



The Municipal Corporation of the  
Town of Fort Erie

**REGULAR COUNCIL MEETING**

**MONDAY, APRIL 24, 2006**

**COUNCIL CHAMBERS**

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**MINUTES**

**1) CALL TO ORDER**

The meeting was called to order at 6:01 p.m.

**2) INVOCATION**

The Invocation was read by the Clerk.

**3) ROLL CALL**

PRESENT: Mayor Wayne H. Redekop; Councillors Berry, Fell, Gorham,  
Lewis\*, Noyes.

\*6:12 p.m. Arrival

ABSENT: Councillor Shular (personal commitment)

ALSO

PRESENT: D. Martin, Regional Councillor  
H. Schlange, Chief Administrative Officer  
C.J. Kett, Town Clerk  
R. Tripp, Director of Infrastructure Services  
D. Heyworth, Senior Policy Planner  
J. Douglas, Fire Chief  
S. Saunders, Deputy Clerk

SUPPORT

STAFF: M. Gross, Engineering Manager  
D. Campbell, Manager of Operations

MEDIA

PRESENT: Joel Hoidas, The Times; John Robbins, The Review; Mike  
Cloutier, The Herald and John Vessoyan, Niagara This Week

MEMBERS OF THE PUBLIC PRESENT: 25

#### **4) REVIEW OF ADDENDUM/ANNOUNCEMENTS**

##### Addendum

Additional delegations for the Public Meeting regarding the Proposed Question on Ballot to Opt Out of Regional Government of Stella Ziff, Stevensville and George Jardine, Stevensville and communication item from The Honourable John Gerretsen, Minister of Municipal Affairs and Housing regarding Opting Out of Niagara Region

##### Announcements

Mayor Redekop made the following announcements:

- Recognized former Mayors Stella Ziff, Louis Ziff and Heinz Hummel in the audience this evening.
- On Saturday, April 22, 2006, Mayor Redekop attended the Fort Erie Fire Department Annual Awards Banquet recognizing the following department service awards: Richard Gawel - 15 years; Bill Pasincky - 20 years; Alvin Learn, Scott Sims and Doug Atkins - 25 years; Rick Smith - 30 years. Tom Reid, who has retired, was recognized for his 37 years of service.
- On Sunday, April 23, 2006, Mayor Redekop attended the Ladies Auxiliary Legion Branch 230 Zone Convention held in Fort Erie, an annual event that rotates location among the six branches in this district.
- On Tuesday, April 25, 2006 the Second Annual Volunteer Fair will be held at the Leisureplex from 3:00 - 7:00 p.m. represented by approximately sixty agencies and non-profit organizations that will provide over 100 volunteer opportunities.
- On Wednesday, April 26, 2006, Blood Donor Clinic from 1:30 p.m. - 7:30 p.m. at St Michael's Hall on Central Avenue
- On Friday, April 28, 2006, National Day of Mourning - will be honoured at 2:30 p.m. at the Pond.
- On Saturday, April 29, 2006, the Annual YMCA Art Auction will be held at 7:30 p.m. raising funds for YMCA programs.

#### **5) DISCLOSURES OF PECUNIARY INTEREST AND GENERAL NATURE**

##### (a) Mayor Redekop

Mayor Redekop disclosed a pecuniary interest with respect to By-law No. 66-06 which relates to the grass cutting contract for the town since one of the contractors, Stevensville Lawn Service, is a client of his law firm.

Mayor Redekop abstained from discussing or voting on this matter and vacated the Chair when necessary.

(b) Councillor Lewis

Councillor Lewis disclosed a pecuniary interest with respect to the Bridgeburg BIA Minutes since he is employed by Avalon Consulting Professionals of Ontario contracted by the Ambassador Signature Bridge Group as the minutes make reference to letters from Mr. Ron Rienas of the Peace Bridge Authority. Councillor Lewis abstained from discussing or voting on this matter.

**6) ADOPTION OF MINUTES**

(a) Regular Meeting of Council – April 10, 2006

Resolution No. 1  
Noyes-Fell

THAT: The Municipal Council of the Town of Fort Erie hereby adopts the minutes of the Regular Meeting of Council held April 10, 2006, as printed. (CARRIED)

**7) PUBLIC NOTICE - MUNICIPAL ACT, 2001**

(a) Proposed Restricted Vehicular Access for Certain Lake Erie Unopened Road Allowances

Council intends to hold a public meeting on May 8, 2006 and to consider a by-law on May 23, 2006. Any person who wishes to speak may register by no later than 1:00 p.m. on Friday, May 5, 2006.

See Public Notice [www.forterie.on.ca](http://www.forterie.on.ca).

**8) PUBLIC MEETING – MUNICIPAL ELECTIONS ACT**

(a) Proposed Question on Ballot to Opt Out of Regional Government

(i) Stella Ziff, Stevensville

*A written copy of Mrs. Ziff's presentation is available in the Clerk's Department.*

Mrs. Ziff referred to the Notice to the electors advising that the Town intends to pass a by-law to include the question contained in the Notice on the 2006 Municipal Election ballot. She questioned whether the Town required permission from the Province to include any question not related to Municipal Elections on the ballot.

Mrs. Ziff referred to the recent delegation by the Commissioner of Community Services who explained the various services provided by that department. She questioned why those services were not enumerated for the benefit of electors who are being asked to 'vote in principle' on an

issue about which the majority of the public knows very little. Mrs. Ziff indicated it is premature for electors to make a decision until the electors have been fully informed as to the extent of services the Region provides

In closing, she suggested Council familiarize themselves with the Region's operation by attending standing committee meetings and Regional Council meetings to better understand who does what and why.

(ii) George Jardine, Stevensville

*A written copy of Mr. Jardine's presentation is available in the Clerk's Department.*

Mr. Jardine expressed his pleasure with the Town's decision to consider opting out of the Region. He stated the Robarts' government created the Region in the late 1960's as a money-saving scheme for taxpayers to coordinate and facilitate services between the Province and area municipalities. He added the Region was given water and sewage plants and the municipalities were left with disintegrating water pipes, sewer drains and storm drain infrastructure. Mr. Jardine questioned how much the Town has saved by being part of the Region and enquired what services they provide. He advised the first Regional headquarters built twenty years ago cost \$12 M (\$20M with interest) and the second addition to their headquarters is estimated at \$17M plus carrying costs.

In closing, Mr. Jardine urged Council to advise the Province that the status quo is no longer acceptable and he recommended inviting Port Colborne, Welland and Niagara Falls to join the Town to ensure accountability to the taxpayers.

(iii) Ted Kassay, Crystal Beach

Mr. Kassay suggested many residents cannot afford Regional government. He stated the annual increase in the Canada Pension Plan does not keep pace with the increased costs for food, gasoline, taxes and water bills. He outlined the increase in taxes and water bills since becoming part of the Region and suggested many aspects of Regional government are wasteful. In closing, Mr. Kassay urged the Town to opt out of Regional government.

(iv) Linda Ressler, Fort Erie

Ms. Ressler expressed concern the Town is not aware of community services provided by the Region ranging from senior services, daycare programs, housing, public and mental health. She questioned whether the Town could develop the same range of services currently provided by the Region and urged the Town to educate the public about these issues. She cautioned that eliminating Regional programs will also eliminate years of experience and knowledge and stated the cost to recruit qualified employees will result in higher costs and benefits. She stated she would need to be convinced that opting out of the Region will cost

less before she would even consider voting in favour of it. She encouraged the town build a relationship with the Region.

(v) John Papadakis, Crystal Beach

Mr. Papadakis remarked the Regional and Municipal issue is not indicative solely of Fort Erie but is province-wide. He expressed concern with the \$150,000 cost to do a study on separating from the Region and suggested the cost will be much higher. He advised that Fort Erie has the second highest senior population in Ontario and seniors require appropriate services. Mr. Papadakis suggested the disparities between the Region and the Town result from lack of communication, leadership and courage. He recommended a Regional transit system and a clearer understanding of the responsibilities between the two levels of government.

(vi) Dick Bell, Fort Erie

Mr. Bell advised the public is not well informed on this issue and he questioned the cost to the local taxpayer should the Town opt out of Regional government. He referred to the two public education sessions the Town has requested the Region to conduct regarding services they provide and questioned the cost to holding these forums. He also cautioned the Town about the costs of waste management and the closure of the Fort Erie dump this year. Mr. Bell questioned how long it would take for the Town to get reorganized should the Town opt out of the Region.

(vii) Mike Hebbourn, Fort Erie

Mr. Hebbourn remarked Regional government is broke and that two or three cities within the Region are calling the shots. He suggested each municipality should have a representative. He cautioned taxes are at the breaking point and with the loss of Irving and 800 jobs at Fleet, Fort Erie has no high paying jobs, yet the Region continues to get their cut. He urged Council to represent the views of the electorate.

(viii) Regional Councillor Martin, Fort Erie

RC Martin clarified points made by the other delegates and stated the Region's bond rating has increased to AA+. He responded to an earlier statement regarding the sharing of resources and he advised resources are shared at a fee per service resulting in a low profit.

RC Martin referred to the downloading of programs from the senior levels of government and stated the Region is doing a good job with limited resources but no additional funding is provided. He applauded the Regional economic development organizations working in conjunction with one another for the betterment of the Region. He advised the Niagara Peninsula Conservation Authority manages the wastelands and environmental concerns of the Region. He expressed the following concerns:

- Planning concerns are not being resolved properly. Meetings have been held with the Region and Town to discuss these concerns.
- Seventy-five percent of the tax dollar goes for services other than for public works.
- Public Works services provided by the Region require attention. It is not realistic to purchase these services elsewhere.
- The Region must become more responsive and accountable.

(ix) Marian Wiley, Fort Erie

Ms. Wiley stated residents should have an idea of the cost to opt out of the Region and remarked local taxpayers are supporting four levels of government.

(x) Charles Kautz, Thunder Bay

Mr. Kautz is opposed to the Town opting out of the Region and suggested it is not realistic and a price cannot be put on the services. Mr. Kautz referred to a recent \$80,000 study done for the City of Buffalo and suggested Buffalo could service 28,000 people annually and perhaps the Town look at this alternative.

*At this point, Council recessed for ten minutes.*

## 9) **PRESENTATIONS AND DELEGATIONS**

(a) Peter Papp, Executive Director and Nancy Sutton, Project Coordinator, Opportunity Niagara

Re: Update on transportation to hospitality locations in Niagara Falls

*A written copy of this presentation is available in the Clerk's Department.*

Mr. Papp advised he is the Executive Director of Opportunity Niagara and a Councillor with the Town of Pelham. He expressed concern with the high level of poverty within the Region. He stated the lack of an inter-municipal public transportation system has limited the mobility of job seekers and has restricted the ability of employers to recruit candidates from across Niagara.

Mr. Papp introduced Nancy Sutton, the Project Coordinator who spoke of the stigma of being unemployed. She related how the Hilton approached her about the idea of the Job Bus and a partnership approach to Job Gym, Fort Erie Multicultural Centre, Fort Erie Native Friendship Centre, the Hilton, the Niagara Training & Adjustment Board, Regional Niagara Community Services Department and the Town of Fort Erie. As a result, 15 individuals are now using the Job Bus to get to work at the Hilton on a daily basis. She added that after three to four weeks, the results remain at 100%. She advised that another 200 people will go through this process in about two weeks.

In conclusion, Ms. Sutton stated this is a great news story about everyone working together for the sake of the people. Mr. Papp added that the Hilton is pleased with the quality of employees.

(b) Narges Dardarian, LBC, Coordinator, Niagara Region, VoicePrint Canada

Re: Introduction to services provided for the blind, vision or print restricted

NOT IN ATTENDANCE.

(c) Jim Thibert, General Manager, EDTC

Re: Update on the Niagara Marina Development Proposal

*Mr. Thibert delivered a power point presentation which can be accessed in full text by clicking on the presentations link and a paper copy of same is also available in the Clerk's Department.*

Mr. Thibert advised the EDTC was invited by the Niagara Parks Commission (NPC) and the Town to solicit proposals for the potential re-development of the Niagara Parks Marina. He stated the EDTC was to investigate and evaluate land use potential with the goal of exploiting significant and complementary development opportunities and providing thereafter a recommendation to the NPC. He advised the EDTC was to:

- Gauge interest in the potential re-development of the marina within the investment and development communities;
- Access and evaluate the qualifications and capabilities of those expressing interest;
- Evaluate concept designs and development plans; and
- Assess the degree to which proposals are complementary to and in-line with the NPC mandate.

Mr. Thibert stated important considerations included:

- The primary focus must remain that of an operating marina.
- Title must remain with the NPC so the proposal must be based upon the long-term lease with the NPC.
- The NPC had to realize positive economic/financial impact as a result of any potential re-development.

Mr. Thibert provided an overview of the process beginning with the establishment of the Steering Committee in December of 2005 consisting of representatives from the NPC, the Town, EDTC, the Region and the Niagara development community. A detailed RFP was drafted and reviewed by the Committee who suggested modifications to best reflect the nature of the process and to highlight the requirements of the NPC and the Town. Mr. Thibert advised that the eligibility and evaluation criteria was also reviewed and modified to ensure efficiency and objectivity in the evaluation and selection process. Project timelines were also established. The RFP was launched nationally and locally in

Niagara and Western New York on January 23, 2006 at a cost of \$14,710. The closing date for the tenders was Friday, March 10<sup>th</sup>, 2006.

Mr. Thibert advised that three formal proposals were received and other significant expressions of interest were also received indicating further interest in the project. The Steering Committee examined and evaluated the proposals and met on April 12<sup>th</sup>, 2006 to conduct its formal evaluation session. Two of the three proposals met the Committee's eligibility criteria and were further evaluated. The Committee determined a 10% differential in scoring must exist between eligible proposals to warrant a clear and decisive winner. Formal proponent presentations were required to answer/address various items for clarification.

The Steering Committee unanimously selected the Sentex Development Inc. proposal featuring an inner-harbour design which is less intrusive from a watercourse perspective and more feasible from a navigable waterway perspective. The proposal includes a hotel, restaurant(s), condo applications, small retail spaces, heritage/museum applications, and parkland and has been designed to include public access to the site.

In closing, Mr. Thibert advised the proposal represents a \$70M - \$100M investment at the NPC Marina site. He stated there is considerable interest within the development community to develop the Marina.

## 9) **COMMUNICATIONS**

### (a) Community Living – Fort Erie

Re: Request proclamation of May as "Community Living" Month and request permission to fly flag at Town Hall

Resolution No. 2  
Lewis-Gorham

THAT: The Municipal Council of the Town of Fort Erie hereby authorizes the Mayor to proclaim the following:

- (a) May as "Community Living" month and permission is hereby granted to fly their flag at Town Hall
- (b) June as "Seniors Month" and June 15, 2006 as "World Elder Abuse Awareness Day", and further

THAT: The appropriate agencies be so notified they may place proclamations in any of the local papers at their expense. (CARRIED)

### (b) Minister Responsible for Seniors

Re: Request proclamation of June as "Seniors' Month" and June 15 as "World Elder Abuse Awareness Day"

**Reference:** See (a) above.

(c) Touring Brauns

Re: Request permission to conduct “10<sup>th</sup> Annual BraunStorm Cycling Tour” - June 26, 2006 along the Friendship Trail

Resolution No. 3  
Gorham-Berry

THAT: The Municipal Council of the Town of Fort Erie hereby grants permission to the Touring Brauns to conduct their “10th Annual BraunStorm Cycling Tour” on June 26, 2006 according to the route submitted provided they furnish public liability insurance in the amount of \$2,000,000 naming the Town as additional insured, and further

THAT: The appropriate agencies be so notified of this event. (CARRIED)

(d) WRSC (War Resisters Support Campaign) Canada

Re: Request permission to conduct “Peace Picnic 2006” - June 17, 2006 at the Sugarbowl Park

Resolution No. 4  
Noyes-Fell

THAT: The Municipal Council of the Town of Fort Erie hereby grants permission to the WRSC Canada to conduct their “Peace Picnic” on June 17, 2006 at the Lions Sugarbowl Park provided they furnish public liability insurance in the amount of \$2,000,000 naming the Town as additional insured, and further

THAT: The appropriate agencies be so notified of this event. (CARRIED)

(e) Ontario Lottery and Gaming Corporation

Re: Slot revenues allocated to Town of \$643,115 for period January 1 – March 31, 2006 (Total to date: \$25,184,436)

**Reference:** Receive and file.

(f) Regional Municipality of Niagara

Re: Review of the Planning Function in Niagara: A Discussion Paper

**Reference:** To Director of Community and Development Services for attention.

(g) The Honourable John Gerretsen, Minister of Municipal Affairs and Housing

Re: Opting Out of Niagara Region

Resolution No. 5  
Fell-Gorham

THAT: In view of the response received from the Minister of Municipal Affairs and Housing, The Honourable John Gerretsen, dated April 21, 2006, the Municipal Council of the Town of Fort Erie hereby determines that

no further action be taken to consider a by-law to submit a question to the electors at the 2006 regular municipal election to opt out of Regional Government, and further

THAT: Staff submit a further report to Council identifying opportunities to implement changes at the Regional level to increase and improve accountability and efficiencies including any opportunities for the Town to assume certain services if deemed cost effective. (CARRIED)

(h) Communication Items

Resolution No. 6  
Lewis-Gorham

THAT: Communication items (e) and (f) be dealt with according to the agenda references. (CARRIED)

**10) REPORTS OF COMMITTEES**

(a) Regular Meeting of Council-in-Committee – April 18, 2006

Resolution No. 7  
Berry-Gorham

THAT: The Municipal Council of the Town of Fort Erie hereby adopts the minutes of the Regular Meeting of Council-in-Committee held April 18, 2006, as printed. (CARRIED)

(b) Special Meeting of Council-in-Committee – April 19, 2006

Resolution No. 8  
Gorham-Berry

THAT: The Municipal Council of the Town of Fort Erie hereby adopts the minutes of the Special Meeting of Council-in-Committee held April 19, 2006, as printed. (CARRIED)

(c) Boards and Committees

Resolution No. 8A  
Noyes-Fell

THAT: Bridgeburg Station Downtown Business Improvement Area - Board of Management - March 30, 2006 be removed be dealt with separately. (CARRIED)

Resolution No. 9  
Noyes-Fell

THAT: The following board and committee reports be received and filed:

(a) Fort Erie Public Library – March 21, 2006

(b) Communities-in-Bloom Committee – March 9, 2006; March 30, 2006 (CARRIED)

Resolution No. 9A  
Noyes-Fell

THAT: The Bridgeburg Station Downtown Business Improvement Area - Board of Management - March 30, 2006 Board Report be received and filed.  
(CARRIED)

## 11) **ENQUIRIES BY MEMBERS**

### (a) Regional Councillor Report

RC Martin reported the Regional budget has been passed, with the industrial rate reduced to 2.8% which will attract new industries to Town, maintain the existing ones and make the Region competitive with other regions across the province.

RC Martin referred to the Provincial download and the Mayor's comment that the Province saw fit to download because they feel it could be best handled locally since municipal government is closest to the customer. He stated the public works problems have to be reviewed to determine if it is better handled regionally or municipally.

Councillor Noyes stated larger municipalities have less planning staff than Fort Erie does. She questioned whether Fort Erie taxes are paying not only for the Town's five planners but the Region's planners as well. RC Martin replied he will provide information on shared service agreements that eliminates duplication of service.

Resolution No. 9B  
Fell-Berry

THAT: The hour of adjournment be extended beyond 9:30 p.m. (CARRIED)

Councillor Berry referred to the provincial downloading and questioned whether the Region has requested a legal opinion on the possibility of taking the Province to court to receive funding for the downloaded programs. RC Martin replied it is a Provincial mandate.

Councillor Berry referred to the ambulance station on Gorham Road and inquired whether there were any cost overruns and if the cost included the equipment. RC Martin replied that to the best of his knowledge there were no cost overruns. He further added the cost was totally exclusive of everything except personnel.

Councillor Berry referred to the Gorham Road culvert and the raising of the head walls and asked if the Region has done this yet. Mayor Redekop advised he has spoken with Mr. Cousins who is to provide him with information on the work contracted out.

Councillor Berry referred to a Regional report concerning their claim of cost savings on sanding and he asked what were the savings and whether the Region used its own employees or contracted it out.

(b) Response to Past Enquiries

The Chief Administrative Officer recited the following response to a past Council enquiry:

1. Response to enquiry by Councillor Berry at the Council-in-Committee Meeting of April 18, 2006 requesting the warranties and services provided by Horton Automatics of Ontario. Mr. Desrosiers advised the warranties noted in the Horton Automatics of Ontario submission for the automatic sliding doors on contractor's workmanship and two (2) years on the manufacturer's warranty. The emergency services for repairs are 24 hours, 7 days a week by phoning a 1-800 number.

(c) Member Enquiries

(i) Councillor Berry

Councillor Berry inquired when the renewal of expression of interest concerning the Leisureplex leases will be brought to Council. Mr. Tripp replied a report will be forthcoming on May 15, 2006 and added the leases expire at the end of July.

Councillor Berry requested information on the Town's policy on who receives a complete Council package. Ms. Kett advised there is no written policy. Complete Council packages are currently provided to all Members of Council, specific staff members, the libraries, front desk for the public, the press and the Bridgeburg BIA.

Councillor Berry asked for a definition of "press". Ms. Kett advised the press is the Niagara Falls Review, the Fort Erie Times, The Herald, Niagara This Week and COGECO. Councillor Berry asked if the Clerk's explanation is provided under the *Municipal Act* and Mrs. Kett replied in the negative, stating it is in the *Interpretations Act*. Councillor Berry requested a copy of the definition and the Clerk will provide same.

(ii) Councillor Noyes

Councillor Noyes referred to the train whistle still sounding and Mr. Tripp replied he will deal with this matter by summer. Councillor Noyes advised that the crossing arms are down now and she asked whether the issue has been forwarded to the Region. Mr. Tripp replied the matter requires cooperation from the Region because it is a Regional road. Councillor Fell recommended this item be discussed at the next Infrastructure Services Sub-Division Committee meeting.

Councillor Noyes referred to the recent ad for the arena attendant and the minimum age requirement of 14 years and questioned whether that age is too young. Mr. Tripp replied the age requirement is based on past practice and current policy. Councillor Noyes expressed concern because of the type of chemicals being used. Mayor Redekop suggested background information be provided to Council.

(iii) Councillor Lewis

Councillor Lewis asked if there were minutes from the Area Mayors' Meetings and Mayor Redekop replied in the negative. The Mayor added there is an agenda and the dates are indicated on the Mayor's schedule which is provided to Council.

*At this point, Council recessed for ten minutes.*

**12) MOTIONS**

(a) Councillor Lewis

Re: Environmental Citizens Review Committee

Resolution No. 10  
Lewis-Gorham

THAT: The Municipal Council of the Town of Fort Erie hereby directs staff to prepare a report with Terms of Reference and by-law to create an Citizens Environmental Review Committee. (CARRIED)

(b) COMMITTEE OF THE WHOLE

Resolution No. 11  
Fell-Noyes

THAT: Council does now go into Committee-of-the-Whole to discuss the following:

(A) REPORT NO. IS-27-06 – PROPOSED UPDATED AND CONSOLIDATED SEWER WORKS AND DRAINAGE WORKS BY-LAW

(B) REPORT NO. IS-28-06 – BAY BEACH SITE IMPROVEMENTS

(CARRIED)

Resolution No. 12  
Fell-Noyes

THAT: Council does now reconvene from Committee-of-the-Whole with the following report:

(a)  
THAT: Report No. IS-27-06 regarding revisions to the Updated and Consolidated Sewer Works and Drainage Works By-law be received for information purposes. (CARRIED)

Resolution No. 13  
Lewis-Gorham

THAT: Council does now reconvene from Committee-of-the-Whole with the following report:

(b)

THAT: Report No. IS-28-06 regarding improvements to the Bay Beach property be received for information purposes, and further

THAT: Council hereby authorizes staff to develop general guidelines for rental/vending activities on the Bay Beach property, advertise an Expression of Interest in the local newspapers and on the Town website and report back to Council with those findings, and further

THAT: Council hereby authorizes staff to proceed with the Bay Beach washroom facility improvements as outlined in Report No. IS-28-06 at an estimated cost of \$61,000. (CARRIED)

### 13) NOTICE OF MOTION

(a) Councillor Noyes

THAT: The Town of Fort Erie does not support the acceptance of tips by the staff of the Fort Erie Mobile Services but donations to Fort Erie Mobile Services to improve the services are always welcomed.

### 14) CONSIDERATION OF BY-LAWS

Resolution No. 13A  
Noyes-Fell

THAT: By-law Nos. 66-06 and 68-06 be removed by the by-law package and dealt with separately. (CARRIED)

Resolution No. 14  
Gorham-Berry

THAT: The by-law package containing:

(a) By-law No. 63-06: To accept a tender for road resurfacing – hot mix asphalt

(b) By-law No. 64-06: To accept a tender for 2006 sidewalk repair

(c) By-law No. 65-06: To accept a tender for asphalt patching – Town-wide for 2006 Season

(d) By-law No. 67-06: To accept a tender for the installation of Automatic Sliding Doors for the Leisureplex and Town Hall

(e) By-law No. 69-06: To authorize the Special Assessment Roll for the Local Improvement Project – Niagara River Parkway and Cairns Crescent Watermain Extension

be hereby introduced and given first and second reading. (CARRIED)

REGULAR COUNCIL MINUTES – MONDAY, APRIL 24, 2006  
PAGE FIFTEEN

Resolution No. 14A  
Noyes-Lewis

THAT: By-law No. 69-06 be tabled for two weeks for staff to advise Council on the apportionment of the additional funding provided by Niagara Christian Collegiate. (CARRIED)

Resolution No. 15  
Berry-Gorham

THAT: The by-law package containing:  
(a) By-law No. 63-06  
(b) By-law No. 64-06  
(c) By-law No. 65-06  
(d) By-law No. 67-06

be hereby given third and final reading, be signed by the Mayor and the Clerk and the corporate seal affixed thereto. (CARRIED)

Resolution No. 15A  
Gorham-Berry

THAT: By-law No. 68-06: To regulate the Management of a System of Sewer Works and Drainage Works in the Town of Fort Erie and to repeal Various by-laws be hereby introduced and given first and second reading. (CARRIED)

Resolution No. 15B  
Noyes-Fell

THAT: Paragraph 4.2.6 of Schedule "A" be amended by deleting the words "and/or" after the words "shall install" . (CARRIED)

Resolution No. 15C  
Gorham-Berry

THAT: By-law No. 68-06 as amended be hereby given third and final reading, be signed by the Mayor and the Clerk and the corporate seal affixed thereto. (CARRIED)

Resolution No. 15D  
Noyes-Fell

THAT: By-law No. 66-06: To accept a tender for grass cutting for selected parks, cemeteries and beach areas – Three (3) Year Contract (2006-2008) be hereby introduced and given first and second reading. (CARRIED)

Resolution No. 15E  
Noyes-Fell

THAT: By-law No. 66-06 be hereby given third and final reading, be signed by the Mayor and the Clerk and the corporate seal affixed thereto. (CARRIED)

Resolution No. 16  
Berry-Gorham

THAT: By-law No. 70-06 (Ratification of Minutes) be hereby introduced and given first and second reading. (CARRIED)

Resolution No. 17  
Lewis-Gorham

THAT: By-law No. 70-06 be hereby given third and final reading, be signed by the Mayor and the Clerk and the corporate seal affixed thereto.  
(CARRIED)

## 15) NEW BUSINESS

### (a) Summer Meeting Schedule

Resolution No. 18  
Noyes-Fell

**WHEREAS** Council Rules of Procedure By-law No. 200-85, as amended provides for a summer meeting schedule for the months of June, July and August, and

**WHEREAS** during the summer meeting schedule, one Council-in-Committee and one Council meeting is held on the second and third Monday of each month respectively, and

**WHEREAS** it is deemed desirable to confirm the 2006 summer meeting schedule as June, July and August;

**NOW THEREFORE BE IT RESOLVED** by the Municipal Council of the Town of Fort Erie that it hereby confirms the months of June, July and August as the summer meeting schedule for the year 2006.

(CARRIED)

### (b) Proposed Draft Official Plan Update

Resolution No. 19  
Gorham-Berry

THAT: A further report be submitted to Council-in-Committee respecting the proposed Draft Official Plan Update, addressing public and agency comments.  
(CARRIED)

### (c) Niagara Falls-Fort Erie Labour Council

Re: Request proclamation of “National Day of Mourning” – April 28, 2006

Resolution No. 20  
Noyes-Fell

THAT: The Municipal Council of the Town of Fort Erie hereby authorizes the Mayor to proclaim April 28, 2006 as “National Day of Mourning” within the Town of Fort Erie, and further

THAT: The flags at Town Hall be flown at half mast on April 28, 2006 in recognition of “National Day of Mourning”, and further

THAT: The Niagara Falls-Fort Erie Labour Council be so notified that they may place proclamations in any of the local newspapers at their own expense.  
(CARRIED)

**16) SCHEDULING OF MEETINGS**

- (a) Museum Board - Tuesday, April 25, 2006 at 7:00 p.m. - Conference Room #1
- (b) Volunteer Fair - Leisureplex - Tuesday, April 25, 2006 from 3:00 p.m. to 7:00 p.m.
- (c) Infrastructure Services Business Sub-Committee Meeting - Tuesday, May 9, 2006 at 3:00 p.m. - Conference Room #3
- (d) Accessibility Advisory Committee - Tuesday, April 25, 2006 at 4:30 p.m. - Conference Room #1

**17) ADJOURNMENT**

Resolution No. 21  
Lewis-Gorham

THAT: The Municipal Council of the Town of Fort Erie hereby adjourns at 10:47 p.m. to reconvene into Regular Meeting of Council on Monday, May 8, 2006 at 6:00 p.m. (CARRIED)

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CLERK