



COUNCIL MEETING, JUNE 18, 2002

CITY HALL, COUNCIL CHAMBERS 411 EAST MAIN STREET

Council met in Committee-of-the-Whole at 6:05 p.m. and in open session at 7:35 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, J. Irvine, J. Mastroianni, S. O'Dell and J. Spadafora.

Members of the Staff and Others Present:

City Manager T. Fitzpatrick

City Solicitor G. Banks

Manager, Environmental & Traffic Services D. Cook

Chief, Fire and Emergency Services P. Olah (7:35 p.m.)

General Manager Engineering, Public Works & Transportation Services G. Marcello (7:35 p.m.)

General Manager Financial & Corporate Services/Treasurer B. Silvestri

Clerk Steno III B. Gallaccio

Manager, Development Planning/Real Estate D. Thorpe (until 9:05 p.m.)

Manager, Information Services/Network Administrator S. Barnes (8:05 p.m.)

Acting Clerk Steno III C. Viger (7:35 p.m.)

(Manager Human Resources R. Beaumont and Acting Human Resources Clerk R. Mantesso were present during Committee-of-the-Whole discussions on a labour relations matter)

02-25 Moved by Eybel and Dmytrow-Bilboe that Council meet in Committee-of-the-Whole, closed to the public at 6:05 p.m. to consider:

- a) the security of the property of the municipality;
- b) personal matters about an identifiable individual, including municipal employees;
- c) labour relations or employee negotiations; and
- d) the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

(Councillor Irvine was not present during Committee-of-the-Whole discussions on a security of property matter.)

02-25 Moved by Eybel and Dmytrow-Bilboe that the Committee-of-the-Whole arise from its closed meeting at 7:30 p.m.

CARRIED

DISCLOSURE OF INTEREST:

Councillor Irvine disclosed an interest in Ref. No. 02-22 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he owns property in the downtown area.

Councillor Irvine disclosed an interest in Ref. No. 96-172 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he was the agent involved for the sale of property on Dart Drive.

Councillor Belcastro disclosed an interest in Ref. No. 99-99 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he is employed by Doral Holdings .

PRESENTATIONS:

02-27 Councillor Irvine, Community Services Chair, presented certificates and tee-shirts on behalf of Council to the following winners of the 2002 Rose Festival Court:
 Rose Queen: Melissa Demers; 1st Princess - Lyndsey Sykes;
 2nd Princess - Marlene Nenadovich and Miss Congeniality - Lisa Topolinsky; and
 certificates to the following winners of the Rose Festival Baby Show:
 Rosebud King - Brendan D'Angelo and Rosebud Queen - Kira Doan.

DELEGATIONS:

- 02-28** Damian Goulborne, President, Welland Chamber of Commerce, updated Council on the Chamber's activities.
- 02-28** Carolyn Dixon introduced the following athletes Ryan Dixon, Gerald Storey and Mathew Maracle to Council who will be participating at the Ontario Special Olympics in Prince Albert, Saskatchewan from July 8th to 14th, 2002.
- 02-120** Youth Pastor Phil Smith, Faith Tabernacle Church presented the Mayor with gifts and greetings from the Mayor of Cadereyta, Mexico and requested the possibility of the City of Cadereyta and the City of Welland becoming twin cities.

THE FOLLOWING CORRESPONDENCE WAS DELETED:

- 02-88** A By-law to accept the proposal from St. Catharines Techno Solutions Inc. operating as MicroAge Niagara, for installation of a 60 Mbps point-to-multipoint wireless link from City Hall to the Arena and Firehall, a fibre-optic link between Senior Centre and Arena, and 45 Mbps point-to-point connecting City Hall to Public Works.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

- 93-162**
99-99
- 02-22** A By-law to impose a maximum truck load limit of 15 tonnes for the bridge structure over the Welland River Syphon.
- 94-34**
- 01-174** A By-law to authorize the entering into a Partnership Agreement with John Deere and its Dealers.
- 94-172** Mgr., Development Planning/Real Estate D. Thorpe - Additional Easement required for Willow Landing Subdivision Plan 59M-289 (File 26T-94011) - Langendoen Homes Ltd. - Welland.
- 94-172** A By-law to accept the Transfer of an Easement(s) for storm sewers from Langendoen Homes Ltd. to the Corporation of the City of Welland in the Willow Landing Subdivision.
- 95-55** A By-law to appoint By-law Enforcement Officers of the Corporation of the City of Welland and to repeal By-law 2000-155.
- 95-103** Mgr., Development Planning/Real Estate D. Thorpe - Towpath Village Subdivision - Plan 59M-230 - Phase 5 - Ashton Homes (Western) Limited - Lay Out, Establish and Name Block 284 as part of St. Lawrence Drive.
- 95-103** Mgr., Development Planning/Real Estate D. Thorpe - Request for city to Convey parts 1, 2, 3 and 4, Plan 59R-9255 to Ashton Homes (Western) Limited - towpath Village Subdivision - Plan 59M-230.
- 95-103** A By-law to Lay Out, Establish and name Block 184, Plan 59M-184 being a Metre reserve for the City of Welland as Part of St. Lawrence Drive.
- 95-103** A By-law to authorize Conveyance of Parts 1,2,3, and 4, Plan 59R-9255, to Ashton Homes (Western) Limited (Towpath Village Subdivision).

96-172 City Manager T. Fitzpatrick - Reimbursement for curb cuts and paved driveway apron, Lot 16 Darte Drive/Don Greenlaw Masonry Limited.

97-85

02-98 Proposed location of water haulage site in Dain City on the Kingsway.

98-62 Mgr., Development Planning/Real Estate D. Thorpe - St. Andrew's Terrace Subdivision (File 26T-14-97005) - Request for Extension to Draft Approval.

98-62 Mgr., Development Planning/Real Estate D. Thorpe - St. Andrew's Terrace Subdivision - 1276343 Ontario Limited (Daimler Group Ltd.) - Request for exemption for Part Lot Control.

98-62 A By-law to exempt certain lands from Part-Lot Control on the east side of Muirfield Trail in the St. Andrew's Terrace Subdivision (Plan 59M-269), City of Welland.

99-99 A By-law to authorize the retention of Asi Marine Limited to undertake an inspection of the Welland River Syphon.

99-99 A By-law to authorize the entering into an Engineering Agreement with R.V. Anderson Associates Limited to provide consulting services related to the Rehabilitation of the Welland River Syphon.

02-1 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 18th day of June, 2002.

02-7 Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri - Accounts Payable Report - May 30, 2002 to June 11, 2002.

01-9 Proposal for streetlighting - Moyer Road @ Carl Road.

01-9 Proposal for streetlighting - Moyer Road @ Biggar Road.

01-22 Upgrading of Traffic signal system, Intersection improvements - East main St. - division Corridor between Wellington St. & Prince Charles Drive.

01-42 Mgr., Development Planning/Real Estate D. Thorpe - Proposed Subdivider's Agreement with Gillmora Corporation Limited - Gillmora Estates Subdivision (File 26T-14-20002) - East side of Clare Avenue, North of Webber Road.

01-42 A By-law to authorize the signing of a Subdivider's Agreement with Gillmora Corporation Limited with respect to the development of Gillmora Estates Subdivision.

01-43 Mgr., Development Planning/Real Estate D. Thorpe - Proposed Subdivider's Agreement with Harvest Investment Corp. - Harvest Estates Subdivision (File 26T-14-20003) - Westside of Colbeck Drive, North of Webber Road.

01-43 A By-law to authorize the signing of a Subdivider's Agreement with Harvest Investment Corp. with respect to the development of Harvest Estates Subdivision.

01-44 Mgr., Development Planning/Real Estate D. Thorpe - Proposed Subdivider's Agreement with 1372708 Ontario Inc. - Welland River Estates Subdivision (File 26T-14-20004) - East side of Colbeck Drive, north of Webber Road.

01-44 A By-law to authorize the signing of a Subdivider's Agreement with 1372708 Ontario Inc. with respect to the development of Welland River Estates Subdivision.

01-42 Mgr., Development Planning/Real Estate D. Thorpe - Request for Master Development **01-43** Agreement - Harvest Investment Corp. (Harvest Estates Subdivision - File 26T-14-

01-44 20003), 1372708 Ontario Inc. (Welland River Estates Subdivision - File 26T-14-20004) and Gillmora Corporation Limited (Gillmora Estates Subdivision - File 26T-14-20002).

01-42

01-43

01-44 A By-law to authorize the signing of a Master Development Agreement with Harvest Investment Corp. (Harvest Estates), 1372708 Ontario Inc. (Welland River Estates) and Gillmora Corporation Limited (Gillmora Estates) with respect to the Development of three (3) subdivisions.

01-120 Town of Pelham - request appt. of an engineer to maintain the section of Big Creek Drain in the City of Welland.

01-174 City Manager T. Fitzpatrick - Partnership Agreement with John Deere Limited.

01-174 Gen. Mgr. Engineering, Public Works & Transp. Serv. G. Marcello - Request for authorization to enter into an agreement with United Rentals for the rental of four (4) John Deere Front End

Loaders complete with snow plows in conjunction with the Welland/John Deere Partnership arrangement for winter control purposes.

02-15 City of Thorold - requesting support of its resolution re: Full time Firefighters who work as "Double Hatter" Volunteer Firefighters.

02-19 Heather Savage, Community Rec. Co-ordin. - Requesting permission to hold fireworks displays on July 1st, 2002 (rain date July 6th 2002) and July 28th, 2002 (rain date August 3rd, 2002).

02-26 Gen. Mgr. Engineering, Public Works & Transp. Serv. G. Marcello - Award of Tender - Sidewalk Repair and Replacement Program 2002.

02-26 A By-law to authorize the entering into a contract with A. Poulin Curb Construction Ltd. for the Sidewalk Repair and Replacement Program 2002.

02-28 Ryan Dixon, Gerald Storey and Mathew Maracle - Participants in Special Olympics in Prince Albert, Saskatchewan from July 8th to 14th, 2002.

02-88 City Manager T. Fitzpatrick - Proposed wide Area Network Improvement Project.

02-88 A By-law to accept the proposal from St. Catharines Techno Solutions Inc. operating as MicroAge Niagara, for installation of a 60 Mbps point-to-multipoint wireless link from City Hall to the Arena and Firehall, a fibre-optic link between Senior Centre and Arena, and 45 Mbps point-to-point connecting City Hall to Public Works.

99-99 Derek R. Miller, withdrawal of previous letter regarding his objection to the sale of surplus Canal lands.

02-115 A By-law to authorize the entering into a Service Sharing Agreement with the Corporation of the Town of Pelham, with respect to the Regional Municipality of Niagara proposed Long Term Care Facility on South Pelham Road.

02-119 Gloria Book - requesting a walkway along the south end of Memorial Park Drive.

02-120 Youth Pastor Phil Smith, Faith Tabernacle Church - presentation of gifts and greetings from Cadereyta Mexico and requesting the possibility of the City of Cadereyta and the City of Welland becoming twin cities,

02-1 Moved by Alakas and Spadafora that the Minutes of the Regular Council Meeting of June 4th, 2002 be and the same are hereby approved and adopted as circulated.

CARRIED

94-172 Moved by Irvine and Belcastro

1. That Council accept the Transfer of Easements over part of Lots 14 and 16, Plan 59M-289 (Willow Landing Subdivision) being Parts 1, 2 and 3, Plan 59R-11663 for storm sewer purposes;
2. That the Mayor and Clerk be authorized to execute any documents required to finalize the transactions;
3. That Staff be authorized to prepare the necessary By-law; and
4. That Langendoen Homes Ltd. be responsible for all costs associated with the Transfer of Easements.

CARRIED

95-103 Moved by Irvine and Belcastro

1. That Council agree to Convey Part of Lot 244, former Township of Thorold, now in the City of Welland, being Parts 1, 2, 3 and 4, Plan 59R-9255, to Ashton Homes (Western) Limited in accordance with a Special Condition contained in a Subdivider's Agreement dated September 17, 1996 between Ashton Homes (Western) Limited and the City, at a nominal cost of \$1.00 per parcel, with all transactions to be at the cost of Ashton Homes;
2. That the above-noted lands merge in Title with adjoining lands as follows:
Part 1, Plan 59R-9255 with Lot 137, Plan 59M-230

Part 2, Plan 59R-9255 with Lot 136, Plan 59M-230

Part 3, Plan 59R-9255 with Lot 135, Plan 59M-230

Part 4, Plan 59R-9255 with Lot 70, Plan 59M-230

3. That Staff be authorized to prepare the necessary By-law and that the Mayor and Clerk be authorized to execute any documentation required to finalize the transaction.

CARRIED

95-103 Moved by Irvine and Belcastro that the City of Welland adopt a By-law to Lay Out, Establish and Name a 0.3 metre Reserve being Block 184, Plan 59M-230, as part of St. Lawrence Drive.

CARRIED

96-172 Moved by Irvine and Belcastro

1. That the City of Welland reimburse Don Greenlaw Masonry Limited the sum of \$750.00 associated with the cost of curb cuts and a paved driveway apron at Lot 16 Darte Drive in the City of Welland.
2. That the noted expenditure be debited against the Industrial Land Reserve Fund.

CARRIED

97-85

02-98 Moved by Eybel and Spadafora that Council refer the matter of a proposed location of a water haulage site in Dain City on the Kingsway back to staff for consideration of issues raised by Council and by the delegations who addressed Council at the May 7th Council Meeting.

CARRIED

98-62 Moved by Irvine and Belcastro

1. That Council approve an extension to Draft Approval for the St. Andrew's Terrace Subdivision (File 26T-14-97005) for one (1) year to July 27, 2003 as requested by Stephan Kaiser on behalf of 1276343 Ontario Limited; and
2. That this approval is subject to receiving concurrence from Regional Niagara.

CARRIED

98-62 Moved by Irvine and Belcastro

1. That the City of Welland adopt a By-law to exempt Lots 126, 127, 128, 129 and 130, Plan 59M-269 (St. Andrew's Terrace) from Part Lot Control in order to redevelop the five (5) lots into four (4) larger lots;
2. That the By-law to exempt Part Lot Control be repealed and discharged from Title once all parts on the requisite Reference Plan have been conveyed; and
3. That the Owner enter into a Short Form Subdivision Agreement with the City to deal with lot grading and drainage issues if required by the City.

CARRIED

99-99 Moved by Irvine and Belcastro that letter from Derek R. Miller in support of Council's decision for the sale of surplus lands to Doral Holdings and withdrawing his previous letter of May 13, 2002 objecting to this matter be received for information.

CARRIED

01-9 Moved by Irvine and Belcastro that the request from Mr. & Mrs. Brown for the installation of a streetlight onto an existing hydro pole at the northeast corner of Moyer Road and Biggar Road be approved and that the estimated expenditure of \$850 as outlined in REPORT ENG-2002-30 be funded from the approved 2002 Current Budget.

CARRIED

01-9 Moved by Irvine and Belcastro that the request from Ms. Patricia F. Wheaton for the installation of a streetlight onto an existing hydro pole at the northeast corner of Moyer Road and Carl Road be approved and that the estimated expenditure of \$3,277.97 as outlined in REPORT ENG-2002-29 be funded from the approved 2002 Current Budget.

CARRIED**01-42****01-43****01-44**

Moved by Irvine and Belcastro

1. That Council authorize the entering into of a Master Development Agreement with Harvest Investment Corp., 1372708 Ontario Inc. and Gillmora Corporation Limited to co-ordinate development of three Plans of Subdivision being Harvest Estates (File 26T-14-20003), Welland River Estates (File 26T-14-20004) and Gillmora Estates (File 26T-14-20002);
2. That the Mayor and Clerk be authorized to execute any documentation concerning the Master Development Agreement; and
3. That Staff be authorized to prepare the necessary By-law.

CARRIED**01-42**

Moved by Irvine and Belcastro

1. That the City of Welland enter into a Subdivider's Agreement with Gillmora Corporation Limited with respect to the development of an 84 lot residential development (Gillmora Estates) located on the east side of Clare Avenue, north of Webber Road (File 26T-14-20002);
2. That the Mayor and Clerk be pre-authorized to execute all necessary documents associated with the Subdivision; and
3. That the Mayor be authorized to sign the final Plan of Subdivision to allow the Plan to be registered once all Conditions of Draft Approval have been met and the Plan has been checked for conformity.

CARRIED**01-43**

Moved by Irvine and Belcastro

1. That That the City of Welland enter into a Subdivider's Agreement with Harvest Investment Corp. with respect to the development of a 115 lot residential development (Harvest Estates) located on the west side of Colbeck Drive, north of Webber Road (File 26T-14-20003);
2. That the Mayor and Clerk be pre-authorized to execute all necessary documents associated with the Subdivision; and
3. That the Mayor be authorized to sign the final Plan of Subdivision to allow the Plan to be registered once all Conditions of Draft Approval have been met and the Plan has been checked for conformity.

CARRIED**01-44**

Moved by Irvine and Belcastro

1. That the City of Welland enter into a Subdivider's Agreement with 1372708 Ontario Inc. with respect to the development of a 17 lot residential development (Welland River Estates) located on the east side of Colbeck Drive, north of Webber Road (File 26T-14-20004);
2. That the Mayor and Clerk be pre-authorized to execute all necessary documents associated with the Subdivision; and
3. That the Mayor be authorized to sign the final Plan of Subdivision to allow the Plan to be registered once all Conditions of Draft Approval have been met and the Plan has been checked for conformity.

CARRIED

01-120 Moved by Irvine and Belcastro that the letter from the Town of Pelham requesting the appointment of an engineer to maintain the section of Big Creek Drain located in the City of Welland, be again referred to the Operational Services staff for study and review.

CARRIED

01-174 Moved by Dzugan and Mastroianni that the City of Welland enter into a three (3) year agreement with United Rentals for the rental of four (4) John Deere Front End Loaders complete with snow plow attachments commencing November 15th to March 15th each year for winter control purposes at a unit cost of \$5,200.00 per unit/month.

CARRIED

01-174 Moved by Irvine and Belcastro

1. That the Mayor and Clerk be authorized to execute a partnership agreement with John Deere Limited respecting the procurement of equipment for City requirements;
2. That the City's Purchasing Policy be amended to provide that John Deere Limited and its associated companies and dealers shall be the sole source to the City of Welland for equipment produced by John Deere Limited and required by the City of Welland.

CARRIED

02-7 Moved by Irvine and Belcastro that the Accounts Payable Report - Summary be received and the City Treasurer be instructed to pay the list accounts as follows:

1	30-May-02	\$	119,350.73
2	03-Jun-02		165,141.90
3	04-Jun-02		27,365.00
4	05-Jun-02		63,788.68
5	06-Jun-02		99,596.29
6	07-Jun-02		108,468.05
7	11-Jun-02		<u>238,814.82</u>

Total \$ **882,525.47**

CARRIED

02-15 Moved by Irvine and Belcastro that the request from the City of Thorold to endorse its resolution regarding an amendment to the Fire Protection and Prevention Act to allow "double hatter" volunteer firefighters who are also full-time firefighters to remain employed be received and referred to staff for study and review.

CARRIED

02-19 Moved by Irvine and Belcastro that subject to the supervision of the events by a properly licensed person, permission is hereby granted to the Welland Recreation Projects Association to hold

fireworks displays on Monday, July 1, 2002 as part of "**Canada Day Celebrations**" at Memorial Park and on Sunday, July 28th, 2002 as part of "**Family Day**" at St. George Park; and further That staff be directed to ensure that all fireworks used in the City sponsored displays are not manufactured using child labour.

CARRIED

02-22 Moved by Irvine and Belcastro

1. That the Region of Niagara be advised that Welland Council supports the recommendations for the upgrading of Traffic Signal Systems, Intersection Improvements, etc., in the East Main Street - Division Street Corridor between Wellington Street and Prince Charles Drive as outlined in the City of Welland Transportation Planning Study dated April 2001, including the continued operation of East Main Street between Burgar Street and Niagara Street and Division Street between Niagara Street and East Main Street as a 'one-way pair'.
2. That the General Manager Engineering, Public Works and Transportation Services be requested to enter into discussions with Regional Niagara to ensure that improvements to traffic control systems, intersection improvements, etc., as may be required, are commenced and co-ordinated with City of Welland; and
3. That staff prepare a report with respect to calming traffic on East Main and Division Streets.

CARRIED

02-26 Moved by Eybel and Alakas that Council accepts the tender of A. Poulin Curb Construction Ltd. for the Sidewalk Repair and Replacement Program 2002, as presented in report ENG 2002-28; and That the estimated project cost based on the low tender, in the amount of \$175,000.00 be funded as follows:
 - \$150,000.00 from the approved 2002 Transportation Services, Sidewalk Replacement Budget, by means of Capital from Revenue (Operating Budget)
 - \$25,000.00 from the approved 2002 Roadways Capital Budget, Curb and Gutter Replacement Program by means of Capital from Revenue (Operating Budget);

That the City Solicitor be directed to prepare all necessary and appropriate by-laws to enter into contract with the said contractor to execute the construction as detailed in Report ENG 2002-28, at a tender price of \$150,570.00 plus applicable G.S.T.

CARRIED

02-28 Moved by Belcastro and Beaudoin that the presentation by Carolyn Dixon regarding participation of Ryan Dixon, Gerald Storey and Mathew Maracle, at the Ontario Special Olympics in Prince Albert, Saskatchewan from July 8th to 14th be received for information.

CARRIED

02-88 Moved by Spadafora and Irvine that the matter regarding Report CM-2002-15 Proposed Wide Area Network Improvement Project, be deferred to the July 16th, 2002 Council Meeting.

CARRIED

02-119 Moved by O'Dell and Alakas that the request from Gloria Book regarding the installation of walkway along the south end of Memorial Park Drive be referred to Operational Services staff for study and review.

CARRIED

02-120 Moved by Spadafora and Alakas that the presentation by Youth Pastor Phil Smith, Faith Tabernacle Church regarding the possibility of the City of Welland and the City of Cadereyta becoming twin cities be referred to staff for study and review.

CARRIED

02-120 Moved by Irvine and Dmytrow-Bilboe that Welland City Council supports the Faith Tabernacle Church representing the City of Welland in its presentation to the Mayor of Cadereyta, Mexico of the ambulance which is being purchased from Regional Niagara; and That Welland City Council provide gifts as a token of goodwill; and That the Mayor provide a letter to be presented to the Mayor of Cadereyta, Mexico on behalf of Welland City Council.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

98-152 Moved by O'Dell and Eybel

1. That the quarterly stipend for the position of Vice Mayor be increased to \$600.00 from the existing \$500.00;
2. That the stipend for Committee Chairs be increased to \$1,200.00 per annum from \$1,000.00 per annum and that the Chair of the Human Resources Committee receive the stipend;
3. That the remuneration paid to the position of Committee Chairs and Vice Mayor be indexed in a similar manner as the stipend paid to members of Council; and
4. That City of Welland By-law 11325 be amended accordingly.

CARRIED

02-10 Moved by Belcastro and Dmytrow-Bilboe that the following Councillors be appointed to serve as Chairs of the Standing Committees for the period September 1, 2002 to November 30, 2003:

<u>Community Services Chair</u>	<u>Corporate Services Chair</u>	<u>Operational Services Chair</u>
Councillor Joe Spadafora	Councillor Dan Fortier	Councillor Daniel Beaudoin

CARRIED

02-10 Moved by Mastroianni and Alakas that the City Treasurer be and he is hereby appointed Acting Clerk of the Corporation during all periods of absence of the City Clerk for any cause effective June 17, 2002.

CARRIED

02-23 Moved by Dmytrow-Bilboe and Belcastro

1. That Council approve the renewal rates for employee benefits by Clarica effective as of July 1st, 2002 as detailed in Report HR-02-08; and further

2. That Council approve the renewal rates for employee benefits by Green Shield effective July 1st, 2002 as detailed under Option 1; and
3. That Council authorize the establishment of a benefit reserve fund for the specific purposes as detailed; and further
4. That Council authorizes the Human Resources Department to tender for the services of a Benefit Broker to provide employee benefits to the employees of the City of Welland and further that such process will be completed prior to the next renewal of the employee benefit plans, which would be July 1st, 2002.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE Cont'd...:

02-65 Moved by Mastroianni and Dmytrow-Bilboe

1. That Council declare surplus and offer for sale Part of Block U, Plan 564 (east side of Plymouth Road between Lincoln and First Streets) in accordance with the requirements of the Municipal Act; and
2. That the net proceeds from the sale be deposited in the Municipal Incentive Grant Fund (10%) and the remaining funds to the Civic Centre Reserve Fund.

CARRIED

BY-LAWS

BY-LAWS PRESENTED FOR FIRST READING:

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

93-162

99-99

02-22

BYL 2002-100

A By-law to impose a maximum truck load limit of 15 tonnes for the bridge structure over the Welland River Syphon.

94-34

01-174

BYL 2002-101

A By-law to authorize the entering into a Partnership Agreement with John Deere and its Dealers.

94-172

BYL 2002-102

A By-law to accept the Transfer of an Easement(s) for storm sewers from Langendoen Homes Ltd. to the Corporation of the City of Welland in the Willow Landing Subdivision.

95-55

BYL 2002-103

A By-law to appoint By-law Enforcement Officers of the Corporation of the City of Welland and to repeal By-law 2000-155.

95-103

BYL 2002-104

A By-law to Lay Out, Establish and name Block 184, Plan 59M-184 being a Metre reserve for the City of Welland as Part of St. Lawrence Drive.

...Continued...

BY-LAWS PRESENTED FOR FIRST READING Cont'd...:**95-103**

BYL 2002-105

A By-law to authorize Conveyance of Parts 1,2,3, and 4, Plan 59R-9255, to Ashton Homes (Western) Limited (Towpath Village Subdivision).

98-62

BYL 2002-106

A By-law to exempt certain lands from Part-Lot Control on the east side of Muirfield Trail in the St. Andrew's Terrace Subdivision (Plan 59M-269), City of Welland.

99-99

BYL 2002-107

A By-law to authorize the retention of Asi Marine Limited to undertake an inspection of the Welland River Syphon.

99-99

BYL 2002-108

A By-law to authorize the entering into an Engineering Agreement with R.V. Anderson Associates Limited to provide consulting services related to the Rehabilitation of the Welland River Syphon.

01-42**01-43****01-44**

BYL 2002-109

A By-law to authorize the signing of a Master Development Agreement with Harvest Investment Corp. (Harvest Estates), 1372708 Ontario Inc. (Welland River Estates) and Gillmora Corporation Limited (Gillmora Estates) with respect to the Development of three (3) subdivisions.

01-42

BYL 2002-110

A By-law to authorize the signing of a Subdivider's Agreement with Gillmora Corporation Limited with respect to the development of Gillmora Estates Subdivision.

01-43

BYL 2002-111

A By-law to authorize the signing of a Subdivider's Agreement with Harvest Investment Corp. with respect to the development of Harvest Estates Subdivision.

01-43

BYL 2002-112

A By-law to accept the Transfer of an Easement(s) for storm sewers from Harvest Investment Corp. to the Corporation of the City of Welland in the Harvest Estates Subdivision.

01-44

BYL 2002-113

A By-law to authorize the signing of a Subdivider's Agreement with 1372708 Ontario Inc. with respect to the development of Welland River Estates Subdivision.

...Continued.

BY-LAWS PRESENTED FOR FIRST READING Cont'd...:**02-26**

BYL 2002-114

A By-law to authorize the entering into a contract with A. Poulin Curb Construction Ltd. for the Sidewalk Repair and Replacement Program 2002.

02-115

BYL 2002-116

A By-law to authorize the entering into a Service Sharing Agreement with the Corporation of the Town of Pelham, with respect to the Regional Municipality of Niagara proposed Long Term Care Facility on South Pelham Road.

02-1

BYL 2002-117

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 18th day of June, 2002.

And that the same be now read a first time.

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

2. Moved by Mastroianni and Irvine that the By-laws listed in the foregoing motion for first reading and as reproduced in this Evening's Council Agenda, 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

NOTICES OF MOTION

In accordance with By-law 9972 as amended by By-law 2001-2 passed on January 16, 2001, Councillor(s) must submit their Notice of Motion(s) in writing no later than Wednesday, July 10, 2002 for inclusion on the next Regular Council Meeting Agenda.

Councillor Irvine gave Notice of Motion of the following issue to be presented to Council at the July 16th, 2002 Regular Council Meeting.

02-22 *That staff be directed to prepare a report on the implementation of reducing the speed limit from the present 50 kilometers in the downtown BIA area to 40 kilometers for the safety of pedestrians and motorists in the BIA area, said reduction speed to be implemented as soon as possible.*

Councillor Dmytrow-Bilboe gave Notices of Motion of the following issues to be presented to Council at the July 16th, 2002 Regular Council Meeting.

02-8 *That staff be directed to reassess the order of road repair, making arterial & collector roads the priority, regardless of ward status, and instead using the rule that needs of the whole, and the extent of the deterioration of these be the determining guidelines; unless residential and lesser used roads are in such a state that any further delay would be detrimental.*

02-122 *That staff be directed to reassess the status of Fitch St. and devise a plan of action forthwith to initiate its repair.*

Councillor Dzugan gave Notice of Motion of the following issue to be presented to Council at the July 16th, 2002 Regular Council Meeting.

02-22 *That due to the incidence of transport trucks and other commercial vehicles parking on Lincoln Street east of Southworth Street in the predominantly residential area, the City Solicitor be requested to prepare a By-law to amend Schedule 'C' of By-law 89-2000 - Parking Prohibitions with Signs, by adding:*

COLUMN 1 STREET	COLUMN 2 SIDE	COLUMN 3		COLUMN 4 PERIOD
		FROM	TO	
Lincoln Street	North Side	Camrose Avenue	Scholfield Avenue	At All Times

Council adjourned at 9:35 p.m.

These Minutes approved and adopted by Motion of Council this 16th day of July, 2002.

MAYOR

CLERK