



## **COUNCIL MEETING, MARCH 6, 2007**

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

Council met in Committee-of-the-Whole closed to the public at 7:00 p.m. and in open session at 7:35 p.m. on the above date.

His Worship Mayor Damian Goulbourne in the Chair.

The open meeting commenced with the playing of the National Anthem.

#### **Members Present:**

Councillors R. Alakas, D. Alexander, M. Belcastro, F. Campion, T. Eybel, P. Grenier, S. O'Dell, B. Sharpe and L. Van Vliet.

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

City Manager, P. Simmons

General Manager, Communications, Council & Legislative Services/City, Clerk C. Stirtzinger

Deputy Clerk, B. Gallaccio

Chief, Fire & Emergency Services, D. Prevost (7:35 p.m.)

General Manager, Engineering, Public Works & Transportation Services/City Engineer, D. Shantz

General Manager, Financial & Corporate Services/Treasurer, B. Silvestri

Administrative Assistant, C. Mintoff (7:35 p.m.)

General Manager, Planning & Development Services, D. Thorpe

Transit Manager, D. Stuart

Facilities Manager, P. Inman

**07-25** Moved by Eybel and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 7:00 p.m. to consider:

- a) the security of the property of the municipality or local board; and
- b) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

**CARRIED**

**07-25** Moved by Grenier and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:30 p.m.

**CARRIED**

### **DELEGATION:**

**07-28** Doug Reitsma, President, addressed Council regarding the Welland/Pelham Chamber of Commerce activities.

### **THE FOLLOWING CORRESPONDENCE WAS READ:**

**07-68** Letter from Narges Dardarian, Volunteer/Outreach Coordinator, VoicePrint requesting support for application for new television channel.

**07-13** Report in Committee-of-the-Whole (In Camera) from Dave Shantz, General Manager, Engineering, Public Works and Transportation, City Engineer – Report TRANS – 2007-02 – Opportunity to negotiate purchase of “Almost New” Transit Buses.

### **THE FOLLOWING COMMUNICATIONS WERE RECEIVED:**

**97-49** Doug Reitsma, President, Welland/Pelham Chamber of Commerce - Physician recruitment fundraising.

**06-114**

**07-10** Gen. Mgr. Parks and Recreation B. LaPlante – Citizen Appointments to 150<sup>th</sup> Anniversary Planning Committee.

**07-1** 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 the 5<sup>th</sup> day of March and 6<sup>th</sup> day of March, 2007.

**07-4** Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri- Properties eligible for tax registration.

**07-6**

**07-20**

**07-21**

**07-27** Jane Thompson, Executive Board Member, Welland Rose Festival Inc. – requesting permission for the following:

Declaration of June 2007 as “**Welland Rose Festival Month**”; Special Occasion Permits for various events in June and designation as Community Festivals; Road closures for: Days On the Island – June 15, 2007, and Welland Rose Festival Grand Parade – June 17, 2007 and use of the Civic Square for the Baby Show on June 9, 2007.

**07-15** Township of Scugog – requesting support of its resolution regarding Joint Emergency Preparedness Program.

**07-20**

**07-21** Patsy Ramundo, President - permission to hold a religious procession - “**52<sup>nd</sup> Annual Feast of the**

**Assumption**” and a Special Occasion Permit for August 11 and 12, 2007.

**07-21** Sara Belanger, Heart and Stroke Foundation of Ontario, – requesting permission to hold its annual **“Heart & Stroke Big Bike”** event on Thursday, May 3<sup>rd</sup>, 2007.

**07-28** Doug Reitsma, President, Welland/Pelham Chamber of Commerce- update on activities.

**07-64Z** A By-law to amend City of Welland Zoning By-law 2667 (2090572 Ontario Inc. - File 2006-17) Galloway Trail, west side of Perth Trail.

**07-66** Town of New Tecumseth – requesting support of its resolution regarding the Banting Homestead Lands.

**07-67** Aurelio Magazzeni, Forestry Leadhand, Parks and Recreation Department – The Ontario Chapter of The International Society of Arboriculture (ISAO) - 19<sup>th</sup> Annual ISAO Tree Climbing Championship.

**07-1** Moved by Van Vliet and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meetings of February 13, 2007 and February 20, 2007, as circulated.

**CARRIED**

**97-49** Moved by Belcastro and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND receives from the Welland/Pelham Chamber of Commerce with gratitude the letter dated February 22, 2007 and accompanying remittance of \$25,687.50 representing the remainder of funds deposited with the Chamber as raised by the initial physician recruitment committee; and further

THAT Council directs the full amount be deposited and held for use in the physician recruitment program account.

**CARRIED**

**02-160** Moved by Campion and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the removal of Item 7.3 “Councillor issues discussed with staff and not yet resolved” from the current Council agenda.

**LOST**

**06-114**

**07-10** Moved by Belcastro and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND appoints the following persons to serve on the 150th Anniversary Planning Committee of Council:

David Alexander, Chair, Councillor Ward 4

Deanna Villella – Vice Chair

Thies Bogner – Heritage Committee

Henry O’Keefe – Cultural Events Committee

Doug Thomson – Sports Committee

Leilani Vanderveen – Youth Committee

Lynn Leclerc – Marketing and Media Committee

Marvin Myhre – Beautification Committee

Kim Rose – Member-at-Large

Kerry Thomas – Member-at-Large

Sue Cardamone – Member-at-Large

George Chipman – Member-at-Large

Charles Dixon (Videographer)

Dawn McInnis – Tourism Development Coordinator, City of Welland

Christine Mintoff – Communications Assistant, City of Welland  
 Damian Goulbourne – Mayor of Welland (Ex-Officio).

**CARRIED**

**07-4** Moved by Belcastro and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND approves the following:

The delinquent tax accounts (3 years in arrears) listed in Schedule 'A' and attached to Report FIN-07-06 be placed under tax registration;

The delinquent tax accounts (3 years in arrears) listed in Schedule 'B' and attached to Report FIN-07-06, having commenced repayment agreements, not be placed under tax registration at this time; and further

THAT any accounts listed in Schedule 'B' be placed under tax registration upon default of their repayment agreement.

**CARRIED**

**07-6**

**07-20**

**07-21**

**07-27** Moved by Sharpe and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND declares the month of June as "**Welland Rose Festival Month**" in the City of Welland as requested by the Welland Rose Festival; and further

THAT Council has no objection to the issuance of Special Occasion Permits to Welland Rose Festival Inc. for the following events:

Medieval Fest – June 2, 2007

Days On The Island – June 15-17, 2007; and further

THAT Council designates these events as Community Festivals, subject to the completion of the Municipal Application for Community Festivals and Special Occasion Permits; and further

THAT Council approves the applications of the Welland Rose Festival Inc. to hold "Days On he Island" on June 15, 16 and 17 and the "**46th Annual Welland Rose Festival Parade**" on June 17, 2007; subject to the Applicant's completion of all conditions of the Policy of Road Use for Community Activities; and further

THAT Council exempts Welland Rose Festival Inc. from the provisions of the City Noise By-law during the 2007 festival, pursuant to section 3(a) of the by-law for the purpose of the festival, including "**Days OnThe Island**" and the "**46th Annual Rose Festival Parade**"; and further

THAT Council exempts Welland Rose Festival Inc. from the requirement to obtain City Licenses and Permits for the 2007 festival, unless specifically required by resolution, provided that all tents, displays, events, and vendors comply with the applicable health and safety provisions in the Licensing By-law and other applicable legislation, and the food vendors comply with Niagara Regional Public Health Department requirements for the storage, preparation and serving of food; and further

THAT Council refers to staff for study and report the requests for road closures, services-in-kind, and the use of the Civic Square for the Baby Contest.

**CARRIED**

**07-15** Moved by Eybel and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND supports the resolution from the Township of Scugog to petition the Minister of Community Safety and Correctional Services; Emergency Management Ontario and the Federal Government to revise the funding formula and application process for the Joint Emergency Preparedness Program to increase grants available for emergency preparedness purposes and reduce funding limitation; and further

THAT the Clerk advise the proper authorities accordingly.

**CARRIED**

**07-20**

**07-21** Moved by Belcastro and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND approves the application for the "**52nd Annual Feast of the Assumption Procession**" on Sunday, August 12th, 2007 subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities; and further

THAT Council has no objection to the issuance of a Special Occasion Permit to the ***“52nd Annual Feast of the Assumption”*** for events scheduled at the Welland Market Square on August 11th and August 12th, 2007 subject to the satisfactory completion of the Municipal Application for Community Festivals and Special Occasion Permits; and further

...continued...

**07-20**

**07-21...cont'd.**

THAT Council approves an exemption from the Noise By-law to permit the extension of the events on Saturday, August 11, to midnight and on Sunday, August 12, to 11:30 p.m.; and further  
THAT Council designates the event as municipally significant.

**CARRIED**

**07-21**

Moved by Belcastro and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND approves the application of the of the Heart and Stroke Foundation of Ontario to hold its annual “Heart & Stroke Big Bike” event on Thursday, May 3rd, 2007 subject to the applicant’s completion of all conditions of the Policy of Road Use for Community Activities.

**CARRIED**

**07-28**

Moved by Van Vliet and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Mr. Doug Reitsma, President regarding the upcoming activities of the Welland/Pelham Chamber of Commerce.

**CARRIED**

**07-66**

Moved by Belcastro and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND supports the resolution from the Town of New Tecumseth and endorsed by Heritage Welland expressing disappointment with the Ontario Historical Society in agreeing to sell the Banting Homestead Lands without ensuring that a minimum of 70 acres of the 100 acres of the original lands bequeathed to the Society by Edward K. Banting were available to educate the public about the historical significance of the work of Sir Frederick Banting; and further  
THAT the Ontario Historical Society and the Ontario Historical Society Foundation be formally requested to support the designation of the northerly 70 acres pursuant to the Ontario Heritage Act, 2005; and further  
THAT the Clerk advise the proper authorities accordingly.

**CARRIED**

**07-67**

Moved by Belcastro and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND receives and refers to staff for report the letter dated February 26, 2007 from Aurelio Magazzeni, Forestry Leadhand, Parks and Recreation Department, on behalf of the Ontario Chapter of The International Society of Arboriculture (ISAO) requesting to:

- display City’s forestry trucks and equipment at the 19th Annual ISAO Tree Climbing Championship event on Saturday, September 15, 2007 at the Niagara Parks Botanical Gardens; and
- propose Chippawa Park as the host site for the 2008 - 20th Annual ISAO Tree Climbing Championship , as an event to be part of the City’s 150th Anniversary Celebration.

**CARRIED**

**07-68** Moved by Belcastro and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND supports Application No. 2006-1579-2 to the Canadian Radio-Television Telecommunications Commission (CRTC) by VoicePrint, the not-for-profit division of the National Broadcast Reading Service Inc. (NBRS) to provide an open description format to allow people with low or no vision to enjoy the same access to the visual side of television that sighted people do.

**CARRIED**

## **BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE**

### **07-13**

Moved by Belcastro and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to negotiate a price for the purchase of Transit coaches to a maximum amount, as directed by Council in Committee-of-the-Whole-In-Camera; THAT Council authorizes staff to utilize up to \$250,000 of the Federal and Provincial Gas Tax reserve fund to place as a refundable deposit for the negotiated price; and further THAT Council directs staff to bring back a report for final approval for the purchase of these Transit coaches.

**CARRIED**

## **BY-LAWS**

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

1. Moved by Eybel and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND now gives leave to introduce the following proposed By-laws entitled:

#### **07-64Z**

BYL 2007 - 34

A By-law to amend City of Welland Zoning By-law 2667 (2090572 Ontario Inc. – File 2006-17) Galloway Trail, west side of Perth Trail.

#### **07-1**

BYL 2007 - 35

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 5th day of March and 6th day of March, 2007.

And that same be now read a first time.

**CARRIED**

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

2. Moved by Eybel and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND having read a first time and considered the By-laws listed in the foregoing motion as reproduced in this evening's Council Agenda, 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, March 14, 2007 for inclusion on the next Regular Council Meeting Agenda of March 20, 2007.**

Council adjourned at 8:20 p.m.

These Minutes approved and adopted by Motion of Council this 20<sup>th</sup> day of March, 2007.

**MAYOR**

**DEPUTY CLERK**