



COUNCIL MEETING, DECEMBER 3, 2002

CITY HALL, COUNCIL CHAMBERS 411 EAST MAIN STREET

Council met in Committee-of-the-Whole open to the public at 5:35 p.m. and in Committee-of-the-Whole (in camera) at 6:30 p.m. and in open session at 7:40 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 (6:30 p.m. to 7:30 p.m.), D. Fortier, D. Grenier (7:25 p.m.), J. Irvine, J. Mastroianni, S. O'Dell and J. Spadafora (until 9:00p.m.).

Members of the Staff and Others Present:

City Clerk C.A. Stirtzinger

City Manager T. Fitzpatrick

Chief, Fire & Emergency Services P. Olah (until 6:30 p.m.)

General Manager Engineering, Public Works & Transportation Services G. Marcello (7:40 p.m.)

General Manager Parks & Recreation I. Smith (6:45 p.m.)

General Manager Financial & Corporate Services/Treasurer B. Silvestri (7:40 p.m.)

Administrative Assistant/Deputy Clerk B. Gallaccio (7:40 p.m.)

Manager, Development Planning/Real Estate D. Thorpe (7:40 p.m.)

Chief Building Official, M. Mantesso (7:40 p.m.)

Manager, Economic Development & Tourism D. Degazio (7:10 p.m.)

(Steve Smith, Cowan Public Entity, and Albert Hendriks, F.E. Coyne Insurance Agency were present during Committee-of-the-Whole (in camera) discussions on a security of property matter.)

02-25 Moved by Belcastro and Irvine that Council meet in Committee-of-the-Whole, closed to the public at 6:30 p.m. to consider:

- a) the security of the property of the municipality; and
- b) personal matters about an identifiable individual, including municipal employees.

CARRIED

(Mayor Forster was not present during Committee-of-the-Whole discussions on a personal matter. Vice Mayor Dmytrow-Bilboe assumed the Chair.)

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

CARRIED

DISCLOSURE OF INTEREST:

Councillor Belcastro 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 is employed by Doral Holdings.

Councillor Dzugan disclosed an interest in Ref. No. 02-170 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he is a member and Vice President of the Slovak Hall and future waste management contracts may affect the Slovak Hall's present level of service.

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 bid on the proposed Civic Square Project.

Mayor Forster disclosed an interest in Ref. No. 02-10 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as her brother-in-law is a candidate recommended for appointment to the Welland Recreational Canal Corporation. Vice Mayor Dmytrow-Bilboe assumed the Chair to preside over this matter.

PRESENTATION:

Presentation by the Mayor of 25 year service watches to the following employees:
Margaret Fortin – Jacob Lobbezzo – Wayne Brown* – James Gillap* – David McKee* – Peter Voynovich – Arnold Mackler* – George Stuart – Henry Labenski – Gordon Cormier – Norman Desilets – John Dolan*.

(*) in attendance.

DELEGATIONS:

- 02-178** Barb Okanik, Manager Niagara Trade Center; Valerie Kouhns, Trade Consultant; Dan Degazio, Manager, Economic Development & Tourism; and Councillor Joe Spadafora addressed Council regarding their 7 day trade mission to the United Kingdom to promote inward and outward investment and trade relations.
- 01-126** Corinne McCormack, Account Manager, Penny Christie, Municipal Relations Representative and Gale Briggs, Municipal Relations Assistant, Municipal Property Assessment Corporation (MPAC) made presentation regarding Property Assessment.
- 02-169** Gord and Anne Harold, 85 Aqueduct Street addressed Council regarding an exemption to the Fence By-law 10545.

THE FOLLOWING CORRESPONDENCE WAS READ:

- 98-82** A By-law to appoint Carruthers Shaw and Partners Limited, Architects in association with Venerino V.P. Panici Architect Inc. as architect for the proposed Welland Civic Square Project.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

- 92-101** A By-law to amend City of Welland Building By-law 10230.
- 95-110** A By-law to amend the Swimming Pool Fence By-law 10557.
- 97-77**
- 02-31** Niagara Rebels Baseball Club – usage of baseball facilities.
- 99-140** Brady and Associates requesting the initiation of a planning study of North Welland in order to extend the northerly boundary of the City's urban area.
- 2000-83** Review of City's Lot Grading & Drainage for Subdivisions Policy.
- 01-53** Janet Beckett, City Clerk, City of Port Colborne – requesting support its resolution regarding Ship Building in Niagara (OSTAR Application).
- 01-120** Town of Pelham requesting the appointment of an engineer to maintain the section of Big Creek Drain in the City of Welland.
- 01-126** Corinne McCormack, Account Manager, Penny Christie, Municipal Relations Representative and Gale Briggs, Municipal Relations Assistant, Municipal Property Assessment Corporation (MPAC) – Power Point presentation regarding Property Assessment.
- 02-1** 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 26th day of November, 2002 and 3rd day of December, 2002.
- 02-3** Roseann Norton, Executive Director, Victorian Order of Nurses - requesting permission to sell raffle tickets in the City of Welland
- 02-4** September 2002 Financial Statements.
- 02-7** Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri- Accounts Payable Report – November 14-25, 2002.
- 02-13** A By-law to authorize the acceptance of tender of Harper Detroit Diesel Limited for the purchase of a Detroit Diesel Remanufactured Engine for Welland Transit.
- 02-15** Master Community Fire Safety Plan.
- 02-15** Fire Marshal's Office – Options/Recommendations – Staff Comments.
- 02-22** Report with respect to calming traffic on East Main and Division Streets.

- 02-22** S. Michael Belcastro, Doral Holdings Limited – requesting a By-law to prohibit parking of transport trucks at the Seaway Mall property.
- 02-29**
- 03-29** Council Meeting Dates.
- 02-120** Matter regarding the City of Cadereyta becoming twin cities with the City of Welland.
- 02-141** Request for exemption from the boulevard protection By-law 9265 by Lloyd Cornwall concerning 70 Cozy Street.
- 02-150** Littering and Obstructing City Highways.
- 02-166** Thomas R. Hollick, Regional Clerk – A By-law to change the composition and size of Regional Council.
- 02-169** Gord and Anne Harold, 85 Aqueduct Street to address Council regarding an exemption to the Fence By-law 10545.
- 02-169** Request for Exemption from Fence By-law 10545, Visibility Triangle, for 85 Aqueduct Street.
- 02-170** Waste Collection contract, Region of Niagara, April 1, 2004 to March 31, 2009.
- 02-172** Municipal Act, 2001, Public Notice Provisions.
- 02-172** A By-law to establish Procedures for Notices in accordance with the Municipal Act, 2001.
- 02-174** Hellems – Burger Sewer Separation Program.
- 02-175** Official Plan Amendment – Central West Area.
- 02-176** Municipal Performance Measurement Program for the Year 2001.
- 02-177** Natural Gas – 5 year contract.
- 02-177** Gen. Mgr. Parks & Recreation I. Smith – Natural Gas – 5 year contract.
- 02-178** Barb Okanik, Manager Niagara Trade Center, Valerie Kouhns, Trade Consultant, Dan Degazio, Manager, Economic Development & Tourism and Councillor Joe Spadafora to make presentation regarding their 7 day trade mission to the United Kingdom to promote Inward and Outward investment and trade relations.
- 03-4** Temporary Borrowing – 2003.
- 03-10**
- 03-24** A By-law to authorize the appointment of David Shantz as General Manager, Engineering, Public Works and Transportation Services/City Engineer and to amend By-law 2002-72.
- 03-39** Proposed Building Permit Fee increases.
- 03-40** Proposed Planning Application Fees for 2003.
- 03-40** A By-law to establish a tariff of fees for Planning Applications, Information Reports and Applications and to Repeal City of Welland By-law 2001-166.
- 03-45** City Clerk C.A. Stirtzinger – 2003 Municipal Transit and Welland Recreational Canal Corporation Insurance.

02-1 Moved by Dzugan and Dmytrow-Bilboe that the Minutes of the Regular Council Meeting of November 19, 2002 and special Council Meetings of November 26, 28, 2002 be and the same are hereby approved and adopted as circulated.

CARRIED

97-77

02-31 Moved by Mastroianni and Dmytrow-Bilboe that the information presented by the Niagara Rebels Baseball Club be again referred to the Sports Complex Committee for review and recommendation and that staff be directed to follow up and report on this matter.

CARRIED

99-140 Moved by Mastroianni and Dmytrow-Bilboe 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

2000-83 Moved by Mastroianni and Dmytrow-Bilboe that staff be again directed to review the City's Lot Grading & Drainage for Subdivisions Policy SER-007-0004 to provide for improvement enforcement procedures; and

That Council again direct staff to review the need to deal with lot grading and drainage issues with new and existing subdivisions.

CARRIED

01-53 Moved by Mastroianni and Dmytrow-Bilboe that Welland City Council endorses the resolution from the City of Port Colborne and supports the OSTAR application put forward by Canadian Shipbuilding and Engineering Limited regarding ship building in Niagara; and
That the City Clerk advise the proper authorities accordingly.

CARRIED

01-120 Moved by Mastroianni and Dmytrow-Bilboe 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

01-126 Moved by Belcastro and Dzugan that the presentation by Corinne McCormack, Account Manager; Penny Christie, Municipal Relations Representative; and Gale Briggs, Municipal Relations Assistant, Municipal Property Assessment Corporation (MPAC) regarding Property Assessment be received for information.

CARRIED

02-3 Moved by Mastroianni and Dmytrow-Bilboe that permission is hereby granted to the Victorian Order of Nurses to sell raffle tickets in the City of Welland under authority of Lottery License M292551; subject to the receipt of a \$25.00 administration fee for processing this request.

CARRIED

02-4 Moved by Mastroianni and Dmytrow-Bilboe that the financial reports for the period ending September 30, 2002 be received.

CARRIED

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

1	14-Nov-02	\$ 388,459.35
2	15-Nov-02	6,640.31
3	18-Nov-02	1,142,446.95
4	20-Nov-02	65,192.87
5	21-Nov-02	18,344.83
6	22-Nov-02	1,672.19
7	25-Nov-02	<u>602,751.89</u>

Total **\$ 2,225,508.39**

CARRIED

02-22 Moved by Mastroianni and Dmytrow-Bilboe that staff again be requested to prepare a report with respect to calming traffic on East Main and Division Streets.

CARRIED

02-22 Moved by Mastroianni and Dmytrow-Bilboe that the request from S. Michael Belcastro on behalf of the Seaway Mall and Doral Holdings Limited regarding a By-law to prohibit parking of transport trucks on private property be referred to staff for study and review.

CARRIED

02-29

03-29 Moved by Mastroianni and Dmytrow-Bilboe that the Regular Council Meeting for January 7th, 2003 be cancelled.

CARRIED

02-120 Moved by Mastroianni and Dmytrow-Bilboe that the matter regarding the City of Cadereyta becoming twin cities with the City of Welland be again referred to staff for study and review.

CARRIED

02-141 Moved by Mastroianni and Dmytrow-Bilboe that the City advise Mr. Cornwall to remove the boulders, rocks, landscaping timbers, planters and structures from the City-owned boulevard in front of 70 Cozy Street, maintaining the remaining flower garden at a reasonably low height for visibility and safety reasons.

CARRIED

02-150 Moved by Mastroianni and Dmytrow-Bilboe

1. That existing By-law 4477 be repealed and a new By-law be prepared under Section 314 of the Municipal Act dealing with the obstruction and littering of City highways; and
2. That the new By-law be short worded to provide a \$200.00 set fine for a breach of the By-law.

CARRIED

02-166 Moved by Mastroianni and Dmytrow-Bilboe that Welland City Council consents to the passage of By-law 124-2002 of The Regional Municipality of Niagara, being a by-law to change the composition and size of Regional Council.

CARRIED

02-169 Moved by Mastroianni and Belcastro that the request from Mr. and Mrs. Harold for an exemption to City Fence By-law 10545, Visibility Triangle, be referred back to staff to review a compromise proposal by the Harold's for report to the December 17, 2002 Council Meeting.

CARRIED

02-170 Moved by Fortier and Dmytrow-Bilboe that Report ENG 2002-56 regarding Waste Collection Contract - Region of Niagara - April 1, 2004 to March 31, 2009 be referred to the January 14th General Committee Meeting.

CARRIED

02-172 Moved by Mastroianni and Dmytrow-Bilboe that Council pass a by-law to establish procedures for notices for the purposes of Sections 34, 47, 48, 57, 99 and 291 of the Municipal Act, 2001, as determined and prepared by the City Solicitor.

CARRIED

02-174 Moved by Mastroianni and Dmytrow-Bilboe that the General Manager, Engineering, Public Works and Transportation Services be authorized to proceed with retaining Kerry T. Howe Engineering Limited to provide engineering services for the Hellems - Burgar Sewer Separation Program and prepare and finalize trunk sanitary sewer design to service the areas as previously defined; and That the City Solicitor be directed to prepare all necessary and appropriate By-laws to execute the same.

CARRIED

02-175 Moved by Mastroianni and Dmytrow-Bilboe that Report PDS-2002-94 with respect to the Official Plan Amendment for the Central West Area be received for information purposes.

CARRIED

02-176 Moved by Mastroianni and Dmytrow-Bilboe that the results of the City of Welland 2001 Municipal Performance Measurement Program be posted on the City's Internet site in compliance with the Provincial publication requirement.

CARRIED

02-177 Moved by Alakas and Irvine that Council authorize the General Manager of Parks and Recreation to enter into an agreement with a Natural Gas Supplier for the supply of Natural Gas on December 4, 2002 at the best five (5) year fixed rate available at that time for the period of February 1, 2003 to January 31, 2007, and that the General Manager communicate this price to the City Manager prior to entering into the Agreement.

CARRIED

02-178 Moved by Fortier and Irvine that the presentation by Barb Okanik, Manager Niagara Trade Center; Valeri Kouhns, Trade Consultant; Dan Degazio, Manager, Economic Development & Tourism; and Councillor Joe Spadafora regarding their 7 day trade mission to the United Kingdom to promote inward and outward investment and trade relations be received for information.

CARRIED

03-4 Moved by Belcastro and Irvine

1. That Council authorize the Treasurer to borrow up to \$6,000,000.00 to meet current expenditures until

taxes are collected and capital payments pending long-term financing arrangements for the year 2003.

2. That the City Solicitor be instructed to prepare the necessary by-law.

CARRIED

03-39 Moved by Mastroianni and Dmytrow-Bilboe that the following Tariff of Fees for Building/Plumbing Applications be adopted by the City of Welland effective January 1, 2003.

CLASS OF PERMIT	EXISTING PERMIT APPLICATION FEE	PROPOSED PERMIT APPLICATION FEE
1. BUILDING		
1.1. NEW CONSTRUCTION AND ADDITIONS		
MAJOR OCCUPANCY		
GROUP A - ASSEMBLY OCCUPANCIES		
School; church; restaurant; daycare; hall; transit; recreation facility; other	\$0.89/ft ²	\$0.92/ft ²
GROUP B - INSTITUTIONAL OCCUPANCIES		
Hospital; retention facility; nursing home; other	\$1.06/ft ²	\$1.09/ft ²
GROUP C - RESIDENTIAL OCCUPANCIES		
One-Family Dwelling	\$0.68/ft ²	\$0.70/ft ²
Semi-detached dwelling; duplex dwelling	\$0.68/ft ²	\$0.70/ft ²
Multiple unit dwellings; apartment building; townhouse	\$0.56/ft ²	\$0.58/ft ²
Hotels; motels	\$0.56/ft ²	\$0.58/ft ²
Other residential	\$0.56/ft ²	\$0.58/ft ²
GROUP D - BUSINESS/PERSONAL SERVICES OCCUPANCIES		
Office; bank; medical; police stations; other	\$0.84/ft ²	\$0.87/ft ²
GROUP E - MERCANTILE OCCUPANCIES		
Store; shopping mall/plaza; shop; market; retail; other	\$0.68/ft ²	\$0.70/ft ²
GROUP F - INDUSTRIAL OCCUPANCIES		
Industrial mall/plaza/garage; plant; factory; warehouse; other	\$0.45/ft ²	\$0.46/ft ²
Industrial buildings with no partitions; no plumbing and no mechanical	\$0.23/ft ²	\$0.24/ft ²
SPECIAL CATEGORIES/OCCUPANCIES		

CLASS OF PERMIT	EXISTING PERMIT APPLICATION FEE	PROPOSED PERMIT APPLICATION FEE
Farm building; greenhouse	\$0.11/ft ²	\$0.11/ft ²
Trailer; air supported structure	\$0.06/ft ²	\$0.06/ft ²
Tent	\$0.06/ft ²	\$0.06/ft ²
	to maximum of \$110.00	to maximum of \$113.00
		...cont'd.

03-39...Cont'd.

One-family:

garage; carport	\$0.23/ft ²	\$0.24/ft ²
covered deck/porch	\$0.23/ft ²	\$0.24/ft ²
uncovered deck/porch	\$0.17/ft ²	\$0.18/ft ²
sunroom/solarium	\$0.45/ft ²	\$0.46/ft ²
shed/accessory building	\$0.23/ft ²	\$0.24/ft ²

1.2 ALTERATIONS**DESCRIPTION**

Unfinished basement	\$0.17/ft ²	\$0.18/ft ²
Roof structure	\$0.06/ft ²	\$0.06/ft ²
Fireplace; woodstove; chimney	\$43.00	\$44.00

Interior Alterations:

including plumbing and mechanical	\$0.23/ft ²	\$0.24/ft ²
including plumbing or mechanical	\$0.17/ft ²	\$0.18/ft ²
excluding plumbing and mechanical	\$0.12/ft ²	\$0.12/ft ²

Finishing Basement	\$0.34/ft ²	\$0.35/ft ²
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One-Family:

finishing basement	\$0.17/ft ²	\$0.18/ft ²
other minor alteration	\$43.00	\$44.00

1.3 PARTIAL PERMIT/STAGED CONSTRUCTION

Partial/ conditional permits subject to a 50% surcharge of	Partial/ conditional permits subject to a 50% surcharge of
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	total permit value	total permit value
FOUNDATION		
Complete to grade including underground services	15%	15%
BUILDING SHELL		
Completed structural shell	40%	40%
Completed architectural shell	80%	80%
BUILDING COMPLETION		
Includes renovation by tenant to complete	100%	100%

...cont'd.

03-39...Cont'd.

2. PLUMBING ONLY		
Fixture; plumbing appliance; stack; interceptor; tank; floor drain; sewage ejector; sump; manhole; catchbasin; rain water leader; other	\$4.62 each	\$4.75 each
All buried piping including building drain and sewer; building storm drain and sewer; storm drainage piping; water service pipe	\$0.39/lf	\$0.40/lf
Water distribution pipe	\$43.00	\$44.00
3. DEMOLITION		
One-family dwelling; buildings less than 3,000 sq. ft. gross area	\$43.00	\$44.00
Other demolitions	\$0.02/ft ²	\$0.02/ft ²
4. MOVING	\$43.00	\$44.00
5. SIGN	\$0.61/ft ²	\$0.63/ft ²
6. POOL		
Public pool	\$233.00	\$240.00
Inground pool	\$66.00	\$78.00
Above-ground pool	\$43.00	\$55.00
7. RENOVATION		
Minor renovations not requiring plans	\$43.00	\$44.00

8. USE CHANGE		
Permit for the change of use of a building or part thereof	\$59.00	\$61.00
9. OCCUPANCY		
Permit to allow occupancy		
Houses, semi-detached dwellings, townhouses	\$43.00	\$44.00
Other buildings	\$217.00	\$224.00
10. TRANSFER		
Transfer of permit to a new owner	\$59.00	\$61.00
		...cont'd.

03-39...Cont'd.

11. DESIGNATED STRUCTURE		
Retaining wall; pedestrian bridge; crane; runway	\$1.18/lf	\$1.22/lf
Communication tower	\$163.00	\$168.00
Other designated structure	\$59.00	\$61.00
12. SEWAGE SYSTEM		
Class 4	\$544.00	\$560.00
Repair of Class 4	\$159.00	\$164.00
Other than Class 4	\$326.00	\$336.00
Assessment and comments of existing sewage systems	\$109.00	\$112.00
13. Minimum Permit Fee and Amendments to Permits	\$43.00	\$44.00
14. Where Fees must be Established by Value	\$9.28/\$1,000	\$9.56/\$1,000
15. Refunds		
Application Filed	80%	80%
Plans Reviewed	60%	60%
Permit Issued	40%	40%
Additional Deduction for each Inspection	10%	10%

16. Cancellation of an inspection or inspection not ready \$43.00 \$44.00

CARRIED

03-40 Moved by Mastroianni and Dmytrow-Bilboe that the following Tariff of Fees for Planning applications and related matters be adopted by the City of Welland effective January 1, 2003.

	CURRENT	PROPOSED
Official Plan Amendment Application	\$1,020	\$1,100
Zoning By-law Amendment Application	\$1,020	\$1,100
Concurrent Official Plan Amendment and Zoning By-law Amendment	\$1,630	\$1,800
Removal of Holding Symbol	\$295	\$305
Temporary Use By-law	\$1,020	\$1,100
Site Plan Control Application	\$570	\$800
Minor Change to Site Plan Agreement	\$245	\$400
		...cont'd.

03-40...Cont'd.

Processing Part Lot Control By-law	\$410	\$425
Processing Condominium Application/Exemption Request	\$2,990	\$3,080
Processing Short Form Subdivision Agreement (Consent)	\$625	\$640
Processing Subdivision Application/Development Agreements	\$2,990	\$3,080
	+ \$530 for each Phase over one	+ \$545 for each Phase over one
	+ \$10/Lot or Block excluding 0.3 reserves	+ \$10/Lot or Block excluding 0.3 reserves
Subdivision Fee for each Plan Registration Greater Than 1 Dealing with the Same Draft Plan	\$0	\$800
Modification to Draft Plan Conditions Involving Circulation	\$705	\$725
Extension to Draft Plan Approval	\$355	\$365
Processing Servicing/Development Agreement	\$625	\$700
Processing Front-Ending Agreement	\$815	\$840
Information Report	\$80	\$80
Environmental Information	\$80	\$80
Minor Variance Application	\$355	\$365

Consent to Sever	\$650	\$670
Change of Conditions for Consent	\$125	\$130
Concurrent Minor Variance and Consent	\$870	\$895
Rescheduling of Consent or Minor Variance Application	\$160	\$165

CARRIED

03-45 Moved by Mastroianni and Dmytrow-Bilboe that the City's General and Transit Insurance; and the Welland Recreational Canal Corporation (WRCC) Insurance be renewed for a 12 month period December 31, 2002 to December 31, 2003 with Cowan Public Entity through F.E. Coyne Insurance Brokers Limited with annual premiums as follows:

General	\$378,592
Transit	\$ 50,128

MUNICIPAL TOTAL \$428,720

Welland Recreational Canal Corporation \$10,459 (Plus applicable taxes).

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

02-10 Moved by Dzugan and Beaudoin that the following citizens be appointed to the following Committees:

Local Architectural Conservation Advisory Committee:

December 1, 2002 to November 30, 2004.

- Janet Booth, George Chipman, Paula Esposito, John Mastroianni and Joe Mocsan.

Property Standards Committee:

December 1, 2002 to November 30, 2005

- Gary Galambos.

Welland Recreational Canal Corporation:

December 1, 2002 to November 30, 2005.

- Claude Breault and Gus Marcello.

CARRIED

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

BY-LAW PRESENTED FOR FIRST READING:

1. Moved by Spadafora and Alakas that leave now be given to introduce the following proposed

By-law entitled:

02-12

03-12

BYL 2002-191

A By-law to amend By-law Number 2002-187, being a By-law to appoint certain Members of Council as Vice-Mayor for three (3) month terms of office, for the period commencing December 1st, 2002 and ending November 30th, 2003.

And that the same be now read a first time.

CARRIED

BY-LAW PRESENTED FOR SECOND AND THIRD READING

2. Moved by Spadafora and Alakas 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 Irvine and Dmytrow-Bilboe that leave now be given to introduce the following proposed By-laws entitled:

03-39

BYL 2002-192

A By-law to amend City of Welland Building By-law 10230.

95-110

BYL 2002- 193

A By-law to amend the Swimming Pool Fence By-law 10557.

02-13

BYL 2002- 194

A By-law to authorize the Acceptance of Tender of Harper Detroit Diesel Limited for the purchase of a Detroit Diesel Remanufactured engine for Welland Transit.

02-172

BYL 2002-195

A By-law to establish Procedures for Notices in accordance with the Municipal Act, 2001.

03-10**03-24**

BYL 2002-196

A By-law to authorize the appointment of David Shantz as General Manager, Engineering, Public Works and Transportation Services/City Engineer and to amend By-law 2002-72.

03-4

BYL 2002-197

A By-law to establish a Tariff of Fees for Planning Applications, information Reports and Applications and to repeal City of Welland By-law 2001-166.

98-82

BYL 2002-198

A By-law to appoint Carruthers Shaw and Partners Limited, Architects in Association with Venerino V.P. Panici Architect Inc. as Architect for the proposed Welland Civic Square Project.

02-1

BYL 2002-199

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 26th day, 28th day of November, 2002, and 3rd day of December, 2002.

And that the same be now read a first time.

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

4. Moved by Irvine and Dmytrow-Bilboe 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**NOTICE 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, December 11, 2002 for inclusion on the next Regular Council Meeting Agenda.

Council adjourned at 10:30 p.m.

These Minutes approved and adopted by Motion of Council this 17th day of December , 2002.

MAYOR

CLERK