

THE CORPORATION OF THE TOWN OF LINCOLN

COUNCIL

A G E N D A

July 3, 2012

7:00 pm

Page

1. CALL TO ORDER

2. ROLL CALL

3. DECLARATIONS OF INTEREST

4. ADOPTION OF PREVIOUS COUNCIL MINUTES

3-6 (a) Minutes of Council's regular meeting of June 18.

5. BUSINESS ARISING FROM THE MINUTES

6. MAYOR'S REPORT

7. REGIONAL COUNCILLOR'S REPORT

8. DELEGATIONS

9. CORRESPONDENCE

10. REPORTS

7-11 (a) Corporate Priorities Committee, minutes of June 25.

12 (b) Infrastructure Committee, minutes of June 28.

13-15 (c) Report AD 12-08, re: Design Work for Fairgrounds Road and Gibson Street.

11. CONFIRMATION OF COMPLIANCE WITH S.34 OF THE PLANNING ACT

12. BY-LAWS

13. NOTICE OF NEW BUSINESS

14. ANNOUNCEMENTS

15. CLOSED SESSION

16. BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL

(a) No. 2012-49, To adopt, confirm and ratify matters dealt with by Council resolution.

17. ADJOURNMENT

Lincoln Chambers
June 18, 2012

The Council of the Town of Lincoln met in regular session on June 18, 2012, at 7:00 p.m. in the Lincoln Chambers.

Members Present:	B. Hodgson	Mayor
	G. Barlow	Councillor
	R. Foster	Councillor
	J. Kralt	Councillor
	W. MacMillan	Councillor
	J. D. Pachereva	Councillor
	D. Rintjema	Councillor
	D. Thompson	Councillor
Regrets	R. Condotta	Councillor
Also Present:	A. L. Heron	Chief Administrative Officer
	K. Dale	Director of Planning and Development
	D. Graham	Director of Public Works
	G. Hudson	Fire Chief
	A. Cifani	Deputy Director of Finance
	W. Kolasa	Director of Corporate Services/Clerk

Mayor Hodgson called the meeting to order at 7:00 p.m. There were no declarations of interest.

ADOPTION OF PREVIOUS COUNCIL MINUTES

REGULAR COUNCIL MINUTES OF JUNE 4, 2012

Motion No. RC-2012-110

Moved by Councillor J. Kralt, Seconded by Councillor W. MacMillan

THAT the minutes of the June 4, 2012, Regular Meeting of Council, including the confidential addendum thereto, be adopted as circulated.

CARRIED

EMERGENCY COUNCIL MINUTES OF JUNE 4

Motion No. RC-2012-111

Moved by Councillor R. Foster, Seconded by Councillor J. D. Pachereva

THAT the minutes of the June 4, 2012, Emergency Meeting of Council, including the confidential addendum thereto, be adopted as circulated.

CARRIED

BUSINESS ARISING FROM THE MINUTES

None.

MAYOR'S REPORT

Mayor Hodgson advised of a number of items of municipal interest including an announcement by Enercon Canada of a new manufacturing facility in Beamsville and a successful Berries and Blooms Festival held on June 16, 2012.

REGIONAL COUNCILLOR'S REPORT

None.

DELEGATIONS

None.

CORRESPONDENCE

None.

REPORTS

COMMUNITY COMPLEX STEERING COMMITTEE, MINUTES OF JUNE 6

Motion No. RC-2012-112

Moved by Councillor W. MacMillan, Seconded by Councillor J. Kralt

THAT the minutes of the Community Complex Steering Committee on June 6, 2012, be adopted, and the recommendations contained therein be approved and acted upon.

CARRIED

COMMUNITY SERVICES COMMITTEE, MINUTES OF JUNE 6

Motion No. RC-2012-113

Moved by Councillor R. Foster, Seconded by Councillor J. D. Pachereva

THAT the minutes of the Community Services Committee meeting of June 6, 2012, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

PLANNING AND DEVELOPMENT DEPARTMENT, MINUTES OF JUNE 11

Motion No. RC-2012-114

Moved by Councillor R. Foster, Seconded by Councillor J. D. Pachereva

THAT the minutes of the Planning and Development Committee meeting of June 11, 2012, be adopted and the recommendations contained therein be approved and acted upon.

CARRIED

BRIEFING NOTE, DIRECTOR OF FINANCE, REQUEST TO DEBENTURE

Motion No. RC-2012-115

Moved by Councillor J. Kralt, Seconded by Councillor D. Rintjema

WHEREAS it is deemed desirable to issue debentures in the amount of \$871,400 in accordance with the terms of the various authorizing by-laws applicable to such expenditures;

NOW THEREFORE BE IT RESOLVED by the Council of the Town of Lincoln, as follows:

THAT the Town Clerk be and is hereby directed to request the Council of the Regional Municipality of Niagara to issue debentures, on behalf of the Town of Lincoln in the amount of \$871,400;

AND THAT the Town Clerk and the Treasurer be and they are hereby directed to make available to the Regional Municipality of Niagara certified copies of all By-laws applicable and all other information required in this connection, to ensure the issue of the said debentures in the amount of \$871,400 for the following capital projects:

4. East Avenue Reconstruction - \$560,240;
5. Fly Road Streetscape/Urbanization - \$156,510; and
6. Fire Station #1 (Beamsville) Addition and Renovations - \$154,650.

CARRIED

CONFIRMATION OF COMPLIANCE

None.

BY-LAWS

At this point in the meeting, the following motions were introduced.

Motion No. RC-2012-116

Moved by Councillor D. Thompson, Seconded by Councillor G. Barlow

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

- (a) No. 2012-40, To adopt an Emergency Management Program for the Town of Lincoln.
- (b) No. 2012-41, To authorize execution of a Façade Improvement grant agreement with Mike Commisso Investments Inc.
- (c) No. 2012-42, To authorize execution of a Building Improvement grant agreement with Mike Commisso Investments Inc.
- (d) No. 2012-43, To authorize execution of a site plan agreement with 1683138 Ontario Ltd.
- (e) No. 2012-44, To discharge the terms and conditions of a site plan agreement executed under By-law No. 87-54 (Tivoli Amusements Ltd).
- (f) No. 2012-45, To repeal By-law Nos. 85-42, 88-20 and 90-03, being by-laws authorizing execution of various site plan agreements.
- (g) No. 2012-46, To declare Part 3 on Plan 30R-13846 as part of the common and public highway system under the jurisdiction of the Town of Lincoln as part of Nesbitt Street.
- (h) No. 2012-47, To authorize Council to borrow money by way of debentures.

CARRIED

Motion No. RC-2012-117

Moved by Councillor D. Rintjema, Seconded by Councillor J. Kralt

THAT By-law Nos. 2012-40, 2012-41, 2012-42, 2012-43, 2012-44, 2012-45, 2012-46 and 2012-47, 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

None.

ANNOUNCEMENTS

Members noted that the special Infrastructure Committee Meeting scheduled for Wednesday June 27, 2012 was being rescheduled to Thursday June 28, 2012. Members also noted the appropriateness of holding an Open House to recognize upgrades completed to Fire Station No. 1 in Beamsville and discussed a request for information from staff regarding opportunities for the introduction of traffic calming measures into urban Beamsville neighbourhoods. Members also acknowledged the Beamsville Lawn Bowling Club and their long history in the Town of Lincoln.

CLOSED SESSION

None.

BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL

Motion No. RC-2012-118

Moved by Councillor G. Barlow, Seconded by Councillor D. Thompson

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

- (a) No. 2012-48, To Adopt, Confirm and Ratify matters dealt with by Council resolution.

CARRIED

Motion No. RC-2012-119

Moved by Councillor W. MacMillan, Seconded by Councillor J. Kralt

THAT By-law No. 2012-48, 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-law.

CARRIED

ADJOURNMENT

There being no further business to discuss, the Mayor declared the meeting adjourned at 7:35 p.m.

MAYOR: BILL HODGSON

CLERK: WILLIAM J. KOLASA

Lincoln Chambers
June 25, 2012

The Corporate Priorities Committee of the Town of Lincoln met in regular session on June 25, 2012, at 7:00 p.m. in the Lincoln Chambers.

Members Present:	J. Kralt	Councillor (Chair)
	R. Foster	Councillor
	B. Hodgson	Mayor
	W. MacMillan	Councillor
	J. D. Pachereva	Councillor
	D. Rintjema	Councillor
	D. Thompson	Councillor
Regrets	G. Barlow	Councillor
	R. Condotta	Councillor
Also Present:	A. L. Heron	Chief Administrative Officer
	A. Cifani	Deputy Director of Finance
	G. DalBianco	Deputy Clerk
	D. Graham	Director of Public Works
	G. Hudson	Fire Chief
	R. Spadoni	Director of Finance
	W. Kolasa	Director of Corporate Services/Clerk

Chair Kralt called the meeting to order at 7:00 p.m. Councillor Pachereva declared an interest regarding Report CS 12-23 as he was employed with an organization with which the road closure and conveyance applicant was affiliated. Councillor Pachereva did not participate in the deliberations or vote on the ensuing motions associated with the subject matter. There were no other declarations of interest.

DELEGATIONS

NIAGARA REGION WIND CORPORATION, RE: GREEN ENERGY INITIATIVES

Representatives did not attend.

ENERCON CANADA, RE: GREEN ENERGY INITIATIVES

Representatives did not attend.

MOUNTAINVIEW NIAGARA ESCARPMENT COMMUNITY ASSOCIATION, RE: NIAGARA WIND CORPORATION TRANSMISSION LINE

Mr. Harald Thiel representing the Mountainview Niagara Escarpment Community Association addressed Committee to provide information regarding the purpose of the Association and to provide information regarding the outcome of a recent Niagara Escarpment Commission (NEC) hearing regarding the Region Wind Corporation's (NRWC) Niagara Region Wind Renewable Energy Project. Mr. Thiel advised that the association is a broad-based community organization representing seven wineries, local businesses and residents in the Mountainview Road area concerned with the environmental, economic and visual impacts of the proposed route of transmission lines associated with the NRWC project. Mr. Thiel provided the Committee Members with a handout outlining their concerns as well as the association's support for the Town of Lincoln's request for a third party peer review of the NRWC proposed route. Mr. Thiel noted that the NEC passed a motion requiring the third party peer review as well as a requirement for the NRWC to consider alternative routes that do not involve crossing the escarpment.

CORRESPONDENCE

CS 12-27, SUMMARY OF CORRESPONDENCE REPORT

Motion No. CP-2012-69

Moved by Councillor W. MacMillan, Seconded by Mayor B. Hodgson

THAT Report CS 12-27, the summary of correspondence report, be adopted and the recommendations contained therein be approved as amended and acted upon.

CARRIED

REQUEST FOR AGCO DESIGNATION, RE: FUNDRAISING EVENT IN SUPPORT OF TONYA VERBEEK

Motion No. CP-2012-70

Moved by Councillor R. Foster, Seconded by Councillor D. Thompson

THAT the correspondence dated June 21, 2012, from The Tonya Verbeek Olympic Fundraising Committee, regarding a Send Off – Fundraising Event, to be held at the Grandstand Hall, on Saturday, July 7, 2012, be received as information;

AND THAT the Council of the Corporation of the Town of Lincoln does hereby designate the said Send Off – Fundraising Event as an event of municipal significance, in accordance with the Alcohol and Gaming Commission of Ontario's Special Occasion Permit requirements.

CARRIED

REPORTS

TR 12-20, FINANCIAL REPORT – MAY 2012

Motion No. CP-2012-71

Moved by Councillor R. Foster, Seconded by Councillor D. Thompson

THAT Report TR 12-20, the Financial Report as at May 31, 2012, be received as information.

CARRIED

AD 12-08, TEN YEAR CAPITAL PLAN: 2013-2022

Motion No. CP-2012-72

Moved by Mayor B. Hodgson, Seconded by Councillor W. MacMillan

THAT Report AD 12-08, Ten Year Capital Plan: 2013-2022, be received as information;

AND THAT the Ten Year Capital Plan: 2013-2022 be approved as outlined in Report AD 12-08.

CARRIED

CS 12-21, ACCESSIBILITY POLICY

Motion No. CP-2012-73

Moved by Councillor D. Rintjema, Seconded by Councillor W. MacMillan

THAT Report CS 12-21 regarding an Accessibility Policy for the Town of Lincoln be received;

AND THAT the Accessibility Policy appended to the report be adopted by Council.

CARRIED

CS 12-22 APPLICATION FOR ROAD CLOSURE AND CONVEYANCE (2228490 ONTARIO INC., C/O TED SIKKEMA AND BERNIE LANGENDOEN

The Members reviewed the staff report addressing the applicant's concerns raised at the May 28, 2012, public meeting regarding the appraised value of the road allowance property and the potential "land locking" of their lands, located to the north, if the lands are not sold to them. In response to questions from Members, the Director of Corporate Services/Clerk noted that frontage on an unopened, unimproved municipal road allowance does not constitute legal frontage for the purposes of obtaining a building permit according to the Zoning By-law, and that the existence of the 1-foot reserve results in a situation where the applicant's lands are both legally and physically separated from the unopened road allowance and therefore already land locked.

Motion No. CP-2012-74

Moved by Councillor D. Rintjema, Seconded by Mayor B. Hodgson

THAT Report CS 12-22, regarding an application for the closing and conveyance of the road allowance in Lot 23, Concession 1, in the former Township of Louth, described as Lot 9 on Plan 560, be received for information;

AND THAT staff be directed to proceed with the formal process for closure and conveyance of this road allowance, pursuant to the Municipal Act and Town policies including the preparation of a draft by-law for Council's consideration.

CARRIED

CS 12-23, APPLICATION FOR ROAD CLOSURE AND CONVEYANCE BETWEEN CONCESSIONS 4 AND 5, LOT 21 (LOUTH), C/O CHRIS LEWIS

Members considered Report CS 12-23 detailing the environmental and passive recreational potential of the subject road allowance and rejected the comments that there is no practical potential for the development of this road allowance as part of any future trail system. The Members noted that it would be short sighted to dispose of these escarpment lands at this time as future funding programs may become available which could allow for the development of a trail system in this area. Deliberations concluded with the introduction of the following motions.

Motion No. CP-2012-75

Moved by Councillor R. Foster, Seconded by Councillor D. Thompson

THAT Report CS 12-23, regarding the environmental and passive recreational potential of the unopened road allowance between Concessions 4 and 5, Lot 21, in the former Township of Louth, now Town of Lincoln, be received for information.

CARRIED

At the request of Councillor R. Foster, a recorded vote was taken on the following motion.

Motion No. CP-2012-76

Moved by Councillor R. Foster, Seconded by Councillor D. Thompson

THAT staff be directed to proceed with the formal process for closure and conveyance of this road allowance, pursuant to the Municipal Act and Town Policies, including the preparation of a draft by-law for Council's consideration.

LOST

YEAS: none.

NAYS: Councillors Foster; Kralt; MacMillan; Rintjema; Thompson; Mayor Hodgson.

DECLARATION OF INTEREST: Councillor Pachereva.

Motion No. CP-2012-77

Moved by Councillor R. Foster, Seconded by Councillor D. Thompson

THAT staff prepare a report concerning the placing of a moratorium on the closing of original Crown Survey road allowances.

CARRIED

Motion No. CP-2012-78

Moved by Councillor W. MacMillan, Seconded by Councillor D. Rintjema

THAT the application for a road closure between Concessions 4 and 5, Lot 21 (Louth), be denied, re: Report CS 12-23.

CARRIED

CS 12-24, WI-FI IN COUNCIL CHAMBERS

Motion No. CP-2012-79

Moved by Councillor D. Thompson, Seconded by Councillor R. Foster

THAT Report CS 12-24 regarding the installation of Wi-Fi in the Council Chambers be received;

AND THAT staff be directed to immediately proceed with a pilot installation of a public Wi-Fi hotspot in the Council Chambers as outlined in the report;

AND THAT upgrades to the sound system and public display screen in the Council Chambers budgeted to occur in 2012 be held in abeyance pending a full review of alternatives, options and opportunities available to provide for Council's migration paperless meetings for consideration as part of Council's 2013 budget deliberations.

CARRIED

FD 12-04, FIRE DEPARTMENT AERIAL TRUCK PURCHASE

Motion No. CP-2012-80

Moved by Councillor R. Foster, Seconded by Councillor D. Thompson

THAT Report FD 12-04 regarding a Fire Department Aerial Truck purchase be received;

AND THAT Council approve the purchase of one (1) new Smeal 100-foot aerial platform truck from Safetek Emergency Vehicles, Mississauga, ON for the tendered amount of \$941,200.00, excluding taxes;

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

CARRIED

BRIEFING NOTE FROM DEPUTY CLERK, RE: MOUNTAIN MENNONITE HERITAGE DESIGNATION STATEMENT

Motion No. CP-2012-81

Moved by Councillor W. MacMillan, Seconded by Mayor B. Hodgson

THAT the Briefing Note from the Deputy Clerk, dated June 21, 2012, regarding a designation statement – Mountain Mennonite Cemetery, Campden, be received as information.

CARRIED

NOTICE OF NEW BUSINESS

None.

ANNOUNCEMENTS

Members reviewed the summer meeting schedule originally considered at the Corporate Priorities Committee of May 28, 2012 and the Chief Administrative Officer announced the following amendments to the schedule: the cancellation of the Community Services Committee Meeting of July 4, 2012, the Special Council Meeting of July 23, 2012, the Community Complex Steering Committee Meeting of August 1, 2012, the Community Services Committee Meeting of August 1, 2012, the Council Meeting of August 7, 2012, the Infrastructure Committee Meeting of August 8, 2012, the Planning and Development Committee Meeting of August 13, 2012 and the Council Meeting of August 27, 2012. The C.A.O. also advised of the reinstatement of the Corporate Priorities Committee Meeting of July 23, 2012.

Members also noted the upcoming Annual Association of Municipalities of Ontario Conference scheduled for August 19-22, 2012 and previous authorization granted to various Members to attend. Consideration concluded with the introduction of the following motion.

Motion No. CP-2012-82

Moved by Councillor D. Thompson, Seconded by J. D. Pachereva

THAT Councillor Foster be authorized to attend the 2012 AMO Conference with regular expenses to apply.

CARRIED

CLOSED SESSION

At this point in the meeting, the following motions were introduced.

Motion No. CP-2012-83

Moved by Councillor D. Rintjema, Seconded by Councillor W. MacMillan

THAT Committee adjourn to closed session in order to address a proposed or pending acquisition or disposition of land by the municipality or local board (two matters pertaining to unsolicited offers to accept lands; and one matter pertaining to the acquisition of land).

CARRIED

Motion No. CP-2012-84

Moved by Councillor D. Rintjema, Seconded by Mayor B. Hodgson

THAT Committee resume in open session.

CARRIED

Consideration of the subject matter in closed session concluded with the taking of votes in closed session for the purpose of providing confidential direction to the Town's Solicitor regarding the two unsolicited offers to accept lands, and the introduction of the following motion in open session pertaining to the acquisition of land.

Motion No. CP-2012-87

Moved by Councillor W. MacMillan, Seconded by Councillor D. Thompson

WHEREAS the Corporation of the Town of Lincoln executed an Agreement of Purchase and Sale between the Town of Lincoln and Homes by DeSantis (Fairgrounds) Inc., and Lincoln Agricultural Society on the 21 day of June, 2012;

AND WHEREAS the Council of the Corporation of the Town of Lincoln deems it desirable and expedient to amend the closing date of the said Agreement;

NOW THEREFORE, the Council of the Corporation of the Town of Lincoln directs and authorizes the Chief Administrative Officer to adjust the closing date on the said Agreement from March 1, 2013, to a date between November 21 and December 31, 2012, and to adjust the conditions appropriately.

CARRIED

ADJOURNMENT

There being no further business to discuss, the Chair declared the meeting adjourned at 9:10 p.m.

CHAIR: COUNCILLOR JOHN KRALT

CLERK: WILLIAM J. KOLASA

Lincoln Chambers
Thursday, June 28, 2012

Minutes of an Infrastructure Committee (Committee of the Whole) meeting held in the Council Chambers of the Town of Lincoln Municipal Offices on Thursday, June 28, 2012 at 7:00 p.m. The Committee Members in attendance: Councillor J.D. Pachereva (Chair), Mayor B. Hodgson, Councillor D. Rintjema, Councillor J. Kralt, Councillor D. Thompson, Councillor R. Condotta and Councillor R. Foster. Town of Lincoln staff in attendance: Dave Graham (Director of Public Works), Andrea Clemencio (Manager of Water and Wastewater) and Laura Ecker (Administrative Assistant).

CALL TO ORDER

Councillor J.D. Pachereva called the meeting to order at 7:03 pm. There were no declarations of interest.

CLOSED SESSION

At this point in the meeting the following motions were introduced:

Motion No. IN-2012-31

Moved by Councillor D. Thompson, Seconded by Councillor R. Foster

THAT Committee adjourn to closed session in order to address:

(a) Training Session (pertaining to water quality training for members of Council).

CARRIED

Motion No. IN-2012-32

Moved by Councillor D. Rintjema, Seconded by Councillor J. Kralt

THAT Committee resume in open session.

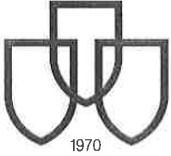
CARRIED

ADJOURNMENT

There being no further business to discuss the Chair declared the meeting adjourned at 9:05p.m.

SECRETARY

CHAIRMAN



THE CORPORATION OF THE TOWN OF LINCOLN

REPORT TO: Mayor and Council
DATE OF MEETING: July 3, 2012
SUBJECT: Design Work for Fairgrounds Road and Gibson Street

RECOMMENDATION

1. THAT Report AD 12-08 "Design Work for Fairgrounds Road and Gibson Street" be received for information;
2. THAT the Council of the Corporation of the Town of Lincoln authorize and direct the Chief Administrative Officer to proceed with procurement of design work for Fairgrounds Road and Gibson Street;
3. THAT the upset limit for this design work be \$28,000. excluding tax.
4. AND THAT the source of funding for this expenditure be the Capital Rate Stabilization Reserve.

PURPOSE

The purpose of this report is to request authorization to proceed with the design work for Fairgrounds Road and Gibson Street.

BACKGROUND

Adjacency of the Homes by DeSantis development to the construction of the new Town of Lincoln Community Complex requires careful schedule coordination and planning to ensure the Town realizes as many of the potential benefits as possible.

The following factors drive this request:

- One of the Conditions in the Agreement of Purchase and Sale with Homes by DeSantis is the decommissioning and re-routing of the old trunk sanitary sewer line that runs from Park Street to Fairgrounds Road. The remaining section of old sanitary sewer line along Fairgrounds Road should be replaced with a new smaller sized pipe having an improved slope given that it will now only be servicing the residents along Fairgrounds Road.
- Looping of the existing dead end watermains on Fairgrounds Road and Gibson Street into the new water distribution system for the proposed subdivision is a requirement in

the draft plan conditions. Looping and the replacement of these dead end watermains will improve drinking water quality and fire flows.

- The Town has also committed to constructing turnarounds at the end of Fairgrounds Road and Gibson Street as per the approved draft plan of subdivision.

Economies of Scale for Preparing Design at this Time

- As part of the adjacent subdivision design work a lot of available survey topographic and base plan work has already been completed encompassing portions of Fairgrounds Road and Gibson Street.
- Roadway geotechnical information for Fairgrounds Road and Gibson Street would benefit from the existing geotechnical analysis completed for the subdivision.
- Reduced time and cost to complete the design works, and improved work coordination
- Design interface with the adjacent DeSantis development would have technical integrity

STAFF COMMENTS:

Completion of design works at this time would provide improved information for decision making during the budget preparation process.

The design work does not commit the Town to go to construction in 2013. However, staff is reviewing the design drawings for the DeSantis subdivision development and could include the construction in the subdivision agreement as Town costs for off-site works.

The estimated cost for construction in the 10 Year Capital Plan is presented in Table 1. These cost estimates would be refined through the design process providing improved information for decision making.

**Table 1
Cost Estimates from the 10Year Capital Plan**

Project	Cost
Fairgrounds Rd., Watermain Replacement	\$86,105
Fairgrounds Rd., Road Reconstruction	250,000
Fairgrounds Rd., Sanitary Sewer Replacement	75,000
Total	\$411,105
Gibson St., Road Reconstruction	250,000
Gibson St., Sanitary Sewer Replacement	75,000
Total	325,000

Post-construction benefits to the Town include:

- Improved drinking water quality and fire flows.
- Improved service delivery to customers as a result of more flexibility in the water distribution system since there would be more than one feed by looping the dead end watermains.
- Improved pedestrian access to the new development.
- Operational savings – no longer need to flush these dead end watermains

- Costs reduced - due to old leaky sanitary sewer on Fairgrounds Road – reduction in Inflow and Infiltration.
- Improved safety and ability to deliver municipal services – snow plows and garbage trucks would no longer be required to back-up into a driveway to turn around.

FINANCIAL CONSIDERATIONS:

The estimated cost for design is \$28,000. The work would be carried out by S. Llewellyn & Associates Ltd., the firm retained by Homes by DeSantis to carry out the design works the DeSantis development.

The design work was not approved in the 2012 Capital budget. The source of funding would be the Capital Rate Stabilization Reserve which has a current balance of approximately \$500,000.

CORPORATE PLAN

This request supports Strategic Direction #3.

“Performance Management and Service Delivery: To manage the Town in a business-like fashion that protects the quality of assets, delivers services in an efficient and effective manner, and encourages a working environment that creates opportunities and efficiencies in service delivery to ensure high value for property taxes for all residents of Lincoln. “

Prepared in consultation with Dave Graham, C.E.T., Director of Public Works

Respectfully submitted by:



Anne Louise Heron, MBA, MHSc
Chief Administrative Officer

THE CORPORATION OF THE TOWN OF LINCOLN

BY-LAW NO. 2012-49

A BY-LAW TO ADOPT, CONFIRM AND RATIFY
MATTERS DEALT WITH BY COUNCIL RESOLUTION

WHEREAS:

1. Section 5.(1) of the Municipal Act, S.O. 2001, c.25, as amended, provides that the powers of a municipality shall be exercised by its Council.
2. Section 11.(2) of the said Act provides that a lower tier municipality may pass by-laws respecting matters within the spheres of jurisdiction as set out in the said Act.
3. Section 8 of the said Municipal Act provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act.
4. Section 5.(3) of the said Act provides that a municipal power, including a municipality's capacity, rights, powers and privileges under Section 8, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise.
5. In many cases action which is taken or authorized to be taken by Council does not lend itself to the passage of an individual by-law.

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF LINCOLN ENACTS AS FOLLOWS:

1. That the minutes of the regular meeting of the Municipal Council of the Corporation of the Town of Lincoln, held June 18, 2012, be and the same are hereby adopted, ratified and confirmed.
2. That the actions of the Council at its meeting of July 3, 2012, in respect of which recommendations contained in the reports of the committees considered at each meeting and in respect of each motion, resolution and other action taken by the Council at its meeting are, except where the prior approval of the Ontario Municipal Board or other authority is required by law, hereby adopted, ratified and confirmed as if all such proceedings were expressly embodied in this By-law.
3. That where no individual by-law has been or is passed with respect to the taking of any action authorized in or by the above mentioned minutes or with respect to the exercise of any powers by the Council in the above mentioned minutes, then this By-law shall be deemed for all purposes to be the By-law required for approving and authorizing and taking of any action authorized therein and thereby or required for the exercise of any powers therein by the Council.
4. That the Mayor and the proper officers of the Corporation of the Town of Lincoln are hereby authorized and directed to do all things necessary to give effect to the said action of the Council or to obtain approvals where required and except otherwise provided, the Mayor, the Clerk and the Treasurer are hereby directed to execute all documents necessary on behalf of the Corporation of the Town of Lincoln and affix thereto the Corporate Seal of the Corporation of the Town of Lincoln.

BY-LAW read a FIRST time this 3rd day of July, 2012.

BY-LAW read a SECOND time this 3rd day of July, 2012.

BY-LAW read a THIRD time and FINALLY PASSED this 3rd day of July, 2012.

MAYOR: BILL HODGSON

CLERK: WILLIAM J. KOLASA