



**The Corporation of the City of St. Catharines
CITY COUNCIL AGENDA
Regular, Monday, October 16, 2017
Council Chambers, City Hall, 6:30 PM**

His Worship Mayor Walter Sendzik takes the Chair and opens the meeting

- 1. Mayor's Report**
- 2. Adoption of the Agendas**
- 3. Adoption of the Minutes (Council and General Committee)**
 - 3.1 [Regular Meeting of Council, Minutes of September 25, 2017](#)
 - 3.2 [General Committee, Minutes of September 25, 2017](#)
- 4. Declarations of Interest**
- 5. Public Meetings Pursuant to Planning Act and Notice By-law**
 - 5.1 *Public Meeting Pursuant to Notice By-law*
Financial Management Services, Director
2018 Schedule of Rates and Fees Recommendations
(Note: The report contains a link to the Appendix and is available upon request)
- 6. Delegations**
 - 6.1 Sandy Annunziata, Board Chair, Mark Brickell, Secretary Treasurer/Chief Administrative Officer, NPCA, and Todd MacDonald, Performance Concepts
Re: Niagara Peninsula Conservation Authority - Appointment of Supervisor
(see Council Agenda, October 16, 2017, Item 9.2)
 - 6.2 Regional Councillor Bruce Timms, Board Member, NPCA
Re: Niagara Peninsula Conservation Authority - Appointment of Supervisor
(see Council Agenda, October 16, 2017, Item 9.2)
- 7. Presentations**
- 8. Call for Notices of Motion**

9. Motions

9.1 Special Meetings of Council - October 18 and 23, 2017

Councillor Harris will present the following motion:

Whereas on Monday, August 21, 2017 Council passed the following motion, "That Council approve a Special Meeting of City Council to be held on Monday, October 23, 2017, at 6:30 p.m. in Council Chambers for the purpose of reviewing and considering the Fire Master Plan. FORTHWITH"; and

Whereas Council has many priorities and it has become necessary to add meetings to the schedule;

Therefore be it resolved that Council approve the following changes to their schedule as follows;

- Wednesday, October 18, at 5:00 p.m. in the Council Chambers, to review and consider the Fire and Emergency Services Master Fire Plan as well as the St. Catharines Hydro Allocation of Dividends; and
- Monday, October 23, "In-Camera" Meeting, commencing at 5:30 p.m. in the Burgoyne Woods Room to consider a personal matter about an identifiable individual, including municipal or local board employees;" (sec. 239, the Municipal Act); and

That the City Clerk be directed to notify the public in accordance with Council's procedural by-law, section B11 Special Meetings.

9.2 Niagara Peninsula Conservation Authority - Appointment of Supervisor

Councillor Williamson will present the following motion:

Whereas the Niagara Peninsula Conservation Authority (NPCA) continue to demonstrate an inability to operate an effective conservation authority that respects its mandate and operates in a transparent and accountable way; and

Whereas the City of St. Catharines is concerned that recent decisions to reduce staffing will have a negative impact on the NPCA's abilities to protect and preserve the lands in which it has been mandated to manage; and

Whereas the City of St. Catharines contributes the largest amount of funds through the levy in Niagara to the NPCA; and

Whereas City Council has lost confidence in the management of the NPCA conduct its operations within the standards set by the Provincial Government.

Therefore be it Resolved, the City of St. Catharines requests that the Premier of the Province of Ontario immediately appoint a supervisor to take over the operations of the NPCA; and

Be it Further Resolved that the City of St. Catharines notify the Regional Municipality of Niagara of its intentions to develop its own selection process for its representation on the Board of the NPCA that will commence after the next municipal election in 2018.

9.3 Niagara Native Centre - Formal Partnership
Mayor Sendzik will present the following motion:

Whereas all levels of government in Canada have responsibilities in improving relations and understanding with First Nations; and

Whereas municipalities have particular responsibilities to implement the Calls to Action outlined in the Truth and Reconciliation Commission report; and

Whereas Niagara's history with First Nations is a vital part of our city's cultural fabric, heritage and future; and

Whereas the Niagara Regional Native Centre has a mandate to support Niagara's Indigenous community and build relations and understanding between nations; and

Whereas the Niagara Regional Native Centre serves residents in St. Catharines and the Niagara Region providing human, social, cultural, recreational and educational programs to all Native people;

Therefore be it Resolved that St. Catharines City Council supports the creation of a formal partnership with the Niagara Regional Native Centre to strengthen relationships and advise the City on the implementation of the Calls to Action in the Truth and Reconciliation Report; and

Further be it Resolved that Council directs staff to work together with the Niagara Regional Native Centre to prepare a Memorandum of

Understanding as the basis for a partnership, report back to Council with a draft Memorandum of Understanding and outline with the Niagara Regional Native Centre.

10. Resolve into General Committee

11. Motion Arising from In-Camera Session

12. Motion to Ratify Forthwith Recommendations

13. By-laws

13.1 Reading of By-laws

14. Agencies, Boards, Committee Reports

14.1 Minutes to Receive:

- Cultural Sustainability Committee, [September 6, 2017](#)
- Canada 150th Anniversary Task Force, [May 4, 2017](#)
- Welland Canal Fallen Workers Memorial Task Force, [August 30, 2017 as Amended](#)
- Arts and Culture Advisory Committee, [September 5, 2017](#)
- Green Advisory Committee, [September 20, 2017 Draft](#)
- Outdoor Aquatic Facilities Task Force, [September 13, 2017](#), and [September 26, 2017](#)
- Special Social Sustainability Committee, [September 21, 2017 Draft](#)
- Special Economic Sustainability Committee, [September 26, 2017 Draft](#)

15. Adjournment

Corporate Report

Report from Financial Management Services, Director

Date of Report: August 29, 2017

Date of Meeting: September 11, 2017

Report Number: FMS-230-2017

File: 10.57.28

Subject: 2018 Schedule of Rates and Fees Recommendations

Recommendation

That the report from Financial Management Services dated August 11, 2017, regarding the 2018 Schedule of Rates and Fees Recommendations, be referred to City Council for consideration after the public meeting scheduled for October 16, 2017, for which notice will be duly given. FORTHWITH

Committee Recommendation

That City Council approve the 2018 Schedule of Rates and Fees as recommended by the Budget Standing Committee; and

That the City Clerk be directed to maintain the list of Rates and Fees for public inspection in the Legal Services and Clerks department; and

That the City Solicitor be directed to prepare the necessary by-laws. FORTHWITH

Background

In January 2015 the Budget Standing Committee (BSC) approved Mayor Walter Sendzik's motion to expand the Rates and Fees information provided to include:

- An executive summary of Rates and Fees changes
- Revenue Implications
- Comparisons with similar municipalities

The requested additions were presented in the 2016 report, where the BSC further recommended that future rate and fee increases would be set at a minimum of the core rate of inflation. This recommendation was upheld On October 24, 2016 by City Council when the following motion was passed:

That annual rate and fee increases be set at a minimum, at the rate of inflation (core CPI), which is 2.1% for 2017;

On May 31, 2017 the BSC was advised the core rate of inflation for rates and fees for 2018 would be 1.9%. This decision was based on the information made available to staff when the process began in early 2017.

At the BSC meeting of August 24, 2017, Financial Management Services presented its report, FMS-B031-2017, the proposed Schedule of Rates and Fees for 2018.

Report Page 1 of 2

Report

At the meeting of August 24, 2017, the BSC supported the Staff Recommendation (below) with the following amendment:

That the Budget Standing Committee approve the 2018 Schedule of Rates and Fees; and forward the same to Council on September 11, 2017 for consideration after the public meeting on October 16, 2017, for which notice will be duly given.

AND

That the Budget Standing Committee remove Civic Square (City Hall Lawn) Rental Fee for Service from the Schedule of Rates and Fees; and
That staff create a policy on usage of the Civic Square (lawn). FORTHWITH

The Committee also approved Mayor Walter Sendzik's direction that for future projections, the Schedule of Rates and Fees show actual revenue amounts with proposed budget estimates. Please see Table 1 below for these figures.

Table 1:

	Budget 2018	Budget 2017	Actual 2016	Actual 2015	Actual 2014
Total Revenue	\$12,058,193	\$11,779,363	\$11,280,995	\$9,222,894	\$9,020,231
Difference	\$278,830	\$498,368	\$2,058,101	\$202,663	-
Percentage	2%	4%	22%	2%	-
Explanation	Draft estimate, subject to finalization of 2018 operating budget revision.	First year inflation adjustment is applied across all fees. Difference represents the final budget estimates.	First year Performing Arts Centre completes a full year of operations.	-	-

The full report, FMS-B031-2017 can be found [linked as Appendix 1](#).

It includes seven appendices for further information about newly proposed fees, removed / replaced fees, the impact on revenue as well as fee changes that are outside the parameters of core inflation. Copies are available upon request.

Prepared by:
Robyn Ertelt
Administrative Assistant

Approved by:
Kristine Douglas
Commissioner of Corporate Services (Acting)

By-laws to be considered Monday, October 16, 2017

- (a) A By-law to amend By-law No. 2002-81 entitled “A By-law to appoint certain employees of the Canadian Corps of Commissionaires (Hamilton) as municipal law enforcement officers.” (One reading - with respect to change in personnel. Delegation By-law No. 2004-277, as amended.)
- (b) A By-law to amend By-law No. 2014-253 entitled “A By-law to appoint Deputy Clerks for the purpose of the Commissioners for Taking Affidavits Act.” (One reading - with respect to change in personnel. Delegation By-law No. 2004-277, as amended.)
- (c) A By-law to amend By-law No. 2014-169 entitled “A By-law to appoint a Chief Building Official and Inspectors under the Ontario Building Code Act, 1992.” (One reading - with respect to updating list of appointed Inspectors. Delegation By-law 2004-277, as amended.)
- (d) A By-law to authorize a Spatial Separation Agreement with 1970027 Ontario Inc. (One reading - with respect to a new opening in side wall of the building at 52 St. Paul Street. Delegation By-law No. 2004-277, as amended.)
- (e) A By-law to assume and declare certain lands to be a highway and to be known as Ella Street and Durksen Drive. (One reading - with respect to the Generations Plan of Subdivision. Delegation By-law No. 2004-277, as amended.)
- (f) A By-law to amend By-law No. 89-2000 entitled “A By-law regulating traffic and parking on City Roads.” (One reading - with respect to addition of parking prohibitions on Oriole Drive and removal of parking prohibitions on Valleyview Drive. Delegation By-law No. 2004-277, as amended.)
- (g) A By-law to authorize a contract with Alfidome Construction Limited. (One reading - with respect to Tunis Street / Valley Road, under Project No. P15-003. Delegation By-law No. 2004-277, as amended.)
- (h) A By-law to authorize a Data Usage and Agreement and Licence with Enbridge Gas Distribution Inc. (One reading - with respect to provision of natural gas consumption data for the City of St. Catharines. Delegation By-law No. 2004-277, as amended.)
- (i) A By-law to authorize the acceptance of a conveyance of certain lands from the District School Board of Niagara. (One reading - with respect to lands municipally known as 101 South Drive. Council, September 11, 2017, Item No. 11.3.)
- (j) A By-law to amend By-law No. 2013-283 entitled “A By-law to regulate the use of land, the bulk, height, location, erection and use of buildings and structures, the provision of parking spaces and other associated matters in the City of St. Catharines.” (One reading - with respect to Existing Lot Transition Clause. To be considered by General Committee, October 16, 2017.)

- (k) A By-law to amend By-law No. 2004-277 entitled “A By-law to authorize delegation of certain matters to staff.” (One reading - with respect to approval of Designated Property Grant Program Applications. To be considered by General Committee, October 16, 2017.)
- (l) A By-law to amend By-law No. 2012-159 entitled “A By-law for establishing, maintaining, operating and regulating Market Square.” (One reading - with respect to the St. Catharines Farmers Market Sub-Committee structure and organizational and housekeeping amendments. To be considered by General Committee, October 16, 2017.)
- (m) A By-law to authorize an extension of the contract with Niagara Artists Company o/a Niagara Artist Centre. (One reading - with respect to Film House Programming at the FirstOntario Performing Arts Centre. To be considered by General Committee, October 16, 2017.)
- (n) A By-law to confirm the proceedings of council at its meeting held on the 16th day of October, 2017. (One reading - with respect to confirming the proceedings of the meeting held on October 16, 2017.)