



Environment, Infrastructure & Community Services Committee Meeting

Minutes

Date: November 9, 2020
Time: 9:30 am
Location: Council Chambers - members participating remotely

Members Present: Kelvin Galbraith (Chair), Lisa Kearns, Rory Nisan, Shawna Stolte, Paul Sharman, Angelo Bentivegna, Mayor Marianne Meed Ward

Staff Present: Tim Commisso, Mary Battaglia, Joan Ford, Chris Glenn, Scott Hamilton, Allan Magi, Nancy Shea-Nicol, Vito Tolone, David Thompson (Audio/Video Specialist), Suzanne Gillies (Clerk), Karen Roche

1. Declarations of Interest:

None.

2. Delegation(s):

None.

3. Consent Items:

3.1 Significant weather event declaration (RPF-34-20)

Moved by Councillor Kearns

Delegate authority to the Director of Roads, Parks and Forestry or designate, to declare the beginning and end of a significant weather event for the purposes of the Municipal Act, 2001, O. Reg.239/02 – Minimum Maintenance Standards for Municipal Highways, on such terms as the Director of Roads, Parks and Forestry or designate considers appropriate; and

Authorize the Executive Director of Legal Services & Corporation Counsel to prepare for Council approval, all necessary by-laws to implement

delegated authority as outlined in roads, parks and forestry department report RPF-34-20

CARRIED

3.2 Revival and extension of the Burlington-Hamilton Boundary Road Maintenance Agreement (RPF-32-20)

Moved by Councillor Kearns

Authorize and direct staff to negotiate, and the Mayor and Clerk be authorized and directed to enter into, on behalf of the City of Burlington, a revival and extension agreement of the Boundary and Connecting Highway Maintenance and Repair Agreement between the City of Burlington and the City of Hamilton dated June 3, 2008 and any necessary ancillary documents for a term of one (1) year, in a form satisfactory to the City Solicitor and with content satisfactory to the Director of Parks and Roads and Forestry; and

Authorize and direct staff to negotiate and the Mayor and Clerk be authorized and directed to enter into, on behalf of the City of Burlington, a new Boundary and Connecting Highway Maintenance and Repair Agreement between the City of Burlington and the City of Hamilton, and any necessary ancillary documents which sets out the roles, responsibilities, and obligations of the parties with respect to shared road segments along the municipal boundary line in a form satisfactory to the City Solicitor and with content satisfactory to the Director of Roads, Parks and Forestry.

CARRIED

4. Regular Items:

4.1 Parking capacity measures at Beachway and Lowville Park (RS-09-20)

Moved by Councillor Kearns

Refer recreation services department report RS-09-20 regarding parking capacity measures at Beachway and Lowville Parks to staff to report back to the Environment, Infrastructure and Community Services Committee in Q1 of 2021 outlining options with regards to parking at Beachway and Lowville parks including but not limited to communication, beautification, infrastructure, and costing options.

CARRIED

4.2 Gypsy Moth Budget Request (RPF 35-20)

Moved by Councillor Nisan

Approve the aerial application of Foray 48B with active ingredient *Bacillus thuringiensis* 'Kurstaki' ("Btk") to 108 hectares of City and Conservation Halton land as detailed in roads, parks and forestry department report RPF-35-20 at a cost of \$140,150 funded from the Tax Rate Stabilization Reserve Fund; and

Approve the single source procurement for the aerial application of the biological pesticide *Bacillus thuringiensis* 'Kurstaki' ("Btk") to Zimmer Air Services Ltd, based on the technical nature of the work and specialized equipment required.

CARRIED

4.3 Fireworks By-law (BFD-03-20)

Moved by Mayor Meed Ward

Enact new City of Burlington Fireworks By-law XX-2020, attached as Appendix "C" to Report BFD-03-20, satisfactory to the Executive Director of Legal Services & Corporation Counsel.

Enact amended City of Burlington Licensing By-law No. 42-2008, attached as Appendix "D" to Report BFD-03-20, satisfactory to the Executive Director of Legal Services & Corporation Counsel.

Enact amended City of Burlington Nuisance and Noise Control By-law No. 49-2008, attached as Appendix "E" to Report BFD-03-20, satisfactory to the Executive Director of Legal Services & Corporation Counsel; and

Amend Fireworks By-Law 84-2020 section 4.1 to read 'No person shall discharge or cause or permit the discharge of any Consumer Fireworks except between dusk and 11:00 p.m. on Canada Day and Victoria Day only.'

CARRIED

Amendment:

Moved by Councillor Nisan

Amend Fireworks By-Law 84-2020 section 4.1 to read 'No person shall discharge or cause or permit the discharge of any Consumer Fireworks except between dusk and 11:00 p.m. on Canada Day and Victoria Day only.'

CARRIED

4.4 Public tree removal report – 2477 Queensway Drive (RPF-33-20)

Moved by Councillor Kearns

Approve the request by the applicant to remove eight (8) city trees in order to proceed with the submitted site plan application 535-019/18; and

Instruct the applicant, Siva Kumar, to provide compensation for tree removal by providing cash in lieu of replacement totaling \$15,800.00. The funds will provide for new tree plantings elsewhere in the City and includes care and maintenance for the first two years; and

Direct that all associated costs with respect to the removal of the trees (including stump removal) will be the responsibility of the applicant, and the contractor hired to remove the trees will require approval by the Manager of Urban Forestry or designate.

CARRIED

5. Confidential Items:

5.1 Confidential City of Burlington License/Lease Agreements through the pandemic (RS-07-20)

Moved by Councillor Kearns

Instruct staff to proceed in accordance with the instructions sought in confidential recreation services department report RS-07-20; and

Authorize the Mayor and City Clerk to execute any documents in connection with this matter; and

Direct the Mayor to write to the local Members of Parliament to request that tenants in municipally owned facilities be eligible for direct rent relief, and notify the Halton Mayors, the Regional Chair,

TEAM Burlington, Federation of Canadian Municipalities and the Association of Municipalities of Ontario.

CARRIED

Amendment:

Moved by Mayor Meed Ward

Direct the Mayor to write to the local Members of Parliament to request that tenants in municipally owned facilities be eligible for direct rent relief, and notify the Halton Mayors, the Regional Chair, TEAM Burlington, Federation of Canadian Municipalities and the Association of Municipalities of Ontario.

CARRIED

5.2 Confidential leasing matter (EICS-26-20)

Moved by Councillor Sharman

Instruct staff to proceed as outlined in confidential environment, infrastructure and community services report EICS-26-20; and

Authorize the Mayor and City Clerk to execute any documents in connection with this matter.

CARRIED

6. Procedural Motions:

Moved by Councillor Bentivegna

Move into closed session in accordance with the following provisions under the Municipal Act, Section 239(2)(k) of the Municipal Act, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board in regards to recreation services department report RS-07-20 regarding license/lease agreements through the pandemic and environment, infrastructure and community services report EICS-26-20 regarding a confidential leasing matter.; and

Section 239 (2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose, with respect to environment, infrastructure and community services report EICS-26-20 regarding a confidential leasing matter.

CARRIED

7. Information Items:

Moved by Councillor Nisan

Receive and file the following item, having been given due consideration by the Environment, Infrastructure and Community Services Committee.

CARRIED

7.1 Staff presentation regarding parking capacity measures at Beachway and Lowville Park (RS-09-20)

8. Staff Remarks:

9. Committee Remarks:

10. Adjournment:

11:17 a.m. (recessed), 11:25 a.m. (reconvened), 12:20 p.m. (recessed) 1:00 p.m. (reconvened), 1:09 p.m. (closed), 2:33 p.m. (public)

Chair adjourned the meeting at 2:40 p.m.