

The Council of the Town of Lincoln met in regular session on March 16, 2009 at 7:00 p.m. in the Lincoln Chambers.

|                  |                 |            |
|------------------|-----------------|------------|
| Members Present: | B. Hodgson      | Mayor      |
|                  | M. Andrewes     | Councillor |
|                  | R. Condotta     | Councillor |
|                  | R. Foster       | Councillor |
|                  | J. Kralt        | Councillor |
|                  | W. MacMillan    | Councillor |
|                  | J. D. Pachereva | Councillor |
|                  | W. P. Randall   | Councillor |
|                  | D. Warren       | Councillor |

|               |             |                                      |
|---------------|-------------|--------------------------------------|
| Also Present: | A. L. Heron | Chief Administrative Officer         |
|               | S. Blake    | Fire Chief                           |
|               | H. Booth    | Museum Director                      |
|               | G. Hudson   | Deputy Fire Chief                    |
|               | D. Kerr     | Director of Public Works             |
|               | J. Pease    | Director of Community Services       |
|               | D. Witlib   | Senior Planner                       |
|               | W. Kolasa   | Director of Corporate Services/Clerk |

Mayor Hodgson called the meeting to order at 7:00 p.m. Councillor Randall declared an interest regarding two reports detailed in the minutes of the March 11, 2009 Infrastructure Committee Meeting, Report PW 09-04 regarding a Campden Master Drainage Plan and Report PW 09-07 regarding a Campden Water Supply, as he was a resident of the area. Councillor Randall also noted a discrepancy in those minutes as they failed to reflect the same declaration of interest that he had made at that meeting. There were no other declarations of interest.

#### ADOPTION OF PREVIOUS COUNCIL MINUTES

##### **Motion No. RC-2009-038**

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

THAT the minutes of the March 2, 2009 regular Meeting of Council be adopted as circulated.

**CARRIED**

#### BUSINESS ARISING FROM THE MINUTES

None.

#### MAYOR'S REPORT

Mayor Hodgson provided an update regarding a number of matters of municipal interest including a literacy initiative at the Public Library, a kick off for Brock University's new capital campaign entitled "A Bold New Brock", and an Ontario Institute of Agrologists annual forum held at the Balls Falls Center for Conservation.

#### Uploaded Regional Costs and OMPF Adjustment Update

At this point in his report, Mayor Hodgson undertook a slide presentation detailing information regarding the Provincial uploading of various Region of Niagara social program costs and an associated reduction in local tier Ontario Municipal Partnership Fund allocations. In his presentation, the Mayor noted that the current direction of the Region appeared to be the reallocation of uploading benefits to other Regional programs and services, as opposed to the distribution of benefits back to property taxpayers, as was contemplated by an underlying Provincial-Municipal Fiscal Service Delivery Review. Members considered the information presented by the Mayor, the need for relief for property taxpayers, the impact of the reduction of

Ontario Municipal Partnership Fund allocations on local tax levels in coming years and concluded consideration with the introduction of the following motion.

**Motion No. RC-2009-039**

Moved by Councillor R. Foster, Seconded by Councillor W. MacMillan

THAT the Council of the Town of Lincoln supports the development and implementation of a plan to distribute the benefits of uploaded Region of Niagara social program costs to property taxpayers across Niagara;

AND THAT Council supports the Mayor's participation in the development of the above noted plan, recognizing the urgency due to the loss of Ontario Partnership Fund (OMPF) Combined Benefit Stable Funding Guarantee in the 2010 budget and beyond.

**CARRIED**

**DELEGATIONS**

None.

**CORRESPONDENCE**

None.

**REPORTS**

**COMMUNITY SERVICES COMMITTEE, MINUTES OF MARCH 4, 2009.**

**Motion No. RC-2009-040**

Moved by Councillor W. MacMillan, Seconded by Councillor M. Andrewes

That the minutes of the Community Services Committee meeting of March 4, 2009 be adopted and the recommendations contained therein be approved and acted upon.

**CARRIED**

**PUBLIC MEETING, MINUTES OF MARCH 9, 2009.**

**Motion No. RC-2009-041**

Moved by Councillor Andrewes, Seconded by Councillor J. Kralt

THAT the minutes of the Public Meeting of March 9, 2009, regarding

- A) Application: 2009-02, Zoning By-law Amendment Application – Vine Developments.

be received.

**CARRIED**

**PLANNING & DEVELOPMENT COMMITTEE, MINUTES OF MARCH 9, 2009.**

**Motion No. RC-2009-042**

Moved by Councillor M. Andrewes, Seconded by Councillor J. Kralt

THAT the minutes of the Planning and Development Committee meeting of March 9, 2009 be adopted and the recommendations contained therein be approved and acted upon.

**CARRIED**

**INFRASTRUCTURE COMMITTEE, MINUTES OF MARCH 11, 2009.**

Members considered the minutes of the March 11, 2009 Infrastructure Committee Meeting and noted a need to amend the minutes to reflect two declarations of

interest made by Councillor Randall regarding Report PW 09-04 regarding a Campden Master Drainage Plan and Report PW 09-07 regarding a Campden Water Supply. Consideration concluded as follows.

**Motion No. RC-2009-043**

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

THAT the minutes of the Infrastructure Committee meeting of March 11, 2009, be adopted as amended and the recommendations contained therein be approved and acted upon.

**CARRIED**

**BRIEFING NOTE, RE: DEVELOPMENT CHARGES BACKGROUND STUDY.**

Members reviewed a Briefing Note from the Director of Finance regarding efforts underway to update the Town's Development Charges By-law and noted that a number of meetings have been scheduled to provide Council and the Public with information necessary to consider and approve updated charges. The Chief Administrative Officer also noted a need to schedule a special meeting in early April to present the Development Charges Background Study to Council in advance of the formal public meeting scheduled for April 21, 2009. Consideration concluded as follows.

**Motion No. RC-2009-044**

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

THAT the Briefing Note from the Director of Finance, dated March 16, 2009, regarding a Development Charges Background study, be received as information.

**CARRIED**

**CONFIRMATION OF COMPLIANCE**

None.

**BY-LAWS**

**Motion No. RC-2009-045**

Moved by Councillor J. Kralt, Seconded by Councillor M. Andrewes

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

- (a) No. 09-20, To authorize execution of a site plan assumption agreement with Niagara North Vacant Land Condominium Corporation No. 203 and Phelps Homes Ltd.

**CARRIED**

**Motion No. RC-2009-046**

Moved by Councillor W. P. Randall, Seconded by Councillor J. D. Pachereva

THAT By-law No. 09-20 read a first time as amended, 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**

**NOTICE OF NEW BUSINESS**

None.

**ANNOUNCEMENTS**

**JORDAN HISTORICAL MUSEUM VOLUNTEER ASSOCIATION**

Members received information that the Annual General Meeting of the Jordan Historical Museum Volunteer Association would be held on April 27, 2009.

ANNUAL FIREFIGHTER AWARDS NIGHT

Members received information that the Town's Annual Firefighter Awards Night would be held at the Twenty Valley Golf and Country Club on April 18, 2009.

CLOSED SESSION

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

**Motion No. RC-2009-047**

Moved by Councillor R. Condotta, Seconded by Councillor W. P. Randall

THAT Council adjourn to closed session in order to discuss a proposed or pending acquisition or disposition of land by the municipality or local board (a matter pertaining to a proposed acquisition of land).

**CARRIED**

**Motion No. RC-2009-048**

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

THAT Council resume in open session.

**CARRIED**

Consideration of the subject matter in closed session concluded with the introduction of the following motion in open session.

**Motion No. RC-2009-049**

Moved by Councillor W. MacMillan, Seconded by Councillor R. Condotta

THAT the Council of the Town of Lincoln hereby ratifies and confirms an Agreement of Purchase and Sale with the Inn on the Twenty Limited to acquire approximately 7,128 square feet of real property located at 3761 Main Street, Jordan, more particularly described as Part of Lots 2 and 3, east side of Main Street, Township Plan 3 (Louth), at a cost of \$31.00 per square foot;

AND THAT an appropriate by-law be presented to Council for ratification.

**CARRIED**

BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL

In accordance with Motion RC-2009-49 regarding the acquisition of land, the following motions were introduced.

**Motion No. RC-2009-050**

Moved by Councillor R. Foster, Seconded by Councillor M. Andrewes

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

- (a) No. 09-21, to authorize the purchase of real property located at 3761 Main Street, Jordan
- (b) No. 09-22, to Adopt, Confirm and Ratify matters dealt with by Council resolution.

**CARRIED**

**Motion No. RC-2009-051**


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


THAT By-law Nos. 09-21 and 09-22 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**

ADJOURNMENT

There being no further business to discuss, the Mayor declared the meeting adjourned at 8:45 p.m.

  
\_\_\_\_\_  
MAYOR: BILL HODGSON

  
\_\_\_\_\_  
CLERK: WILLIAM J. KOLASA