



COUNCIL MEETING, JULY 15, 2003

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 7:00 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 (7:20 p.m.), J. Irvine, J. Mastroianni, S. O'Dell and J. Spadafora (7:00 p.m.).

Members of the Staff and Others Present:

City Clerk C.A. Stirtzinger

City Solicitor G. Banks (7:30 p.m.)

City Manager T. Fitzpatrick

Chief, Fire & Emergency Services P. Olah (7:00 p.m.)

General Manager Engineering, Public Works & Transportation Services
D. Shantz(7:00 p.m.)

General Manager Financial & Corporate Services/Treasurer B. Silvestri (7:00 p.m.)

Clerk Steno III C. Viger (7:00 p.m.)

Manager, Development Planning/Real Estate D. Thorpe (6:15 p.m.)

Manager Leisure Services R. Morwald (7:00 p.m.)

Acting Executive Assistant to the Mayor and City Manager L. Ip (7:00 p.m.)

03-25 Moved by Irvine and Belcastro 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; and
- c) a proposed or pending acquisition of land for municipal purposes.

CARRIED

03-25 Moved by Belcastro and Irvine that the Committee-of-the-Whole arise from its closed meeting at 6:20 p.m.

CARRIED

DISCLOSURE OF INTEREST:

Mayor Forster disclosed an interest in Ref. No. 03-107Z/03-108Z and did not take part in the consideration and discussion of same, and refrained from voting thereon, as she has recently purchased a Recreational Vehicle, storage of which may be affected by this proposed By-law. During discussion on this issue, Mayor Forster vacated the Chair and Vice Mayor Dan Beaudoin presided.

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 Civic Square project.

Councillor Irvine disclosed an interest in Ref. No. 03-110 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he sells real estate in the City of Welland .

Councillor Eybel disclosed an interest in Ref. No. 03-20 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as her daughter is a volunteer firefighter.

PUBLIC HEARING PURSUANT TO THE MUNICIPAL ACT

99-99

03-4 Revision to the City's 2003 Capital and Current Budgets.

97-156 Sewage Environmental Assessment Study Phase 3 and 4 and Wet Weather Combined Sewer Overflow (CSO) Treatment Efficiency Evaluation.

03-100 Summit Avenue Area Watermain Replacement – Phase 1 – Supplementary report – Claremount Circle.

The following people were present to speak on the proposed amendments:

- No one spoke to the applications.

NOTICE OF ROAD CLOSING – TRUFAL AVENUE

03-114 Frank Deluca, Deita Company, 170 Broadway, Welland, was present in support of the stopping up, closing and sale of that portion of Trufal Avenue lying between Broadway and St. George Street.

NOTICE OF PROPOSED NAMING OF MALCOLM ROAD

03-115 Nicole Mercier, 795 Schisler Road, Welland addressed Council in opposition to the naming of the un-named road east of Moyer Road and south of East Main Street.

DELEGATIONS:

03-28 Greg D'Amico, President, addressed Council regarding activities of the Welland Downtown Business Improvement Area.

03-31 Bob White, Chairperson and Stephanie Brauweiler, Welland Sherwood Activity Centre addressed Council regarding a proposal to develop a facility at Maple Park.

03-28 Sandra Carr, Operations Manager, Canadian Diabetes Association, introduced Council a new recycling program - "Diabetes Recycle Ink".

98-82 Russ Findlay, Chair, Geoff Eden and Gordon Misener, Accessibility Advisory Committee addressed Council regarding the Civic Centre Accessibility design checklist for a "Barrier Free" Civic Centre/Library Complex.

03-107Z Bruce Coring, Wes Munday on behalf of Russ Hall, and Denis Lanthier, addressed Council **03-108Z** regarding the matter of amendments to By-laws 1538 and 2667 concerning the parking of boats, trailers and mother homes.

THE FOLLOWING CORRESPONDENCE WAS READ:

03-21 Letter from Michael Wilson, Executive Producer, Electric Dreams Video Incorporated requesting permission to use the corner of Cross Street and East Main Street on August 18, 2003 for an upcoming movie scene.

THE FOLLOWING CORRESPONDENCE WAS DELETED:

Peter Kormos, MLA, to present to Tom Nenadovich, Fire Prevention Officer of Queen's Jubilee Medal for dedicated efforts in fundraising for the Children's Safety Village.

Mayor Forster to present to Alicia Harvey in recognition of her heroic efforts in rescuing her sister and mother from their burning home.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

- 97-156** Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Sewage Environmental Assessment Study Phase 3 and 4 – Wet Weather Combined Sewer Overflow (CSO) Treatment Efficiency Evaluation.
- 97-156** A By-law to authorize the entering into an agreement with XCG Consultants Limited to undertake the Welland Wet Weather CSO Treatment Efficiency Evaluation.
- 98-62** Mgr., Development Planning / Real Estate D. Thorpe – The Highlands Subdivision, formerly St. Andrew's Terrace Subdivision (File 26T-14-97005) – Request for extension to Draft Approval.
- 98-82** Russ Findlay, Chair, Accessibility Advisory Committee – A Barrier Free Civic Centre.
- 98-82** City Manager T. Fitzpatrick – Retention of Owner's Representative and Retention of a Security Consultant for the Civic Square.
- 98-82** Jack B. Moores, 4 Stoneybrook Crescent, Welland – Implementing Fair Wages for the **03-112** Civic Centre Project.
- 99-99** City Manager T. Fitzpatrick - Approval of Welland Recreational Canal Corporation 2003 **03-4** Budget.
- 01-46** Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Enterprise Subdivision Tender Opening.
- 01-46** A By-law to authorize the entering into a contract with _____ for the purpose of installing municipal services for the Enterprise Subdivision.
- 01-120** Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Big Creek Drain.
- 01-144** Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Watermain leak investigation & water usage profiling.
- 02-160** City Clerk C.A. Stirtzinger – Trial period review of new Council Meeting Format and elimination of General Committee Meetings.
- 03-1A** 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 15th day of July, 2003.
- 03-3** Gayer Zaleski, Niagara Grape and Wine Festival – requesting to sell raffle tickets in the City of Welland and to waive the fee for service.
- 03-4** Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri- Continued Protection For Property Taxpayers Act 2000.
- 03-7** Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri- Accounts Payable – June 11, 2003 to July 7, 2003.
- 03-13** A By-law to authorize the entering into an amending agreement with 1333988 Ontario Inc. operating as Streetseen Media.
- 03-13** A By-law to authorize the entering into an agreement with Brock University Students Union.
- 03-13** City Clerk C.A. Stirtzinger – Expanded Welland Transit and Handi Trans Operations on **03-66** Municipal Elections Day and advance Polling Days.
- 03-15** Chief, Fire and Emergency Services P. Olah – Flashover Unit Purchase.
- 03-15** A By-law to authorize the entering into a cost savings agreement with the Municipalities of Fort Erie, Niagara Falls and St. Catharines for the joint purchase of a Flashover Training Unit from John Butler.
- 03-20** Derek David, Welland Volunteer Fire Company No. 3 – requesting Special Occasion Permit.
- 03-21** Pastor Ron Latulippe, Rosedale Baptist Church - Permission to hold a closing event/fun day on August 16, 2003.
- 03-28** Greg D'Amico, President, Welland Downtown Business Improvement Area – Update Council on its activities.

03-28 Sandra Carr, Operations Manager, Canadian Diabetes Association – Introduction of a new recycling program - “Diabetes Recycle Ink”.

03-31 Bob White, Chairperson and Stephanie Brauweiler, Welland Sherwood Activity Centre – Proposal to develop a facility at Maple Park.

03-46 Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Retention of a 1991 Ford Pickup Crew Cab Truck within the Fleet Complement.

03-58 Peter Kormos, MPP, - Relocation of the Niagara Clinical Teaching and Research Unit.

03-66 City Clerk C.A. Stirtzinger – Advance Voting By-law - Elections 2003.

03-66 A By-law to provide for advance votes to be held prior to voting day.

03-99 A By-law to designate 196 Niagara Street in the City of Welland, known as the Thomson-Mateka House, of Historic or Architectural value or interest.

03-100 Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz - Summit Avenue Area Watermain Replacement - Phase 1 - Supplementary report – Claremount Circle.

03-107ZThe following to address Council regarding the proposed amendments to By-laws 1538 **03-108Z** and 2667 regarding parking boats, trailers and motor homes: Frank De Luca, Bruce Coring, Wes Munday on behalf of Russ Hall, Denis Lanthier, Mark Pilote, Joel and Jean Brodie.

03-107Z Mgr., Development Planning / Real Estate D. Thorpe – Proposed General Amendment to

03-108ZZZoning By-law 2667 and Zoning By-law 1538 – City of Welland (File 2003-05).

03-109 Mgr., Development Planning / Real Estate D. Thorpe – Repeal of By-law 8982 respecting of By-law 8982 respecting the car washing regulation of Licensing By-law 4530.

03-109 A By-law to repeal By-law 8982, being a By-law amending Licensing By-law 4530 by issuing car washing regulations, and repealing By-laws 6733, 5845, 5493 and 4690.

03-110 Mgr., Development Planning / Real Estate D. Thorpe – City policy for the sale of city-owned lands including the stopping up and closing of highways.

03-110 A By-law to establish and adopt a City Policy governing the sale of city-owned land including stopping up and closing of highways and to revoke certain policies respecting land and to repeal By-law 10570.

03-114 Mgr., Development Planning / Real Estate D. Thorpe – Stopping Up, Closing and sale of that portion of Trufal Avenue lying between Broadway and St. George Street.

03-114 A By-law to authorize the stopping-Up, Closing and Conveying of that portion of Trufal Avenue lying between Broadway and St. George Street.

03-115 Mgr., Development Planning / Real Estate D. Thorpe – Proposed naming of un-named road east of Moyer Road and South of East Main Street.

03-115 A By-law to name part of Lots 11 and 12, concession 4, being a road allowance lying east of Moyer Road linking to East main Street, as Malcolm Road.

03-116 Mgr., Development Planning / Real Estate D. Thorpe – Lay out, establish and name a one foot reserve along the south side of Summit Avenue west of First Avenue.

03-116 A By-law to Lay Out, Establish and name the south one foot of the north one-half of Lot 250, former Township of Thorold and the south one foot of the east 264 feet of the north-half of Lot 251, former Township of Thorold, now in the City of Welland shown on registered plans 618 and 666 being all of the pin 64092-0664 (LT) being a one foot reserve for the City of Welland as part of Summit Avenue.

03-117 Chief Building Official M. Mantesso – 2003 Mid Year Building Permit Activity.

03-1 Moved by Irvine and Mastroianni that the Minutes of the Regular Council Meeting of June 17, 2003 be and the same are hereby approved and adopted as circulated.

CARRIED

97-156 Moved by Mastroianni and Dmytrow-Bilboe that the City of Welland retain XCG

Consultants Limited to undertake the Welland Wet Weather CSO Treatment Efficiency Evaluation.
 That the City of Welland enter into an agreement with Environment Canada for funding assistance to complete the project under the Great Lakes Sustainability Fund.
 That \$60,000 from the Sanitary Sewer Surplus Reserve be utilized to fund the City's share of the project costs for 2003.

CARRIED

98-62 Moved by Belcastro and Irvine that Council approves an extension to Draft Approval for The Highlands Subdivision, formerly the St. Andrew's Terrace Subdivision (File 26T-14-97005) for one (1) year to July 27, 2004 as requested by Stephan Kaiser on behalf of 1276343 Ontario Limited.

CARRIED

98-82 Moved by O'Dell and Dzugan that the presentation by Russ Findlay, Chair, Geoff Eden and Gordon Misener, Accessibility Advisory Committee regarding the Civic Centre Accessibility Design Checklist for a barrier free Civic centre/Library complex be received for information and further;
 That Council endorse the following recommendations from the Accessibility Advisory Committee:

1. That the five principles submitted by the Accessibility Advisory Committee in the construction of the new Civic Centre/Library Complex, be adopted.
2. That Council authorizes the Civic Centre planning committee to issue a Request For Proposal, in consultation with the Accessibility Advisory Committee, to contract an Accessibility Design Specialist to review the plans as they evolve, and to visit the site while under construction in order to ensure that the following accessibility design features are implemented and correctly
3. That Council authorizes funds in the amount of \$8,000, to implement the above.

CARRIED

98-82 Moved by Belcastro and Irvine

1. That the Civic Square Building Committee be authorized to retain the services of an Owner's Representative for the Civic Square Project; and
2. That the Civic Square Building Committee be authorized to retain a Security Consultant for the Civic Square project.

CARRIED

(Councillors Eybel and Alakas asked to be recorded as opposed to this Resolution.)

99-99

03-4 Moved by Fortier and Beaudoin that Welland Council approves the 2003 Budget submission of the Welland Recreational Canal Corporation attached to City Manager report number CM-2003-15.

CARRIED

(Councillors O'Dell, Alakas and Grenier asked to be recorded as opposed to this Resolution.)

01-46 Moved by Belcastro and Irvine that Council accepts the tender of V. Gibbons Contracting Ltd. for the servicing of Enterprise Industrial Subdivision, as presented in report ENG-2003-47;
 That the City Solicitor be directed to prepare all necessary and appropriate by-laws to enter into a contract with the said contractor, to execute the construction, at the tender price of \$1,076,764.03, plus applicable G.S.T.;

That the estimated project cost, based on the above-mentioned low tender, be set at \$1,319,000.00, which is to be funded by means of the Economic Development reserve fund, the General Surplus reserve fund, and the Regional Niagara over billing of sewage treatment costs, as previously proposed in Report CM-2003-11;

That the City Solicitor be directed to prepare all necessary and appropriate by-laws to execute same.

CARRIED

03-3 Moved by Belcastro and Irvine that permission is hereby granted to the Niagara Grape & Wine Festival to sell lottery tickets in the City of Welland under authority of Lottery License M352862, subject to the receipt of a \$25.00 administration fee for processing this request.

CARRIED

03-4 Moved by Belcastro and Irvine that Report FIN 03-17 regarding Continued Protection for Property Taxpayers Act 2000, be received for information.

CARRIED

03-7 Moved by Belcastro and Irvine that the Accounts Payable Report - Summary be received and the City Treasurer be instructed to pay the list accounts as follows:

1	11-Jun-03	1,560.35
2	13-Jun-03	45,112.59
3	16-Jun-03	317,321.99
4	17-Jun-03	75,703.44
5	19-Jun-03	107,954.05
6	20-Jun-03	213,775.01
7	23-Jun-03	58,724.03
8	24-Jun-03	4,586,800.63
9	25-Jun-03	74,251.28
10	26-Jun-03	17,220.54
11	27-Jun-03	398,917.19
12	02-Jul-03	58,253.11
13	03-Jul-03	27,234.45
14	04-Jul-03	<u>322,284.87</u>
	Total	\$ 6,305,113.53

CARRIED**03-13**

03-66 Moved by Belcastro and Irvine that Welland Transit and Handi Trans operate until 8:30 p.m. on the following dates:

Municipal Elections Day, Monday, November 10th, 2003
 Advance Polling Days, Saturday, November 1st, 2003 and
 Wednesday, November 5th, 2003.

CARRIED

03-15 Moved by Belcastro and Irvine that the City of Welland enter into an agreement with the City of Niagara Falls, the City of St. Catharines and the Town of Fort Erie, for the joint purchase of a Flashover Training Unit from Refurbished Container Systems of Mississauga; the \$45,000 purchase price plus taxes and delivery charges to be divided equally amongst the participating Municipalities.

CARRIED

03-20 Moved by Belcastro and Irvine that Welland City Council has no objection to the issuance of a Special Occasion Permit to the Welland Volunteer Fire Co. #3 for the annual waterball event scheduled for September 6, 2003 at Chippawa Park; subject to the satisfactory completion of the Municipal Application for Community Festivals and Special Occasion Permits.

CARRIED

03-21 Moved by Belcastro and Irvine that Welland City Council approves the application for an upcoming movie scene on August 18, 2003 for Electric Dreams Video Incorporated and Xodus Productions subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

CARRIED

03-21 Moved by Belcastro and Irvine that Welland City Council approves the application by Rosedale Baptist Church for an event/fun day on Saturday, August 16, 2003 subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

CARRIED

03-28 Moved by Belcastro and Irvine that the presentation by Greg D'Amico, President, regarding the activities of the Welland Downtown Business Improvement Area be received for information, and further; That the proposals for a metered parking grace period and free parking in the easterly portion of the Market Square parking lot be referred to staff for study and review.

CARRIED

03-28 Moved by Mastroianni and Fortier that the presentation by Sandra Carr, Operations Manager, Canadian Diabetes Association regarding the introduction of a new recycling program "Diabetes Recycle Ink" be received for information.

CARRIED

03-31 Moved by Spadafora and Beaudoin that the presentation and submission by Bob White, Chairperson and Stephanie Brauweiler, Welland Sherwood Activity Centre regarding a proposal to develop a facility at Maple Park be referred to staff for study and review including meetings with the Sherwood Activity Centre to expedite the needs of the group.

CARRIED

03-58 Moved by Belcastro and Irvine that the letter from Mr. Peter Kormos, MPP, requesting that the City of Welland supports the transfer of the Niagara Clinical Teaching and Research Unit to the Welland Site of the Niagara Health System be received for information.

CARRIED

03-66 Moved by Belcastro and Irvine that Council approves the proposed dates for advance poll voting as set out in Report CLK-2003-20 and adopt a by-law for that purpose.

CARRIED

03-100 Moved by Mastroianni and Beaudoin that the General Manager, Engineering, Public Works and Transportation Services be authorized to finalize the details for the extension of the Summit Avenue Watermain Replacement, to include the section of watermain on Claremount Circle with Vic Vatr Contracting Limited;

That the additional expenditure of approximately \$200,000 be allocated in the revised 2003 Waterworks Capital Budget to cover the additional project cost;

That the revised estimated project cost based on the low tender, in the amount of (\$363,000 + \$200,000)=\$563,000;

That the additional cost be covered from \$62,000 previously allocated in the 2003 Capital Budget for the Summit Avenue Project and the additional \$138,000 be borrowed from the Sanitary Sewer Surplus Reserve Account;

That staff budget in the 2004 Capital Budget for \$138,000 portion in the water works section to repay the Sanitary Sewer Surplus Reserve Account;

That the City Solicitor be directed to prepare all necessary and appropriate by-laws to execute same.

CARRIED

03-107Z

03-108Z Moved by Belcastro and Irvine that the presentations by Bruce Coring, Wes Munday on behalf of Russ Hall and Denis Lanthier regarding their support of amendments to By-laws 1538 and 2667 concerning the parking of boats, trailers and motor homes be received for information.

CARRIED

03-107Z

03-108Z Moved by Eybel and Grenier that Report PDS-2003-38 Proposed general amendment to Zoning By-law 2667 and Zoning By-law 1538 – City of Welland (File 2003-05) be referred to the next Council Meeting.

LOST

03-107Z

03-108Z Moved by O'Dell and Mastroianni that Report PDS-2003-38 Proposed general amendment to Zoning By-law 2667 and Zoning By-law 1538 – City of Welland (File 2003-05) be referred to a Special Council Meeting for Tuesday, July 22, 2003 at 8:00 p.m. following the conclusion of the Shareholder Meeting.

CARRIED

03-109

Moved by Belcastro and Irvine that By-law 8982 respecting the Car Washing Regulations of the Licensing By-law be repealed.

CARRIED

03-114

Moved by Fortier and Irvine

1. That in accordance with Section 34(1) and 268(3)(a) of the Municipal Act, 2001, that Council stop up, close and declare surplus that portion of Trufal Avenue lying between Broadway and St. George Street referred to as Parts 2 and 3 on a draft Reference Plan dated April 9, 2003, prepared by Matthews, Cameron, Heywood – Kerry T. Howe Survey Ltd.;
2. That Council authorize Staff to prepare the necessary By-law;
3. That Part 2 be offered for sale subject to an Easement for storm sewer purposes; and
4. That should the lands be transferred to the Owner of the lands to the west (170 Broadway) that a condition of sale be the transfer of Easement to the City over Part 1 for sanitary sewer purposes.

CARRIED

03-115

Moved by Belcastro and Irvine that the presentation by Nicole Mercier, on behalf of her parents, Rene and Donna Mercier and herself, residents of 795 Schisler Road, regarding the proposed naming of the un-named road east of Moyer Road and south of East Main Street to Malcolm Road be received for information.

CARRIED

03-115

Moved by Belcastro and Irvine that Report PDS-2003-43 Proposed naming of un-named road east of Moyer Road and south of East Main Street be referred to the August 12, 2003 Council Meeting.

CARRIED

03-116 Moved by Belcastro and Irvine

1. That Council agree to Lay Out, Establish and Name the southerly one foot of the north half of Lot 250, former Township of Thorold and the southerly one foot of the east 264 feet of the north half of Lot 251, former Township of Thorold as shown on Plans 618 and 666 being the whole of PIN 64092-0553(LT) as part of Summit Avenue; and
2. That Staff be authorized to prepare the necessary By-law.

CARRIED**BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE****99-125** Moved by Irvine and Dmytrow-Bilboe

1. That the City of Welland agree to re-convey 160 Dain Avenue to Stelpipe Ltd., under the terms and conditions set out in Report CM-2003-19;
2. That the City Solicitor be instructed to prepare the necessary conveyance documents; and
3. That the Mayor and Clerk be authorized to execute all necessary documents to effect the conveyance.

CARRIED**03-24** Moved by Mastroianni and Irvine

1. That the current agreement with Mr. Rick Beaumont, General Manager of Human Resources be extended to January 30, 2004; and
2. That Mr. Beaumont be granted two weeks of vacation allocation between July 1, 2003 and December 31, 2003 in addition to one week of lieu time for overtime worked; and
3. That Mr. Beaumont will be paid at Level 5 in Grade 16 in the 2003 non-union salary schedule. Other terms and conditions of the existing contract to remain unchanged.

CARRIED**03-118** Moved by Fortier and Dmytrow-Bilboe

1. That Council acquire, for road widening purposes, parts of Gore Lots 15 and 16, Concession 7, former Township of Crowland, now in the City of Welland (Parts 2, 3 and 4, Plan 59R-935) from the Canada Lands Company at a value of \$400.00 plus G.S.T., as required;
2. That the subject lands be dedicated as part of Netherby Road; and
3. That Staff be authorized to prepare the necessary By-law to authorize the execution of an Offer of Purchase and sale and the acceptance of the lands.

CARRIED

BY-LAWS ARISING FROM COMMITTEE-OF-THE-WHOLE**BY-LAWS PRESENTED FOR FIRST READING:**

1. Moved by Fortier and Dmytrow-Bilboe that leave now be given to introduce the following proposed By-law entitled:

03-118

BYL 2003 - 109

A By-law to authorize the purchase of land for road widening purposes on the north side of Netherby Road, east of Reaker Road, being Parts 2, 3 and 4, Plan 59R-935 from Canada Lands Company CLC Limited.

CARRIED

And that the same be now read a first time.

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

2. Moved by Fortier and Dmytrow-Bilboe that the By-law listed in the foregoing motion for first reading having been read a first time and considered, as amended, 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 Irvine that leave now be given to introduce the following proposed By-laws entitled:

97-156

BYL 2003 - 110

A By-law to authorize the entering into an agreement with XCG Consultants

Limited to undertake the Welland Wet Weather CSO Treatment Efficiency Evaluation.

01-46

BYL 2003 - 111

A By-law to authorize the entering into a contract with for the purpose of installing municipal services for the Enterprise Subdivision.

...continued...

BY-LAWS PRESENTED FOR FIRST READING...CONT'D.:

03-13

BYL 2003 - 112

A By-law to authorize the entering into an amending agreement with 1333988 Ontario Inc. operating as Streetseen Media.

03-13

BYL 2003 - 113

A By-law to authorize the entering into an agreement with Brock University Students Union for universal transit ridership.

03-15

BYL 2003 - 114

A By-law to authorize the entering into a cost savings agreement with the Municipalities of Fort Erie, Niagara Falls and St. Catharines for the joint purchase of a Flashover Training Unit from John Butler.

03-66

BYL 2003 - 115

A By-law to provide for advance votes to be held prior to Voting Day.

03-99

BYL 2003 - 116

A By-law to designate 196 Niagara Street in the City of Welland, known as the Thomson-Mateka House, of Historic or Architectural value or interest.

03-109

BYL 2003 - 117

A By-law to repeal By-law 8982, being a By-law amending Licensing By-law 4530 by issuing car washing regulations, and repealing By-laws 6733, 5845, 5493 and 4690.

03-114

BYL 2003 - 118

A By-law to authorize the Stopping-Up, Closing and Conveying of that portion of Trufal Avenue lying between Broadway and St. George Street.

03-116

BYL 2003 - 119

A By-law to Lay Out, Establish and Name the south one foot of the north one-half of Lot 250, former Township of Thorold and the south one foot of the east 264 feet of the north-half of Lot 251, former Township of Thorold, now in the City of Welland shown on registered plans 618 and 666 being all of the pin 64092-0664

(LT) being a one foot reserve for the City of Welland as part of Summit Avenue.

03-1

BYL 2003 - 120

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 15th day of July, 2003.

And that the same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

4. 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, 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, August 6, 2003 for inclusion on the next Regular Council Meeting Agenda.

CURFEW

Due to curfew, the following items were not addressed and are to be rescheduled at the discretion of the Mayor.

98-82 Jack B. Moores, 4 Stoneybrook Crescent, Welland – Implementing Fair Wages for the Civic
03-112 Centre Project.

01-120 Report ENG-2003-42 – Big Creek Drain.

01-144 Report ENG-2003-41 – Watermain Leak Investigation & Water usage profiling.

02-160 Report CLK-2003-17 – Trial period review of new Council Meeting format and elimination of General Committee Meetings.

03-46 Report ENG-2003-39 – ENG-2003-39 – Retention of a 1991 Ford Pickup Crew Cab Truck within the Fleet Complement.

03-110 Report PDS-2003-39 – City Policy for the sale of city-owned lands including the stopping up and closing of highways.

03-117 Report PDS-2003-48 – 2003 Mid Year Building Permit Activity.

03-110 A By-law to establish and adopt a city policy governing the sale of city-owned land including stopping up and closing of highways and to revoke certain policies respecting land and to repeal By-law 10570;

Council adjourned at 11:00 p.m.

These Minutes approved and adopted by Motion of Council this 12th day August, 2003.

MAYOR

CLERK