



COUNCIL MEETING, MARCH 6, 2001

**CITY HALL, COUNCIL CHAMBERS
411 EAST MAIN STREET**

Council met in Committee-of-the-Whole at 6:40 p.m. and in open session at 7:45 p.m. on the above date.

Her Worship Mayor Cindy Forster in the Chair.

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

Members Present: Councillors R. Alakas, D. Beaudoin, M. Belcastro, N. Dmytrow-Bilboe, M. Dzugan, T. Eybel, D. Fortier, D. Grenier (7:25 p.m.) , J. Irvine, J. Mastroianni, and S. O'Dell.

Members of the Staff and Others Present:

Chief Administrative Officer V. Kerschl
City Clerk C.A. Stirtzinger
City Solicitor G. Banks
Director of Development Services T. Fitzpatrick
Fire Chief P. Olah
Director of Operational Services G. Marcello (7:45 p.m.)
Community Services Director I. Smith
Acting City Treasurer B. Silvestri
Assistant Clerk D. Vettori

2001-25 Moved by Mastroianni and Belcastro that Council meet in Committee-of-the-Whole, closed to the public at 6:40 p.m. to consider:
a) the security of the property of the municipality;
b) personal matters about an identifiable individual, including municipal employees; and
c) labour relations or employee negotiations.

CARRIED

2001-25 Moved by Belcastro and Mastroianni that the Committee-of-the-Whole arise from its closed meeting at 7:35 p.m.

CARRIED

DISCLOSURE OF INTEREST:

Councillor Belcastro disclosed an interest in Ref. No. 94-72 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he is employed by Doral Holdings.

DELEGATIONS:

- 01-28** Tony Tirabassi, Federal Member of Parliament - Niagara Centre updated Council regarding various events happening in Ottawa and presented Council with a Canadian flag.
- 01-28** Rudi Kroeker, Vice Chair, Welland Development Commission addressed Council regarding Team Canada's Trade Mission to China.
- 99-110** Terry Hughes showed a video presentation on the proposed historic trails along the Recreational Waterway.
- 01-28** John Van Kooten addressed Council regarding Downtown Revitalization.
- 99-69** Chris Primerano addressed Council regarding the matter of 855 Darby Road.
- 01-28** Barry Fraser, Canadian Labour Congress representative and Rebecca Salvana, PCUN (Oregon Farm Workers Union) addressed Council regarding Orgeon farm labour concerns and requested Council to support a boycott of NORPAC foods.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

- 92-72**
- 01-70** Dir. of Development Services T. Fitzpatrick - Replacement of Policy SER-012-0003 concerning Street Names for Private Roads and request by Regional Niagara and Niagara College to name and address private roads - Niagara College Welland Campus.
- 92-168**
- 01-52** Gail Foster, President, South Niagara Rowing Club - requesting bus shuttle service during the "**23rd Annual High School Invitational Regatta**".
- 93-162**
- 99-99** Dir. of Operational Services G. Marcello - Acceptance of quotation - cleaning of syphon Sumps - Welland River Syphon Structure - Recreational Waterway.
- 94-72** Dir. of Development Services T. Fitzpatrick - Request for extension to Draft Approval - Seaway Estates Subdivision (File 26T-94011) - Doral Holdings Limited and Langendoen Homes Inc. - north-west and east sides of Lancaster Drive, south of Jefferson Court East.
- 99-69** Chris Primerano - 855 Darby Road.
- 99-110** Terry Hughes - video presentation of the proposed historic trails along the Recreational Waterway.
- 2000-22** Installation of MID Block pedestrian signal in the vicinity of 211 King Street.
- 2000-131** City's participation in the CNE Garden Show.
- 01-1** A By-law to adopt, ratify and confirm proceedings of the Council of the Corporation of the City of Welland at its meetings held on the 27th day of February, 2001 and 6th day of March, 2001.
- 01-7** City Treas. R. Perron - Account Payable Report - Summary - Feb. 15 - 27, 2001.
- 01-14** Chief Administrative Officer V. Kerschl - 2001 Conference Report.
- 01-21** William A. Coyle, Criterium Chrmn. on behalf of the St. Catharines Cycling Club - requesting permission to hold a bicycle race on June 3, 2001.
- 01-21** Shirley Ann Porga, Parade Chair, Welland Rose Festival Inc. - requesting permission to hold the "**40th Annual Rose Festival Parade**" on June 24, 2001.
- 01-21** Cathy Bullock, Youth Worker, H.T.C. Youth, Holy Trinity/St. David's Anglican Church - requesting permission to hold a "**Walk-a-thon**" on May 12, 2001 on Merritt Island.
- 01-22** Amendments to Sch. "C" By-law 89-2000 - Traffic & Parking.
- 01-22** Amendments to Sch. "S" - Heavy Duty Vehicle Restriction - By-law 89-2000 - Traffic & Parking.
- 01-22** Amendments to Sch. "X" - Speed Limits in School Zones - By-law 89-2000 - Traffic & Parking.
- 01-28** Tony Tirabassi, Federal Member of Parliament - to introduce himself to Council and give a brief update on various events happening in Ottawa.
- 01-28** Rudi Kroeker, Welland Development Commission - Team Canada Trade Mission to China.
- 01-28** John Van Kooten - on behalf of a citizens' group re Downtown Revitalization.
- 01-31** Holy Name School Playground Project.
- 01-31** Fitch Street School Playground Project.
- 01-31** St. Kevin's School Playground Project.
- 01-48** A By-law to permit an encroachment onto Crowland Avenue (between Lots 22 and 23 Concession 5, being Part 3 on Plan 59R-11305) for the benefit of the owners from time to time of the property known municipally s 288-290 Crowland Avenue.
- 01-50** Dir. of Community Services I. Smith - Uniformed Security Guard/Patrol Services.
- 01-54** A By-law to authorize the entering into an Agreement of Purchase and Sale for the sale of City-owned land known municipally as 179-181 East Main Street to Welland Community Resource and Action Centre.
- 01-61Z** Proposed amendment to Zoning By-law 2667 - Claire Simpson - 933 Forks Road.

- 01-61Z** A By-law to amend City of Welland Zoning By-law 2667 (Claire Simpson - File 2001-01) 933 Forks Road.
- 01-65** Dir. of Operational Services G. Marcello - Supply of Street Sweeping Rentals.
- 01-67** Dir. of Operational Services G. Marcello - Supply of RSI or supply of HS150S asphalt emulsion.
- 01-68** Arleen Manners and residents of Bishop Road - complaint of stock car activities and requesting the enforcement of the City's Noise By-law and the drafting of a new By-law to restrict stock car activities to areas outside the urban boundary.
- 01-69** City Clerk E.C. Wagg, City of Niagara - problems associated with the implementation of 10-digit dialing in 905 and 416 area codes.
- 01-70** Susan Fiddler, Project Co-ordin., The Peacekeeping Art Project - permission to display paintings of Canadian peacekeeping troops stationed around the world.

01-1 Moved by Alakas and Eybel that the Minutes of the Regular Council Meeting of February 20, 2001 and Special Council Meeting February 27, 2001 be and the same are hereby approved and adopted as circulated.

CARRIED

92-72

01-70 Moved by Eybel and O'Dell

1. That City of Welland Policy SER-012-0003 be repealed and replaced with a Policy concerning the naming of private roads as attached to Report DSD-2001-20; and
2. That the City of Welland acknowledge the naming of Seneca Trail and Chippawayan Trail by Niagara College at its Welland Campus.

CARRIED

92-168

01-52 Moved by Eybel and O'Dell that the request from the South Niagara Rowing Club for the provision of bus shuttle service as an inkind service during the "**23rd Annual High School Invitational Regatta**" to be held on Saturday, May 19 and Sunday, May 20, 2001, be received and referred to Operational Services staff for study and review.

CARRIED

93-162

99-99 Moved by Eybel and O'Dell that Stephens and Rankin Inc. be retained to undertake the cleaning of the Welland River Syphon Sumps at an estimated cost of \$23,940.00 plus applicable taxes, as per the quotation dated February 26, 2001, with all costs to be charged against the Canal Lands Reserve.

CARRIED

94-72 Moved by Eybel and O'Dell

1. That Council approve the separation of Draft Approval for the Seaway Estates Subdivision (File 26T-94011) into two (2) separate approvals due to a sale of that portion east of Lancaster Drive to Langendoen Homes Inc. with the accompanying conditions of Draft Approval as follows:

A. SEAWAY ESTATES SUBDIVISION - NORTH-WEST SIDE OF LANCASTER DRIVE - OWNER - DORAL HOLDINGS

- a) related to the Seaway Estates Draft Plan of Subdivision, Block B and Part of Block E, Plan M-75 prepared by P. D. Reitsma, O.L.S. revision dated December 21, 1999 as revised by the City of Welland on April 4, 2000 showing 10 semi-detached lots and several 0.3 metre access control blocks;
- b) that the Owner enter into a Subdivision Agreement with the City of Welland;
- c) that the Subdivision Agreement between the Owner and the City of Welland be registered by the Municipality against the land to which it applies;
- d) that such Easements as may be required for utility and servicing purposes be granted to the appropriate Authority;
- e) that the Owner provide Cash-in-Lieu of Parkland Dedication in the amount of 5% of the land included in the Draft Plan to the City of Welland for park purposes pursuant to the provisions of Section 51(5) of The Planning Act, R.S.O., 1990;

94-72...Cont'd.

- f) that the Owner Convey 'Street A' on the west side of Lancaster Drive as shown on the revised Draft Plan to the City of Welland as public highway;
- g) that the Owner Convey Blocks 30 and 31 as shown on the revised Draft Plan to the City of Welland as 0.3 metre reserves for access control purposes;
- h) that the Owner submit all municipal servicing drawings and calculations to the Regional Niagara Public Works Department for review and approval on behalf of Ministry of Environment and Energy;
- i) that the Owner obtain Ministry of Environment and Energy Certificates of Approval for the Subdivision Servicing Systems prior to the Final Approval and registration of this Plan;
- j) that the Owner acknowledge promptly that Draft Approval of this Subdivision does not include a commitment of servicing allocation by the Regional Municipality of Niagara. This will be assigned at the time of Final Approval of the Subdivision for registration purposes;
- k) that immediately following Notice of Draft Plan Approval, the Owner shall provide the Regional Municipality of Niagara with a written undertaking that all Offers and Agreements of Purchase and Sale which may be negotiated prior to registration of the Subdivision shall contain a Clause clearly indicating that a servicing allocation for the Subdivision will not be assigned until the Plan is granted Final Approval for registration and, further, that a similar Clause be inserted in the Subdivision Agreement between the Owner and the City of Welland;
- l) that prior to Final Approval of the Plan of Subdivision, or to any construction or grading on the subject property, the proponent shall submit to the Ministry of Environment and Energy, Certification from a qualified Engineer that stormwater management for this development is in accordance with the Stormwater Practices, Planning and Design Manual (MOEE, June 1994);
- m) that prior to Approval of the Plan or any on-site grading, the Ministry of Natural Resources must have reviewed and accepted the following reports and information:
 - (i) the manner in which stormwater will be conveyed from site, including stormwater management techniques in accordance with the current Provincial Drainage and Stormwater Quantity and Quality Guidelines;
 - (ii) a Comprehensive Hydrogeological Investigation which clearly shows the impact of this development and its proposed stormwater management techniques on the quantity and quality of ground and surface water resources as it relates to fish and fish habitat;

this Hydrogeological Investigation must include mitigative measures which address any negative effects of this development on fisheries resources. The mitigative measures should be designed to maintain the predevelopment recharge and baseflow augmentation characteristics of the site, and to capture the 'first flush' of stormwater runoff before it leaves the site. Reference should be made to the "Fish Habitat Protection Guidelines for Developing Areas, March 1994" by MNR of the most current document;
 - (iii) the means whereby erosion and sediment and their effects will be minimized on site during and after construction, in accordance with the most current Provincial Guidelines on Erosion and Sediment Control;
 - (iv) the Erosion and Sediment Control Plan for the development site as designed and stamped by a Registered Professional Engineer is to outline all actions to be taken to prevent an increase in the amount and concentration of suspended solids in any waterbody as a result of on-site development or works related to their development. This Plan must present information on site conditions including grain size distribution profiles and infiltration characteristics;
 - (v) site grading plans;

94-72...Cont'd.

- n) that the Owner agree in the Subdivision Agreement, in wording acceptable to the Ministry of Natural Resources;
 - (i) to cause to be carried out the works referred to in Condition (m);
 - (ii) to maintain all stormwater management and erosion and sediment control structures operating and in good repair during the construction period, in a manner satisfactory to the Ministry of Natural Resources;
- o) that prior to Approval of the Final Plan, the Owner submit a copy of the Stormwater Management Plan to the St. Lawrence Seaway Authority for review;
- p) that no grading or construction work shall commence on the site until such time as a Subdivider's Agreement has been entered into, all financial security is in place and the Plan and all documentation is registered on Title;
- q) if the Owner wishes to request an extension to the Draft Approval period, a written explanation with reasons why the extension is required together with a Resolution from Regional Niagara must be received by the City of Welland prior to the lapsing date;
- r) prior to granting Approval to the Final Plan, the City of Welland Development Services Department will require written notice from the following Agencies that their respective Conditions have been met satisfactorily:
 - (i) Regional Niagara Public Works for Conditions (h) and (i);
 - (ii) Regional Niagara Planning Services for Conditions (j) and (k), on behalf of the Ministry of Environment and Energy for Condition (l) and on behalf of the Ministry of Natural Resources for Conditions (m) and (n);
 - (iii) St. Lawrence Seaway Authority for Condition (o).

B. WILLOW LANDING SUBDIVISION - EAST SIDE OF LANCASTER DRIVE - OWNER - LANGENDOEN HOMES INC.

- a) related to the Seaway Estates Draft Plan of Subdivision, Part of Lot 229, Township of Thorold, City of Welland prepared by P. D. Reitsma, O.L.S., revision dated December 21, 1999 as revised by the City of Welland on April 4, 2000 showing five (5) semi-detached residential lots, eleven (11) townhouse blocks, an emergency access block (Block 27), a walkway block (Block 28) and several 0.3 metre access control blocks;
- b) that the Owner enter into a Subdivision Agreement with the City of Welland;
- c) that the Subdivision Agreement between the Owner and the City of Welland be registered by the Municipality against the land to which it applies;
- d) that such Easements as may be required for utility and servicing purposes be granted to the appropriate Authority;
- e) that the Owner provide Cash-in-Lieu of Parkland Dedication in the amount of 5% of the land included in the Draft Plan to the City of Welland for park purposes pursuant to the provisions of Section 51(5) of The Planning Act, R.S.O., 1990;
- f) that the Owner Convey 'Street A' on the east side of Lancaster Drive as shown on the revised Draft Plan to the City of Welland as public highway;
- g) that the Owner Convey 'Block 28' as shown on the revised Draft Plan to the City of Welland in a condition satisfactory to the municipality for walkway purposes;
- h) that the Owner Convey 'Block 27', as shown on the revised Draft Plan to the City of Welland in a condition satisfactory to the municipality for emergency access purposes;
- i) that the Owner Convey Blocks 29 and 32 as shown on the revised Draft Plan to the City of Welland as 0.3 metre reserves for access control purposes;
- j) that the Owner construct a decorative wooden fence 1.8 metres in height along the westerly rear lot line of Lots 21 to 24 inclusive, and along the rear lot line of Lot 26 prior to the lots being transferred or occupied, to the satisfaction of the City of Welland;

94-72...Cont'd.

- k) that the Owner submit all municipal servicing drawings and calculations to the Regional Niagara Public Works Department for review and approval on behalf of Ministry of Environment and Energy;
- l) that the Owner obtain Ministry of Environment and Energy Certificates of Approval for the Subdivision Servicing Systems prior to the Final Approval and registration of this Plan;
- m) that the Owner acknowledge promptly that Draft Approval of this Subdivision does not include a commitment of servicing allocation by the Regional Municipality of Niagara. This will be assigned at the time of Final Approval of the Subdivision for registration purposes;
- n) that immediately following Notice of Draft Plan Approval, the Owner shall provide the Regional Municipality of Niagara with a written undertaking that all Offers and Agreements of Purchase and Sale which may be negotiated prior to registration of the Subdivision shall contain a Clause clearly indicating that a servicing allocation for the Subdivision will not be assigned until the Plan is granted Final Approval for registration and, further, that a similar Clause be inserted in the Subdivision Agreement between the Owner and the City of Welland;
- o) that prior to Final Approval of the Plan of Subdivision, or to any construction or grading on the subject property, the proponent shall submit to the Ministry of Environment and Energy, Certification from a qualified Engineer that stormwater management for this development is in accordance with the Stormwater Practices, Planning and Design Manual (MOEE, June 1994);
- p) that prior to Approval of the Plan or any on-site grading, the Ministry of Natural Resources must have reviewed and accepted the following reports and information:
 - (i) the manner in which stormwater will be conveyed from site, including stormwater management techniques in accordance with the current Provincial Drainage and Stormwater Quantity and Quality Guidelines;
 - (ii) a Comprehensive Hydrogeological Investigation which clearly shows the impact of this development and its proposed stormwater management techniques on the quantity and quality of ground and surface water resources as it relates to fish and fish habitat;

this Hydrogeological Investigation must include mitigative measures which address any negative effects of this development on fisheries resources. The mitigative measures should be designed to maintain the predevelopment recharge and baseflow augmentation characteristics of the site, and to capture the 'first flush' of stormwater runoff before it leaves the site. Reference should be made to the "Fish Habitat Protection Guidelines for Developing Areas, March 1994" by MNR of the most current document;
 - (iii) the means whereby erosion and sediment and their effects will be minimized on site during and after construction, in accordance with the most current Provincial Guidelines on Erosion and Sediment Control;
 - (iv) the Erosion and Sediment Control Plan for the development site as designed and stamped by a Registered Professional Engineer is to outline all actions to be taken to prevent an increase in the amount and concentration of suspended solids in any waterbody as a result of on-site development or works related to their development. This Plan must present information on site conditions including grain size distribution profiles and infiltration characteristics;
 - (v) site grading plans;
- q) that the Owner agree in the Subdivision Agreement, in wording acceptable to the Ministry of Natural Resources;
 - (i) to cause to be carried out the works referred to in Condition (p);
 - (ii) to maintain all stormwater management and erosion and sediment control structures operating and in good repair during the construction period, in a manner satisfactory to the Ministry of Natural Resources;
- r) that prior to Approval of the Final Plan, the Owner submit a copy of the Stormwater Management Plan to the St. Lawrence Seaway Authority for review;

94-72...Cont'd.

- s) that no grading or construction work shall commence on the site until such time as a Subdivider's Agreement has been entered into, all financial security is in place and the Plan and all documentation is registered on Title;
- t) if the Owner wishes to request an extension to the Draft Approval period, a written explanation with reasons why the extension is required together with a Resolution from Regional Niagara must be received by the City of Welland prior to the lapsing date;
- u) prior to granting Approval to the Final Plan, the City of Welland Development Services Department will require written notice from the following Agencies that their respective Conditions have been met satisfactorily:
 - (i) Regional Niagara Public Works for Conditions (k) and (l);
 - (ii) Regional Niagara Planning Services for Conditions (m) and (n), on behalf of the Ministry of Environment and Energy for Condition (o) and on behalf of the Ministry of Natural Resources for Conditions (p) and (q);
 - (iii) St. Lawrence Seaway Authority for Condition (r); and

2. That Council approve an extension to Draft Approval for the Seaway Estates Subdivision (File 26T-94001) and to Willow Landing Subdivision (File 26T-94011) for an additional one (1) year to March 16, 2002 as requested by John Conlin.

CARRIED

97-38 Moved by Irvine and Grenier that the City of Welland receive cash-in-lieu of land, for the Park dedication for all Development Subdivisions including any subdivisions that are in the development stage effective immediately.

NOT PUT

97-38 Moved by Irvine and Grenier that the matter of the City of Welland receiving cash-in-lieu of land, for the Park dedication for all Development Subdivisions including any subdivisions that are in the development stage, be referred to staff for study and review.

CARRIED

99-69 Moved by Grenier and Fortier that the presentation by Chris Primerano regarding the matter of 855 Darby Road, be received for information.

CARRIED

99-110 Moved by Mastroianni and Fortier that the video presentation by Terry Hughes, on behalf of the Legacy 2000 Committee, regarding the historic trails along the Welland Recreational Canal Waterway, be received for information.

CARRIED

2000-22 Moved by Mastroianni and Belcastro that subject to budget approval, Council approve the installation of fully activated pedestrian crossing in the vicinity of 211 King Street at an estimated cost of \$28,000.00.

CARRIED

2000-101 Moved by O'Dell and Mastroianni that staff be directed to prepare a report on the status of the clean-up of railway lands.

CARRIED

2000-131 Moved by Eybel and O'Dell that Council inform the CNE Garden Show that the City of Welland respectfully declines the invitation to participate in the Show.

CARRIED

01-7 Moved by Eybel and O'Dell that the Accounts Payable Report - Summary be received and the City Treasurer be instructed to pay the list accounts as follows:

1	15-Feb-01	\$ 28,314.99
2	16-Feb-01	45,717.89
3	20-Feb-01	1,113,133.17
4	21-Feb-01	52,581.43
5	22-Feb-01	132,230.66
6	23-Feb-01	73,466.46
7	27-Feb-01	<u>111,071.26</u>
	Total	\$1,556,515.86

CARRIED

01-14 Moved by Fortier and O'Dell that the Annual Conference Reports of the following departments: Clerk's, Legal and Human Resources Departments; Treasury Department; Chief Administrator's Office; Development Services Department; Fire Department; Welland Development Commission; Operational Services Department; and Community Services Department for the year 2001, be approved subject to Budget approval.

CARRIED

01-21 Moved by Eybel and O'Dell that Welland City Council approve the application of the St. Catharines Cycling Club to hold the "**Rose Festival Criterium**" (bicycle race) on June 3, 2001 subject to the applicant's completion of all conditions of the Policy of Road use for Community Activities.

CARRIED

01-21 Moved by Eybel and O'Dell that Welland City Council approve the application of the Welland Rose Festival Inc. to hold "**40th Annual Rose Festival Parade**" on June 24, 2001 subject to the applicant's completion of all conditions of the Policy of Road use for Community Activities.

CARRIED

01-21 Moved by Eybel and O'Dell that Welland City Council approve the application of the H.T.C. Youth (Holy Trinity/St. David's Anglican Church) to hold a "**Walk-a-thon**" on May 12, 2001 on Merritt Island subject to the applicant's completion of all conditions of the Policy of Road use for Community Activities.

CARRIED

01-22 Moved by Eybel and O'Dell that the City Solicitor be requested to prepare a by-law to amend Schedule 'X' Speed Limits in School Zones, of By-law 89-2000 by adding the following:

COLUMN 1 HIGHWAY	COLUMN 2 FROM	COLUMN 3 TO	COLUMN 4 TIMES/DAYS	COLUMN 5 TIMES
RICE ROAD	EASTWOOD DRIVE	420 m NORTH OF EASTWOOD DRIVE	MONDAY TO FRIDAY	8:00 a.m. to 5:00 p.m.

That the Director of Operational Services be requested to install the necessary signage in accordance with the Highway Traffic Act, subject to the approval of the by-law by the Regional Municipality of Niagara.

CARRIED

01-22 Moved by Eybel and O'Dell that the City Solicitor be requested to prepare a by-law to amend Schedule 'C' of By-law 89-2000 by adding the following parking restrictions:

COLUMN 1 STREET	COLUMN 2 SIDE	COLUMN 3 FROM	TO	COLUMN 4 PERIOD (TIMES PER DAY)
Madison Court East	South	Lancaster Drive	west limit of municipal address 50 Madison Court East	At All Times
Jackson Court East	South	Lancaster Drive	west limit of municipal address 56 Jackson Court East	At All Times
Jefferson Court East	South	Lancaster Drive	west limit of municipal address 56 Jefferson Court East	At All Times
Madison Court West	South	Lancaster Drive	east limit of municipal address 114 Madison Court West	At All Times
Jackson Court West	South	Lancaster Drive	east limit of municipal address 86 Jackson Court West	At All Times
Jefferson Court West	South	Lancaster Drive	east limit of municipal address 50 Jefferson Court West	At All Times
Seventh Street	South	Canal Bank Street	Jones Lane	At All Times

2. That the Director of Operational Services be requested to install the necessary signage in accordance with the Highway Traffic Act.

CARRIED

01-22 Moved by Eybel and O'Dell that the City Solicitor be requested to prepare a by-law to amend Schedule 'S' - Heavy Vehicle Restriction of By-law 89-2000 by adding the following:

COLUMN 1 HIGHWAY	COLUMN 2 FROM	COLUMN 3 TO	COLUMN 4 TIMES/DAYS
FORKS ROAD	KINGSWAY	SEAWAY SERVICE ROAD	AT NO TIME
KINGSWAY	FORKS ROAD	SOUTHERLY TERMINUS	AT NO TIME
EMPIRE STREET	EAST MAIN STREET	WELLAND STREET	AT NO TIME

2. That the Director of Operational Services be requested to install the necessary signage in accordance with the Highway Traffic Act.

CARRIED

01-28 Moved by Mastroianni and Belcastro that the presentation by Tony Tirabassi, Member of Parliament for Niagara Centre, updating Council of events occurring in Ottawa, be received for information; and further
That Mr. Tirabassi be thanked for his gift of a Canadian flag to Council.

CARRIED

01-28 Moved by Dmytrow-Bilboe and Belcastro that the presentation by Rudi Kroeker, Welland Development Commission Member, regarding the Team Canada Trade Mission to China, be received for information.

CARRIED

01-28 Moved by Eybel and O'Dell that the presentation by John Van Kooten regarding Downtown Revitalization, be received for information.

CARRIED

01-28 Moved by O'Dell and Alakas that the Mayor write a letter on behalf of Council to C.W. Shasky & Associates Ltd. of Markham, Ontario expressing Council's support of the Oregon farm workers union (PCUN) and supporting the boycott of NORPAC food products until the labour dispute is settled.

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01-28 Moved by Dzugan and Mastroianni that the matter of endorsing support to the Oregon farm workers union (PCUN) be referred to the next Council Meeting.

LOST

FOLLOWING THE LOST VOTE ON THE REFERRAL MOTION THE MAIN MOTION WAS THEN PUT AND

CARRIED

01-31 Moved by Irvine and Grenier that Council approve the partnership with Fitch Street School to assist with playground equipment on school property; and further That the assistance be capped at a maximum of 1/3 of the project cost to a maximum of \$10,000.00 with the funds being drawn from the 2001 Capital Budget of the Community Services Department.

CARRIED

01-31 Moved by Eybel and O'Dell that Council approve the partnership with St. Kevin's School to assist with playground equipment on school property; and further That the assistance be capped at a maximum of 1/3 of the project cost to a maximum of \$10,000.00 with the funds being drawn from the 2001 Capital Budget of the Community Services Department.

CARRIED

01-31 Moved by Eybel and O'Dell that Council approve the partnership with Holy Name School to assist with playground equipment on school property; and further That the assistance be capped at 1/3 of the project cost to a maximum of \$10,000.00 with the funds being drawn from the 2001 Capital Budget of the Community Services Department.

CARRIED

01-50 Moved by O'Dell and Eybel that Council accept the tender of Peninsula Security Services Ltd. of Welland, at a rate of \$10.87 per hour plus G.S.T. for Uniformed Security Guard services and \$10.00 per hour plus G.S.T. for Uniformed Patrol services, this being the fourth (4th) lowest of seven (7) tenders submitted.

CARRIED

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

- 01-61Z** Moved by Eybel and O'Dell
1. That Zoning By-law 2667, as amended, be further amended for 933 Forks Road (Part of Lot 32, Concession 4, former Township of Humberstone) from the RA Zone to a Site Specific RA Zone to permit a courier service, cartage operation, warehouse and a trucking operation in addition to those uses permitted in the RA Zone and to recognize an existing front yard setback of 6.8 metres instead of the required 12 metres;
 2. That the Owner enter into an Agreement with the Owners of 911 Forks Road to construct a 1.2 metre high berm planted with coniferous trees to provide a visual barrier adjacent to the south and west property lines of 911 Forks Road;
 3. That the Owner provide security to the City of Welland in the amount of 100% of the cost of the berm and related landscaping to ensure completion of the work; and
 4. That the proposed addition for Claire's Delivery be exempted from the Site Plan Control process.

CARRIED

01-65 Moved by Beaudoin and Fortier that Council accept the tender of K & R Sweeping Service for Street Sweeping Rentals at the tendered price of \$70.38/hour, this being the lowest price of the twenty-five sweeper prices submitted.

CARRIED

01-67 Moved by Beaudoin and Alakas that Council waive the requirement for the "minimum three (3) bids" for the supply of RS1 or HF150S Asphalt Emulsion due to the fact that only one (1) quotation was received from Norjohn Limited out of five (5) quotation requests; and furthermore that Council authorize the retendering for the supply of the subject material.

CARRIED

01-68 Moved by Eybel and O'Dell that the letter signed by Arleen Manners and other residents of Bishop Road requesting enforcement of the City's Noise By-law and the drafting of a new By-law to restrict stock car activities to areas outside the urban boundary, be received and referred to Development Services staff for study and review.

CARRIED

01-69 Moved by Eybel and O'Dell that Council supports the suggested solution from the City of Niagara Falls regarding the implementation of an individual Country Code for Canada thereby freeing up numbers and alleviating problems being experienced as a result of the implementation of 10-digit dialing in the 905 and 406 area codes.

CARRIED

01-70 Moved by Eybel and O'Dell that the letter from Susan Fiddler, Project Co-ordinator, The Peacekeeping Art Project, requesting assistance to arrange a venue to display information about Canadian peacekeeping troops stationed around the world, be received and referred to Community Services staff for study and review.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

01-4 Moved by Belcastro and Mastroianni that the Treasurer be authorized to enter into a tax lien extension agreement with respect to Schedule 'A', allowing the redemption date to be extended to August 15th, 2001 or to the date of default of payment required under this Agreement, whichever is first.

CARRIED

01-10 Moved by Beaudoin and O'Dell that Councillors Dan Fortier, John Irvine, and John Mastroianni be appointed to a Human Resources Committee in accordance with the Terms of Reference adopted by Council on March 6th, 2001; and That Council adopt the attached Terms of Reference for the Human Resources Committee.

CARRIED

01-24 Moved by Mastroianni and Dzugan that the City of Welland enter into an agreement with the Region of Niagara for the provision of limited Human Resources Support Services; and That the Mayor and Clerk be authorized to sign and seal the same.

CARRIED

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

BY-LAWS FOR FIRST READING:

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

01-24

BYL 2001-18

A By-law to authorize the appointment of Bruno Silvestri as Acting Treasurer of the Corporation of the City of Welland.

01-4

BYL 2001-22

A By-law to authorize a Tax Lien Extension Agreement with Niagara Falls Masonry Contractors, for the property known municipally as 22-30 Mill Street.

And that the same be now read a first time.

CARRIED

BY-LAWS FOR SECOND AND THIRD READING:

2. Moved by Mastroianni and Belcastro that the By-laws listed in the foregoing motion for first reading as amended, 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 Mastroianni and Belcastro that leave now be given to introduce the following proposed By-laws entitled:

01-48

BYL 2001-19

A By-law to permit an encroachment onto Crowland Avenue (between Lots 22 and 23 Concession 5, being Part 3 on Plan 59R-11305) for the benefit of the owners from time to time of the property known municipally as 288-290 Crowland Avenue.

01-54

BYL 2001-20

A By-law to authorize the entering into an Agreement of Purchase and Sale for the sale of City-owned land known municipally as 179-181 East Main Street to Welland Community Resource and Action Centre.

01-61Z

BYL 2001-21

A By-law to amend City of Welland Zoning By-law 2667 (Claire Simpson - File 2001-01) 933 Forks Road.

01-1

BYL 2001-23

A By-law to adopt, ratify and confirm proceedings of the Council of the Corporation of the City of Welland at its meetings held on the 27th day of February and 6th day of March 2001.

And that the same be now read a first time.

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

4. Moved by Mastroianni 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**NOTICE OF MOTION**

In accordance with By-law 9972 as amended by By-law 2001-2 passed on January 16th, 2001, Councillor(s) must submit their Notice of Motion(s) in writing no later than Thursday, March 14th, 2000 for inclusion on the next Regular Council Meeting Agenda .

Council adjourned at 11:00 p.m.

These Minutes approved and adopted by Motion of Council this 20th day of March, 2001.

MAYOR

CLERK

