



COUNCIL MEETING, JUNE 20, 2000

CITY HALL, COUNCIL CHAMBERS 411 EAST MAIN STREET

Council met in Committee-of-the-Whole at 7:00 p.m. and in open session at 7:40 p.m. on the above date.

His Worship Mayor J. Richard Reuter in the Chair.

The open meeting commenced with the playing of the National Anthem.

Members Present: Councillors D. Beaudoin, M. Belcastro, V. Bellantino (7:40 p.m.) , F. Champion, C. Forster, D. Fortier (7:05 p.m.), J. Larouche, J.L. MacLellan, C. McQueen, S. O'Dell (7:05 p.m.), J. Spadafora and L. Van Vliet.

Members of the Staff and Others Present:

Chief Administrative Officer V. Kerschl
City Clerk C.A. Stirtzinger
City Solicitor G. Banks
Director of Operational Services G. Marcello (7:10 p.m.)
City Treasurer R. Perron
Community Services Director I. Smith
Assistant Clerk D. Vettori
IS Manager/Network Administrator S. Barnes
Development Planner D. Thorpe

2000-25 Moved by Van Vliet and Larouche that Council meet in Committee-of-the-Whole, closed to the public at 7:00 p.m. to consider:

- a) the security of the property of the municipality; and
- f) the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

2000-25 Moved by Van Vliet and Larouche that the Committee-of-the-Whole arise from its closed meeting at 7:35 p.m.

CARRIED

DISCLOSURE OF INTEREST:

Councillor Spadafora disclosed an interest in Ref. No. 98-82 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as his company may tender on the Civic Centre Project.

Councillor Bellantino disclosed an interest in Ref. No. 98-82 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he owns property in the vicinity of the Civic Centre Project.

DELEGATIONS:

2000-32 Roger Bouchard, President, Welland Jr. B Hockey Team and Larry Molnar, Jr. B Volunteer addressed Council regarding a proposed addition to the present dressing room/ training facilities of the Main Arena.

98-82 Damian Goulbourne, professor of Tourism Development at Niagara College addressed Council regarding Downtown Revitalization and the Y.M.C.A.

99-4 Thane MacKenzie of Grant Thornton Chartered Accountants for the City of Welland reviewed and summarized the Financial Statements of the Corporation of the City of Welland covering the last fiscal year's operations.

THE FOLLOWING CORRESPONDENCE WAS READ:

99-110 Report from the Director of Development Services T. Fitzpatrick, regarding Retention of Paula Berketo, Landscape Architect / Welland Canal Trail, City of Welland Portion.

2000-84 Report from the Director of Operational Services G. Marcello, regarding Tender Award for Roadway Resurfacing Program 2000.

THE FOLLOWING CORRESPONDENCE WAS DELETED:

2000-13 A By-law to authorize the entering into a Memorandum of Settlement with the Amalgamated Transit Union, Local 1633 effective May 10, 2000.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

92-141 Lease Agreement with the Welland Soccer Club.

92-168 Receive for information Report TR 2000-24 concerning outstanding financial issues with the South Niagara Rowing Club.

93-145 Replacement of the City's 125 +/- computers and servers and sale of redundant/obsolete computer hardware.

95-175 Michael Higgins, Planner/Assistant to the Clerk, Township of Wainfleet - sharing of services and partnering with neighbouring municipalities.

96-100 Referral of roadway reconstruction of River Road from Ross Street northerly to approximately 198 metres south of the intersection of Woodlawn Road and River Road.

96-100 Deny Staff Report ENG 2000-18 entitled "Construction of Sheet 'A' River Road to Brown Road."

98-106 License of Occupation for Window Café for establishment of an outdoor patio.

99-4 City Treasurer R. Perron - Auditor's Report - 1999 Consolidated Financial Reports.

99-99 A By-law to grant an extension of the License of Occupation with Welland Water Ski Club Inc. for use of a portion of the Old Welland Recreational Canal Lands.

99-99

2000-31 Dir. of Community Services I. Smith - Merritt Island Play Equipment.

99-123 Not accept proposal from AGRA Earth & Environmental Limited for the preparation of a Report relative to unserved development in the City of Welland.

2000-1 A By-law to adopt, ratify and confirm proceedings of the Council of the Corporation of the City of Welland at its meeting held on the 20th day of June 2000.

2000-3 Harry Jenkins, President, The Royal Canadian Legion, Branch 4 - requesting permission to sell raffle tickets in the City of Welland.

2000-3 Derald Field, 2001 Lottery Calendar, The Canadian National Institute for the Blind requesting permission to sell Lottery Calendars in the City of Welland.

2000-3 City Clerk C.A. Stirtzinger - Lottery Licenses.

2000-4 City Treas. R. Perron - Year 2000 CRF Funding Compliance Requirement.

2000-4 A By-law to levy an annual tax on Niagara College of Applied Arts & Technology and Grand Lacs.

2000-4 A By-law to levy an annual tax on the Welland County General Hospital.

2000-4 A By-law authorizing the borrowing of \$6,000,000.00 to meet current expenditures until the 2000 taxes are collected.

2000-5 Dir. of Community Services I. Smith - Athlete Assistance Program.

2000-7 City Treas. R. Perron - Accounts Payable Report - June 20, 2000.

2000-13 Dir. of Operational Services G. Marcello - Welland Renegade Tournaments bus transportation.

2000-13 A By-law to authorize the entering into a Memorandum of Settlement with the Amalgamated Transit Union, Local 1633 effective May 10, 2000.

2000-19 Report entitled "International Youth Week" .

2000-19 Agreement with Al Slattery Ford for the lease of a 2000 Windstar.

2000-21 Nancy Goulbourne, Secretary, St. Mary's Church - requesting Special Occasion Permit during the 45th Annual Feast of the Assumption to be held on August 12 and 13, 2000.

2000-22 A By-law to name Parts 1 and 4 on Reference Plan 59R-6780 as Court House Lane.

- 2000-22** A By-law to amend Schedules "C" and "P" of By-law 89 - 2000.
- 2000-26** A By-law to authorize the entering into a contract with A. Poulin Curb Construction Ltd. for the Sidewalk Repair and Replacement Program 2000.
- 2000-31** Dir. of Community Services I. Smith - Locations of Play Equipment.
- 2000-32** Ice rental rates for use of the Welland Arena and the Jack Ballantyne Memorial Arena.
- 2000-32** A By-law to accept the quotation from Resurface Corp. for the purchase of a Olympia Millennium Ice Resurfacer for the Welland Arena.
- 2000-32** A By-law to accept the quotation of Aimcon to replace and install safety glass in the Welland Arena.
- 2000-82** Quotations for the Supply of Water and Sewer Materials.
- 2000-93** Referral of purchase of one (1) replacement two-way dump/spreader body (box).
- 2000-94** Dir. of Operational Services G. Marcello - Supply and delivery of one (1) double drum steel roller.
- 2000-94** Dir. of Operational Services G. Marcello - Supply and delivery of front cutting rotary diesel mower, 72" rear discharge mower deck complete with cab and sweeper.
- 2000-95** City-owned lands in the northwestern quadrant of intersection of Prince Charles Drive and Riverside Drive be declared surplus.
- 2000-98** 179 - 181 East Main Street be declared surplus.
- 2000-99** Land at intersection of Lincoln Street and Empress Avenue be declared surplus.
- 2000-100** Shane Sargent, City of Port Colborne, Special Events Division - requesting permission to erect banners on various bridges along the new Welland Canal to promote the celebration of the 22nd Annual Canal Days Festival.

2000-1 Moved by MacLellan and McQueen that the Minutes of the Regular Council Meeting of June 6, 2000 be and the same are hereby approved and adopted as circulated.

CARRIED

- 92-141** Moved by Larouche and Van Vliet that Council accept the following conditions to be included in the Lease agreement with the Welland Soccer Club:
- a) The present lease will remain in effect till September 2000.
 - b) The proposed lease agreement is for five years at a lease payment of \$1.00 per year with an renewal option of an additional five years, upon the agreement of both parties.
 - c) The City will be responsible for the installation of an irrigation system on Field #1, in the fall of 2000 at an upset limit of \$12,000.
 - d) The City will provide maintenance to the parking lot, at an internal cost of \$10,000.00 per year. This work will include grading and dust control applications.
 - e) The Welland Soccer Club will provide an annual financial statement to the City outlining expenditures and revenues including operating and capital budgets and any Reserve Accounts established by the Club.
 - f) That the City Solicitor draw up a Lease Agreement for the signature of both parties; and
That the Director of Community Services be directed to move toward more equitable fees for other sports clubs using similar facilities within the City.

CARRIED

92-168 Moved by Larouche and Beaudoin that Council receive Report TR 2000-24 concerning outstanding financial issues with the South Niagara Rowing Club for information, and that subsequent to further meetings with SNRC representatives, a report with recommendations be brought to Council.

CARRIED

93-145 Moved by Larouche and McQueen that funds received for the sale of obsolete/redundant hardware be credited to the Capital account used to purchase new computer hardware.

CARRIED

93-145 Moved by Larouche and McQueen that Council authorize the sale of redundant/obsolete computer hardware, including the notebooks used by Members of Council, to Staff and Members of Council based on a fair market price.

CARRIED

(Councillors O'Dell and Forster asked to be opposed to this Resolution.)

93-145 Moved by Larouche and McQueen that Council authorize Staff to buy out necessary network and computer hardware under the Lease Agreement with AT&T Capital Canada Inc.

CARRIED

93-145 Moved by Larouche and McQueen that Council waive the requirement to obtain tender prices for the replacement of the City's 125+/- computers and servers and for items that exceed \$20,000.00, three (3) quotations be received.

CARRIED

95-175 Moved by Larouche and Beaudoin that the letter from Michael Higgins, Planner/Assistant to the Clerk, Township of Wainfleet regarding Wainfleet Council's resolution concerning the sharing of services and partnering with neighbouring municipalities be received and referred to Councillor O'Dell, Chair, New Governance Committee.

CARRIED

96-100 Moved by MacLellan and Van Vliet that the matter of the roadway reconstruction of River Road from Ross Street northerly to approximately 198 metres south of the intersection of Woodlawn Road and River Road be referred to the 2001 Budget deliberations.

CARRIED

(Councillor Fortier asked to recorded as opposed to this Resolution.)

96-100 Moved by MacLellan and Van Vliet that Council deny the staff recommendation contained in Report ENG 2000-18 entitled "Construction of Sheet 'A' River Road to Brown Road."

CARRIED

(Councillor Fortier asked to recorded as opposed to this Resolution.)

98-82 Moved by Campion and Larouche that the presentation by Mr. Damian Goulbourne, professor of Tourism Development at Niagara College regarding Downtown Revitalization, be received for information.

CARRIED

98-106 Moved by Larouche and Beaudoin

1. That Council authorize a License of Occupation for Window Café for the establishment of an outdoor patio in accordance with City of Welland Policy SER-012-0011; and
2. That the City Solicitor prepare the necessary documents with respect to this matter.

CARRIED

99-4 Moved by Belcastro and Larouche that the Auditor's report covering the Consolidated Balance Sheet and Statement of Operations for the fiscal year ending December 31, 1999 be received for information.

CARRIED

99-30-29 Moved by Larouche and Beaudoin that the letter from Mario and Lorraine Gallaccio regarding their concerns about the quality of drinking water as a result of the aging water distribution system at 4 Hobson Avenue, be again referred to Operational Services staff for study and review.

CARRIED

99-99

2000-31 Moved by Larouche and Beaudoin that Council accept the tender from ABC Recreation Ltd. in the amount of \$74,741.24 for a playstructure to be located on Merritt Island. Funding for the play equipment shall be from the WRCL 2000 Operating/ Maintenance Account; and further

- a) that staff be directed to plan, design and budget from the WRCL 2001 Operating/ Maintenance Budget for a water play area to be located on Merritt. Installation shall be in the spring of 2001;
- b) that the quotes from Henderson Recreation Equipment Ltd. for \$62,831.81 be accepted with this equipment being placed in St. George Park; and
- c) the quote from Belair Recreational Products Inc. for \$74,362.38 be accepted with this equipment being placed in Chippawa Park. Funding for these two structures (b & c) will be from the 2000 Community Services Department Capital Budget.

CARRIED

99-110 Moved by Larouche and Beaudoin that the City of Welland retain Paula Berketo, Landscape Architect to prepare necessary tender drawings and documents to complete the construction of the Welland Canal Trail in the City of Welland and to provide construction supervision of the work.

CARRIED

99-123 Moved by MacLellan and Van Vliet that the City of Welland not accept the proposal from AGRA Earth & Environmental Limited in the amount of \$8,500.00, plus G.S.T., for the preparation of a Report relative to unserved development in the City of Welland.

NOT PUT

99-123 Moved by Forster and Beaudoin that the matter of the proposal from AGRA Earth & Environmental Limited for a Soils Study Report relative to unserved development in the City of Welland be referred to the July 11th Council Meeting.

CARRIED

99-140 Moved by Larouche and Beaudoin that the request from Richard F. Brady of Brady and Associates requesting the initiation of a planning study of North Welland in order to extend the northerly boundary of the City of Welland's urban area, be again referred to Development Services staff for study and review.

CARRIED

2000-3 Moved by Larouche and Beaudoin that a Lottery License be granted to the following: Welland Festival of Arts - Raffle.

CARRIED

2000-3 Moved by Larouche and Beaudoin that permission is hereby granted to the Royal Canadian Legion, Branch 4 to sell lottery tickets in the City of Welland under authority of Lottery License #P000143, subject to the receipt of a \$25.00 administration fee for processing of this request.

CARRIED

2000-3 Moved by Larouche and Beaudoin that permission is hereby granted to The Canadian National Institute for the Blind to sell 2001 Lottery Calendars in the City of Welland under authority of Lottery License #P000655 subject to the receipt of a \$25.00 administration fee for processing of this request.

CARRIED

2000-4

2000-29 Moved by Larouche and Beaudoin that a special meeting of Council be scheduled for Tuesday, June 27th, at 7:00 p.m. to formally approve three specific resolutions of Council, mandated by the Ministers of Finance and Municipal Affairs & Housing to be received on or before June 30, 2000, to satisfy the Ministers requirement for information regarding the intended use of Community Reinvestment Fund (CRF) funding supported with specific financial and tax reports, FIR schedules 5 & 10.

CARRIED

2000-5 Moved by Larouche and Beaudoin that Report CSD-00-28 regarding the Athlete Assistance Program be received for information.

CARRIED

2000-7 Moved by Larouche and Beaudoin that the Accounts Payable Report - Summary be received and the City Treasurer be instructed to pay the list accounts as follows:

1	01-Jun-00	\$347,653.23
2	02-Jun-00	31,606.37
3	05-Jun-00	60,031.16
4	06-Jun-00	5,837.07
5	07-Jun-00	98,702.09
6	08-Jun-00	77,041.98
7	12-Jun-00	198,514.85
8	13-Jun-00	78,557.41
9	14-Jun-00	<u>60,256.51</u>
	Total	\$958,200.67

CARRIED

2000-13 Moved by Larouche and Beaudoin that Report TRANS-2000-04 relating to provision of Transit Services for the scheduled Baseball Events at the Sports Complex be received for Council's information.

CARRIED

2000-19 Moved by Larouche and Beaudoin that report entitled "International Youth Week" be received for information and filed.

CARRIED

2000-19 Moved by Larouche and Beaudoin that City Council enter into an agreement with Al Slattery Ford for the lease of a 2000 Windstar at a cost of \$350.00 per month with the costs for the vehicle paid by the community sponsorship on the van; and
That the prepayment of \$850.00 be paid out of funds generated by the Department as part of the Revenue Generation Program; and further
That the current vehicle be retained by the Department until the Fall of 2000, at which time it will be returned to the City Fleet.

CARRIED

2000-20 Moved by Larouche and Beaudoin that Welland City Council has no objection to the issuance of a Special Occasion Permit to the 45th Annual Feast of the Assumption for events scheduled at the Welland Market Square on August 12th and August 13th, 2000 and designates the event as a Community Festival.

CARRIED

2000-31 Moved by Larouche and Van Vliet that the small play equipment be located in the following City Parks - Summerlea Park, Cooks Mill Park, Deere Street Park, Chaffey Park. The equipment was purchased in the winter of 1999 with a plan to install in 2000.

CARRIED

2000-32 Moved by Spadafora and Bellantino that the letter and presentation from Roger Bouchard, President, Welland Jr. B Hockey Team and Larry Molnar, Jr. B Volunteer regarding an addition to the present dressing room/training facilities in the Main Arena be referred to the Director of Community Services for study and review and report at the July 11, 2000 Regular Council Meeting.

CARRIED

2000-32 Moved by Van Vliet and Beaudoin that the ice rental rates for use of the Welland Arena and the Jack Ballantyne Memorial Arena be raised by \$3.00 per hr. in 2000 and a further \$4.00 per hr. in 2001. In 2000, \$1.00 from the hourly rate shall be placed in the Ice Resurfacer Reserve fund with an additional \$2.00 from the hourly rate placed in the Fund beginning in 2001. The surcharge will be in place till 2005 when enough funds will have been raised to purchase the next ice resurfacer planned for 2006.

CARRIED

(Councillor MacLellan asked to be recorded as opposed to this Resolution.)

2000-82 Moved by Larouche and Beaudoin that Council accept the quotations of Emco Supply in the amount of \$17,074.74, Evans Supply in the amount of \$46,532.56, Vancor Supply in the amount of \$17,365.28, Gladding Supply in the amount of \$20,542.20, and Ontario Water Products in the amount \$18,384.55, for a total expenditure of \$119,898.63 for the Supply of Water and Sewer Materials as these were the lowest of the seven (7) quotations submitted.

CARRIED

2000-84 Moved by Larouche and Beaudoin that Council accepts the tender of Hard-Rock Paving Company Limited for the Roadway Resurfacing Program 2000. That the City Solicitor be directed to prepare all necessary and appropriate by-laws to enter into a contract with the said contractor to execute the construction at the tender price of \$469,751.00 plus G.S.T.

CARRIED

2000-93 Moved by Larouche and Beaudoin that the purchase of one (1) replacement two-way dump/spreader body (box) be referred to the June 27th General Committee meeting.

CARRIED

2000-94 Moved by Larouche and Beaudoin that Council accept the tender from Battlefield Equipment Rentals for the supply and delivery of one (1) Year 2000 Model, Double Drum Steel Roller at the submitted tender price of \$47,590.45, including taxes.

CARRIED

2000-94 Moved by Larouche and Beaudoin that Council accept the tender from Ben Berg Farm Equipment for the supply and delivery of one (1) Year 2000, Kubota F2560, Four Wheel Drive Tractor with wide tires, 72" rear discharge mower, one (1) Kubota Sweeper Model 12062A, and one (1) Laurin Cab at a total tender price of \$29,991.25.

CARRIED

2000-95 Moved by Larouche and Beaudoin that the City-owned lands located in the northwestern quadrant of the intersection of Prince Charles Drive and Riverside Drive be declared surplus, appraised and offered for sale in accordance with the provisions of the Municipal Act.

CARRIED

2000-98 Moved by Larouche and Beaudoin that Part of Lot JDS, Part of Lot S.L., Plan 546 and Part of Lot Gore West of Market Square Plan 553, known Municipally as 179-181 East Main Street be declared surplus to City of Welland needs, appraised and offered for sale.

CARRIED

2000-99 Moved by Larouche and Beaudoin that Lot 172, Plan 951 City of Welland located at the intersection of Lincoln Street and Empress Avenue be declared surplus to the City's needs, appraised and offered for sale.

CARRIED

2000-100 Moved by Larouche and Beaudoin that the Welland City Council supports the proposal of the City of Port Colborne to place banners on various bridges along the new Welland Canal to promote the celebration of the 22nd Annual Canal Days Festival on August 4th, 5th, 6th and 7th, 2000 in the City of Port Colborne.

CARRIED

2000-101 Moved by Forster and O'Dell that the petition from residents in the vicinity of Dunkirk Road and Dover Court regarding rat infestation and cleanup of CN Railway tracks, be received and referred to staff for study and review.

CARRIED

BY-LAW ARISING FROM COMMITTEE-OF-THE-WHOLE

BY-LAW PRESENTED FOR FIRST READING:

1. Moved by Van Vliet and Campion that leave now be given to introduce the following proposed By-law entitled:

96-172

BYL 2000-85

A By-law to authorize the entering into an Agreement of Purchase and Sale for the sale of city-owned land located in Southwell Industrial Park, Phase II, being Parts 26 and 27, Reference Plan 59R-1680, (vacant land on Vaughan Road) to Dappar Holdings Ltd.

And that the same be now read a first time.

CARRIED

BY-LAW PRESENTED FOR SECOND AND THIRD READING:

2. Moved by Van Vliet and Campion that the By-law listed in the foregoing motion for first reading, having been read a first time and considered, be now read a second and third time and do pass, and the Mayor and Clerk do sign and seal the same.

CARRIED

BY-LAWS**BY-LAWS PRESENTED FOR FIRST READING:**

3. Moved by Van Vliet and Belcastro that leave now be given to introduce the following proposed By-laws entitled:

2000-26

BYL 2000-78

A By-law to authorize the entering into a contract with A. Poulin Curb Construction Ltd. for the Sidewalk Repair and Replacement Program 2000.

2000-32

BYL 2000-79

A By-law to accept the quotation from Resurface Corp. for the purchase of a Olympia Millennium Ice Resurfacer for the Welland Arena.

2000-4

BYL 2000-80

A By-law to levy an annual tax on Niagara College of Applied Arts & Technology.

2000-4

BYL 2000-81

A By-law to levy an annual tax on the Welland County General Hospital.

2000-4

BYL 2000-82

A By-law authorizing the borrowing of \$6,000,000.00 to meet current expenditures until the 2000 taxes are collected.

2000-32

BYL 2000-83

A By-law to accept the quotation of Aimcon to replace and install safety glass in the Welland Arena.

...Continued...

BY-LAWS PRESENTED FOR FIRST READING...Cont'd.**99-99**

BYL 2000-84

A By-law to grant an extension of the License of Occupation with Welland Water Ski Club Inc. for use of a portion of the Old Welland Recreational Canal Lands.

95-105**2000-22**

BYL 2000-87

A By-law to name Parts 1 and 4 on Reference Plan 59R-6780 as Court House Lane.

2000-22

BYL 2000-88

A By-law to amend Schedules "C" and "P" of By-law 89 - 2000.

2000-1

BYL 2000-89

A By-law to adopt, ratify and confirm proceedings of the Council of the Corporation of the City of Welland at its meeting held on the 20th day of June 2000.

And that the same be now read a first time.

CARRIED**BY-LAWS PRESENTED FOR SECOND AND THIRD READING:**

4. Moved by Van Vliet and Belcastro that the By-laws listed in the foregoing motion for first reading and as reproduced in this Evening's Council Agenda, having been read a first time and considered, be now read a second and third time and do pass, and the Mayor and Clerk do sign and seal the same.

CARRIED**NOTICES OF MOTION****92-94**

Councillor Fortier gave Notice of Motion of the following issue to be presented to Council at the July 11, 2000 Regular Council Meeting:

That Council re-address notification procedures for Special Council Meetings.

94-34

Councillor Spadafora gave Notice of Motion of the following issue to be presented to Council at the July 11, 2000 Regular Council Meeting:

That a Policy be established requiring City staff to obtain a minimum of three (3) quotations for all projects exceeding \$20,000 in value.

98-46

Councillor Campion gave Notice of Motion of the following issue to be presented to Council at the July 11, 2000 Regular Council Meeting:

That Council reconsider its decision with respect to the direction to the Region of Niagara concerning enhanced garbage pickup in the City of Welland.

2000-22

Councillor O'Dell gave Notice of Motion of the following issue to be presented to Council at the July 11, 2000 Regular Council Meeting:

That Council consider removing the parking machines in various City parking facilities, i.e. Firehall, Plymouth Road, Downtown etc. to return to more conventional meters.

Council adjourned at 10:45 p.m.

These Minutes approved and adopted by Motion of Council this 11th day of June, 2000.

MAYOR

CLERK

