



COUNCIL MEETING, SEPTEMBER 25, 2007

BY SPECIAL NOTICE TO MEET: IN COMMITTEE-OF-THE-WHOLE (IN CAMERA): TO DISCUSS SECURITY OF PROPERTY AND PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND MATTERS AND IN OPEN SESSION TO HOLD A PUBLIC MEETING PURSUANT TO SECTION 357 OF THE *MUNICIPAL ACT, 2001* REGARDING TAX WRITE-OFFS; AND

**BY PROCEDURAL BY-LAW 2005-176:
TO RATIFY THE ACTIONS OF GENERAL COMMITTEE**

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

Council met in Special Meeting Committee-of-the-Whole closed to the public at 6:16 p.m. and in open session at 7:50 p.m. to hold a Public Meeting under the *Municipal Act, 2001*; and recessed at 8:00 p.m.; and pursuant to By-law 2005-176, the Procedural By-law of Council, reconvened following the General Committee Meeting at 8:02 p.m. on the above date.

His Worship Mayor Damian Goulbourne in the Chair.

Members Present:

Councillors R. Alakas, D. Alexander, F. Campion, P. Chiocchio, M. Dzugan, P. Grenier, J. Larouche, R. Letourneau, S. O'Dell, B. Sharpe (6:50 p.m.) 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
Manager, Engineering Services, L. Ventresca
General Manager, Financial & Corporate Services/Treasurer, B. Silvestri
General Manager, Planning & Development Services, D. Thorpe
General Manager, Parks and Recreation, B. Fenwick
Games Licensing Clerk, L. Bubanko (7:50 p.m.)

- 07-25** Moved by Dzugan and Letourneau
 THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:16 p.m. to consider:
- a) the security of the property of the municipality or local board; and
 - b) a proposed or pending acquisition of land or disposition of land by the municipality.

CARRIED

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

- 07-25** Moved by Van Vliet and Alexander
 THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:05 p.m. without report.

CARRIED

THE FOLLOWING COMMUNICATIONS WERE RECEIVED FROM THE GENERAL COMMITTEE MEETING OF SEPTEMBER 25, 2007:

- 03-132** Gen. Mgr., Planning and Development Services, D. Thorpe – Demolition Permit Process.
03-139 Gen. Mgr., Planning and Development Services, D. Thorpe – Request for Extension of Draft Plan Approval – Niagara Centre Developments Subdivision – Calloway Reit (Welland) Inc. and Niagara Centre Land Development Corporation Limited (File: 26T-14-97003).
06-4
07-4 Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri – Application for Tax Write-Offs – Section 357.
06-114
07-4 Budget Review Committee Report.
07-6 Bill Auchterlonie, Chair, Welland Safe Community Partnership – requesting that Wednesday, October 03, 2007 be declared as “Safe Communities Day” and permission to fly the Safe Communities flag during the week of October 1, 2007 to October 5, 2007.
07-46 Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Purchase of “Two” New 2008 Crew Cab Pick-up 10,000 LB. G.V.W. Trucks complete with Wilcox Service Body.
07-46 Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Purchase of One New 2008 One Ton Crew Cab Complete with Box 10,000 GVW Single Axle Pick-Up Truck.
07-46 Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Purchase of One New 2008 One Half Ton Extended Cab Pick-Up Truck.
07-46 Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Purchase of One New 2008 Three Quarter Ton Extended Cab Pick-Up Truck.
07-85 Gen. Mgr., Planning and Development Services, D. Thorpe – Proposed Subdivider’s Agreement with 2090572 Ontario Inc. (File: 26T-14-07001) North Side of Daimler Parkway, East of Perth Trail.
07-88 Gen. Mgr., Planning and Development Services, D. Thorpe – Official Plan Update.

THE FOLLOWING BY-LAWS WERE RECEIVED:

07-85 A By-law to authorize the signing of a Subdivider's Agreement with 2090572 Ontario Inc. with respect to the Development of Block 150, Plan 59M-269 (File 26T-14-07001) Adoption of Official Plan Amendment No. 123.

07-85 A By-law to accept the Transfer of Easements for Storm Sewers and Hydrants from 2090572 Ontario Inc. to the Corporation of the City of Welland in the Block 150, Plan 59M-269 Subdivision (File 26T-14-07001).

07-85 A By-law to Lay Out, Establish and Name Part of Block 157, Plan 59M-269 being Part 9, 59R-_____ a 0.3 metre Reserve for the City of Welland as part of Daimler Parkway.

07-46 A By-law to authorize the purchase of one 2008 Three Quarter Ton Extended Cab Pick-Up Truck.

07-46 A By-law to authorize the purchase of one 2008 Ton Crew Cab with Box 10,000 GVW Single Axle Pick-Up Truck.

07-46 A By-law to authorize the purchase of one 2008 One Half Ton Extended Cab Pick-Up Truck.

07-46 A By-law to authorize the purchase of two (2) new 2008 Crew Cab Pick-Up 10,000 LB. GVW Trucks complete with Wilcox Service Body.

07-1 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 25th day of September, 2007.

THE FOLLOWING BY-LAW WAS DELETED:

07-46 A By-law to authorize the purchase of two (2) new 2008 Crew Cab Pick-Up 10,000 LB. GVW Trucks complete with Wilcox Service Body.

PUBLIC MEETING PURSUANT TO SECTION 357 OF THE MUNICIPAL ACT, 2001

06-4 To consider Tax Write-Offs.

- Andre Vanleeuwen, 381 Dain Avenue, Welland, ON, L3B 3E8
- Felice Del Priore, 7 Valvano Court, St. Catharines, ON, L2W 1C2

There being no other submissions the public meeting was concluded.

03-132 Moved by Dzugan and O'Dell
 THAT THE COUNCIL OF THE CITY OF WELLAND receives Report PDS-2007-72 concerning the Demolition Permit Process.

CARRIED

03-139 Moved by Dzugan and O'Dell
 THAT THE COUNCIL OF THE CITY OF WELLAND approves an extension to Draft Plan Approval for the Niagara Centre Developments Subdivision (File: 26T-14-97003) for one (1) year to October 9, 2008 as requested by Stephanie Eiley of Torkin Manes Cohen Arbus on behalf of Calloway Reit (Welland) Inc. and Niagara Centre Land Development Corporation Limited.

CARRIED

06-4**07-4**

Moved by Dzugan and O'Dell

THAT THE COUNCIL OF THE CITY OF WELLAND approves the write-off of taxes in the amount of \$32,480.65 as contained in Report FIN-2007-15 listing the reasons for reduction or cancellation and assessment values, pursuant to Section 357 of the Municipal Act, 2001.

CARRIED**06-114****07-4**

Moved by Dzugan and O'Dell

THAT THE COUNCIL OF THE CITY OF WELLAND approves the proposed budget for activities related to the City of Welland's 150th Anniversary celebrations in 2008 as submitted to and recommended by the Budget Review Committee on September 25, 2007.

CARRIED**07-6**

Moved by Dzugan and O'Dell

THAT THE COUNCIL OF THE CITY OF WELLAND declares Wednesday, October 03, 2007 as "Safe Communities Day" in the City of Welland and approves the flying of the Safe Communities flag at the Civic Square during the week of October 1, 2007 through October 5, 2007 as requested by the Welland Safe Community Partnership.

CARRIED**07-46**

Moved by Dzugan and O'Dell

THAT THE COUNCIL OF THE CITY OF WELLAND refers Report ENG-2007-27 regarding the purchase of "two" new 2008 crew cab pick-up 10,000 G.V.W. complete with Wilcox service body to the October 2, 2007 Council Meeting.

CARRIED**07-46**

Moved by Dzugan and O'Dell

THAT THE COUNCIL OF THE CITY OF WELLAND approves the purchase from Performance Chrysler, "one" new 2008 one ton crew cab complete with box 10,000 GVW single axle pick-up truck for \$31,130.56 with options and PST included, as per the 2007 Fleet Capital Replacement Program.

CARRIED**07-46**

Moved by Dzugan and O'Dell

THAT THE COUNCIL OF THE CITY OF WELLAND approves the purchase from Performance Chrysler, "one" new 2008 one half ton extended cab pick-up truck for \$25,827.12 PST included, as per the 2007 Fleet Capital Replacement Program.

CARRIED**07-46**

Moved by Dzugan and O'Dell

THAT THE COUNCIL OF THE CITY OF WELLAND approves the purchase from Performance Chrysler, "one" new 2008 three quarter ton extended cab pick-up truck for \$29,189.70 with options and PST included, as per the 2007 Fleet Capital Replacement Program.

CARRIED

07-85

Moved by Dzugan and O'Dell

THAT THE COUNCIL OF THE CITY OF WELLAND approves the entering into a Subdivider's Agreement with 2090572 Ontario Inc. with respect to the development of a residential Plan of Subdivision located on Block 150, Plan 59M-269, north of Daimler Parkway, east of Perth Trail; and further

THAT Welland City Council directs Staff to prepare the necessary By-laws and discharge the existing Model Home Agreement for the subject lands; and further

THAT Welland City Council authorizes the Mayor and Clerk to execute any necessary documents associated with the Subdivision; and further

THAT Welland City Council authorizes the Mayor to sign the Final Plan of Subdivision to allow the Plan to be registered once all Conditions of Draft Approval have been met and the Plan has been checked for conformity.

CARRIED

07-88

Moved by Dzugan and O'Dell

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Don Thorpe, General Manager, Planning & Development Services regarding an update on the City of Welland's Official Plan.

CARRIED

BY - LAWS

BY-LAWS PRESENTED FOR FIRST READING:

1. Moved by Dzugan and O'Dell

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

07-85

BYL 2007-142

A By-law to authorize the signing of a Subdivider's Agreement with 2090572 Ontario Inc. with respect to the Development of Block 150, Plan 59M-269 (File 26T-14-07001).

07-85

BYL 2007-144

A By-law to accept the Transfer of Easements for Storm Sewers and Hydrants from 2090572 Ontario Inc. to the Corporation of the City of Welland in the Block 150, Plan 59M-269 Subdivision (File 26T-14-07001).

07-85

BYL 2007-145

A By-law to Lay Out, Establish and Name Part of Block 157, Plan 59M-269 being Part 9, 59R-_____ a 0.3 metre Reserve for the City of Welland as part of Daimler Parkway.

07-46

BYL 2007-146

A By-law to authorize the purchase of one 2008 Three Quarter Ton Extended Cab Pick-Up Truck.

...Continued...

BY-LAWS PRESENTED FOR FIRST READING Cont'd:

07-46

BYL 2007-147

A By-law to authorize the purchase of one 2008 Ton Crew Cab with Box 10,000 GVW Single Axle Pick-Up Truck.

07-46

BYL 2007-148

A By-law to authorize the purchase of one 2008 One Half Ton Extended Cab Pick-Up Truck.

07-1

BYL 2007-149

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 25th day of September, 2007.

And that the same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

2. Moved by Dzugan and O'Dell

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, as amended, be now read a second and third time and do pass, and the Mayor and Clerk do sign and seal same.

CARRIED

Council adjourned at 8:05 p.m.

These Minutes approved and adopted by Motion of Council this 2nd day of October, 2007.

MAYOR

DEPUTY CLERK