

Lincoln Chambers

September 2nd, 1997

The Council of the Town of Lincoln met in regular session on Tuesday, September 2nd, 1997, at 7:00 pm., in the Lincoln Chambers. All members of Council were present, and the meeting was chaired by Mayor R.Konkle. Staff present: K.Kruger (Clerk- Treasurer), K.Dale (Deputy Director of Planning) and B.Radix

(Chief Building Official).

ADOPTION OF MINUTES

Motion:

Moved by Ald.R.Kelly, Seconded by Ald.B.Culp That the minutes of Council's regular meeting of August 18th, 1997, be adopted, as circulated. CARRIED

DELEGATIONS

M.WILKES, RE: LAKESHORE PRODUCE 11, REZONING APPLICATION

Ms.Wilkes was in attendance and addressed Council regarding the zoning by-law amendment application by Lakeshore Produce 11.

Ms.Wilkes outlined neighbours concerns with the operation and noted that the non-compliance with the zoning by-law was known at the time of construction and that the applicant is now wishing to change after the fact. Ms.Wilkes requested that Council reject the application.

JOE D'ACHILLES, RE: LAKESHORE PRODUCE 11, REZONING APPLICATION

Ms.DfAchilles was present and reviewed his letter dated August 28th, 1997, circulated to members of Council. Mr.DIAchilles commented on the submission from Miller, O'Dell Planning Consultants, and regarding information circulated

regarding the Farm & Food Production Protection Act. Mr.DiAchilles highlighted the difficulties experienced in the neighbourhood as a result of this operation and advised of their opposition to the proposed by-law change.

T.A.RICHARDSON, RE: LAKESHORE PRODUCE 11 REZONING APPLICATION

Mr.Richardson, Solicitor for the proponents of the Lakeshore 11 rezoning application and Mr.Tom Smart of Miller, O'Dell Planning Consultants, were present and addressed Council regarding the application.

Mr.Richardson reviewed the process and events to date, and expressed opinions regarding the Town's current Zoning By-law, including the definition of greenhouse operations. He also highlighted the Greenhouse Task Force recommendations regarding this definition, already approved by Council. Mr.Richardson also noted Bill 146, the proposed Farming and Food Production Protection Act, and stated it is an indication of the direction the Province is taking regarding protection of farming practices. Mr.Richardson also stated the use which is occurring at the site is standard practice in the Town in a number of locations in the Town.

Mr.Tom Smart of Miller, O'Dell, addressed Council and highlighted and reviewed his submission dated August 27th, 1997, regarding the rezoning application. Mr.Smart highlighted opinions included in the report noting that in his opinion, the operations of Lakeshore 11 conform with the permitted uses in the Town's zoning by-law as an accessory use and outlined his recommendation for Council action in view of that opinion.

Members of Council raised questions regarding the status and need of the rezoning application and suggestions that the

current use is permitted within the existing zoning by-law. -2- (Council, Sept.2/97)

Members of Council also raised issue with comparisons made with other greenhouse operations in regard to scale and location. Opinion was expressed that the definition for a greenhouse as recommended by the Greenhouse Task Force considered that shipping is common practice associated with smaller scale greenhouse operations and not for shipping to this scale.

Members of Council raised further questions regarding the greenhouse industry and common practices and with respect to the status of the rezoning application and the options available to the applicant. Members of Council suggested that in light of the position put forth by Miller, O'Dell that further opinion of the Town's Solicitor should be sought prior to considering the rezoning application.

Motion :

Moved by Ald.B.Culp, Seconded by Ald.R.Kelly Re: Application to rezone, Lakeshore 11

That this matter be referred to the Town Solicitor,

Mr.Stuart Ellis. CARRIED

ROB JANSSEN, RE: MUNICIPAL SPENDING ISSUES

Mr.Janssen was present and addressed Council regarding an ongoing legal issue regarding issuance of a building permit.

Mr.Janssen noted that the Town is involved in a costly legal procedure with the Walton family and expressed concern with the dollars spent to date, noting that if any appeal is lodged the costs will increase. Mr.Janssen questioned the responsibilities of the Building Department and requested that Council not lodge an appeal or spend further dollars

in this issue. Members of Council noted some details regarding the case in question and, for the benefit of residents of the Town not familiar with the case, read from the conclusion of Justice Quinn in his decision of this matter.

JOY PAULS, RE: WALTON BUILDING PERMIT

Ms. Paul addressed Council and also expressed concern with the funds spent on the case against the Waltons to date. Ms. Pauls

suggested the guinea pig operation is well confined and stated that there are no problems with odours or flies throughout the summer. Ms. Pauls raised a number of questions regarding the reasons for the denial of the building permit and with respect to by-law enforcement in general.

FIRE DEPARTMENT PRESENTATION

Chief Clair Rouse was present and advised members of Council of an award made at the recent Dundas Sesquicentennial Parade to the Town of Lincoln, for best vehicle in the parade for its 1960 International Pumper. Chief Rouse advised that this award and

the condition of the vehicle is due to the special interest and work put into its restoration by members of the volunteer fire department. Chief Rouse thanked Ivan Good, Larry Jamieson and Rudy Schimpky for the interest and efforts in restoring and maintaining this vehicle.

REPORTS

FINANCE & ADMINISTRATION COMMITTEE

Council members discussed the proposed Regional Smoke Free

~ublic laces by-law, and the lack of requirements for z- a partitions or ventilation systems in the proposal.

Other opinion was expressed that there has been a large degree of consultation with interested parties and that this is a first

step in the right direction. It was suggested that these other requirements for owners of establishments may result in additional costs and may be a financial burden. It was suggested that these further requirements may gradually come into place.

Motion :

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

Re: smoke Free ~~-law ~rnendment from Finance & Administration, August 20th, 1997.

That by by-law, moved by Ald.A.Gretsinger, Seconded by Ald.W.MacMillan be amended to include "the Regional Health Department also be requested to incorporate ventilation requirements or partitioning into their Regional Smoke Free by-law". - LOST

Members of Council also raised questions regarding review of a proposed new financial system in Report AD 97-158. Concerns were expressed with potential costs with replacing the existing system and concerns expressed by staff.

Motion:

Moved by Ald.A.Danvluck. Seconded by Ald.R.Kellv Re: AD- 97-158, prbposed new financial system -

That the motion of Gretzinger and MacMillan at the August 20th, 1997, Finance & Administration meeting (re: new financial

system) not be acted upon. That a representative from J.P.Haynes be invited to the next Finance Committee meeting and that committee explore with

staff the capabilities and the short falls of the DPX20, also at that time committee can explore all present (expansions and upgrades) of the DPX20 that are needed as listed in Report AD 97-158 with the costs and savings that will be incurred.

CARRIED

Motion:

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

That the Finance & Administration Committee minutes of August 20th, 1997, be adopted, and the recommendations as

amended. contained therein be awwroved and acted uwon. A CARRIED

PL 97-153, ZONING BY-LAW AMENDMENT APPLICATION (LAKESHORE

PRODUCE 11)

Members of Council confirmed that this issue had been tabled by a motion earlier in the meeting.

PL 97-154, GREENHOUSE TASK FORCE RECOMMENDATIONS

Members of Council suggested that this issue be deferred until consultation has taken place with the greenhouse industry. It was suggested that staff and the solicitors comments regarding the proposed definition of greenhouse be referred back to the task force for review and comment.

Motion:

Moved by Ald.B.Culp, Seconded by Ald.R.Kelly That PL 97-154 be referred to the Greenhouse Task Force for comment and input including staff and solicitor. CARRIED

Motion :

Moved by Ald.B.Culp, Seconded by Ald.R.Kelly ICL 97-177) That the Town of Lincoln appoint Ms.Evelyn Vansloten as trustee representing the Town, on the Lincoln Public Library Board for the remainder of this term of Council. CARRIED (Council, Sept .2/97)
AD 97-178, BANKING SERVICES

Motion :

Moved by Ald.A.Danyluck, Seconded by Ald.H.Bald (AD 97-178) That the current banking arrangements with the Niagara Credit Union be extended to ~ugust 31st, 1998. CARRIED

BY-LAWS Motion:

Moved by Ald.R.Kelly, Seconded by Ald.B.Culp That leave be given to introduce the following by-laws: (a) No. 97-75, to impose special annual drainage rates upon land in respect of which money is borrowed under the Tile-Drainage Act.

(b) No. 97-76, to establish the dates, locations and times of advance votes for the 1997 Municipal Elections. CARRIED

Motion:

Moved by Ald.H.Bald, Seconded by Ald.A.Danyluck That By-law Nos. 97-75 and 97-76 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

UNSCHEDULED DELEGATION

DENISE WALTON

Ms. Walton was present and addressed Council regarding issues over past years regarding her property use. Ms. Walton reviewed the Town actions to date, difficulties with an individual neighbour and noted support she has received from other neighbours. Ms. Walton also stated that by-law enforcement issues are not evenly enforced throughout the Town.

NOTICE OF NEW BUSINESS

BARTLETT CREEK SUBDIVISION

Motion :

Moved by Ald.D.Good, Seconded by Ald.H.Bald That staff complete the works on Bartlett Creek that are in the subdivision agreement (re: parks and recreation). That if there are reasons can't be done bring a report to parks and recreation. CARRIED

CLOSED SESSION

Motion:

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

That Council adjourn to closed session to consider legal - and personnel issues. CARRIED

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

Motion: Moved by Ald.H.Bald, Seconded by Ald.D.Good - Re: Organization Review That the proposal put forward by Cy Armstrong be accepted

and that he proceed immediately. CARRIED

Motion:

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

That with respect to the legal issue - Town versus Walton, this decision be appealed to the courts. CARRIED (Council, Sept.2/97)

Motion:

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

That the motion adopted at the closed session of the Finance & Administration Committee, August 20, 1997, be approved, as follows: That the part-time by-law enforcement officer position be eliminated and replaced with a full time position, and further that staff be authorized to fill the position as soon as possible, with considerations raised by Council to be considered. CARRIED

Motion:

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

That staff be authorized to develop with West Lincoln a proposed structure and a process for the establishment of an integrated Planning Department to be shared by the two municipalities.

Further that this report to be presented as soon as possible for the consideration of Council. CARRIED

Motion:

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

That Council direct staff to remove the enclosure constructed by Mr. & Mrs. Binding in the Mount Osborne Cemetery.

ADJOURNMENT

There being no further business to discuss, the Mayor declared the meeting adjourned. Lincoln Chambers
September 8th, 1997 0 Minutes of the Public Works Committee of the Town of Lincoln held on Monday, September 8th, 1997, at 7:00 p.m., in the Lincoln Council Chambers. Present were: Ald. B. Culp (Chairman), Ald. H. Bald (Vice-Chairman), Ald. R. Kelly, Ald. A. Danyluck and Mayor R. Konkle. Staff present: G. Holman (Director of Public Works) and J. Kukalis (Technical Services Manager). Also in attendance: Ald. D. Good and Ald. W.

ACCOUNTS

Moved by Ald. R. Kelly, Seconded by Mayor R. Konkle
THAT Department payments in the amount of \$1,005,874.90 incurred in accordance with Council Policy A-94-218, having now been audited by Committee be ratified by Council.

CARRIED

DELEGATIONS

RITA STONEHOUSE AND KEITH BAKER

Mrs. Stonehouse and Mr. Baker spoke on behalf of the HVRC and residents living in the immediate area.

The Committee discussed a modified plan to limit parking on the west side of Frederick Avenue and reviewed a drawing prepared by staff and presented on an overhead slide (actual plan on file in Clerk's office).

The Committee also discussed the need to restrict the time of day and duration for the loading zone located behind the commercial area but no limitations were determined.

Mr. Stonehouse added additional information and clarification respecting enforcement rights and the flexibility of the interim restrictions until the road is actually assumed by the Town.

The Committee discussed problems with parking and sidewalk connections throughout the Town and emphasized the need for better coordination and planning of these components.

REQUEST FOR ON-STREET PARKING RESTRICTION - JOHN CHARLES BLVD., PW 97-139

Moved by Ald. R. Kelly, Seconded by Mayor R. Konkle
THAT staff be directed to take the necessary steps to make the changes to parking along John Charles Blvd. as outlined in the attached street layout.

FURTHER THAT signage used be in accordance with those available under the Traffic Act to perform the required function.

CARRIED

JOHN NOUWENS AND STEVE JAKYMIW

Mr. Nouwens and Mr. Jakymiw were in attendance to express the opinion about the advantages of a cooperative arrangement to construct the required storage pond as contemplated in the Bartlett Creek Master Drainage Plan (November 1995). 0 The Committee discussed the concurrent process with other developers involving a facilitator/mediator.

Mr. Nouwens questioned the staff recommendation to require a withdrawal of the owner's objection to the Town's development charge by-law in advance of the negotiations. DESIGN AND CONSTRUCTION OF WEST BRANCH STORMWATER QUANTITY

AND QUALITY FACILITY - BARTLETT CREEK (UPSTREAM SECTION), CHERRY HEIGHTS EXTENSION SUBDIVISION. PW 97-174

Moved by Ald. R. Kelly, Seconded by Mayor R. Konkle
THAT the Public Works Committee recommend to Council that staff be authorized to enter into negotiations with the developer of the Cherry Heights Extension subdivision subject to their withdrawal of their objection to the Town's Development Charge By-law.

CARRIED

REPORTS

I.IN.\I. 111~D)I!C"TION 01: LI~T"TI~11 01: (:REDIT. WOODLAND 1:STATES I(X'1 I:NSION SUB)IVISION, I'W 07-165

The Committee was informed by the Director of Public Works that all outstanding deficiencies had been addressed by the developer.

Moved by Ald. H. Bald, Seconded by Ald. R. Kelly
THAT the Public Works Committee recommend to Council that the letter of credit for the Woodland Estates Extension subdivision be reduced to an amount not less than \$7,470 in accordance with the subdivision agreement.

FURTHER THAT the maintenance period for the development commence as of August 7th, 1997.

CARRIED

I-ILLVIEW DRIVE AND ELM STREET WATERMAIN REPLACEMENT, PW 97-166
The Director of Public Works noted that the recommended consultant was selected on the basis of the best proposal despite not having the lowest estimated fees.

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

THAT the Public Works Committee recommend to Council that staff be authorized to retain the firm of Totten Sims Hubicki to undertake the detailed design of the I-illview Drive and Elm Street watermain with an upset limit of \$10,000.00.

CARRIED

PROPOSAL FOR ENGINEERING SERVICES. BEAM STREET PARKING LOT DEVELOPMENT, PW 97-167

The Committee inquired about the consultant's previous experience and the rationale for their selection as the project consultant.

The Director noted that by preparing these plans the Town can use actual documents as the basis of design and planning in the central core areas and facilitate redevelopment schemes in this area.

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

THAT the Public Works Committee recommend to Council that Planning & Engineering Initiatives be engaged for the purposes of completing the design phase for the Beam Street Parking Lot Project at their upset limit of \$5,500 plus GST.

FURTHER THAT staff be directed to finance any shortfall in the funding from surpluses in the 1997 Capital Budget. CARRIED MISCELLANEOUS STREET LIGHT INSTALLATIONS. DEFERRAL TO 1998

PROGRAM. PW 97-1 68

The Committee discussed the possibility of completing some of the smaller installatio~ls this year but noted that next year's budget is already jeopardized by previously committed work. The Committee inquired as to why Glen Elgin Drive required extensive work in such a new development.

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

THAT the Public Works Committee recommend to Council that the necessary street light installation on McKenzie Drive, Cedarbrook Drive, Glenbrook Drive and Glen Elgin Drive be deferred.

FURTHER THAT staff be directed to include these costs in the draft 1998 Capital Budget.

FURTHER THAT those residents requesting these services be so notified.

CARRIED

REGIONAL NIAGARA SOLID WASTE COLLECTION HARMONIZATION PLAN, @ DRAFT LEVEL OF WASTE COLLECTION SERVICE. PW 97-169

The Committee expressed concern about the proposed bag limits and the need to expand the current level of service to handle large items.

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

THAT the Public Works Committee recommend to Council that Public Works staff be authorized to inform the Region of Niagara Public Works Department of its interest in the base level of waste collection service for the Town of Lincoln subject to a final review and analysis of the tender prices for this contract.

CARRIED

SOUTH SERVICE ROAD WATERMAIN EXTENSION. PAUL BOERS GREENHOUSE CONSTRUCTION LIMITED. PW 97-170

The Director explained the purpose of the cost sharing arrangement and the need to address the non-standard servicing arrangement at Priva/Plantech properties.

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

THAT the Public Works Committee recommend to Council that staff be authorized to undertake the following:

- a) to prepare an application on behalf of the proponent to amend the Regional Policy Plan and Lincoln Official Plan to recognize this extension of a municipal service beyond the Urban Area Boundam: . .
- b) to engage the services of a local consulting engineering firm for the purposes of designing, obtaining the necessary approvals and administering the construction contract for this project;
- c) to execute the agreement between t11e Town of Lincoln and Paul Boers Greenhouse Construction Ltd., subject to a final review by the Town solicitor;
- d) to finance the cost of the engineering services for this project from the Water Reserve.

CARRIED

19TH STREET AND GLEN ROAD PEDESTRIAN ACCESS IMPROVEMENTS, PW 97-171

The Committee reviewed the proposed works and inquired as to how frequent this walkway might be used.

The Director explained that an existing stairway could be fixed up in the short term but a more secure and safe stairway would be required. Moved by Ald. A. Danyluck, Seconded by Ald. H. Bald

THAT the Public Works Committee recommend to Council that staff be authorized to proceed with the necessary barrier repair, crosswalk painting, signage and sidewalk extension on 19th Street between Glen Road and the top of the hill.

FURTHER THAT staff be directed to include \$50,000 in the Draft Capital Budget for 1998 for the purposes of constructing a proper access grade from the top of the hill on 19th Street to the Jordan Village Plaza.

BE deferred until 1998 budget (\$50,000) but the clean up, signs, sidewalk, maintenance sidewalk replacement to a limit of \$5,000 proceed.

CARRIED

HIGH ROAD BRIDGE, TENDER RESULTS. PW 97-172

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

THAT the Public Works Committee recommend to Council to proceed with the construction of the High Road bridge.

FURTHER THAT the Mayor and Clerk-Treasurer be authorized to sign and seal the contract documents on behalf of the municipality.

FURTHER THAT any project costs above the Canada-Ontario Infrastructure Works Program funding be financed using 1998 funds.

CARRIED

JORDAN STORM DRAINAGE PROBLEMS. PW 97-173

The Committee agreed that a comprehensive review would be required to avoid a duplication of work and to coordinate different projects which have outlet problems.

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

THAT the Public Works Committee recommend to Council that this report be received for information.

FURTHER THAT staff report back to Council with the draft terms of reference for a comprehensive storm drainage study for the Jordan area.

FURTHER THAT staff be directed to include the costs of this project in the Draft Capital Budget for 1998.

CARRIED

1997 SIDEWALK REPLACEMENT PROGRAM. PW 97-175

The Committee directed staff to allow the contractor to submit interim billings during the contract.

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

THAT the Public Works Committee recommend to Council that S. Fraccltioni & Son Concrete Inc. be awarded the sidewalk replacement contract (Account gC-312-0492-33 15) at a total price of \$20,972 (taxes included). CARRIED

SUPPLY AND DELIVERY OF SODIUM CHLORIDE. PW 97-176

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

THAT the Public Works Committee recommend to Council that staff be authorized to join the members of the Niagara Public Purchasing Committee in awarding a three year contract to Cargill Salt for the supply and delivery of sodium chloride at the . prices stated in this report.

FURTHER THAT the cost of this material be charged to Account #R3 11-01 19-

CARRIED GOLDEN HORSESHOE TRAILER PARK - WATER USAGE. AD 97-181

The Committee directed staff to follow up on the previous recommendations respecting monthly readings, meter installations and monitoring.

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

THAT Report AD 97-181, Golden Horseshoe Trailer Park - Water Usage, be received for the Committee's information.

CARRIED

MINUTES OF MEETINGS

I. Board of Management Steering Committee - August 6th, 1997

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

THAT the Public Works Committee recommend to Council that the minutes of the Board of Management Steering Committee of August 6th, 1997 be received.

CARRIED

CORRESPONDENCE

I. Parker Consultants - QEW at Victoria Avenue Interchange - Minutes of Meeting

The Committee directed staff to arrange a meeting with MTO representatives prior to the contract award for this project.

2. Region of Niagara - Intersection Improvements and Signalization of Regional Road 81 (Mountain Road) at Regional Road 81 (King Street)

The Committee noted that the parkette sale still requires some clarification as to the value of the land.

3. Ministry of Transportation - QEW Truck Inspection Facility
R&F * FALL CLEANUP

NEW BUSINESS

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

THAT the Public Works Director advise Council of:

1. the predicted cost of a fall cleanup;
2. what budgeted works would not proceed to cover the cost of the cleanup;
3. what would be the most suitable time to hold this, so that it is adequately advertised, etc.;
4. items covered by pickup.

FURTHER THAT the suggested format be to advertise:

Day 1 - a "Trash & Treasure" day when residents can put out articles that could be used by other residents;

Day 2 - leaves, leftovers from Day 1, etc. for pickup by waste contractor.

FURTHER THAT this report come directly to the next Council meeting for discussion and resolution.

CARRIED QUEEN STREET PROJECT

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

THAT staff be directed to set Tuesday September 30th as a Public Meeting for the review of the Queen Street concepts.

CARRIED

UNSCHEDULED DELEGATIONS

None.

ADJOURNMENT

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

CHAIRMAN SECRETARY Beamsville Room

September 10th, 1997

Minutes of a meeting of the Museum Committee held in the Beamsville Room on Wednesday, September 10th, 1997, at 7:00 pm.

Present were: Ald. A. Danyluck (Chairman), Ald. W. MacMillan, R. Smith (Board Liaison), K. Eggert, P. Millar (Museum Gift Shop Committee Chair) and H. Booth (Museum Curator).

ACCOUNTS

Questions were raised with respect to management fees for the Gift Shop/Sampler Gallery/Storage Area lease, and Jordan Heritage Resources.

Motion :

Moved by R. Smith, Seconded by Ald. W. MacMillan

That Department payments in the amount of \$47,988.33, incurred in accordance with Council Policy A-94-218, having now been audited by committee be ratified by Council. CARRIED

REPORTS

MU 97-179, MUSEUM DIRECTION AND PLANNING

Discussions were held regarding the proposed new layout for the space to be occupied by the Gift Shop and the Museum Department.

It was suggested that an archive room and exhibit area be retained by the Museum Department, and that the current 65/35% cost sharing be reversed according to the new plans.

It was suggested that the Curator organize a tour of suitable museum facilities for Spring of 1998.

Motion:

Moved by R. Smith, Seconded by Ald. W. MacMillan

That the recommendations in MU 97-179 be acted upon, and that long term plans for the Museum Department be developed.

CARRIED

SUMMER PROGRAM AND SUMMER STAFFING

The Curator outlined the success of the program, and the activities of summer staff. Evaluations of the program were circulated. Mention was made that this is the first time a profit had been realized for the summer program.

Motion :

Moved by Ald.W.MacMillan, Seconded by K.Eggert
That Museum report MU 97-180, be received for information.

CARRIED

DONATIONS TO MUSEUM

Motion :

Moved by K.Eggert, Seconded by Ald.W.MacMillan
Museum donations from Aline Fell, Harry Culp, and Phyllis Schieck be accepted as offered, and the Curator be directed to issue permanent receipts and appropriate cataloguing procedures.

CARRIED

MEMORANDUMS

JORDAN SCHOOL HOUSE OPENING

This memorandum was received for the committee's information. -2- (Museum Committee, Sept.10/97)

SCHOOL HOUSE BIRTHDAY PARTIES

Questions were raised as to why the Assistant Curator would not lead the parties, and to ensure all legal concerns had been covered. The Curator assured that consultations with the Town Clerk had taken place. Discussion regarding similar use of the Fry House ensued.

Motion :

Moved by Ald.W.MacMillan, Seconded by R.Smith
Susan Starfield to be engaged to lead birthday parties and other activities in the School House for the purpose of revenue generation. CARRIED

SCHOOL HOUSE RENTALS

Questions were raised regarding the inclusion of provincial taxes and the GST in the rental fee. Damage deposit rates were also discussed.

Motion :

Moved by Ald.W.MacMillan, Seconded by K.Eggert
The Jordan School House will be available for rental of the fee of \$250 per event, plus a refundable \$100 damage deposit. Also the deposit given for rental shall be reduced from \$200 to \$125, with full payment due as per the existing rental contract for the Town of Lincoln properties.

CARRIED

CANADIAN TODS SIGNAGE

Questions were raised about options for signage.

Motion :

Moved by R.Smith, seconded by Ald.W.MacMillan
Application for TODS is approved for 1998, and the fees will be made part of the Museum Department annual budget.

CARRIED

FRAKTUR LOAN

This items was received for the committee's information.

Motion :

Moved Ald.W.MacMillan, Seconded by R.Smith
The updated Polices and guidelines for the Museum Department be approved. CARRIED

CORRESPONDENCE

1. Letter, re: confirmation of receipt of Museum Operating Grant application. R&F

UNSCHEDULED DELEGATIONS

Peter Millar, Chair of the Museum Gift Shop Committee, made a short presentation regarding financial projections for the Gift Shop. It was noted that the debt owed to the Reserve Fund is projected to be satisfied by mid-1998. -3- (Museum Committee, Sept.10/97)

ADJOURNMENT

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

CHAIRMAN SECRETARY Lincoln Chambers
September 15th, 1997

The Council of the Town of Lincoln met in regular session on Monday, September 15th, 1997, at 7:00 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), G.Holman (Director of Public Works) and H.Booth (Museum Curator).

ADOPTION OF MINUTES

Motion:

Moved by Ald.R.Kelly, Seconded by Ald.A.Gretsinger That the minutes of Council's regular meeting of September 2nd, 1997, be adopted, as circulated. CARRIED

BUSINESS ARISING FROM MINUTES

Members of Council raised questions regarding the status of the solicitor's comments regarding Lakeshore Produce II rezoning.

PRESENTATION TO MRS.MARGARET REED

Ms.Tracey-Lynn Little-Zalewski was present on behalf of Owl Productions to present the completed publication and CD-ROM of "The Secret of Cave Springs" to Margaret Reed.

Mrs.Reed thanked those in attendance for the presentation and reviewed the history of the Cave Springs area and various activities over the years to increase the opportunities for education about the area.

Mr.Bill Thompson, representing the Lincoln County Board of Education also recognized Mrs.Reed and thanked a number of

people involved in completing the project.

Mayor Ray Konkle extended the congratulations of Council on a job well done.

SCHEDULED DELEGATIONS

DAVID MCDONALD, BEC NIAGARA

Mr.McDonald advised that he was present to bring forward information and increase awareness of youth unemployment and to outline the goals of the BEC through the Employability Initiative Program.

Mr.McDonald advised that this is a school-to-work program to prepare students for future employment.

Mr.McDonald outlined

the details of the program for the benefit of those in attendance. Mr.McDonald also asked for the Town and Council to provide assistance through involvement in a number of areas such

as job shadowing, internship, placement programs and so on. Members of Council raised questions regarding how the program is integrated with the existing school co-op programs. Mr.McDonald advised that co-op programs are one component but that the employment initiative program is also attempting to add shorter term partnerships such as job shadowing and to add other resources to supplement those currently existing.

Members of Council raised further questions regarding how to access the program. -2- (Council, Sept.15/97)

REPORTS

COUNCIL DEVELOPMENT COMMITTEE

Motion:

Moved by Ald.D.Good, Seconded by Ald.H.Bald That the Council Development Committee minutes of August 27th, 1997, be received. CARRIED

PUBLIC WORKS COMMITTEE

Members of Council entered into discussions regarding parking restrictions on John Charles Boulevard. Those present were updated on meetings held with the residents committee regarding parking issues. Members of Council discussed details of available parking in the area and details regarding parking on Victoria Avenue, required signage and other safety factors for

Victoria Avenue.

Motion:

Moved by Ald.A.Danyluck, Seconded by Ald.W.MacMillan Re: parking John Charles

That the motion of Mayor Konkle and Ald.Kelly be amended to read, "that with the concerns addressed by the residents and businesses that the following parking restrictions be enacted: 1) No parking on the west side of John Charles from Frederick Avenue North to Frederick Avenue South. 2) Loading and Delivery Zone Only from the west entrance of the Plaza to the south portion of the Plaza buildings on the east side of John Charles.

3) That there should be No Parking on the east side of John Charles at the Arbours to Frederick Avenue South.

4) That Parking be permitted on the east side from Frederick Avenue North to the entrance of the Plaza on the west side of

the Orchard Cafe.

5) That appropriate signage be placed in the Plaza and Library Parking Lots restricting parking to Patrons Only.

6) That signage be in accordance with those available under the Traffic Act to perform the required function".

Further that a review be conducted one year from this date, with

a report to follow. CARRIED

Members of Council further discussed the issue of loading zones in the area of John Charles Boulevard.

Motion :

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

Re: Heritage Village Loading Zone

With concerns of the residents that negotiations take place between Heritage Village, a member of the Residents Committee, personnel from Orchard Cafe, the Director of Public Works and representatives of Town Council. With the wording and definition on signage for the Loading and Delivery Zone on John Charles, negotiations to be completed by December, 1st, 1997. That signage be in accordance with those available under the

Traffic Act to perform the required function. CARRIED

In regard to loading zones, Ald.MacMillan and Ald.Danyluck volunteered to represent Council.

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

Re: Motion of Kelly/Bald, Queen Street Public Meeting That the following be added to the aforementioned motion -

That all residents of Queen Street have a notice of the public meeting hand delivered to their homes. CARRIED -3-

(Council, Sept.15/97)

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

Re: public Works minutes, september 8th, 1997, motion by Kelly/Konkle, Cherry Heights Extension. That the following words be added to the motion: "That the applicants withdraw their objection to the Development Charges by-law after successful negotiations within a reasonable time periodN. CARRIED

Members of Council also discussed Report PW 97-172, and expressed concern with proceeding with the High Road Bridge project. Concerns were expressed with the amount of the expenditure on a bridge which services so few residents. Other opinion was expressed in support of the project citing safety issues, access for farm machinery, and fire access.

Motion :

Moved by Ald.H.Bald, Seconded by Ald.R.Bilkszto That due to new information regarding increased costs of building the High Road Bridge, the motion of Konkle and Danyluck not be approved, and Mr.Holman investigate whether or not

infrastructure funding can be used for another project. - LOST

Members of Council also discussed Report AD 97-181 respecting Golden Horseshoe Trailer Park water usage.

Members of Council questioned if legal opinion has been received regarding billing for water use which may have occurred in 1993. Staff advised of the verbal advice from the solicitor advising that proceeding would be extremely difficult. Members of Council also raised questions regarding actions taken by staff regarding monitoring meter readings in the Golden Horseshoe Court. Staff advised that actions have been undertaken at the park but that some difficulties have been experienced with individual metering, which will be the subject of a further report to Council.

Motion :

Moved by Ald.B.Culp, Seconded by Ald.W.MacMillan That the Public Works committee-minutes of September 8th, 1997, as amended, be adopted, and the recommendations contained therein be approved and acted upon. CARRIED

MUSEUM COMMITTEE

Motion :

Moved by Ald.A.Danyluck, Seconded by Ald.H.Bald That the Museum committee minutes of September 10th, 1997, be adopted, and the recommendations contained therein be approved and acted upon. CARRIED

BY-LAWS

Concern was expressed with proceeding with a contract agreement with Cy Armstrong and Associates without proceeding with a tendering process and that this should have been followed pursuant to the Council purchasing policy. Another opinion was expressed that the tendering process is not used in a number of other areas where there are benefits to the Town.

Motion:

Moved by Ald.B.Culp, Seconded by Ald.A.Gretsinger That leave be given to introduce the following by-laws: (a) No. 97-77, to authorize execution of a contract agreement with Cy Armstrong & Associates with respect to an organization review. (b) No. 97-78, to authorize execution of a contract agreement with Richard Larocque Limited, with respect to the Infrastructure Easement Study.

(c) NO. 97-79, to repeal By-law No. 82-43, and By-law No. 85- 54, with respect to notification of Electors of Polling Places.

CARRIED -4-

(Council, Sept.15/97)

Motion:

Moved by Ald.W.MacMillan, Seconded by Ald.B.Culp That By-law Nos. 97-77, 97-78, and 97-79 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

STADELBAUER DRIVE

Members of Council expressed opinion that the Public Works staff have presented a partial solution to traffic problems in the area but that the completion of Stadelbauer Drive is required.

Motion:

Moved by Ald.R.Kelly, Seconded by Ald.A.Danyluck Re: Stadelbauer Drive. Beamsville

Whereas during the public process of the development review it was agreed to have the above noted roadway completed as soon as possible to alleviate traffic on Highland Park Drive due to the development.

Whereas a substantial portion of the Highland Park Development has been completed and there is a growing traffic problem on

Highland Park Drive.

Be it resolved that the developers be advised by the works department that the aforementioned roadway shall be completed through to King Street to alleviate the traffic problems on Highland Park Drive. CARRIED

HIXON STREET WATER QUALITY PROBLEMS

Motion:

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

Re: Water Quality Problems, Hixon Street

Whereas the residents of Hixon Street have an ongoing problem of water quality.

Whereas they can not use the water for washing due to the fact that items are damaged or destroyed by the water problems. Be it resolved that the Public Works Department shall prepare a

report for presentation to the committee meeting in October outlining what the problems are and the possible solutions to these problems.

Further, that all residents affected by this problem be provided with a copy of this report and be invited to this meeting to

discuss the matter. CARRIED

VICTORIA AVENUE PARKING

Motion :

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

Re: victoria Avenue parking zones

That staff bring forward a report on means of providing safe parking along the aforementioned street. CARRIED

ADJOURNMENT

There being no further business to discuss, the Mayor declared the meeting adjourned. Minutes of the Recreation and Parks Committee meeting held in the

Beamsville Room at Town Hall on Tuesday, September 16,1997 at

7:00 p.m. In attendance were Ald. A. Gretsinger, Vice Chairman

of the Committee, chairing the meeting in absence of the

Chairman, Ald. H. Bald, Ald. D. Good, Mayor R. A. Konkle, Ald. W.

McMillan. Staff in attendance were Dennis Wainman, Director of Recreation and Parks and Bill Urquhart, Facilities Manager.

Accounts

Moved by Ald. D. Good, Seconded by R. A. Konkle THAT the Recreation and Parks accounts of \$131,204.72 be approved.

CARRIED

Delegations

Bob Dobbin - Landscape Architect from Proctor and Redfern

Mr. Dobbin was in attendance and provided a preliminary park a concept plan for the Jordan Hollow Park for Committee review.

Mr. Dobbin explained to Committee the plan is based on his first meeting with Committee in July where it was discussed that the location of this park was ideal to be designed to accommodate the tourist traffic. Committee members discussed with the architect the parking lot and the concern that it can be overrun by vendors during flea markets across the street on Regional Road 81, on Sundays.

Committee members and the architect were all in agreement that two of the three buildings should be demolished, however the one

building in the center of the park should remain and be investigated further and the feasibility of retaining it for future use. It was also discussed that before any decision on the center building is made that Town staff should discuss building matters with the Niagara Escarpment Commission. Committee also suggested that we should attempt to design the building in a way that will recapture the look the buildings had in this location in the 1950's. a

Mr. Wainman advised Committee that the next meeting on this park plan would be scheduled and advertised as a public meeting to gather public input on the park.

Moved by Ald. D. Good, Seconded by Ald. W. MacMillan THAT the Recreation and Parks Committee recommend to Council that Bob Dobbin from Proctor and Refern be directed to design the Jordan Hollow Park with the concept that the park be designed with the end use to be that of both for use of residents and a tourist stop.

CARRIED

Beamaville & District Lions Club

Re: Park Development

In attendance from the Lions Club were Ian McKie, Horace Burton, Ken Harrott and Doug Burton. Mr. McKie, Chairman of the Park Development Committee advised Committee that they were in attendance to update the Committee on the park priorities for 1998. Mr. McKie noted that although the development Committee priorities from 1996 indicated that the woodlot to the south of the park was the number one priority that after further review the priorities for 1998 budget consideration would be 1) sewage disposal, 2) increased parking, 3) playground equipment. The Lions also indicated that the woodlot remains a high priority as it would provide a much-needed second access to the park and it would also provide for a passive area within the park confines.

Mr. Wainman then advised both the Committee and the Lions members that the Town has received a sewage disposal study for the park done by Proctor and Redfern. Mr. Wainman indicated that the results of the study would be available to the Recreation and Parks Committee when staff have completed a review of the feasibility of the options that have been presented in this report.

Jordan Figure Skating Club

Mark O'Connor from the Jordan Figure Skating Club was in attendance to speak to Committee about the proposed expansion of the music room in Jordan Arena. Mr. O'Connor explained about the growth of the club and as a result the need to expand their room. Mr. O'Connor explained that along with the lack of space there is a definite need for additional electric power for their equipment as well as the need for outlets to service parents' videotaping program etc. He also advised Committee that the club was

undertaking the cost of the expansion on their own and was only looking for some financial support for electrical work. Committee commended the club for taking on this project without the Town having to finance the expansion.

At this time the chairman asked that the staff report on this issue be brought forward.

Musia Room Expansion - Jordan Arena RP 97-184

Mr. Wainman advised Committee that the Recreation and Parks Department would have no objections to the proposed expansion and he also noted that the Chief Building Official has reviewed the proposals and has no objection to the construction of such.

Moved by Mayor R. A. Konkle, Seconded by Ald. W. MacMillan

THAT the Recreation and Parks Committee recommend to Council that the Jordan Figure Skating Club be given approval to proceed with the music room expansion at the Jordan Arena and further that the Town contributes \$500.00 towards the electrical costs involved.

CARRIED

Development Charges and Cash-in-Lieu of Park Land Dodaation Contribution, Beamaville Lions Sports Park CL 97-190

Mr. Wainman advised Committee of the recommended changes of the financing of the Beamsville Lions Community Park between the development charges and the cash-in-lieu of park fund.

Moved by Ald. W. MacMillan, Seconded by Ald. D. Good THAT the transfers as outlined in report CL 97-190 be approved.

CARRIED New Business

Mr. Urquhart presented a plan for Committee review on proposed locations for flowerbeds at Beamsville Lions Community Park. The Beamsville Lions Club in attendance supported the plan with the exception of the flowerbed proposed on the east side of the portable building, as this would interfere with their planned pavilion area. Committee directed Mr. Urquhart to proceed with the exception as noted from the Lions Club.

Recreation & Parks Project Update

Mr. Wainman and Mr. Urquhart updated Committee on Recreation and Park's projects noting works done at both arenas and in parks.

a

Correspondence

1. CaXI8d.i~ Dart Catamaran Association request for use of Charles Daley Park in Jhly 1998.

Moved by Ald. W. MacMillan, Seconded by Ald. D. Good THAT Recreation and Parks Committee approve the Canadian Dart Catamaran Association special camping privileges for mid July 1998 and that the Park Department set an honorarium for the use of the park.

CARRIED

2. John Hawley - Heritage Village

Mr. Wainman advised Committee that the municipality has assumed parkland in Heritage Village. Mr. Wainman also noted that he would meet with the residents group to discuss park maintenance with them.

3. Citizens Letter regarding Ted Roberts Park a

Letter received from a resident complimenting the condition of Ted Roberts Park

Other Business

Bill Urquhart asked for Committee direction on the many requests for adult hockey tournaments throughout the season. Mr. Urquhart noted that these tournaments do produce significant revenues however results in the cancellation of many hours needed by minor sports groups. Committee indicated that the purpose of building arenas was mainly for the use of minor sports activities and therefore their program should not be cancelled in lieu of adult tournaments with the exception of the adult tournaments that have been in place for years.

Strawberry Festival Run

Mayor R. A. Konkle indicated that staff should contact Robert Meecham whom received a grant from Council for operating the run durina the Strawberrv Festival. Staff are to ask Mr. Meecham to provide information on how the funds received from the municipality were allocated. Mayor Konkle asked that staff follow up on a concern that has been expressed to him in regards to minor hockey in Jordan.

Alderman Good suggested that next Recreation and Parks meeting scheduled for October 7, 1997 include a site visit to the Beamsville Lions Community Park with a start time of approximately 6:30 p.m. and then reconvene back to the Town Hall.

Ald. Good further noted that he has received complaints from residents neighboring Jack Simpson Park about late night activities i.e. noise etc. Committee discussed the matter and generally indicated that the situation should be a police matter.

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

Chairman Secretary Lincoln Chambers

September 17th, 1997

Minutes of a meeting of the Finance & Administration Committee held on Wednesday, September 11th, 1997, at 7:00 pm, in the

Beamsville Room. Present were: Ald.W.MacMillan (Vice-Chairman), Mayor R.Konkle, Ald.D.Good, Ald.A.Gretsinger and Ald.R.Kelly (for Ald.R.Bilkszto). Staff present: A.Buist (CAO), K.Kruger (Clerk-Treasurer) and B.Szakaly (Deputy- Treasurer).

MONTHLY ACCOUNTS

Motion :

Moved by Ald.R.Kellv. Seconded by Ald.A.Gretsinger 2. That ~epartment payments in the amount of \$3,576,524.15 incurred in accordance with Council Policy A-94-218, having now been audited by committee be ratified by Council. CARRIED

SCHEDULED DELEGATIONS

GRAEME SOMERVILLE AND DAN DONOVAN, J.P.HAYNES, RE: COMPUTER SYSTEM

Pursuant to the direction of Council, September 2nd, 1997, representatives from J.P.Haynes were in attendance regarding the current Town computer system.

The Deputy Treasurer highlighted concerns as expressed in his memo to Council of August 27th, with respect to Report AD 97-

158. The Deputy Treasurer further advised that Finance Department staff have learned the existing system and are comfortable with it. He further suggested that any other staff who are unfamiliar or uncomfortable with the system can take advantage of training programs available.

Mr.Somerville outlined information about J.P.Haynes and the services and products available and highlighted the existing client base including over 120 public sector organizations. He outlined the evolution of the programs available and new products available including Oracle financials which use a graphical user interface. Mr.Somerville advised that the product the Town is using today will continue to run and be supported for the foreseeable future.

The CAO requested clarification regarding technical aspects of the Oracle financial package. Committee members questioned

whether the current system or proposed system provide information and reports that are easily understood by non-computer users. Mr.Somerville suggested that the current product is set up for specific user requirements and an interpretation of reports would be targeted for those inside the Treasury Department.

Committee members noted that in all businesses, systems evolve and that just because a system is functioning does not mean it

is working well. Committee members questioned members of staff in detail of the goal intended to be achieved with the computer system.

The CAO noted the change in direction from terminals to PC's was approved in August, 1996, by Council in the Information Technology Architecture. He noted that all companies are moving towards networks with PC's. He reviewed some advantages in this direction. Committee members questioned in detail how such an application would be used in the Town. -2- (Finance, Sept.17/97)

Committee members questioned in detail what can be done using the existing system. The Deputy Treasurer outlined the benefits of the current system and benefits of a full integrated municipal finance package. The other available services offered were also reviewed.

In response to questions, Mr.Donovan agreed with the direction the Town is taking toward PC's and noted that these can be networked for the existing system.

Committee members raised questions of moving away from integrated municipal packages. In response to questions, the CAO noted the move towards specialized areas such as office automation. Committee members raised questions regarding the

network as proposed by J.P.Haynes. Committee members also raised questions regarding the specific software packages highlighted as available from J.P.Haynes, product upgrades and training available. There was further discussion of any advantages with the integration of the various systems. Those present discussed in further detail technical aspects of the various possible systems.

There was further discussion regarding the issue of the information technology architecture as previously approved by Council, how the proposal as put forward by J.P.Haynes could meet with that overall general direction and with respect to the financial packages.

Motion:

Moved by Ald.A.Gretsinger, Seconded by Mayor R.Konkle That staff be authorized to continue to investigate a new or improved financial system and bring forward a report with recommendations to the Finance & Administration Committee, plus an outsourcing option. CARRIED

REPORTS

Committee members raised questions regarding the status of the Boarding Home Trust. The Clerk advised of discussions held with the Ministry of Health, Mental Health Branch, and noted that officials of that Ministry would be reviewing that situation.

Questions were also raised by committee members regarding the balance of the aggregate resources reserve.

Motion:

Moved by Ald.A.Gretsinger, Seconded by Mayor R.Konkle (TR 97-185)

That the Investments, Reserves, Reserve Funds and Trust Fund Status report as at August 31st, 1997, be received for information. CARRIED

TR 97-186, MONTHLY STATEMENT OF OPERATIONS REPORT

Motion :

Moved by Mayor R.Konkle, Seconded by Ald.A.Gretsinger (TR 97-i86)-

That the Treasurer's Statement of Operations report, as at August 31st, 1997, be received for the committee's information. CARRIED
BU 97-187, AUGUST BUILDING REPORT

Motion:

Moved by Ald.R.Kelly, Seconded by Ald.A.Gretsinger That BU- 97-187, being the ~ugust~ Building report, as submitted by the Chief Building Official be received for the committee's information. CARRIED -3-

(Finance, Sept.17/97)

CL 97-189, 1997 MUNICIPAL ELECTION ARRANGEMENTS

The Clerk highlighted the issue of polling hours for institutions and retirement homes as proposed. Committee members expressed concerns that voter identification notices were not sent by the Province and suggested this will cause great difficulties with a large number of changes at the poll. The Clerk expressed agreement and outlined the steps taken to attempt to accommodate this at the polling places.

Motion :

Moved by Ald.A.Gretsinger, Seconded by Ald.R.Kelly (CL 97-i89)

1. That composite ballots By-law No. 94-143 be repealed.
2. That a by-law be prepared for consideration of Council providing for reduced polling hours at institution and retirement home polling places to provide for voting between the hours of 10:00 am and 2:00 pm. CARRIED

CL 97-188, SUMMARY OF CORRESPONDENCE

Committee members noted in particular the MTO mid-peninsula corridor study and questioned who was funding the project. The

Clerk advised that it is being funded in whole by the Ministry of Transportation. Committee members discussed the purpose of the study and its relationship to the previous Transfocus 2020 Study.

Motion:

Moved by Ald.R.Kelly, Seconded by Ald.A.Gretsinger -. (CL 97-i88) -

That the Clerk's summary of correspondence report CL 97-188, be adopted, and the recommendations contained therein be approved and acted upon. CARRIED

NOTICE OF NEW BUSINESS

DOG LICENCING

Committee members raised questions regarding the potential for providing for an annual licence instead of one based on the calendar year. Staff advised that a report regarding this issue is forthcoming.

EMPLOYMENT BENEFITS AUDIT, STATUS OF APPEALS

Committee members raised questions regarding the status of the various appeals as a result of the 1996 Employment Benefits Audit. The Clerk outlined the results of the appeal respecting foremen and advised that the requests for relief from interest have not yet been resolved.

VANBLARICUM PROPERTY

Committee members raised questions regarding the status of the disposal of this property and noted that an offer from a neighbour had not yet been addressed by staff. The Clerk

advised of the status of the property.

FIRE CHIEF VEHICLE

Committee members expressed concern that the issue of taxable benefits and the status of the Fire Chief's vehicle has not yet

been resolved. The CAO advised that a report on this issue is outstanding and would be forthcoming. Those present generally discussed vehicle benefits. (Finance, Sept.17/97)

ADJOURNMENT

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

CHAIRMAN SECRETARY Lincoln Chambers

September 22, 1997

Memorandum of Public Meetings regarding proposed amendments to the Town's Zoning By-law, held in the Council Chambers on Monday, September 22, 1997, at 8:00 p.m. Committee members in attendance: Ald. R. Kelly (Chairman), Ald. W. MacMillan (sitting in for Ald. B. Culp), Ald. D. Good (sitting in for Ald. R. Bilkszto), Ald. A. Danyluck and Mayor R. Konkle. Staff present: Carl W. Held (Director of Planning and Development) and Kathleen Dale (Deputy Director of Planning and Development) and Geoff Holman (Director of Public Works).

PUBLIC MEETINGS

PXOPOSEnAMENDMENTSTQmmaELINCOLN

OFFICIAL PLAN AND ZONING BY-LAW UNDER THE PLANNING ACT

(A) FILE 10-10/97 - Zoning By-law Amendment Application

NIAGARA UNDER GLASS INC

W/S Maplegrove Rd N, PT LT 7, CON BF & CON 1

The Chairman outlined the purpose of the application and the procedures under the Planning Act.

John Albers, Mike Duffy, Rod MacDonald, Lloyd Rozema and Cameron Ball were in attendance in support of the application.

Also in attendance were: Ron Martens, Ray Kowalik, Roman Bobak, Anna Zappia, Burdi Gnon, Frank Vandor, Frank C. Vandor, J.A. Scott, G. Follegot, Dianne Kane, Bill George, Nelson and Mary de Montmorency, Diane Mitchell, Alan Abraham, Gordon Hiebert, Reinhold W. Schuele, Martin Schuele, Reinhold Schule Sr. and Brian Staff.

John Albers and Mike Duffy went through a presentation to the Town's Planning and Development Committee. That presentation is attached to the minutes.

Ron Martens stated that he represents the Schueles who farm 115 acres in the area. He stated that the application has the potential to change the character of the area. He stated that parking for 240 cars and 10 buses, in comparison to other commercial or industrial ventures in the Town would not be small scale. He stated that if the use is not small scale, then it does not comply with the Town's Official Plan or the a Region's Policy Plan. He stated that the Provincial Policies state that prime agricultural areas will be protected for agricultural use and that secondary and agricultural uses may be permitted provided the uses are compatible with and do not hinder surrounding agricultural operations.

He stated that this proposal is in direct opposition to and in contravention of the Provincial Policy. He stated that the magnitude of the use will have an adverse impact on the surrounding agricultural lands. He stated that they are concerned from a safety point of view. He stated that they are concerned with pedestrian traffic and trespassing onto adjacent lands and therefore they suggest all the traffic come in off of the North Service Road. He stated they would also suggest fencing and signage to prevent access to Maplegrove Road and Lakeshore Road area. He stated that a restaurant does not fit in. He stated that in conclusion the uses being requested do not fall within the prescribed uses of the Town's Official Plan, the Regional Policy Plan and the Provincial Policy Plan. He stated that if the application is approved by the Town that the Committee should take into consideration the concerns outlined. He stated that even if access is to the North Service Road, traffic may still go on Maplegrove after they leave the site.

Giovanni Follegot stated that he would like more details of the new

proposal. He stated that he noted that the wetlands have been moved. Public Mtg Minutes (97 09 22) Page 2/5

In response, John Albers stated that the development has been moved to the west 100' and to the south 200'. He stated that all of the other details are the same.

John Albers stated that they have no development plans for the fruit tree area in the southeast corner. He stated that the facility is designed for internal handling. He stated that the plan that they provided for was for 5 to 10 years and they do not need the amount of parking shown at the present time

Giovanni Follegot questioned what percentage of coverage and how will it impact on his agricultural activity. In response, John Albers stated that the proposal covers 76 acres and that their buildings will cover about 14 acres or 20% - of the property. He stated that they do have the right to build greenhouses now, but the packing and tourism facilities require a zoning by-law amendment. He stated that greenhouses are permitted as a right.

Gordon Hiebert stated that some concerns have been addressed, however, they still have concerns that traffic will increase on Lakeshore Road. He stated that Lakeshore Road is a given road and not very wide. He stated - that of the residents concerned, 11 were concerned about traffic and would be satisfied if traffic can be controlled.

Frank Vandor stated that he has concerns about noise from the transport trucks. He stated that he purchased his house to enjoy a quiet residential area. He stated that this is a commercial development and once they get zoning by-law amendment approval, the residents will have to live with it. The Chairman noted" that greenhouses with fans and cold storage facilities are permitted without a zoning by-law amendment. He stated that there is a zoning by-law amendment application because of the packaging facility and the tourist area.

Roman Bobak stated that packing is not agricultural related but is commercial and so is the restaurant and the tourist component. He stated that the proposal will disrupt the neighbourhood and that the restaurant will lead to a LCBO licence. He stated that the septic system needs to be addressed and that additional landscaping is required.

The Chairman requested that the applicants provide an explanation of the wetland area. In response, Lloyd Rozema stated that there are three wetland areas. He stated that the wetland requires MOEE approval. He stated that the parking lot runoff will go into the first pond. He stated that the second pond will be used for the runoff from the greenhouse facility which will be recycled into the greenhouse facility. He stated that the sewage will be pre-treated in a septic type system before the waste water goes into the first pond. He stated that since 1990, Niagara-on-the-Lake has been involved in a pilot project using wetlands to treat waste water. He stated that MOEE must give final approval and that this type of a facility is beyond the scope of the Health Department and is under MOEE jurisdiction. He stated that there will be three septic cells around the pond of approximately 300 square metres.

In response to inquiry from a member of the public, Lloyd Rozema stated that the ponds were large enough to handle the runoff. He stated that, yes, the wetlands will attract birds.

A member of the public stated they do not want more birds because of their grapes.

Frank Vandor stated that he has a concern that the wetland is located next to the Lakeshore Road area.

A member of the public noted that orchards and greenhouses all require water. Public Mtg Minutes (97 09 22) Page 315

Roman Bobak stated that this use is not small scale. He stated that there is no left hand turn land on the North Service Road and that the access is currently a farm access. He questioned whether or not a traffic study was available. In response, the Chairman stated that a traffic study is available.

Mike Duffy stated that the access will have to be built and re-designed to meet either MTO or Regional access standards. He stated that their intent - is a food service operation similar to the one in the Science Centre which

will be a deli/cafeteria style, not a full service restaurant.

In response to inquiry from a Committee member, the Director stated that the revised site plan is a better proposal and it has addressed some of the concerns. He stated that the key to the proposal is getting access to the North Service Road. He stated it is a good development provided good screening and buffering is incorporated to reduce the impact on the neighbourhood.

In response to inquiry from a Committee member, Lloyd Rozema stated that the water is re-used and that there will also be pumps in the ponds because of the irrigation.

In response to inquiry from a Committee member, John Albers stated that, yes, they are willing to consider additional fencing.

In response to inquiry from a Committee member, John Albers stated that the development will be three phases.

In response to inquiry from a Committee member, Mike Duffy stated that the Region will be contacting the MTO in regard to the entrance.

A Committee member noted that proper fencing, berming and landscaping is required and that the applicants need to address the access onto the North Service Road and must also address signage for the development. A Committee member noted that fencing needs to be included to prevent trespassing. In response, the applicants noted that berming will be done and the landscaping will be done with mature trees. They stated that two berms will be provided next to the parking area and one berm next to the Lakeshore Road properties.

In response to inquiry from a Committee member, John Albers stated that the types of products to be sold in the retail outlet will be unique Ontario products and some of them will be from their facility and that they may also be selling gift type products.

In response to inquiry from a Committee member, John Albers stated that the hours of operation will be approximately 10:00 a.m. to 9:00 p.m.

In response to inquiry from a Committee member, John Albers stated that, yes, we do need all those ponds in order to adequately maintain the development.

In response to inquiry from a Committee member, John Albers stated that the packaging use uses the same equipment as their own greenhouses. He stated that most of the greenhouse operators are receptive to this idea because many greenhouses need upgrading to handle upgraded packaging requirements from the retailers. He stated that approximately 10% of the total packaging would be for other greenhouse growers and the balance would be for their own use. He stated that they want to be good neighbours and if the proposal is not suitable, that is O.k. He stated that they will not be building all the parking at once, however, it may be needed in the future.

In response to inquiry from a Committee member, Mike Duffy stated that Niagara has developed over the past few years into a world class designation and they want to build on that success. He stated that there is the opportunity for joint marketing with the cottage wineries. He Public Mtg Minutes (97 09 22) Page 415 stated that the Seventh Street market in St. Catharines was recently approved.

A Committee member noted that the sewage treatment test facility, in Niagara-on-the-Lake produced a higher quality of effluent than a normal * sewage treatment plant and that they are requesting a similar type facility be built in Campden to address the concerns in that area.

He stated that the Niagara-on-the-Lake facility is working extremely well. He stated that greenhouses are permitted by zoning and that many of the greenhouses are trying to achieve packaging to meet demands of the retailers. A Committee member stated that greenhouses do provide employment in the municipality.

A Committee member noted that it is good that the use will not be a 24-hour day operation. John Albers stated that there may be some early starts depending on the season.

Brian Staff stated that agricultural operations are 24-hour a day operations. He stated that, for example, grapes and grain are loaded 24 hours a day. He stated that agricultural products are transported by

tractor trailer. He noted that these uniaue aaricultural lands are 4 irreplaceable and that greenhouses should be located where the soil is not as good.

Anna Zappia questioned the amount of truck traffic and suggested that the area next to Lakeshore Road should be closed off for pedestrian access. In response, Mike Duffy stated that landscaping and fencing will be provided in the northeast corner. In response to the truck traffic, John Albers stated that there will probably be one tractor trailer load of each product a week. He stated that some of the shipping will likely occur in smaller vehicles.

Frank Vandor stated he is concerned about constant dust due to the project occurring in phases. He stated that he is surrounded by the development.

Giovanni Follegot stated that the wine industry is growing and if the problems are addressed for this development, that something good will come of it.

A member of the public stated that this is an excellent facility to outline a horticulture operation in Niagara. He stated that it will be a state of the art facility.

In response to inquiry from a Committee member, the applicants stated that there will be approximately 1.5 kilometres of trail throughout the development and that they will be connected to the Waterfront Trail.

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

(B) FILE 10-12/97 - Zoning By-law Amendment Application

ST. JOHN'S ANGLICAN CHURCH

The Chairman outlined the purpose of the application and the procedures under the Planning Act.

Vinko and Josephine Vrhovsek, J. Kump and B. Kump were in attendance.

The applicant stated that they have not received any complaints the residents and this is a fairly straightforward application.

Vinko Vrhovsek stated that part of this area is under Niagara

Escarpment Control and wondered whether or not that area would be

zoned. He also questioned what type of monuments and whether or not

the cemetery would be shared with the Town of Lincoln. Public Mtg Minutes (97 09 22) Page 515

The applicant stated that they are putting in a columbarium. He stated

that the headstones would be the same height as they have in the cemetery -

now. He stated that the Town of Lincoln has purchase rights to one-third of the expansion area.

The Director stated that the area within NEC Control will not be zoned by the Town. He stated that in that area, the cemetery will need permission

from the Niagara Escarpment Commission to expand.

In response to inquiry from a Committee member, the applicant stated that they will likely complete the east side first.

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 Council Chambers

September 22, 1997

The Planning and Development Committee of the Town of Lincoln met in regular session on Monday, September 22, 1997, at 10:40 p.m. Committee

members in attendance: Ald. R. Kelly (Chairman), Ald. W. MacMillan a

(sitting in for Ald. B. Culp), Ald. D. Good (sitting in for

Ald. R. Bilkszto), Ald. A. Danyluck and Mayor R. Konkle. Staff present:

Carl W. Held (Director of Planning and Development) and Kathleen Dale

(Deputy Director of Planning and Development).

ACCOUNTS

Motion: Moved by Mayor R. Konkle, Seconded by Ald. D. Good "THAT Department payments in the amount of \$1,985.42 incurred in

accordance with Council Policy A-94-218, having now been audited by - Committee be ratified by Council."

CARRIED

REPORTS

(A) PL 97-182 - FILE 38-04/97

STADELBAUER ESTATES SUBDIVISION Application

North end of Stadelbauer Drive, south of Kina St (Regional Road 81).

A committee member noted that the issue of traffic lights needs to be addressed. In response to an inquiry from a Committee member, the Deputy Director read Council's resolution of August 18, 1997 relating to the development charge issue. A Committee member noted that this development still requires a subdivision agreement prior to final approval.

After considering PL 97-182, the Committee adopted the following recommendation:

Motion: Moved by Ald. W. MacMillan, Seconded by Mayor R. Konkle

Re: Draft Plan of Subdivision Application

Stadelbauer Estates (Regional File 261-97014)

"THAT for the reasons outlined in PL 97-182, it is hereby recommended that the Town recommend to the Region of Niagara that the draft plan of subdivision known as Stadelbauer Estates (Regional File 261-97014) be draft approved subject to the conditions outlined in Attachment No. 3."

LOST

==--=

(B) PL 97-183 - FILE 38-03/97

GRANDVIEW HEIGHTS SUBDIVISION Application

W/S Mountain Street, south of Highland Estates

After considering PL 97-183, the Committee adopted the following recommendation:

Motion :

Moved by Mayor R. Konkle, Seconded by Ald. D. Good

Re: Draft Plan of Subdivision Application

Grandview Heights (Regional File 261-97015)

"THAT for the reasons outlined in PL 97-183, it is hereby recommended that the Town recommend to the Region of Niagara that the draft plan of subdivision known as Grandview Heights (Regional File 261-97015) BE TABLED.

FURTHER, THAT a presentation at a future Planning meeting or Council be made regarding this development at Council on October 6, 1997."

CARRIED

(C) PL 97-191 - FILE 10-10/97

Zoning By-law Amendment Application - NIAGARA UNDER GLASS INC

W/S Ma-learove Rd N. PT LT 7 , CON BF & CO N 1.

After considering PL 97-191, the Committee adopted the following recommendation: Planning/Dev Minutes (97 09 22)

Motion: Moved by Mayor R. Konkle, Seconded by Ald. W. MacMillan

Re: Zoning By-law Amendment Application

Applicant: NIAGARA UNDER GLASS INC.

"THAT, for the reasons outlined in PL 97-191, it is hereby recommended that Zoning By-law Amendment application 10-10/97, in the name of Niagara Under Glass Inc. be processed. That a detailed site plan be submitted pending confirmation that an access on the North Service Road will be permitted. Both steps are to run in parallel."

CARRIED

(D) PL 97-194 - FILE 10-12/97

Zoning By-law Amendment Application - ST. JOHN'S ANGLICAN CHURCH

S/S St. John's Drive. Jordan. PT LT 18. CON 5

After considering PL 97-194, the Committee adopted the following recommendation:

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

Re: Zoning By-law Amendment Application Applicant: St. John's Anglican Church "THAT, for the reasons outlined in PL 97-194 it is hereby recommended

that the Zoning By-law Amendment application 10-12/97, in the name of St. John's Anglican Church, be

APPROVED."

CARRIED

(E) PL 97-196 - FILE 38-86(2)

on to Draft Plan Approval . - Vinewood Park Extension I11

After considering PL 97-196, the Committee adopted the following recommendation:

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

Re: Extension to Draft Plan Approval, Vinewood Park Extension 111 "THAT, for reasons outlined in PL 97-196, the Town recommends to the Region that draft plan approval for the Vinewood Park Extension 111 plan

of subdivision, (Regional File 26T-91001), be extended for a period of one year. " CARRIED

(F) PL 97-192 - FILE 1-21

STATUS OF ALL ACTIVE DEVELOPMENT APPLICATIONS

up to and including September 15, 1997

After considering PL 97-192, the Committee adopted the following recommendation:

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

RE: STATUS OF ALL ACTIVE DEVELOPMENT APPLICATIONS

"THAT PL 97-192, 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 September 15, & - 1997, BE RECEIVED as information." CARRIED

(G) PL 97-193 - FILE 1-21

STATUS OF ACTIVE LAND DIVISION COMMITTEE & COMMITTEE OF ADJUSTMENT APPLICATIONS up to and including

September

After considering PL 97-193, the Committee adopted the following recommendation: e planning/Dev Minutes (97 09 22) Page 3/3

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

Re: Status of Active Land Division Committee and Committee of Adjustment Applications

"THAT PL 97-193, being the Status of Active Land Division Committee and Committee of Adjustment Applications up to September 15, 1997, BE RECEIVED as information." CARRIED

CORRESPONDENCE

There was none.

There were none.

UNSCHEDULED DELEGATIONS

NOTICE OF NEW BUSINESS

There was no new business

ADJOURN

The Chairman then declared the meeting adjourned.

Prepared by: Kathleen Dale,

Deputy Director of Planning and Development