



**SPECIAL COUNCIL MEETING, OCTOBER 25, 2005**

**TO HOLD PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT;  
TO REPORT ON COMMITTEE-OF-THE-WHOLE MATTERS OF OCTOBER  
18, 2005 COUNCIL MEETING; TO ADOPT BY-LAWS; TO RATIFY THE  
ACTIONS  
OF GENERAL COMMITTEE OF THE SAME DATE; AND TO MEET IN  
COMMITTEE-OF-THE-WHOLE IN CAMERA (IN CAMERA) TO DISCUSS A  
SECURITY OF PROPERTY MATTER**

**CIVIC SQUARE, COUNCIL CHAMBERS  
60 EAST MAIN STREET**

Council met in open session at 7:10 p.m. and in Committee-of-the-Whole closed to the public at 10:55 p.m. on the above date.

His Worship Mayor Damian Goulbourne in the Chair.

**Members Present:** Councillors D. Alexander, D. Beaudoin, M. Belcastro, P. Chiocchio, M. Dzugan, P. Grenier, J. Larouche, S. O'Dell, and B. Sharpe.

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

City Clerk C.A. Stirtzinger

City Manager T. Fitzpatrick

City Solicitor G. Banks

Chief, Fire & Emergency Services P. Olah

General Manager Engineering, Public Works & Transportation Services D. Shantz  
(until 10:55 p.m.)

General Manager Human Resources R. Beaumont (until 10:15 p.m.)

General Manager of Planning and Development Services D. Thorpe  
(until 10:55 p.m.)

Manager, Traffic and Parking Operations D. Ferguson (until 10:55 p.m.)

Games Licensing Clerk L. Bubanko (until 10:55 p.m.)

**THE FOLLOWING COMMUNICATIONS WERE RECEIVED FROM THE GENERAL COMMITTEE MEETING OF OCTOBER 25, 2005:**

**2000-107**

**01-108** - Karen Drake, Manager, Niagara Regional Housing, and Patricia Berard, President, Gateway Residential and Community Support Services – presentation regarding a housing project at 178 King Street.

**2000-107**

**01-108** - Gen. Mgr. Planning and Development Serv. D. Thorpe – request for funding – downtown incentive programs; Gateway Residential & Community Support Services of Niagara Inc. – 176-178 King Street.

**02-160** - Gen. Mgr. Financial & Corp. Serv./Treasurer B. Silvestri – Procedural By-law review pertaining to delegations.

**03-88** - Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Drapers Creek Culvert Replacement Engineering Services.

**04-14** - Gen. Mgr. of Human Resources R. Beaumont – Conferences/Conventions and Travelling Expenses.

**04-114** - Gen. Mgr. Planning and Development Serv. D. Thorpe – Application for Draft Plan of Subdivision Approval – Laurent Viger Construction Limited; Promenade Richelieu Subdivision (File 26T-14-05002).

**04-124** - Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Meter Reading Alternatives.

**05-13** - Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Welland Harvest Kitchen – Bus Transportation.

**05-22** - Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Parking Operations – Various.

**05-22** – Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz - Permit Parking – Various Locations.

**05-22** - Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Private Property Inclusions – Traffic & Parking By-law 89-2000.

**05-87** – Martin Heikooop, Upper Canada Consultants – presentation regarding the proposed plan of subdivision and rezoning for Webber Estates.

**05-87** – Greg Wuisman – email letter of withdrawal of opposition regarding the Webber Estates Subdivision Proposal.

**05-87** - Gen. Mgr. Planning and Development Serv. D. Thorpe – Proposed Plan of Subdivision and Zoning By-law Amendment – Webber Estates (26T-14-05001 and 2005-05) – Lea Silvestri Investments Ltd. – South Side of Webber Road, North of Gaiser Road.

**05-160** - Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Expenditures incurred for remedial measures to plug a leaking gas well at 62 Glenayr Place.

**THE FOLLOWING BY-LAWS WERE RECEIVED:**

**05-4**

A By-law to adopt the revised 2005 Capital Budget.

**05-143**

A By-law to authorize the acceptance of tender and the entering into a contract with Condotta Construction Limited for the Fitch Street Watermain Replacement from Prince Charles Drive to South Pelham Road.

**05-143**

A By-law to authorize the retention of Robert Martin Engineering to provide engineering services for the Fitch Street Watermain Replacement from Prince Charles Drive to South Pelham Road.

**05-158**

A By-law to authorize the purchase of vacant land fronting on Woodlawn Road being Part Lots 21 and 22 Concession 3 from Erlscott Investments Limited.

**05-1**

A By-law to adopt, ratify and confirm proceedings of a Special Council of the Corporation of the City of Welland at its meeting held on the 25<sup>th</sup> day of October, 2005.

**STATUTORY PUBLIC HEARINGS PURSUANT TO THE MUNICIPAL ACT**

Councillor Larouche presided as Chair of the Public Hearing:

**04-114Z** An Application has been made by LAURENT VIGER CONSTRUCTION LIMITED for approval of a Draft Plan of Subdivision for lands north of Promenade Richelieu, east of Wellington Street. The subject lands are designated as URBAN AREA by the Regional Policy Plan, as RESIDENTIAL (R) by the City of Welland Official Plan and are Zoned RM2 – Multiple Dwelling – Second Density Zone by By-law 2667.

Councillor Larouche outlined the procedures of the Public Hearings as required by the Planning Act. D. Thorpe confirmed that the statutory requirements for public hearing had been met, summarized the purpose of the hearing and reviewed the Planning Division Report.

**In support of the application:**

- Marc Viger, agent on behalf of the applicant.

**In opposition to the application:**

- No one spoke to the application.

**2000-107**

**01-108** Moved by Belcastro and Grenier that the presentation by Karen Drake, Manager, Niagara Regional Housing, and Patricia Berard, President, Gateway Residential and Community Support Services, at the October 25, 2005 General Committee Meeting, regarding a housing project at 178 King Street be received for information.

**CARRIED**

**2000-107**

**01-108** Moved by Belcastro and Grenier

1. That Council approve the following Applications by Gateway Residential & Community Support Services of Niagara Inc. for the renovation and development of 176-178 King Street to contain 26 one-bedroom and two (2) two-bedroom residential units;
  - (a) a Facade Restoration and Improvement Loan for the maximum amount of \$20,000 based upon co-payment of 50% by the Owner and a \$10,000 matching loan to the City from Regional Niagara. The loan shall be for a period of five (5) years at 0% interest, paid annually, with the first payment due six (6) months after the required work is completed, subject to satisfying the Terms and Conditions of Loan Funding. The funding for this loan is from the Municipal Incentive Grant (MIG) Reserve Fund;
  - (b) a Residential Conversion and Intensification Loan to a maximum of \$183,760 based upon \$10 per square foot of habitable floor space and a loan to the City from Regional Niagara of \$91,880. This loan shall be for a period of ten (10) years at 0% interest with the principal amount to be repaid in monthly installments over 120 months subject to satisfying the Terms and Conditions of Loan Funding. The funding for this loan is from the Municipal Incentive Grant (MIG) Reserve Fund;

- (c) a Property Rehabilitation and Redevelopment Tax-Increment Grant be approved for the project as per the conditions and requirements of said Program;
  - (d) that the Building Permit Fees estimated at \$6,049.42 be waived at the permit stage;
2. That for 1 a), 1b) and 1c), as per Program requirements no funds shall be forwarded until such time as the project has been completed to the satisfaction of the City and all project invoices have been paid;
  3. That the Owner shall be required to enter into any required Agreements with the City of Welland concerning the Programs;
  4. The Mayor and Clerk are authorized to execute any documentation required to satisfy conditions related to participation in the Downtown Incentive Programs; and,
  5. That the Municipal Incentive Grant (MIG) Reserve Fund be debited in the amount of \$101,880 to ensure sufficient funds for this project.

**CARRIED**

**02-160** Moved by Belcastro and Grenier that the Clerk be directed to submit to Council amendments to the Procedural By-law and the Delegation Policy based on the directions given by Council at the October 25, 2005 General Committee Meeting.

**CARRIED**

**03-88** Moved by Belcastro and Grenier that Ellis Engineering be retained to provide Engineering Services in the amount of \$29,620 from the 2005 Capital budget and 2004 carryover reserves for the detailed design for the replacement of the Colbeck Drive Culvert over Drapers Creek.

**CARRIED**

**04-14** Moved by Belcastro and Grenier  
That By-law Number 11267 Being a By-law to provide for Conventions and traveling expenses for members of Council and employees of the Corporation of the City of Welland be repealed and replaced with a revised By-law as set out in Report HR-05-01;  
That Articles 11 and 12 of By-law 11267 be deleted from the revised By-law;  
That Article 9 be amended to include "parking expenses incurred and supported by receipt"; and  
That Article 3 be amended by adding at the end of the article the following statement "on the proviso that members elected to AMO (Association of Municipalities of Ontario) Boards be restricted from attending FCM (Federation of Canadian Municipalities) conferences and members elected to FCM Boards be restricted from attending AMO conferences."

**CARRIED**

**04-114** Moved by Belcastro and Grenier that Report PDS-2005-77 concerning an Application for Draft Plan of Subdivision Approval for the Promenade Richelieu Subdivision be received for information purposes.

**CARRIED**

**04-124** Moved by Belcastro and Grenier

1. That meter reading in the City of Welland be changed to a contracted meter reading service;
2. That Staff be directed to prepare a public tender to obtain the services of a vendor to read water meters over a 5 year period to the end of 2009; and

3. That the costs for contracted water meter services be included as an allocation in the 2006 Water Operating Budget.

**CARRIED**

**05-13** Moved by Belcastro and Grenier that Council support the request from Reverend Robert Bond, Welland Harvest Kitchen Steering Committee for Transit bus passes from November 3rd to April 26th, 2006.

**CARRIED**

**05-22** Moved by Belcastro and Grenier

1. That the Long Term Parking Brochure be provided to the Downtown Business Association to distribute to businesses located in the downtown core.
2. That the present residents on Third Street be grandfathered to be exempted from paying an annual permit fee for an on street parking permit on Third Street.

**CARRIED**

**05-22** Moved by Belcastro and Grenier

- 1) That the City Solicitor be directed to prepare a By-law to amend the following schedules of By-law 89-2000:

- i) ADDING the following to Schedule "XXXIV":

COLUMN 1	COLUMN 2	
HIGHWAY	FROM	TO
State Street	King Street	West limit of roadway
Cohoe Street	Patterson Avenue	McAlpine Avenue
McGill Street	Preston Place	A point 25 metres south of Preston Place

- ii) DELETING the following from Schedule "V"

COLUMN 1	COLUMN 2	COLUMN 3		COLUMN 4
STREET	SIDE	FROM	TO	PERIOD (TIMES/DAY)
McGill Street	East	Preston Place	130 feet south	8:30 a.m. to 4:30 p.m. Monday to Friday

- iii) ADDING the following to Schedule "V"

COLUMN 1	COLUMN 2	COLUMN 3		COLUMN 4
STREET	SIDE	FROM	TO	PERIOD (TIMES/DAY)
McGill Street	East	25 metres South of Preston Place	40 metres South of Preston Place	8:30 a.m. to 4:30 p.m. Monday to Friday

- iv) DELETING the following from Schedule "VIII"

COLUMN 1	COLUMN 2	COLUMN 3		COLUMN 4	COLUMN 5
HIGHWAY	SIDE	FROM	TO	PERIOD	TIMES/DAYS
Cohoe Street	North and South Sides	Patterson Avenue	McAlpine Avenue	2 hours	

**CARRIED****05-22** Moved by Belcastro and Grenier

1. That the City Solicitor be directed to prepare a By-law to amend the following schedule of By-law 89-2000:
  - i) ADDING the following to Schedule "I":

SKETCH No.	LOCATION	COMMON NAME
A-16	310 Woodlawn Road	YMCA
A-17	188 East Main Street	Rose City Centre Pharmacy
A-18	200 Denistoun Street	Viger Construction
A-19	220 Denistoun Street	Viger Construction
A-20	230 Denistoun Street	Viger Construction
A-21	210 Denistoun Street	LV Parkway Village

2. That staff be authorized to add locations to Schedule "I" when all of the requisite information/actions is provided by or undertaken by the owner of lands requesting inclusion of their lands in Schedule "I".

**CARRIED**

**05-87** Moved by Belcastro and Grenier that the presentation by Martin Heikoop, Upper Canada Consultants, at the October 25, 2005 General Committee Meeting, regarding the proposed plan of subdivision and rezoning for Webber Estates be received for information.

**CARRIED**

**05-87** Moved by Belcastro and Grenier that the letter received by email from Greg Wuisman noting his withdrawal of opposition regarding the Webber Estates Subdivision Proposal be received for information.

**CARRIED****05-87** Moved by Belcastro and Grenier

1. That the City of Welland Zoning By-law 2667, as amended, be further amended for lands on the south side of Webber Road, north side of Gaiser Road, more specifically described as Part Lot 257, former Township of Thorold, now in the City of Welland be rezoned from Rural Agricultural (RA) Zone to a Holding Single-detached Dwelling Third Density (H-R3) Zone and a Holding Site Specific Multiple Dwelling – Third Density Zone to permit Single Detached Dwellings and Street Townhouses;
2. That prior to lifting the Holding Symbol (H), the Owner inform the City in writing that the following items have been completed: the entire sanitary sewer system has been completed and tested and sanitary services have been installed to the front property line and that a video and written report of

an internal examination of the sanitary and storm sewer systems is provided; that the entire water system has been completed and tested and disinfected and water services have been installed to the front property line; that the entire storm sewer system had been completed; that the asphalt roadway has been constructed (the stone base and asphalt base); that the grading requirements and lot grading requirements of the City's Land Development Policy have been met;

Continued...

**05-87 Continued**

all streetlights are in good working order and energized by the Welland Hydro-Electric Corp.; and all street name and traffic control signs are installed all to the satisfaction of the City Engineer;

3. That the City of Welland hereby grants Draft Approval to the Webber Estates Subdivision (File: 26T-14-05001) developed by Lea Silvestri Investments Inc., being part of Lot 257, former Township of Thorold, now in the City of Welland based, upon a Plan prepared by Upper Canada Consultants dated January 19, 2005 consisting of sixty-five (65) single-detached residential lots, three (3) Blocks for 37 street townhouse units, one (1) Block for future residential development, one (1) Block for a daylighting triangle and two (2) Blocks for 0.3 metre reserves as redlined by City Council subject to the following Conditions:
  - (a) That the Owner enter into a Subdivider's Agreement with the City of Welland to be registered on Title;
  - (b) That no grading or construction work shall commence on site until such time as the Subdivider's Agreement has been entered into, all financial security is in place and the Plan and all documentation has been registered on Title;
  - (c) That all necessary Easements required for utility and servicing purposes be granted to the appropriate Authority free of all encumbrances;
  - (d) That Block 71 being a 0.3 metre Reserve, be transferred to the Regional Municipality of Niagara free of all encumbrances for access control purposes;
  - (e) That Block 72 being a 0.3 metre Reserve and any other 0.3 metre Reserves required for phasing purposes, be transferred to the City of Welland free of all encumbrances for access control purposes;
  - (f) The Owner shall construct a sidewalk along the south side of Webber Road from Clare Avenue to the easterly limits of the subject lands;
  - (g) The Owner shall be responsible for the cost of developing Clare Avenue, south of Webber Road, to full urban standards, with financial responsibility for one-half (50%) of the costs of the roadway. The remaining 50% of the roadway costs will be attributed to the future development of lands on the west side of Clare Avenue. Development Charges, where applicable, will be applied to the development of Clare Avenue subject to the City's ability to finance;
  - (h) The City shall proceed in passing the necessary By-laws to open Clare Avenue, south of Webber Road, while retaining a 0.3 metre Reserve along the west limits of the road allowance for development control purposes;
  - (i) The Owner shall be responsible for the redevelopment of the portion of Gaiser Road adjacent to the limits of the subject lands to an urban cross section. The Owner shall be responsible for one-half (50%) of the costs with the remaining attributed to the future development of lands on the south limits. Development Charges, where applicable, will be applied to the redevelopment of Gaiser Road subject to the City's ability to finance;
  - (j) Block 66 and a portion of Block 67, as red-lined by the City, shall only be developed in conjunction with adjacent lands ;

Continued...

**05-87 Continued**

- (k) The Owner shall pay to the City, upon the execution of the Subdivider's Agreement, \$300.00 per dwelling unit for the installation of trees within the road allowance by City forces;
- (l) That Block 70, being a daylighting triangle, be transferred to the Regional Municipality of Niagara free of all encumbrances;
- (m) That the Owner shall transfer 5% parkland on the west side of Clare Avenue as shown on the Concept Plan entitled Webber Road South Demonstration Plan dated September, 2004 to the City of Welland. Should transfer of the 5% land dedication at the aforementioned location not be possible as a result of ownership issues, the Owner shall pay Cash-in-lieu of Parkland Dedication based upon current City Requirements;
- (n) The Owner shall provided a Geotechnical Subsurface Investigation Study, prepared by a qualified Geotechnical firm, to the City which must make recommendations on the use of the site for the construction of houses/buildings;
- (o) That the Owner acknowledge promptly to the Regional Planning Department that the Draft Approval of this Subdivision does not include a commitment of servicing allocation by the Regional Municipality of Niagara. Servicing allocation will be assigned instead at the time of Final Approval of this Subdivision for registration purposes;
- (p) That immediately following Notice of Draft Plan Approval, the Owner shall provide the Regional Planning Department with a written undertaking that all Offers and Agreements of Purchase and Sale that may be negotiated prior to registration of the Subdivision shall contain a clause clearly indicating that a servicing allocation for the Subdivision will not be assigned until the Plan is granted Final Approval for registration;
- (q) That the design drawings for the water, sanitary sewer and stormwater drainage systems required to service this development be submitted to the Regional Public Works Department for review and approval;
- (r) That Ministry of Environment Certificates of Approval be obtained for the necessary servicing (water, sanitary sewer and stormwater drainage) for the development prior to Final Approval for registration;
- (s) That prior to Approval of the Final Plan the Owner shall submit to the Regional Planning and Development Department for review and approval two copies of the following plans for the subdivision designed and sealed by a suitably qualified professional engineer:
  - (i) Detailed lot grading and drainage plans, noting both existing and proposed grades and the means whereby overland flows will be accommodated;
  - (ii) Detailed sediment and erosion control plans;
  - (iii) That the Subdivider's Agreement between the Owner and the City Of Welland contain provisions whereby the Owner agrees to implement these approved plans; and
  - (iv) A clause referring to the off site stormwater management facility as an outlet for this proposed development as well as the general design parameters of the Central

West Area Planning and Servicing Review be included in the Subdivider's Agreement;

Continued...

**05-87 Continued**

- (t) That the Owner submit a Tree Saving or Preservation Plan to the City Of Welland for review and approval, with a copy to the Regional Planning and Development Department for review and comment, and that the approved Plan be implemented through the Subdivider's Agreement between the Owner and the City of Welland;
- (u) That an archaeological assessment be conducted of the entire development site by a licensed archaeologist and adverse impacts to any significant archaeological resources found on the site be mitigated through preservation or resource removal and documentation. No demolition, grading or other soil disturbances shall take place on the subject property prior to the Ministry of Culture through the Regional Planning and Development Department, confirming that all archaeological resource concerns have met licensing and resource conservation requirements;
- (v) That the Owner submits two copies of a noise study to evaluate impacts from traffic along Webber Road (Regional Road 29) to the Regional Planning and Development Department for review and approval. The study is to be prepared by a qualified consultant (P. Eng. with noise expertise) who shall sign and certify that the study meets the requirements of the Ministry of Environment Guidelines Noise Assessment Criteria in Land use Planning, Publication LU-131, October 1997 as amended. Further, that the Owner agree, in the Subdivider's Agreement, to implement any relevant recommendations of the study;
- (w) That the Owner conduct a sightline test at Colbeck Road (south-leg) and Regional Road 29 (Webber Road) to determine whether the abutments to the east will cause any operational conflicts. The sightline test must meet Regional review and approval. Should the Study confirm the closing of Colbeck Drive access to Webber Road, the City shall ensure that a walkway is provided from Colbeck Drive to Webber Road and investigate the best method of directing truck traffic through the proposed neighbourhood;
- (x) The Owner must obtain a Regional Construction Encroachment and/or Entrance Permit prior to any construction taking place within the Regional Road Allowance. Restoration of the Region's property must be to 'as good as' or 'better than' condition at the completion of the works;
- (y) That, in the Subdivider's Agreement, the Owner agrees to preserve trees within the Regional Road Allowance. Where the development proposal requires the removal of a tree only a Regional tree crew shall remove a tree from the Regional Road Allowance and the Owner/Developer is required to replace the tree with two trees at the Owner's cost;
- (z) That in the Subdivider's Agreement, the Owner agree to provide a temporary turning circle at the eastern end of Street 'B';
- (aa) That a limited Phase II Environmental Site Assessment be prepared to the satisfaction of the Ministry of the Environment and that any recommendations from said Assessment be carried out;
- (bb) The Owner will be required to construct a trunk waterline on Clare Avenue from Webber Road north of Lynbrook Lane for looping for security of water supply. This may include cost sharing or other financial considerations;

- (cc) The Owner shall undertake the necessary Studies to determine the location and status of any gas wells located on the subject land. The Owners will be required to satisfy the City of Welland that any gas wells are properly capped;

Continued...

**05-87 Continued**

- (dd) That prior to the granting of Approval for the Final Plan, City of Welland Planning and Development Services, will require written notice from the following upon their respective Conditions having been met satisfactorily:
- (i) Regional Niagara Planning for Conditions; n, o, r, s, t and u;
  - (ii) Regional Niagara Public Works for Conditions: d, k, p, q, v, w and x.
- (ee) That if Final Approval is not given to this Plan within three (3) years of the approval date and no extensions have been given, Draft Approval shall lapse. If the Owner wishes to request an extension to Draft Approval, a written request, with reasons why the extension is required must be received by the City prior to the lapsing date; and,
4. That the Mayor be authorized to sign the Draft Approval and final Approval Plans for the Webber Estates Subdivision once all Conditions have been satisfied.

**CARRIED**

**05-160** Moved by Belcastro and Grenier

1. That Report ENG 2005-45 regarding the expenditures incurred for remedial measures related to plug a leaking gas well at 62 Glenayr Place be received for information purposes;
2. That staff be instructed to forward a request to the Ministry of Natural Resources to reimburse the City of Welland for expenditures incurred to plug the leaking natural gas well at 62 Glenayr Place; and
3. That the costs associated with the remedial work be charged to the 2005 Contingency in the Current Budget.

**CARRIED**

**BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE ON OCTOBER 18<sup>TH</sup>, 2005**

**05-158** Moved by Dzugan and Alexander

1. That the City of Welland enter into an Agreement of Purchase and Sale with the Conseil Scolaire De District Catholique Centre-Sud for the sale of Part of Lots 21, Concession 3, City of Welland, Region of Niagara being approximately 15 acres of land located at the southeast intersection of Woodlawn and River Roads in the City of Welland.
2. That the City Solicitor be directed to prepare all necessary by-laws to effect the transaction; and
3. That the Mayor and Clerk be authorized to execute all necessary documents to effect the transaction.

**CARRIED**

**05-158** Moved by Dzugan and Alexander that the City of Welland enter into an Agreement to Show and Sell with Cooperman Real Estate Inc. for the sale of Part of Lots 21, Concession 3, City of Welland, Region of Niagara being approximately 15 acres of land located at the southeast intersection of Woodlawn and River Roads in the City of Welland.

**CARRIED**

## **BY - LAWS**

### **BY-LAWS PRESENTED FOR FIRST READING:**

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

**05-4**

BYL 2005-160

A By-law to adopt the revised 2005 Capital Budget.

**05-143**

BYL 2005-161

A By-law to authorize the acceptance of tender and the entering into a contract with Condotta Construction Limited for the Fitch Street Watermain Replacement from Prince Charles Drive to South Pelham Road.

**05-143**

BYL 2005-162

A By-law to authorize the retention of Robert Martin Engineering to provide engineering services for the Fitch Street Watermain Replacement from Prince Charles Drive to South Pelham Road.

**05-158**

BYL 2005-163

A By-law to authorize the purchase of vacant land fronting on Woodlawn Road being Part Lots 21 and 22 Concession 3 from Erlscott Investments Limited.

**05-1**

BYL 2005-164

A By-law to adopt, ratify and confirm proceedings of a Special Council of the Corporation of the City of Welland at its meeting held on the 25<sup>th</sup> day of October, 2005.

And that the same be now read a first time.

**CARRIED**

***(Councillors O'Dell and Beaudoin asked to be recorded as opposed to By-law 2005-163).***

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

2. Moved by Belcastro and Alexander 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**

*(Councillors O'Dell and Beaudoin asked to be recorded as opposed to By-law 2005-163).*

**05-25** Moved by Dzugan and Beaudoin that Council meet in Committee-of-the-Whole, closed to the public at 10:55 p.m. to consider:

a) the security of the property of the municipality.

**CARRIED**

**05-25** Moved by Dzugan and Beaudoin that the Committee-of-the-Whole arise from its closed meeting at 11:25 p.m. without report.

**CARRIED**

Council adjourned at 11:25 p.m.

These Minutes approved and adopted by Motion of Council this 1st day of November, 2005.

---

**MAYOR**

**CLERK**