



## GENERAL COMMITTEE MEETING

Tuesday, November 27, 2001  
7:00 P.M.  
COUNCIL CHAMBERS - CITY HALL

Meeting Number G.C. 2001 - 16

**Members present:** Mayor Cindy Forster

Councillors:

R. Alakas	T. Eybel
D. Beaudoin	J. Irvine
M. Belcastro	J. Mastroianni
N. Dymtrow-Bilboe	S. O'Dell
M. Dzugan	

**Members of the Staff and Others Present:**

City Solicitor G. Banks (arrived 7:10 pm)  
Acting C.A.O. and Director of Development Services T. Fitzpatrick  
Director of Operation Services G. Marcello  
Acting City Treasurer B. Silvestri  
Engineering Services Co-ordinator L. Ventresca  
Environmental Services Engineer D. Cook  
Assistant Clerk D. Vettori  
Clerk Steno III B. Gallaccio  
Recording Secretary M. Hughes

**Others Present:**

Vice-Mayor Fortier called the General Committee Meeting to order at 7:05 p.m.

- 1. ADDITIONS/DELETIONS TO AGENDA: Nil**
- 2. DISCLOSURE OF INTEREST: Nil**
- 3. ADOPTION OF MINUTES OF GENERAL COMMITTEE MEETING OF November 13, 2001**

Moved by Councillor Dymtrow-Bilboe that the Minutes of the General Committee Meeting of November 13, 2001 be and the same are hereby and adopted as circulated.

**CARRIED**



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4. NEW BUSINESS

**01-53 – SuperBuild Projects for Submission to Region  
Report ENG 2001-70**

Mr. Ventresca went through Report ENG 2001-70. He explained why the City has a better chance of getting funding for Option "A". The process and a brief history of the funding were given. On June 25, 2001 the Minister of Finance announced an allocation of \$39 million for Niagara Region. One-third of this amount (\$13 million) would be allocated by the end of December 2001. The remaining two-thirds would be allocated in the next 4 to 5 years. Staff deems approval of this report as imperative, so that Staff can make the necessary preparations to present its proposal at a meeting scheduled for December 7, 2001 with other area CAO representatives to prioritize projects. If successful at this level, the recommendations would be presented to a Committee of Regional Councillors and the Regional Chair (Welland is not represented). To apply for this funding, each municipality would be required to produce reports of any work projects desired. Projects that are "ready to go" would have an advantage. For more specific details and criteria, see Report CAO 24-2001 from the Regional Municipality of Niagara dated October 18, 2001 is attached to Report ENG 2001-70 dated November 27, 2001 'Superbuild Millenium Partnership Infrastructure Funding Sanitary Sewer, Storm Sewer and Waterworks Projects List'. Concern was expressed that Dain City's water problems was not included in the Superbuild project. Staff informed Council that the Dain City matter was included in the City's 5-year plan.

**Moved by Councillor Mastroianni**

That the Acting C.A.O. submit application under the Superbuild funding to Regional Niagara for their consideration of the four (4) projects:

Sanitary and Storm Sewer Infrastructure Projects

Project list based on study undertaken by City of Welland, Regional Niagara, Ontario Ministry of the Environment, "City of Welland Combined Sewer Overflow Study-Minicipal Class Environmental Assessment, Phase 2 Report – June 2001 – R.V. Anderson Associates and XCG Consultants."

(i)	Follow up Study Phase 3 and 4 (overall study cost \$210,000) City of Welland and Regional Municipality of Niagara Share	\$ 140,000
(ii)	Northbank Interceptor Separation – Willson Road Storm Sewer	\$ 500,000
(iii)	Hellems-Burgar Area Separation (overall cost \$1,825,000) Engineering	\$ 80,000
	Dorothy-Hellems-Plymouth	<u>\$1,550,000</u>
		\$1,630,000
(iv)	Oxford-Atlas-Wellington Separation (overall cost \$8,810,000) Lincoln Street Separation	\$ 450,000
	Empress Avenue Separation	<u>\$1,650,000</u>
		\$2,100,000
	<b>TOTAL PART "A"</b>	<b><u>\$4,370,000</u></b>

**CARRIED**



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### 5. BUSINESS ARISING FROM MINUTES OF PREVIOUS MEETINGS:

#### (A) Operational Services – Councillor Beaudoin - Chair

96-58

#### 01-22 - Establishment of Winter Control Snow Removal By-law Report ENG 2001-68

Councillors indicated their reasons for supporting or not supporting the alternate day parking restrictions. Mr. Banks informed Council that there are two ways to enforce the by-law; the first method would be to go before court and get a sentence handed down by a Justice of the Peace; the second method would be to issue a ticket indicating the amount of the fine at the time of the infraction. Mr. Banks recommended the latter as it is the most prompt way to deal with the matter. Mr. Cook informed Council that regional roads which were previously under Regional jurisdiction and are now in the City's jurisdiction currently do not have an overnight parking prohibition by-law in place. Due to lack of manpower, Mr. Cook indicated that parked cars would probably only be ticketed on snowy days. The City's current towing procedure takes 3 days. It was suggested to contract out towing to a couple of outside towing companies to speed up the process. Councillor Fortier indicated that he thought the time frame should be amended to read from November 1 to April 30.

#### Moved by Councillor O'Dell

1. That Council consider the establishment of a Winter Control - Snow Removal By-law with the following features:
  - (a) Period: November 1 to March 31 of the following year.
  - (b) Alternate Day Parking Restrictions:
    - (i) Odd days of the month - odd numbered side of roadway commencing at 8:00 a.m. continuing to 8:00 a.m. the following day save and except those streets listed in Schedule 'C' of the By-law 89-2000 - Parking Restrictions.
    - (ii) Even days of the month - even number side of roadway, commencing at 8:00 a.m. and continuing to 8:00 a.m. the following day, save and except those streets listed in Schedule 'C' of By-law 89-2000.
  - (c) Penalty Provision - A set fine of \$60.00 be established for 'Obstructing Snow Removal.'
  - (d) That the Mayor, CAO, or designate may declare a 'Snow Emergency' and at such time no person shall park a vehicle on any city street until such time as all streets are considered open for vehicular use.
2. That the City Solicitor be requested to prepare a By-law to impose parking restrictions for 'Winter Control' as outlined above.
3. That Council consider extending the 'Alternate Day Parking Restrictions', as listed above, from March 31<sup>st</sup> to May 31<sup>st</sup> to accommodate and improve 'Street Sweeping Operations' and 'Pavement Marking Operations' in the Spring."

LOST



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**Total Parking Ban of Street Parking**

Mr. Banks suggested passing the by-law and then adopting a policy for enforcement. Some Councillors were in favor of allowing a "grace period" to help educate the public about the new parking restrictions. Staff agreed that a card explaining the new parking by-law could be placed on cars parked illegally. There is no remedy for homeowners that have numerous vehicles that cannot be parked off the street. Some Councillors stated that the by-law should be enforced on all City streets and to be consistent across the City, there should be no exemptions. Councillor Alakas reminded Council that in some of the older neighborhoods there are no driveways and that curbs along the street would hinder car owners to park their vehicles on the lawn. These particular homeowners would have no place to park their cars. Councillor Dzugan accepted amendments to the recommendation to change the hours to 12:00 a.m. to 7:00 a.m., the period to November 1<sup>st</sup> to April 30<sup>th</sup> and the fine from \$60.00 to \$50.00

**Moved by Councillor Dzugan**

1. That Council approve the proposal to impose No Parking on any City Street between the hours of 12 a.m. to 7:00 a.m. between November 1<sup>st</sup> and April 30<sup>th</sup> of the following year inclusive to improve snow plowing operations;
2. That the City Solicitor be requested to prepare a by-law to amend the Text and Penalty provisions of Section 205.01.11 of Bylaw 89-2000, to invoke the provisions of Schedule 'C1' - No Parking on Any City Street between the hours of 12:00 a.m. and 7:00 a.m. except for those streets listed on Schedule C1;
3. That the Penalty Provision for this infraction (Section 205.01.11) be established with a 'Set Fine' of \$50.00, Voluntary Payment of \$33.00.
4. That the Director of Operational Services be requested to post the necessary signage on all roadways entering the City of Welland from Adjacent municipalities, and place notices in the local press to inform residents of this by-law requirement.

**CARRIED**

Mr. Greg D'Amico, Chair WDBIA was present at the meeting and gave a brief presentation of the Board's position on parking issues and also gave an update of the Board's concerns. He informed Council that a survey would be sent out to downtown businesses shortly. The results should be available in approximately 6 to 8 weeks. Mr. D'Amico informed Council that the Board is in favor of metered parking on streets, free parking in lots and that more signage regarding parking was needed.

**01-22 - Supplemental Report to Traffic Penalty Provisions By-laws, Municipal Parking Lots  
and Parking Equipment  
Report TRAF 2001-30**

**Moved by Councillor Mastroianni**

That the recommendation as contained in TRAF 2001-30 be split and voted on separately.

**CARRIED**



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### Item 1

Concern was raised about getting rid of the voluntary payment provision and some of the increases to set fines seemed excessive. Council was informed that the voluntary pay fines have to be two-thirds or less than the set fine. It would take approximately 3 to 4 months to get the new fines activated (need to get approval from the Attorney General). Councillor O'Dell suggested a review of the new fines for the following: on page 64 "Appendix D – Recommended Penalties By-Laws 89-2000, 10721" , items 2, 5, 15, 16, 18, 20, 24, 27 and 30.

#### Moved by Mayor Forster

That staff make the necessary modifications to Appendix "D" of Report TRAF 2001-30, Items 2, 5, 15, 16, 18, 20, 24, 27 and 30, and to re-instate the Voluntary Payment provision; and That the City Solicitor be directed to amend the Text and Penalty Provisions of By-law 89-2000 and prepare the amending by-law for submission to Council.

**CARRIED**

### Item 2

#### Moved by Mayor Forster

That staff make the necessary modifications to Appendix "D" of Report TRAF 2001-30 for Municipal Parking Facilities by deleting Items 15 and 16, and to re-instate the Voluntary Payment provision; and

That the City Solicitor be directed to amend the Text and Penalty Provisions of By-law 10721 - Municipal Parking Facilities and prepare the amending by-law for submission to Council.

**CARRIED**

### Item 3

#### Moved by Councillor Dymtrow-Bilboe

3. That 'Pay for Use Parking' be re-established in the Lot 5 - Park Street Parking Lot through the re-installation of a 'Pay and Display' Parking Machine at a rate of \$0.25 per hour.

**LOST**

### Item 4

#### Moved by Mastroianni

4. That an allocation of \$15,000.00 be included in the 2002 Operating Budget Parking, to cover the cost of purchase and installation of a 'Pay and Display' Parking Machine in Lot 5 - Park Street Parking Lot.

**LOST**



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### Item 5

#### Moved by Councillor Dmytrow-Bilboe

5. That the City Solicitor be requested to prepare a By-law to amend the Time/Day provisions of By-law 10721 for all City Parking Lots controlled by the By-law, save and except for the Market Square Lot, from Monday to Friday 8:00 a.m. to 6:00 p.m. to Monday to Saturday 8:00 a.m. to 6:00 p.m. and that provisions be included to accommodate regular Market activity in the Market Square Lot (ie. parking provisions not applicable until after 1:00 p.m. on Market days as presently provided for in the current By-law.)

**LOST**

Councillors were concerned with the maintenance (including snow removal) of parking lots, if the lots are free, the City would be paying for maintenance, snow removal, etc. It was indicated that other businesses in malls, etc, have to pay for parking lot maintenance, snow removal, line painting, etc. There is a need to make it fair to all businesses in the City. It was suggested to have a reduced permit fee for employees of downtown businesses. Councillor Irvine stated that since parking was free for the month of December and considering the lateness of the evening, a final decision on this issue was not required at this time.

#### Moved by Councillor Mastroianni

That all off street parking lots be free parking except for the Court House, Division Street, Plymouth Road and Churchill Lots.

**NOT PUT**

**Due to time constraints set by the curfew for Committee meetings, the following matters were not discussed or dealt with. They will be placed on the January 22<sup>nd</sup>, 2002 General Committee agenda for further consideration.**

- 01-22** Preparation of 5-year plan for upgrading/replacement of Parking Control Equipment - new payment technology (Smart Card) etc.
- 01-22** Budget allocation for 2002 and subsequent Capital Budgets for upgrade/replacement of Parking Control Equipment for "On-Street" and "Off-Street" Installation.
- 01-22** Staffing and Operation of the Parking and Traffic Section.
- 94-71** City of Welland Transportation Study - Staff review of recommendations.

6. The General Committee Meeting adjourned at 11:05 p.m.