parking on-site for all employees and for all trucks making deliveries. (Council, Nov. 4/96) -5- Opinion was expressed by members of Council that all parties involved need to consider the impacts on each other.

John Albers, CanGro Greenhouses and Gary Gander, Flowers Canada -

Mr.Ganders, representing Flowers Canada, and Mr.Albers further addressed Council regarding the Lakeshore Produce application. Mr.Ganders noted the motion passed by Council is a leap ahead, but

that there are some additional points to consider. He suggested that this application affects what constitutes a legal greenhouse within Lincoln. He stated that Flowers Canada feels the main problem is with the narrow definition of greenhouse in the Town's zoning, and suggested that Lakeshore Produce and any other local greenhouses could not operate profitably with the definition. He suggested that

other agricultural industries have adopted associated activities accessory to agricultural operations and that similar consideration should be given to greenhouse operators. He noted the application is site specific but that it has wide implications for the greenhouse industry as a whole. Mr.Ganders recommended that Council consider

not deciding on this application alone but instead review its definition of greenhouses and agricultural uses and consider an

overall amendment.

R.Murch, JVK Greenhouses - Mr.Murch advised that he is a supplier to greenhouses throughout Canada and North America and that he deals with a number of Lincoln operators. He suggested that every greenhouse across the country that he deals with fits the operation type of the applicant and that to compete, it is necessary to operate in this manner.

Mike Watson, Garden City Greenhouses - Mr.Watson expressed opinion that it is very important to the industry to support this application by Lakeshore even though they are a competitor. He suggested that

if the amendment is refused, Garden City would think twice of further investing in Lincoln due to its policies.

Peter Schroder, AB Products - Mr.Schroder advised that he also wished to show the industry is in support of the application. He highlighted that greenhouses are an agricultural use and that what

is happening to them happens in all agricultural industries, such as fruit, vegetable growers, and so on. He suggested the citizens in

agricultural areas must realize that this type of operation is the future of the industry.

Peter VanBeurden, Westland Greenhouses - Mr.VanBeurden advised that he is also in the area under question and noted he uses Lakeshore to ship his product. He stated that if he cannot use Lakeshore, he will need to obtain different trucks and therefore residents will not see a reduction in truck traffic.

Jim Jeffery, Jefferys Greenhouses - Mr.Jeffery advised there is an opportunity for the committee formed to review this issue and use it as a forum to establish policies to permit economic growth.

Michael Mazur, Ontario Fruit & Vegetable Growers - Mr.Mazur advised that changes in the agricultural industry are significant and on- going. He noted that there are fewer farmers in the Province and

more intensive use of land, and suggested that practices have changed

and must change to meet global competitiveness. He noted the amount of capital expenditures in the whole of the agricultural industry and

stated that all practices have had to change. He suggested that this issue is one that has been dealt with a number of times in recent

years and is a problem with the definitions in the zoning provisions.

Stuart Reimer, Quarry Ridge - Mr.Reimer noted that council cannot legislate neighbourhood co-operation but that through steps such as forming the committee, Council can try to negotiate co-operation. Mr.Reimer stated that as a small operator, he needs confidence that Council policies will be in place to enable growth and stability of the industry. (Council, Nov.4/96) -6-

Joe DrAchille - Mr.D'Achille advised that he is a resident in the area of Lakeshore Produce. He noted that he is not against the greenhouse industry, but that his residence greatly predates the greenhouse in question. Mr.DIAchille stated there are by-laws in place which are being broken. He suggested the greenhouse use is fine, but the distribution warehouse is not and is against the Town's by-law which the neighbours are asking Council to enforce. He further suggested that the facility should not have, been allowed to be built in the first place and has ruined the neighbours lives for the past two and one-half years.

Jim & Dikkie Bennis - Mr.& Mrs.Berman were present and addressed Council, opposing the rezoning application by Lakeshore Produce. Mr.& Mrs.Berman stated that the Town erred in not requiring the greenhouse to file a site plan and that the situation will be compounded should they get this approval. Mr.& Mrs.Berman expressed difficulties experienced with North End Gardens operation including problems with trucking, unsafe parking on the road, use of their driveway, noise and the associated decline in their property values. They further stated that the operation is in fact illegal, and highlighted that the truck volume has still increased despite Lakeshore Produce claims of re-routing their trucks.

Ken Ooertzen - Mr.Goertzen, a resident on Honsberger Road, further expressed problems in the area with truck traffic and the safety for residents and children in the area of 15th Street.

JOHN DIPAOLO. RE: REZONING APPLICATION. GREENLANE ROAD

Mr.DiPaolo addressed Council regarding his application to build a second house on the subject property so that the existing house can be used as a Granny Flat for his mother. Mr.DiPaolo noted that aside from the Town's Planning Department, no agency or residents have expressed any concerns and the only issue appears to be removal of the second house at the expiry of a certain period. Mr.DiPaolo stated he would enter into a legal agreement to have the second house removed and questioned what further guarantees could be given. He stated the costs to remove the existing house now and replace it with a mobile home are prohibitive.

REPORTS

PUBLIC MEETING

Moved by Ald.A.Danyluck, Seconded by Ald.R.Bilkszto That the Public Meeting minutes of October 21st, 1996, be

adopted. CARRIED

PLANNING COMMITTEE

Members of Council entered into discussions regarding the DiPaolo rezoning application. Opinion was expressed that it is of community and social benefit to allow seniors to live in their own homes. It was also suggested that this will be an issue for the next Official

Plan review already, and that if Mr.DiPaolo will execute the necessary agreement and put up any necessary letters of credit, that

should be sufficient. Other opinion was expressed with concerns that allowing two residences on one lot is opening the door for further severances and cited circumstances regarding agricultural purposes only zoning. It was noted that Granny Flats were intended to be portable units to allow for easy removal.

Moved by Ald.H.Bald, Seconded by Ald.W.MacMillan

Whereas the DiPaola application appears to fall within the intent of Provincial guidelines to provide granny flat accommodation, for elderly parents, be it resolved that -

1. A \$5,000 letter of credit be posted to ensure removal of the existing dwelling unless application is received to convert to farm helphouse use. 2. A temporary use permit be issued for a period of 5 years, with extension application necessary, at the end of 5 years.

(resolution cont'd on next page) (council, Nov. 4/96) -7-

(resolution cont'd from previous page)

3. That the temporary permit apply only to the present owners and not to subsequent owners.

4. That Mr.DiPaola be required to present a yearly letter to the Clerk verifying his mother is still alive and residing in the home.

5. That the issue of granny flats be addressed in next year's official plan review.

That Mr.DiPaola sign legal documentation agreeing to all these provisions plus any others our lawyer suggests and that he bear the

cost. CARRIED

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

That the Planning Committee minutes of October 21st, 1996, be adopted, and the recommendations as amended, contained therein be approved and acted upon. CARRIED

CONFIRMATION OF COMPLIANCE WITH SECTION 34 OF THE PLANNING ACT

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

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-Z 1:

(a) No.96-106-Z 139, to amend Zoning By-law No.93-14-Z 1, as amended, of the Town of Lincoln (Bell Canada). CARRIED

BY-LAWS

Moved by Ald.R.Bilkszto, Seconded by Ald.A.Danyluck That leave be given to introduce the following by-laws: No.96-105-2 138, to amend Zoning By-law No.93-14-Z 1, as amended (Royal orchard Estates).

No.96-106-Z 139, to amend Zoning By-law No.93-14-Z 1, as amended (Bell Canada).

No.96-107, imposing special annual drainage rates upon land in respect of which money is borrowed under the Tile Drainage Act (Cave Spring Cellars Ltd).

No.96-108, to amend By-law No.89-2000, being a by-law regulating traffic and parking on local municipal roads (Senator Gibson) .

No.96-109, to authorize execution of a contract agreement with Trencline and Roads Limited (Main Street/Wismer Street road reconstruction).

No.96-110, to authorize execution of a contract agreement with the Region of Niagara.

No.96-111, to amend By-law No.95-64, being a by-law to govern proceedings of meetings and the conduct of members of Council and the Committees thereof.

No.96-112, imposing special annual drainage rates upon land in respect of which money is borrowed under the Tile Drainage Act (Hipple Farms) . CARRIED

Members of Council expressed certain concerns with respect to proposed By-law No.96-93-2 136, regarding Hillview Estates subdivision. Concerns were expressed with the lack of agreement from the owner to negotiate restitution for the various tree cutting which occurred on the site. Further opinion was expressed that protected areas need to be more closely defined and identified in any official plan update.

Moved by Ald.A.Gretsinger, Seconded by Ald.W.MacMillan That By-law Nos.96-89, 96-93-2 136, 96-105-2 138,

96-106-2 139,
96-107, 96-108, 96-109, 96-110, 96-111 and 96-112, 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. Robert Butler, re: leave of absence, Lincoln Hydro Electric Commission. (Council, Nov.4/96) -8-
Moved by Ald.A.Gretsinger, Seconded by Ald.W.MacMillan That Mr.Robert Butler be granted a further leave of absence from the Lincoln Hydro Electric Commission for a period of 6 months.

CARRIED

2. Susan Bell, re: request for assistance. R&F

3. Victoria Tennis club, appreciation letter. R&F

4. Liquor Licence Board of Ontario, re: Sunday openings.

R&F

NOTICE OF NEW BUSINESS

COUNCIL REPRESENTS FOR GREENHOUSE INDUSTRY TASK FORCE

Moved by Ald.H.Bald, Seconded by Ald.D.Good Re: Council reps for Greenhouse Industry Task Force That Ald.Bilkszto and Ald.Danyluck be the Council reps on the above committee. CARRIED

REGIONAL ROAD ALLOWANCE POLICIES

Moved by Ald.W.MacMillan, Seconded by Ald.H.Bald Re: Regional Road Allowance Policies WHEREAS : Victoria Avenue (Regional Road No.24) has been identified in the Lincoln Traffic Task Force (specifically recommendations 8, 9 and 30) as a road having heavy traffic problems in need of a resolution. The citizens of Lincoln in particular those living along the Victoria Avenue corridor have expressed serious concerns about the volume, speed and weight of traffic in the area. The Ministry of Transportation with Niagara, Hamilton and Wentworth has undertaken an escarpment crossing study to facilitate the safe movement of commercial traffic. Be it resolved that the Council of the Town of Lincoln express its opposition in the strongest terms possible to any Regional policy that recommends road allowance widening on Victoria Avenue. The Regional Policy Plan Amendment 109 with specific reference to Victoria Avenue (Moyer Road to South Service Road) as a "road to be widened" is unwarranted, strongly objected to by the citizens and premature in that the MTO Escarpment Crossing Study has not completed its work. Therefore, no recommendation has been made. Further, that this Council, through written communication and through our elected representatives to Regional Council, express our strong opposition to this policy. CARRIED

1997 BUDGETS

Members of Council considered the motion regarding 1997 budgets, moved by Ald.H.Bald and seconded by Ald.R.Kelly, at Council's regular meeting of October 21st, and tabled to this meeting. After consideration and discussion, the motion was withdrawn by the Mover and Seconder.

Members of Council further entered into discussions regarding budgets

and the process for the upcoming capital forecast. It was highlighted that costs are continually increasing to the Town as with everyone else and that a 0% increase may be difficult to achieve. Opinion was expressed that staff are already contemplating this direction and are working towards this goal.

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

That the Council of the Town of Lincoln is committed to bring in a 1997 budget at a 0% increase in its General Mill Rate. CARRIED

CLOSED SESSION

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

That Council adjourn to closed session to consider a land issue. CARRIED

Upon conclusion of discussions in closed session, Council reconvened. (Council, Nov. 4/96) -9-

ADJOURNMENT

There being no further business the meeting adjourned. Lincoln Chambers

November 12th, 1996

Minutes of a meeting of the Town of Lincoln General Committee held on Tuesday, November 12th, 1996, at 7:00 pm, in the Lincoln Chambers.

Present were: Ald.H.Bald, Ald.R.Bilkszto, 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),

H.Booth (Museum Curator), K.Dale (Deputy Director of Planning),

G.Holman (Director of Public Works), B.Radix (Chief Building Official) and C.Rouse (Fire Chief).

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

ENFORCEMENT - CHAIRMAN: ALD.R.BILKSZTO

MONTHLY ACCOUNTS

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

Moved by Ald.R.Kelly, Seconded by Ald.B.Culp That the accounts for the month of October, 1996, in the amount of \$5,563,541.42, having been audited by Council, be approved. CARRIED

SCHEDULED DELEGATIONS

INSPECTOR GEORGE MCGLOIN. NIAGARA REGIONAL POLICE

Inspector McGloin advised that he was present at the request of

Council and would respond to any questions or concerns the Council may have on general policing issues.

Committee members highlighted recent incidents in the Town involving youths, including two assaults. There was discussion of youth difficulties being experienced in the Town. Inspector McGloin first cautioned that information regarding the amount and number of problems should be considered carefully. He noted that the

Beamsville area is still a quiet place to live and that information otherwise could be damaging. He reviewed details regarding the one incident mentioned, noting that it involved individuals from the Hamilton area who have since been charged, and therefore information this is a local youth problem is incorrect. He did suggest however that there are issues with respect to local youths that they are working on.

In response to questions, Constable Boucher, the local NRP officer, addressed Council and noted that there is a small problem with mischief in certain business areas and at the schools with youths.

He specified some of the difficulties, many of which deal with skateboarders, and noted steps taken where he has helped students form a group who have in turn approached the Town to have a skateboard park built which hopefully would reduce problems with mischief. He also highlighted that youth gangs are not an apparent problem as no actual gangs or their associated rivalries are existing in Beamsville. He suggested there are groups of youths who generally hang around together. He also highlighted that another local issue is street hockey and a difficulty in the GreenMeadow Boulevard area.

He noted his approach to Town staff suggesting possible ways to alleviate the problem including closing a certain road section for such hockey on a weekly basis.

Committee members raised questions regarding street hockey and discussed possible difficulties and areas which might be utilized.

Committee members also noted the difficulty with youths loitering around the downtown parkette and associated problems with significant vandalism and harassment of pedestrians. It was noted that these persons are perhaps not youths as they are in their early and mid

20's. Constable Boucher suggested that one possible way to assist may be in providing more lighting in the parkette.

After further discussion regarding these issues, Inspector McGloin noted the letter which Town staff have agreed to circulate with the next tax billing regarding community policing initiatives in the area. Inspector McGloin highlighted some of the activities in nearby areas under this program. Committee members discussed the community policing committee and its purpose.

Committee members then returned to discussions regarding the recent assaults and suggested there are significant concerns with this issue. It was questioned how it might be addressed. Committee members further discussed the issue and the details regarding the assaults in question.

PAUL GILMORE. RE: YOUTH CENTRE

With the leave of committee, Mr. Gilmore addressed the committee at this time. Mr. Gilmore noted that earlier in the year, the problems with youths of the Town were brought forward and he has met with a number of merchants and concerned citizens regarding the issue. He suggested that there is a definite youth problem in Town including a large number of teens and older youths dealing drugs, committing vandalism and assaults and so on. He suggested that the difficulty is with a lack of things for youths to do and advised that he is proposing to start a gym in Beamsville in the old CIBC building for

a fitness centre free for teenagers in order to get them off the street. He suggested that he has contacted downtown merchants who have indicated they will fully support him including financially in this endeavour. He also suggested that the police, fire department and community members have committed to getting involved and working with these kids. He suggested he thinks this will give them

something to do, reduce vandalism problems and would be financed by the local businesses.

Committee members raised a number of questions regarding details of the proposal and also raised questions regarding the statements made about the amount of problems with kids hanging around in the Comisso mall and other areas. Committee members further suggested that there

may be some common ground between this suggestion and steps being taken by the police which perhaps should be investigated. It was suggested that the Town perhaps should facilitate some arrangements

with Mr. Gilmore, the Police Force, Schools and other involved groups.

REPORTS

BU 96-235. SEPTEMBER BUILDING REPORT

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

(BU 96-235)

That the September Building report as submitted by the Chief Building Official be received for the Committee's information. CARRIED

BU 96-257. REQUEST FOR STREET NAME CHANGE

In response to the report, committee members questioned what the costs to the developer would be for such changes. It was also noted

that Town maps is a difficulty but that they could be changed for the next printing and the current maps available not altered. In response to questions, staff advised that the costs to the developer are not known but it was highlighted the Town has recently printed and distributed and is continuing to distribute Town maps which indicate the original street name. Other opinion was expressed by committee members that at this late date and with the information given out to the public, changing street names from what is indicated

on the map does not make sense at this time. Suggestion was made that perhaps the park in the area could instead be named after Mrs. Prokich.

Moved by Ald. B. Culp, Seconded by Ald. Gretsinger

(96-257)

1. That no changes be made to existing approved street names.
2. That the name Prokich be added to the recommended street name list for future consideration.
3. That the South West Quadrant park be named after Angelina Prokich. CARRIED (Gen. Com. Nov. 12/96) -3-

TR 96-265. INVESTMENTS, RESERVES. TRUST FUND STATUS REPORT

Moved by Ald. B. Culp, Seconded by Ald. R. Kelly

(TR 96-265)

That the Investments, Reserves, Reserve Funds and Trust Fund Status report as at October 31st, 1996, be received for information. CARRIED

Moved by Ald. B. Culp, Seconded by Ald. A. Gretsinger

(TR 96-266) That this report, being the Treasurer's Statement of Operations report as at October 31st, 1996, be received for the Committee's information. CARRIED

CL 96-262. COMPLAINT, TAX ARREARS

Committee members suggested there seems to be a breakdown in communication in this case and that it may be appropriate to waive the penalties. Questions were raised of the applicants as to why they did not inquire about this property when they got their tax

bills for their residence. Other opinion was expressed that the onus is on the property owner to pay taxes and to advise the Town if they want bills forwarded to another address. In response to questions, the Clerk-Treasurer outlined the actions taken for delivery of the notices to the applicants at the property address. The Clerk-Treasurer also highlighted that the Town does not have specific legal authority to write off penalties in this case.

Other opinion was

expressed that the notice was not adequately delivered and that the interest should be forgiven. Committee members confirmed with the applicants that they purchased the property in November of 1994, and realized taxes had not been paid and inquired at the Town in August of 1996.

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

(CL 96-262) That staff advise Mr. Andersen that penalties and interest will not be adjusted and further that staff provide Mr. Andersen any available information regarding Market Value Assessment and the appeal process. LOST

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

(CL 96-262) That due to failures in communication, the interest portion of the tax bill in question be forgiven. CARRIED

CL 96-261. DELEGATION OF LICENCING AND REGULATION OF THE SECURITY -

Committee members noted that the Regional Police will be considering charges for false alarms and questioned whether the Town Fire

Department is considering doing the same for fire false alarms. The Fire Chief advised that the issue was not being considered at this

time and noted some considerations for such charges.

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

That staff be directed to prepare a by-law for Council consideration repealing By-law No.96-84, being a by-law delegating to the Niagara Region Police Services Board, the power to licence, regulate and govern security alarm businesses. CARRIED

CL 96-263, 1996 CITIZEN OF THE YEAR AND COMMUNITY SERVICE AWARDS

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

(CL 96-263) 1. That Council appoint the Ad Hoc Committee to review all nominations received for Citizen of the Year and Community Service

Awards, such committee to consist of Rita Morissette, Doug Burton, Shirley Burnet, Ald.W.MacMillan and Ald.A.Gretsinger, and that this committee recommend to Council, appropriate candidates for approval at its meeting, December 2nd, 1996.

2. That the presentation ceremony be held Monday, December 16th, 1996. CARRIED CL 96-264. REOUEST BY LINCOLN HYDRO ELECTRIC COMMISSION FOR ASSENT TO BORROW

Moved by Ald.A.Danyluck, Seconded by Ald.H.Bald (CL 96-264) That in accordance with Power Corporation Act, R.S.O.1990, Chapter P.18, Section 112, the Town of Lincoln requests assent from Ontario Hydro to issue debentures or borrow by other means, an amount of \$182,000 for a period of up to 20 years on behalf of the Lincoln Hydro Electric Commission, for the purpose of capital construction and extension of works and leasehold improvements in 1996.

CARRIED

AD 96-258. MICRO-COMPUTER IMPLEMENTATION PLAN

Committee members questioned whether the proposed cabling would be able to handle any future PC needs. The CAO advised that the cabling would be sufficient to handle both the immediate and future requirements of the municipality. Committee members also raised questions regarding whether the software will have any necessary changes to accommodate the year 2000. The CAO suggested this would not be applicable for this type of software as data bases would be stand-alone and any formulas would be set up by the individual.

Committee members raised questions regarding the bids received on the product and details regarding each quotation and the materials to be acquired. In response to questions, the CAO advised of the process undertaken and provided details regarding information received.

Committee members also raised questions regarding the lease arrangement and whether an outright purchase of the hardware would not be more appropriate. In response to questions, the CAO outlined benefits of leasing versus purchasing and highlighted that the lease is more expensive in the short term but that it provides long term benefits.

Moved by Ald.H.Bald, Seconded by Ald.D.Good (AD 96-258) 1. That the micro-computer hardware be leased for a three year term from MFP Technology Services Ltd, at an annual cost of approximately \$19,850 exclusive of taxes. 2. That network cabling and installation be acquired from Clark Computers at a cost of approximately \$5,000.

3. That software be acquired from Microsoft Canada at a cost of approximately \$7,000. 4. That the capital costs for cabling and software be financed from Account C-121-0000-3188.

5. That funds be transferred as follows - from C-311-0217-3118 to C-121-0000-3118 in the amount of \$1,275.

CARRIED

AD 96-260, PROPOSED INDUSTRIAL DEVELOPMENT STRATEGY

Committee members raised concerns with spending funds on pre- engineering as each development is different and the engineering

studies acquired may not fit the end proposed use. Other concerns were expressed with capital outlay with no guaranteed recovery.

In response to concerns expressed, the CAO noted that the wording in Section 1 of his recommendations was incorrect and the recommendation is to complete pre-engineering servicing studies only and not the actual servicing.

Committee members questioned if the Director of Public Works felt that any studies done would be effective. In response, the Public

Works Director advised that the issue is of designing the Town's servicing needs and therefore when the particular industry wishes to proceed, the design and necessary approvals are in place in order to allow the development to proceed quickly.

Committee members suggested that the plans could be geared to allow for individual changes on any parcels to account for various

industrial requests. Questions were also raised regarding the Town's ability to recover costs of any engineering studies. (Gen.Com.Nov.12/96) -5- Committee members also suggested the Town further investigate controlling lands for industrial development. It was further suggested that the Town has not established all details which would be required for the necessary engineering studies and that would require a neighbourhood plan through the planning process.

There was discussion of the relationship of a neighbourhood plan to the engineering design and of the advantages and disadvantages of proceeding.

Moved by Ald.D.Good, Seconded by Ald.H.Bald (AD 96-260)

1. That the Town of Lincoln adopt an Industrial Development Strategy to attract viable Industrial/Commercial enterprises into the Town of Lincoln by means of promoting the availability of suitable land and completing pre-engineered servicing studies on designated industrial/commercial land.

2. That sufficient funds be included in the 1997 and future years budgets to complete the appropriate engineering services studies. CARRIED

Moved by Ald.B.Culp, Seconded by Ald.A.Gretsinger (AD 96-255)

That the Greenshield agreement for employee benefits be approved for an additional year (1996-1997). CARRIED

Moved by Ald.H.Bald, Seconded by Ald.D.Good (AD 96-259) That Report Ad 96-259, Municipal Partnerships be received for the committee's information. CARRIED

Committee members considered a request to proceed with tenders respecting the mechanical services component as included in this report. Committee members questioned tendering for an employee position. The CAO noted that the tender would not necessarily be for an individual and may instead be a firm bidding on the work. He noted that any individual would not be an employee but would be on a contract. Concerns were expressed by committee members with contracting with one individual as there are other associated costs such as equipment, tools, parts and general materials. Other opinion was expressed that there is a benefit to having more controls on equipment servicing and also that this gives opportunity to all local suppliers to tender for this contract. Questions were also raised

by committee members of the sharing of such services with other municipalities and how this would be carried out. The CAO noted that charges to other municipalities depends somewhat on the selection of the service and would be the subject of further negotiations with those municipalities. It was also highlighted that staff anticipate

there are cost savings to be realized through this process.

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

That staff proceed to issue a public tender for the acquisition of Class "A" mechanical services for joint servicing of municipal fleets.

Further that a report and recommendation be forwarded for Council's consideration in time for the 1997 Public Works budget.

CARRIED

Committee members discussed the arrangements and the proposed standard by-law. Concerns were expressed that the fines included in the by-law, in particular with respect to items such as vicious dogs, may not be significant enough to provide a deterrent. In response to questions, the Chief Building Official advised that the fine

recommended is an increase from the existing \$50 fine to \$150. Other opinion was expressed by committee members that responsibility for

licencing and control should not be turned over to the Lincoln County

Humane Society based on their past record of service. It was suggested that the Humane Society does not have appropriate

human relations skills to operate on behalf of the Town. It was

further noted that suggested savings in the report could instead be made up through revenue generation through actively seeking licencing of dogs.

Moved by Ald.H.Bald, Seconded by Ald.D.Good That the consolidated Canine Control by-law attached to Report BU 96-253 be approved and the attached proposal from the Lincoln

County Humane Society be accepted and that the Clerk-Treasurer on behalf of the Corporation enter into an agreement based on the proposal as submitted. CARRIED NAYS: Mayor Konkle AYES: Ald.Bald, Ald.Bilkszto, Ald.Culp, Ald.Danyluck, Ald.Good,

Ald.Gretsinger, Ald.Kelly, Ald.MacMillan.

PL 96-247. FUNDING. LAKE ONTARIO WATERFRONT TRAIL THROUGH THE TOWN OF LINCOLN

Committee members noted that although no detailed plans are in place regarding the viewing station at Ontario Street, concerns have been expressed by property owners in the area that their properties may be traversed. It was noted that any design should include delineation of property lines to avoid any such problems. Concerns were also expressed regarding responsibility for seeking financing from the private sector and it was noted that some direction should be given to staff.

Moved by Ald.H.Bald, Seconded by Ald.A.Danyluck (PL 96-247)

That Report PL 96-247, Funding, Lake Ontario Waterfront Trail through the Town of Lincoln be received for committee's information.

CARRIED

CL 96-256. SUMMARY OF CORRESPONDENCE

Moved by Ald.H.Bald, Seconded by Ald.D.Good (CL 96-256)

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

CARRIED

BU 96-254, OCTOBER BUILDING REPORT

Moved by Ald.R.Kelly, Seconded by Ald.A.Gretsinger (BU 96-254)

That the October Building report as submitted by the Chief Building Official be received for Council's approval. CARRIED

CL 96-268, MOSES FRITTENHOUSE LIBRARY, ADDITIONAL WORKS

The Clerk-Treasurer highlighted that this report has been delayed until the December 9th, 1996, General Committee meeting, at the request of the Library Board.

AD 96-275. COUNCIL PLANNING SESSION

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

That a Council Planning session be scheduled for Wednesday, December 4th, 1996, at 6:00 pm, in the Lincoln Chambers. CARRIED

OTHER ISSUES

FIRE DEPARTMENT, FALSE ALARMS

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

Re: Fire Department, charging for false alarms

That the Fire Chief investigate with the Fire Departments in the Niagara Region with charges to false alarms, and bring back a report with how many do charge and how they go about charging and the amount they charge. The report be brought back before 1997 budget. CARRIED FINES FOR

ANIMAL CONTROL

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

Re: Fines for animal control

That all fines be doubled in the by-law. CARRIED

CORRESPONDENCE

1. Richard Storm, YTS Southern Ontario ~oadrunneis.

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

Re: Running Race, November 23rd, 1996 That the YTS Southern Ontario Roadrunners be granted permission to hold a 5km running race on Town roads as per their letter, and that the Public Works Department be informed. CARRIED

PART 2: PUBLIC WORKS - CHAIRMAN: ALD.R.BILKSZTO

The Chairman of Public Works has requested that Ald.R.Bilksto continue in the Chair for this one public works issue.

REPORTS

PW 96-267, PROPOSED WATERMAIN EXTENSION. ST.DAVID'S HYDROPONICS

The Director of Public Works highlighted the subject report and provided an explanation for the reason for the report and recommendations. In particular, the Director highlighted the guidelines established by the Town for requests to extend municipal services beyond current urban area boundaries. Committee members expressed concerns with providing an 8 inch service

outside of the urban boundary, noting this would be the start of a

number of requests for service, especially since this service area is not unique in the municipality. It was questioned whether similar arrangements would be made for others.

The Director of Public Works noted that pursuant to Council direction, each is reviewed on a case by case basis. It was also noted that the amount of water loss in this system is highlighted each year by the auditors and that this could be helpful in partially dealing with that for just the cost of the recommended oversizing.

Committee members questioned why the landowner could not just replace the existing two inch system. It was suggested that this arrangement

is cause for future troubles and noted that there has been past problems with sufficiency of water availability. It was further suggested that providing this service is not fair to those within the service area who paid for the water system initially. Committee members questioned whether this contemplates doing away with the existing private line in the general area. The Director of Public Works advised that this is not proposed at this time and that this is for a connection to St.David's Hydroponics and Martin Farms.

Committee members raised further questions regarding whether the Town has turned down other applications and further whether adequate water supply is available. It was suggested that the owner could instead draw water from the lake. The Director of Public Works advised that the Town has turned down other applications but that each situation is reviewed individually and the circumstances may be different. In

response to questions regarding whether the water supply will be jeopardized, the Director of Public Works noted that it is a condition of the approval that the Region be fully satisfied that there will be adequate water supply.

In response to questions from committee members, the agent for the applicant, Mr.Mike Duc, clarified that the greenhouse does not intend to hook-up as a water supply but that there will be only the one new service for the office domestic needs. He suggested the applicant is seeking assurance that there will be a supply available to cover any emergency shortages which may occur, particularly in the winter

when lake water is not available. Committee members raised questions regarding the planned location of this greenhouse and why this need is identified only now. It was also suggested that a 2 inch line could be adequate for emergency situations instead of the suggested 8 inch line.

Moved by Mayor R.Konkle, Seconded by Ald.A.Danyluck That the proposed extension of the municipal watermain from Victoria Avenue North to Martin Road as proposed by St.David's Hydroponics Limited and Martin Farms Limited be approved subject to the completion of the following matters:

1. Regional Policy Plan Amendment.
2. Completion of a servicing agreement.
3. Provision of a securities to guarantee completion of the works.
4. Written assurances from the Regional Public Works Department concerning the security of supply for Vineland and Jordan water users.
5. Final budget approval for the inclusion of funds in the 1997 capital budget for the oversizing component of this project. CARRIED

: Ald.Bald, Ald.Danyluck, Ald.Gretsinger, Ald.MacMillan, Mayor Konkle. NAYS: Ald.Bilkszto, Ald.Culp, Ald.Good, Ald.Kelly.

ADJOURNMENT

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

CHAIRMAN SECRETARY Lincoln Chambers

November 18th, 1996

The Council of the Town of Lincoln met in regular session on Monday, November 18th, 1996, at 7:00 pm, in the Lincoln Chambers.

All members of Council were present except Ald.R.Kelly, and the meeting was chaired by Mayor R.Konkle. Staff present: A.Buist (CAO), K.Kruger (Clerk-Treasurer), H.Booth (Museum Curator), C.Held (Director of Planning), G.Holman (Director of Public Works), B.Radix (Chief Building Official), C.Rouse (Fire Chief) and D.Wainman (Director of Recreation).

ADOPTION OF MINUTES

Moved by Ald.B.Culp, Seconded by Ald.W.MacMillan That the minutes of Council's meeting of November 4th, 1996, be adopted as circulated. CARRIED

BUSINESS ARISING FROM MINUTES

In regard to the application for rezoning made by Mr.DiPaolo and the resolution passed at the November 4th Council meeting, members

of Council noted that information has been brought forward, that there is no basis in law to allow for a five year provision as included in the resolution. In response to questions, the Director of Planning advised that the the Town's Solicitor had confirmed that the Planning Act permits temporary use by-laws for a maximum three year period. He further confirmed that the property owner can apply for subsequent temporary use by-law at the expiry of the first three year period.

DELEGATIONS

REGIONAL COUNCILLOR JILL HILDRETH

Councillor Hildreth was present and updated members of Council on activities at the Region of Niagara.

Councillor Hildreth outlined the Regional road widening policy which has been of concern to a number of people, and confirmed that a fourth public meeting will be scheduled. She also

highlighted the report forthcoming providing for delegation of subdivision authority to local municipalities and noted a number

of issues and considerations contained within the report. Councillor Hildreth also advised that the Region has now finally

implemented a revised tree conservation by-law and noted some details for information.

Members of Council raised certain questions regarding the areas

where the tree cutting by-law will be applicable. Councillor Hildreth confirmed that the by-law will not apply in certain

circumstances involving farmers.

Members of Council also raised questions regarding activities at

the Region regarding restructuring and expressed concerns that local Councils are not being provided with any information or

being kept informed.

OTHER ISSUES

Members of Council were advised of a presentation made by the Vineland Brethren United Church in appreciation of the work done

by Council members in service to the community and were advised that the plaque presented would be placed in the Town Hall.

Members of Council were also advised of details of Mayor Konkle's

trip to Slpvakia and the presentation of an ornament called a

"Valaska" to the Town of Lincoln by the Mayor of the Town of Tisovec.

GENERAL COMMITTEE

Members of Council entered into discussions regarding Report BU 96-257, Request for street name change and committee's

recommendation for naming of the southwest quadrant park. (Council, Nov. 18/96) -2-

Note was made of the information provided by the Director of Recreation & Parks.

Moved by Ald.H.Bald, Seconded by Ald.A.Danyluck That the Council of the Town of Lincoln direct the Director of Recreation & Parks to prepare a policy outlining the criteria for the naming of parks in the municipality, and further that any naming of the southwest park be deferred until such a policy is approved by Council. CARRIED

Members of Council also entered into discussion regarding Report CL 96-262, complaint, re: tax arrears. Opinion was expressed that the recommendation from the committee creates a dangerous precedent. It was noted that the applicant took one year and 10 months after purchasing the property to check why no tax bill had been received. It was also noted that the bill had been sent in the owner's name to the property location. Opinion was expressed that the Town should not be writing off the penalty portion. It was further highlighted that the property owner also received tax bills from the Town for their other property in the Town, and therefore knew of the tax billings that were in place. Members of Council raised questions regarding the delivery address and of other circumstances where penalty has been forgiven for the reason of non-delivery of tax bills.

Moved by Ald.B.Culp, Seconded by Ald.W.MacMillan Re: General Committee, November 12th, 1996, Report CL 96-262, motion by Gretsinger/Good. That the above noted motion be rescinded. Further that the complainant be advised that all taxes and arrears must be paid.

CARRIED

Council members entered into discussions regarding Report PW 96- 267, proposed watermain extension for St.Davidls Hydroponics.

Concerns were expressed with the size of the proposed line outside of the service area to supply only one greenhouse. It was suggested if the goal is to supply the greenhouse for its office and domestic needs only, then a four inch line is more than sufficient. Opinion was also expressed that if the line was put in place, then the old private line should be replaced to cure the problem of water loss and that the applicant for the service should pay all costs with some provision for recovery from others who hook up.

In response to questions from members of Council, the Director of Public Works stated that the recommendation for an 8 inch line is to provide for future flexibility. In response to further questions regarding installation of a four inch

line, the Director advised that it would be sufficient for the existing use only, but that for installation of hydrants and so on, staff would recommend an 8 inch line. Council members suggested that perhaps a 6 inch line would be sufficient for such purposes.

Members of Council suggested there are a number of issues which need to be addressed including policy decisions as to whether the Town will be considering supplying water to greenhouses in general. Concerns were also expressed that the facility was constructed in this location and application for water service applied for after this capital investment. It was suggested that the issue could be referred to the recently established Greenhouse Committee for additional input from representatives of the greenhouse industry and staff.

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

That Report PW 96-267, proposed watermain extension, be

tabled, and referred to the Greenhouse Working Group for further review and recommendation to Council.

CARRIED

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

That the General Committee minutes of November 12th, 1996, as amended, be adopted, and the recommendations contained therein be approved and acted upon. **CARRIED** (Council, Nov. 18/96) -3-

PW 96-274, AUTHORIZATION TO PURCHASE HYDRO FROST BREAKER. HYDRO RELOCATION PROJECT

Moved by Ald.A.Gretsinger, Seconded by Ald.B.Culp

(PW 96-274) That the Town of Lincoln Council authorize Public Works staff to purchase an hydraulic frost breaker from A.H.VanCamp Ltd, at a

price of \$25,894 t tax; and further that this expenditure be charged to account C311-0217-3910 as provided for in' the 1996 Capital Budget. **CARRIED**

BY-LAWS

Members of Council discussed the proposed By-laws regarding animal control. Concerns were expressed with the need for services over and above canine control. Opinion was also expressed that the fines listed may be excessive. Concerns were expressed with the delegation of these powers to the Lincoln County Humane Society and further questions were raised regarding the Humane Society fees for services after hours.

Moved by Ald.B.Culp, Seconded by Ald.W.MacMillan That leave be given to introduce the following by-laws: (a)

No.96-113, to authorize the conveyance of part of the closed road allowance in Lot 9 between the Broken Front

Concession and Concession 1 of the former Township of Clinton. (b) No.96-114, to assume and establish the highway located in Part of Lot 15, Concession 1 of the former Township of Clinton, now Town of Lincoln, as a common and public highway under the jurisdiction of the Town of Lincoln and to name the Highway as

Delta Way. (c) No.96-115, to repeal By-law No.96-84, being a by-law to delegate the power to licence, regulate and govern security alarm businesses to the Niagara Police Services Board.

(d) No.96-116, to exempt certain lands in Registered Plan No.30M- 239 and Registered Plan No.30M-146 from Part Lot Control pursuant to Section 50 of the Planning Act, R.s.0.1990. (e) N0.96-200, to provide for the licencing, control and regulation of dogs. (f) No.96-117, to authorize the execution of an agreement between the Town of Lincoln, the Township of West Lincoln, the Town of Grimsby and the Lincoln County Humane Society. **CARRIED**

No.96-117 - Mayor Konkle opposed.
No.96-200 - Ald.Gretsinger opposed.

Moved by Ald.D.Good, Seconded by Ald.H.Bald That By-law Nos.96-113, 96-114, 96-115 , 96-116, 96-200 and 96-117 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**

No.96-117 - Mayor Konkle opposed.

No.96-200 - Ald.Gretsinger opposed.

NOTICE OF NEW BUSINESS

APPLICATION FOR REZONING. DIPAOLO

Moved by Ald.W.MacMillan, Seconded by Ald.B.Culp Re: DiPaolo, change to Bald/MacMillan motion Section 2: temporary use permit be issued for a period of three (3) years with extension application necessary, at the end of 3 years. **CARRIED**

VICTORIA AVENUE PEDESTRIAN STOP LIGHT

Moved by Ald.A.Danyluck, Seconded by Ald.W.MacMillan Re: Victoria Avenue, pedestrian stop light

That the Town of Lincoln reaffirm a pedestrian stop light at

Victoria Avenue and Vineland Public School, and that a strongly worded message be sent to Regional Public Works with our concerns and to get a move on this project. **CARRIED** (Council, Nov. 18/96) -4-

CLOSED SESSION

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

That Council adjourn to closed session to consider a land issue and a personnel issue. **CARRIED**

Upon conclusion of discussions in closed session, Council reconvened.

Moved by Ald.A.Danyluck, Seconded by Ald.H.Bald Re: Shared Municipal Services That the Town establish suitable arrangements for the sharing of planning resources with the Township of West Lincoln and reflect these arrangements in the 1997 operating budget. **CARRIED**

There being no further business to discuss, the Mayor declared the meeting adjourned. Lincoln Chambers November 25, 1996

Memorandum of Public Meetings regarding proposed amendments to the Town's Official Plan and Zoning By-law, held on Monday, November 25, 1996, at 7:00 p.m. in the Lincoln Chambers. All members of General Committee were present and the meeting was chaired by Ald. B. Kelly. Staff present: A. Buist (CAO), K. Kruger (Clerk-Treasurer), G. Holman (Director of Public Works), C. Held (Director of Planning and Development), K. Dale (Deputy Director of Planning and Development), D. Wainman (Director of Recreation & Parks), B. Radix (Chief Building Official), C. Rouse (Fire Chief) and H. Booth (Museum Curator).

PUBLIC MEETINGS

PROPOSED AMENDMENTS TO THE TOWN OF LINCOLN OFFICIAL PLAN AND ZONING BY-LAW UNDER THE PLANNING ACT

(A) FILE 9-04/96 & 10-08/96, Official Plan and Zoning By-law Amendment Applications, George Stadelbauer, S/S King St & W/S future road known as Stadelbauer Dr in Beamsville - PT LT 352, CP3 (B)

Dick Hodge was in attendance in support of the proposal. Also in attendance and who signed the attendance sheet were M.J. Walsh, Mr. & Mrs. James Cassori and Dr. H. Stevenson.

The Chairman outlined the Town's Public Meeting procedures, the requirements under the Planning Act and the purpose of the application.

Mr. Walsh stated that his property is located adjacent to the subject lands and that he has concerns with the drainage along the creek. He stated that his property is slowly eroding. He stated that there are several large trees on his property that may fall over the bank if the property erodes any further.

Dick Hodge stated that the erosion needs to be addressed because the creek is on the neighbours' properties as well as on their property. He stated that a study of this area will have to be done, and he noted that the staff report is recommending that a study of the Environmental Conservation lands be done in accordance with the requirements of the Town's Official Plan. He stated that in order to do any channelization of the subject lands that they also have to have input from the adjacent property owners.

In response to inquiry from a Committee member, the Director of Planning and Development stated that the creek runs along the westerly boundary of the subject lands.

Hugh Stevenson stated that he was of the impression that this area is a floodplain. In response, the Director of Planning and Development stated that a study will have to be done in consultation with the Niagara Peninsula Conservation Authority to determine the actual floodlines on the property. The Chairman asked if there were any further comments or questions. There being no further comments or questions, the Chairman declared the Public Meeting closed.

(B) FILE 10-11/96, Zoning By-law Amendment, Singing Skies Farms Ltd., (Greg Hynde, Hynde Paul Associates Inc), N/S Fly Rd, West of Spiece Rd, PT LTS
Greg Hynde was in attendance in support of the proposal. Kevin Robins was also in attendance.

The Chairman outlined the Town's Public Meeting procedures, the requirements under the Planning Act and the purpose of the application.

Greg Hynde stated that the purpose of the application is to address a condition of Ontario Municipal Board approval. He stated that the Niagara Escarpment Commission has agreed to the APO zoning, however they would like to leave Development Control in place.

In response to inquiry from a member of the public, the Director of Planning and Development stated that the APO zoning means that the lands would remain zoned as Agricultural, however, a house would not be permitted to be built on the subject lands. Public Mtg. Minutes (96 11 25) Page 2 /2

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.

- SECRETARY CHAIRMAN

Prepared by: K. Dale, Deputy Director of Planning and Development
Dictation Date: 96 11 26 Circulation Date: 96 11 28 Lincoln Chambers
November 25, 1996

The General Committee of the Town of Lincoln met in regular session on Monday November 25, 1996, at 8:00 p.m. in the Lincoln Chambers. All

members of Council were present and the meeting was chaired by Ald. B. Kelly. Staff present: A. Buist (CAO), K Kruger (Clerk-Treasurer), G. Holman (Director of Public Works), C. Held (Director of planning and Development), K. Dale (Deputy Director of Planning and Development), D. Wainman (Director of Recreation & Parks), B. Radix (Chief Building Official), C. Rouse (Fire Chief) and H. ~00th (Museum Curator).

PART 1: PLANNING AND DEVELOPMENT - CHAIRMAN: ALD. R. KELLY

There were no scheduled delegations.

REPORTS

(A) PL 96-269 - Regional FILE 26T-96011 - Our FILE 38-03/96, Draft Plan of Subdivision Application, Valentine & William Csets, South of Eastdale Dr in Beamsville, PT LTS 173 & 190, CP3 (B) & PT LTS 15 & 15. CON 4 (C)

Monty Vandeyar noted that the Public Works Department has expressed a concern that Cherry Heights Boulevard will create too much of a direct collector route than the one identified in the Secondary Plan. He stated that the policies of the Secondary Plan allow for road pattern

as shown in their plan. He stated that they are proposing a through street to Cherry Heights Boulevard which therefore proposes a third street to funnel traffic through the neighbourhood. He stated that Public Works is concerned about the intersection because it will

become a four-way stop. He stated that their opinion is that a four-way stop will slow the traffic down. He stated that if the redline revision goes ahead, Lots 83 and 84 are going to be very deep. He stated that in his opinion, their plan would improve the traffic flow.

The Director of Public Works stated that he is concerned the traffic will be an after thought and that there is potential for difficulty.

He stated that there could be a potential increase of traffic on the a street and therefore they recommend a traffic study be done to address this issue. In response to inquiry from a Committee member the

Director of Planning and Development stated that when the Secondary Plan was being prepared, everyone had an opportunity to look at the

Secondary Plan and he noted that, yes, the plan does provide for some flexibility. He stated that the plan was approved this way because the consultant thought this was the best layout, and any road layout that is different should be subject to review by the Town's Public Works Department.

In response to inquiry from a Committee member, the Director of Public Works stated that there is enough property to achieve the goals of the Master Drainage Plan Update, and that they will now have two facilities. He stated that the Master Drainage Plan contemplated a 25 metre right-of-way for drainage and walkway purposes throughout the neighbourhood and that now this area will be a little bit wider and

contain a second pond. In response to inquiry from a Committee member, the Director of Public Works stated that the details would

have to be worked out, however, this additional pond could accommodate 50% of flows within the Southeast Neighbourhood. In response to inquiry from a Committee member, the Director of Public Works stated a

that there will be a water quality facility required adjacent to the second pond which may result in the water quality facility in the

vicinity of the neighbourhood park being smaller. He stated that there are advantages to the existing pond on the Csets lands also

being used for storm water purposes. General Committee -2- Nov.25/96

In response to inquiry from a Committee member, the Director of Public Works stated that this development will not impact on the Austin property.

A Committee member noted that construction traffic will have to be addressed by the Town.

In response to inquiry from a Committee member, the Director of Public Works stated that there will be a study required for traffic by the developer and at this point in time, because staff do not have the information from a traffic study, that staff recommend that the plan be redline revised as per the staff report.

In response to inquiry from a Committee member, Monty Vandeyar stated that, yes, they're willing to do the traffic study.

A Committee member noted that it would be preferable if there were three road systems because most people do avoid the most busy area, that being the downtown, and therefore there may be traffic coming into this area from outside of the neighbourhood.

After considering PL 96-269, the Committee adopted the following recommendation:

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

Re: Draft Plan of Subdivision Application Applicant: Valentine and William Cssets

Agent: Monty Vandeyar

"THAT, for the reasons outlined in PL 96-269, the Town recommend to the Region of Niagara that the draft plan of subdivision known as Valencia Place (Regional File 26T-96011) BE DRAFT APPROVED subject to the conditions outlined and as red line revised in Attachment No. 3 to PL 96-269."

CARRIED

(B) PL 96-270 - Regional FILE 26T-96013 - Our FILE 38-05/96, Draft Plan of Subdivision Application, Peter Phelps & Associates Ltd. (Hillview Heights), West of Rose Ave & South of King St in

Beamsville, PT LTS 354 & 355. CP3. & PT LT 38. RP446 (B)

After considering PL 96-270, the Committee adopted the following recommendation:

Moved by Ald. D. Good, Seconded by Ald. R. Bilkszto

Re: Draft Plan of Subdivision Application

Applicant: Peter Phelps & Associates Ltd. "THAT, for the reasons outlined in PL 96-270, it is hereby recommended that the Town recommend to the Region of Niagara that the draft plan of subdivision known as Hillview Heights (Regional File 26T-96013) BE DRAFT APPROVED subject to the conditions outlined in Attachment No. 3 to PL 96-270." CARRIED

(C) PL 96-271 - FILE 9-04/96 & 10-08/96, Official Plan and Zoning By-law Amendment Applications, George Stadelbauer, S/S King St &

W/S future road known as Stadelbauer Dr in Beamsville, PT LT 352,

After considering PL 96-271, the Committee adopted the following recommendation:

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

Re: Official Plan Amendment and Zoning By-law Amendment Applications

Applicant: George Stadelbauer Agent: Upper Canada Consultants General committee -3- Nov.25/96

"THAT for the reasons outlined in PL 96-271, it is hereby recommended:

1. Official Plan Amendment application 9-04/96, in the name of George Stadelbauer, BE APPROVED, as per the conditions in PL 96-271.
2. Approval of Zoning By-law Amendment application 10-08/96, in the name of George Stadelbauer, BE DEFERRED, pending a study of the environmental Conservation lands being done in accordance with Section 2.9.3 (e) of the Town's Official Plan." CARRIED

(D) PL 96-248 - FILE 10-11/96, Zoning By-law Amendment, Singing Skies Farms Ltd., (Greg Hynde, Hynde Paul Associates Inc), N/S Fly Rd,

Nest of Soiece Rd. PT LTS 11 & 12. CON 6(C)

A Committee member noted that the applicant should be aware of what the APO zoning entails, and that hopefully they won't be back in a

year asking for the APO zoning to be removed.

After considering PL 96-248, the Committee adopted the following recommendation:

Moved by Ald. B. Culp, Seconded by Ald. W. MacMillan

Re: Zoning By-law Amendment Application

Applicant: Singing Skies Farms Limited

Agent: Greg Hynde, Hynde Paul Associates Inc. Planning and Development Consultants

"THAT for the reasons outlined in PL 96-248, it is hereby recommended that the Zoning By-law Amendment application 10-11/96, in the name of Singing Skies Farms Limited, BE APPROVED."

CARRIED

(E) PL 96-272 - FILE 1-21, STATUS OF ALL ACTIVE DEVELOPMENT APPLICATIONS up to and including November 15, 1996

After considering PL 96-272, the Committee adopted the following recommendation:

Moved by Ald. W. MacMillan, Seconded by Ald. B. Culp
Re: STATUS OF ALL ACTIVE DEVELOPMENT APPLICATIONS
THAT PL 96-272, 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 November 15, 1996, BE RECEIVED as information."

CARRIED

(F) PL 96-273 - FILE 1-21, STATUS OF ACTIVE LAND DIVISION COMMITTEE & COMMITTEE OF ADJUSTMENT APPLICATIONS up to and including November 15, 1996
After considering PL 96-273, the Committee adopted the following recommendation:

Moved by Ald. A. Gretsinger, Seconded by Ald. B. Culp

Re: STATUS OF ACTIVE LAND DIVISION COMMITTEE AND COMMITTEE OF ADJUSTMENT APPLICATIONS

"THAT PL 96-273, being the Status of Active Land Division Committee and Committee of Adjustment Applications up to November 15, 1996, BE RECEIVED as information."

CARRIED

STAFF MEMORANDUMS 0

There were no staff memorandums.

- CORRESPONDENCE

There were no items of correspondence. General Committee -4- Nov.25/96

NO'FICE OF NEW BUSINESS

The Committee expressed concern about the fact that the School Board is not commenting on subdivisions relating to the effect that growth will have on the schools system. As a result of that discussion, the Committee adopted the following recommendation:

Moved by Ald. H. Bald, Seconded by Ald. D. Good Re: Lincoln County Board of Education

WHEREAS our public schools are presently filled to overflowing and portables are being used extensively;

WHEREAS a large amount of development is taking place in Beamsville, much of it geared to affordable housing which will attract young families with children;

Staff be directed to contact the Lincoln County Board of Education to convey Council's questions regarding their lack of concern and comment regarding subdivision applications and the resulting impact on student enrollment.

CARRIED

The Committee expressed concern about whether or not staff will be responding to the letter from Carol Austin, and in response, the

Chairman noted that the appropriate staff member will be sending a response. Another Committee member expressed concern that staff have had a number of meetings with Carol Austin and that because of the numerous requests, that other work cannot be done. The Chief

Administrative Officer advised that, yes, staff had met with

Mrs. Austin on a number of occasions and that it does cause concerns from a staffing point of view, however, they do have to respond to public inquiries.

The Committee had a general discussion about whether it was necessary to have all Department Heads at all meetings, and it was suggested that it might be appropriate for the Chief Administrative Officer and

the appropriate Chairman to decide on who should attend the meeting.

AS a result, the following motion was introduced, but not voted on:

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

Re: Staff presence 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.

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

THAT the above noted resolution be tabled until the Monday, December

2nd, 1996, Council meeting. CARRIED

PART 2: PUBLIC WORKS - CHAIRMAN: ALD.R.ICELLY

SCHEDULED DELEGATIONS

JIM JUHLKE & SGT. MADRONIC (NRP) - STOP SIGN AT FLY ROAD AND CAMPDEN ROAD

Mr. Juhlke and Mr. Madronic expressed their concerns about the safety of the intersection and the need for a 4-way stop control. They noted that poor visibility, on-street parking, poor sidewalks and speeding motorists all contribute to the situation.

The Committee discussed the tolerance levels normally used by the police for speeders, and recognized the inability to effectively enforce speed limits. General Committee -5- Nov. 25/96

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

THAT the Council of the Town of Lincoln recommend to Niagara Region Council that 4-way stop signs and flashing red lights on Fly Road be installed at the intersection of Fly Road (RR#73) and Campden Road.

FURTHER THAT the Niagara Regional Police be requested to recommend appropriate speed limits along the stretch of,RR#73 through

the hamlet of Campden. CARRIED

LEN PENNACHETTI - MAIN STREET HYDRO RELOCATION PROJECT

Mr. Pennachetti indicated that he had received support from some of the local residents to proceed as though it were a Local Improvement

Project, but noted that the time constraints did not permit the process to be completed.

The Committee discussed the appropriateness of using tax dollars for improvements that benefit a limited number of properties, regardless - - - a

of- the economic development tourism spinoff.

The Committee discussed the road and drainage improvements under construction, and noted its contribution to the project.

REPORTS

BOARD OF MANAGEMENT/STEERING COMMITTEE - NOVEMBER 6TH. 1996

Moved by Ald.R.Bilkszto, Seconded by Ald.A.Danyluck THAT the Board of Management/Steering Committee minutes

of November 6th, 1996 be approved.

CARRIED

PROPOSED COST SHARING SCHEME - MAIN STREET/WISMER STREET HYDRO

Moved by Ald.B.Culp, Seconded by Ald.R.Bilkszto THAT General Committee recommend to Council that staff proceed with the proposed burial of underground hydro as outlined in this report subject to the following.

1. That the Town front-end the amount required (\$100,000) for this project.
2. That all involved parties be contacted by Lincoln staff concerning the financing.
3. That all involved parties be required to agree in writing to the financial arrangements.
4. That the amount required be re-paid, principal and interest, over ten years.
5. That the Town not be involved financially in any way except to front-end the funds.

CARRIED

REQUEST FOR SPEED LIMIT REDUCTION - TUFFORD ROAD. PW 96-249

The Committee noted its concern of the proliferation of stop signs and speed limit reductions which are having little effect in improving public safety.

The Committee noted that it is our own citizens who are frequently violating the rules. a

Staff were directed to follow up on enforcement issues with the Niagara Regional Police. General Committee

? -0- Nov.25/96

Moved by Ald.R.Bilkszto, Seconded by Ald.A.Danyluck THAT the speed limit on Tufford Road between Niagara Road 81

and John Street be reduced from 80 km/hr to 50 km/hr.

FURTHER THAT staff be directed to prepare an appropriate by-law amending By-law No. 89-2000 (Traffic By-law) at the next

meeting of Council.

CARRIED

AUTO PROPANE TRIAL PROJECT, PUBLIC WORKS VEHICLES, PW 96-256

Staff reported that they were unable to address the concerns of cold weather starting, and noted that the trial vehicles did not travel

enough kilometres to generate any significant savings.
Moved by Ald.A.Gretsiriger, Seconded by Ald.B.Culp THAT Public Works staff be directed to advise Superior Propane of their intentions not to proceed with the use of propane as an alternative fuel in the Public Works vehicles.

FURTHER THAT Super?-or Propane be requested to remove the conversion kits at no expense to the municipality as per the original agreement.

CARRIED

SNOW REMOVAL SERVICES CONTRACT. PW 96-251

Moved by Ald.B.Culp, Seconded by Ald.A.Gretsinger THAT staff be authorized to engage the services of snow removal contractors for the removal of snow from all municipal parking lots and Town sidewalks. FURTHER THAT Dykstra Plowing be engaged to maintain Section A at a cost of \$445.00 per snow fall. FURTHER THAT Quarry Ridge be engaged to maintain Section B at a cost of \$70.00 per snow fall and Section C at a cost of \$130.00 per snow fall. FURTHER THAT Dykstra Plowing be engaged to maintain Section D1 at a cost. of \$490.00 per snow fall and Section D2 at a cost of \$330.00 per snow fall.

FURTHER THAT Quarry Ridge be engaged to maintain Section D3 at a cost of \$255.00 per snow fall. FURTHER THAT the Clerk-Treasurer prepare the necessary by-laws. CARRIED

WINTER SAND AND SALT PURCHASES. PW '96-252

Moved by Ald.D.Good, Seconded by Ald.A.Danyluck THAT staff be authorized to purchase winter sand from Walker Quarries at the quoted price of \$10.60/tonne before taxes and salt from Akzo Nobel Salt Ltd. at the quoted price of \$41.86/tonne before taxes. FURTHER THAT the cost of these materials be charged to Account #R311-0119-3475. CARRIED

CHARLES STREET/GLENWOOD DRIVE WATERMAIN, TENDER RESULTS, PW 96-276

Moved by Ald.D.Good. Seconded by Ald.H.Bald THAT the tender for the Charles Street/Glenwood Drive Watermain Replacement Project be awarded to Ebersole Excavating Inc. at the tendered price of \$175,087.26. FURTHER THAT the funds in the amount of \$136,852 be included in the 1997 budget. FURTHER THAT the Clerk-Treasurer be directed to prepare a by-law authorizing the execution of the contract for this project. CARRIED General Committee -7- Nov.25/96
0 REPLACEMENT, pW 96 PAYMENT OF OUTSTANDING ACCOUNTS, ONTARIO STREET WATERMAIN -277

The Committee was informed by staff that the contract dispute is continuing, and that matters have been referred to the Solicitor for future action.

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

THAT payment of invoices in the amount of \$30,513.50 be made to MPS Reinders Niagara Inc.. FURTHER THAT the amount of \$40,513.50 be charged to the 1997 capital works budget accordingly. CARRIED

LINCOLN TRAFFIC/TRANSPORTATION IMPROVEMENTS - COST SHARING AND IMPLEMENTATION PLAN, PW 96-279

The Committee discussed at length, the necessary works that have to be done, and noted that while some of the details may require refinement, . . . they did not want to delay the projects. Concern about value of the parkette lands, on-street parking, warning lights, pedestrian crossing at Vineland School and the contractors' - - contribution were discussed.

Moved by Ald.A.Danyluck, Seconded by Ald.D.Good THAT the General Committee recommend to Council that:
1. the Region of Niagara be requested to proceed with the design, construction and implementation of the traffic lights and right-turn lane at the intersection of King Street and Mountain Street in Beamsville;

2. the Region of Niagara be directed to amend its traffic by-law to reflect the Town's desire to restrict on-street parking on the south side of King Street from Mountain Street. to Aberdeen Road and at locations where traffic movements are obstructed as determined by Regional. Public Works staff ;

3. the Region of Niagara monitor the turning movements at the intersection of King Street and Bartlett Road and implement appropriate warning signals as required;

4. the Region of Niagara be requested to proceed with the design and installation of a pedestrian activated traffic light on Victoria Avenue opposite the Vineland Public School and be authorized to invoice the Town of Lincoln for 50% of the total

net costs;

5. the Ministry of Transportation be invoiced for 100% of the total costs associated with the base repairs and resurfacing of Bartlett Road

as specified by Town of Lincoln Public Works staff;

6. the Town of Lincoln Public Works staff be authorized to implement the prescribed street lighting, traffic signal design and road

improvements as outlined in this report;

7. the Town of Lincoln make provisions in the 1997 capital budget for a net expenditure of \$37,500 for the purpose of implementing these capital works.

CARRIED

STAFF MEMORANDUMS

REQUEST FOR SERVICE FORM - WORK ORDER PROCEDURES

The Director of Public Works provided information on the work order process, and requested the Committee's co-operation by reporting complaints or requests in a written format using the work order forms.

CORRESPONDENCE

1. TREC - Truck Haul in Beamsville. General Committee -8- Nov.25/96

2. TREC - Reconstruction of QEW from Casablanca Blvd. to Victoria Avenue - Planned Culvert Construction.

R&F

NOTICE OF NEW BUSINESS

DOWNTOWN PARKETTE

The Committee noted that the value for the parkette lands should be recognized in the negotiations with the Region of Niagara.

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

THAT a \$ value be assigned to the parkette and approved by Council and that the money negotiated from the Region be used to

relocate the downtown parkette.

ALSO THAT the interlocking brick, etc. be recycled for use in new parkette.

CARRIED

TRAFFIC ENFORCEMENT

Moved by Mayor R.Konkle, Seconded by Ald.A.Gretsinger THAT the NRPD Traffic Enforcement Office be asked to respond to the speed over the speed limit at which traffic will be fined in the Town of Lincoln.

FURTHER THAT it is Council's understanding that a 20 km over the speed limit has been set for both radar and manual pursuit before

finer are levied.

FURTHER THAT Council wishes this information to better assess the distribution and placement of speed signs on its area roads.

FURTHER THAT implementation of the COPS Program in Lincoln would be appreciated as a deterrant to rolling stops and speeding in the Town. CARRIED

PART 3: MUSEUM DEPARTMENT

REPORTS

MIJ 96-280, FINANCIAL STATUS, MUSEUM DEPARTMENT

Moved by Ald.B.Culp, Seconded by Ald.W.MacMillan

THAT this report by Helen Booth and Alan Buist be accepted as presented. CARRIED

CORRESPONDENCE

LINCOLN CHAMBER OF COMMERCE - NEWSLETTER

Members of the Committee recommended that the Town place an ad and directed staff to proceed.

PART 4: CLOSED SESSION

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

THAT Council adjourn to closed session to consider a land issue. CARRIED

Upon conclusion of discussions in closed session, Council reconvened in open session:

PART 5 : ADJOURNMENT

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

CHAIRMAN SECRETARY

(dictation date: November 26th. 1996)