



COUNCIL MEETING, FEBRUARY 5, 2008

CIVIC SQUARE, COUNCIL CHAMBERS 60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:30 p.m. and in open session at 7:30 p.m. on the above date.

Vice-Mayor Mark Dzugan 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, P. Chiochio, J. Larouche,
P. Grenier, R. Letourneau, 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

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

Deputy Treasurer, K. Douglas

General Manager, Human Resources, R. Mantesso

General Manager, Parks, Facilities, & Leisure Services, B. Fenwick

Communications Assistant, C. Mintoff (7:30 p.m.)

General Manager, Planning & Development Services, D. Thorpe

08-25 Moved by Alakas and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:30 p.m. to consider:

- a) a proposed or pending acquisition or disposition of land by the municipality or local board; and
- b) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

CARRIED

08-25 Moved by Grenier and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:14 p.m.

CARRIED

PRESENTATION:

Liz Palmieri, Executive Director, Niagara Community Foundation presented a cheque to Deanna Villella, Chair, 150th Anniversary Planning Committee towards the 150th Anniversary Book.

BOARDS, AGENCIES, COMMISSIONS REPORT(S)

08-27 Keith Levere, President, John Chiochio, 1st Vice President, and Jane Thompson, Grand Parade Chair, Welland Rose Festival Board, updated Council on its activities.

06-114 Deanna Villella, Chair and Sue Cardamone, Member, 150th Anniversary Planning Committee, updated Council on the 150th Anniversary activities.

08-28 Vice Mayor Dzugan as a member of the Regional Planning Review Committee, updated Council regarding the Growth Management Strategies which will set the stage for growth over the next 20 years.

THE FOLLOWING CORRESPONDENCE WAS READ:

08-4 A By-law to provide for Interim Tax Levies for the year 2008 for the City of Welland.

THE FOLLOWING CORRESPONDENCE WAS DELETED:

08-48 Councillor Campion withdrew his Notice of Motion regarding a review of the Property Standards By-law.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

04-124 Councillor Van Vliet – Notice of Motion re: update for Council on the installation of water meters.

06-109Z Gen. Mgr., Planning and Development Services, D. Thorpe - Proposed By-law to remove the Holding (H) Symbol from lands on Michael Drive, east of South Pelham Road (Michael Estates Subdivision – Plan 59M-364) (File 2006-06).

06-114 Dawn McInnis, Tourism Development Coordinator – update of the 150th Anniversary Planning Committee.

08-3 Ian Marshall, Niagara Divers' Association – requesting to sell lottery tickets in the City of Welland.

08-4 Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri - 2008 Interim Tax Levy.

08-21 Tim Lefebvre, President, St. Catharines Cycling Club, organizer of the Great Lake to Lake Cycling

Event – requesting permission to hold the “**Great Lake to Lake Mountain Bike Race**” on June 15th, 2008.

08-21 Ms. Becky Lee, Secretary, Welland & Port Colborne ProLife – requesting permission to hold its “**19th Annual Walkathon**” on June 7, 2008.

08-21 Mr. Mark Lapinski, Co-ordin., Fundraising Events, Multiple Sclerosis Society of Canada, Ontario Division - requesting permission to hold the **"2008 Welland Super Cities WALK for MS"** on Sunday, April 13, 2008.

08-22 Councillor Chiocchio – Notice of Motion re: installation of a 3 way stop at the corner of Gretel Place and St. Lawrence Drive.

08-27 Keith Levere, President, Welland Rose Festival Advisory Committee – update on its activities.

08-43 Nora Reid, Secretary, Heritage Welland – designation of the Welland Canal Second Aqueduct located at east side of the Welland Recreational Waterway (former Welland Canal) as being of architectural and historical significance.

08-48 Councillor Campion – Notice of Motion re: review the Property Standards By-law in order to include a more stringent property "cleanliness and tidiness component."

08-1 Moved by Grenier and Alakas

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meetings of January 15, 2008 and January 22, 2008, as circulated.

CARRIED

04-124 Moved by Van Vliet and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to prepare a quarterly update for Council on the installation of water meters and that the reports include the number of installations done during the month, the number of installations completed, and the number of installations yet to be done.

CARRIED

06-109Z Moved by Van Vliet and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND approves the removal of the Holding (H) Symbol on lands described as Plan 59M-364 east of South Pelham Road and west of the westerly terminus of Michael Drive to permit the development of twenty-four (24) single-detached dwellings, one (1) block for stormwater management purposes; and further

That Welland City Council authorizes Staff to prepare the necessary By-law.

CARRIED

06-114 Moved by Alexander and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Deanna Villella, Chair, and Sue Cardamone, Member, regarding an update of the activities of the 150th Anniversary Planning Committee.

CARRIED

08-3 Moved by Alexander and Letourneau

THAT THE COUNCIL OF THE CITY OF WELLAND grants permission to the Niagara Divers' Association to sell lottery tickets in the City of Welland under authority of Lottery License M017086; subject to the receipt of a \$25.00 administration fee for processing this request.

CARRIED

08-4 Moved by Alexander and Letourneau

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the due dates for the 2008 Interim Municipal Tax Levy as follows:

First Installment due: March 3, 2008

Second Installment due: May 1, 2008; and further

That Welland City Council approves the amounts to be levied in accordance with Section 317 of the Ontario Municipal Act, that being 50% of the total levy for the year 2007. (\$32,188,824.96).

CARRIED

08-21 Moved by Van Vliet and Campion
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the application of Great Lake to Lake Events Inc. to hold the "**Great Lake to Lake Mountain Bike Race**" on June 15th, 2008 subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

CARRIED

08-21 Moved by Van Vliet and Campion
 THAT THE COUNCIL OF THE CITY OF WELLAND waives the requirement of liability insurance as provided for in Policy Number SER-017-0004 Road Use for Community Activities and approves the application from the Welland & Port Colborne Pro Life Association for its "**19th Annual Walkathon**", to be held on Saturday, June 7, 2008, subject to the applicant's completion of all other conditions of the Policy.

CARRIED

08-21 Moved by Van Vliet and Campion
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the application of the Multiple Sclerosis Society of Canada, Ontario Division to hold the "**2008 Welland Super Cities WALK for MS**" on Sunday, April 13, 2008, subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

CARRIED

08-22 Moved by Chiocchio and Alexander
 THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to report back to Council on an installation of a 3 way stop at the corner of Gretel Place and St. Lawrence Drive.

CARRIED

08-27 Moved by Larouche and Belcastro
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Keith Levere, President, John Chiocchio, ^{ft} Vice President and Jane Thompson, Grand Parade Chair, Welland Rose Festival Advisory Committee regarding an update on its activities.

CARRIED

08-43 Moved by Alexander and Letourneau
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and refers the letter from Heritage Welland to the Welland Recreational Canal Corporation regarding the designation of the Welland Canal Second Aqueduct for input prior to Council's final decision.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

04-48 Moved by Alexander and Letourneau
 THAT THE COUNCIL OF THE CITY OF WELLAND accepts the Offer from M. J. Jones Inc. to purchase part of Lot 21, Concession 4, former Township of Crowland, now in the City of Welland and part of Closed Harold Avenue, Plan 945 located at the north-west corner of Centre Street and Atlas Avenue being approximately 8.64 acres in area in the amount of \$25,000.00 per acre in accordance with the letter of intent received on January 23, 2008; and further
 THAT Welland City Council authorizes Staff to prepare the necessary Offer to Purchase; and further
 THAT Welland City Council directs Staff to prepare the necessary By-laws and other documentation, as required; and further
 THAT Welland City Council directs that the net proceeds of the sale of land be directed to finance a portion of the Centre Street infrastructure improvements.

CARRIED

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

1. Moved by Alexander and Letourneau
 THAT THE COUNCIL OF THE CITY OF WELLAND now gives leave to introduce the following proposed By-laws entitled:

06-109Z

BYL 2008 – 10

A By-law to amend Zoning By-law 2667 upon the application of Lea Silvestri Investments Ltd. to remove the Holding Symbol "H" from certain lands on Michael Drive, east of South Pelham Road (Michael Estates Subdivision – Plan 59M-364).

08-4

BYL 2008 – 11

A By-law to provide for Interim Tax Levies for the year 2008 for the City of Welland.

08-56

BYL 2008 – 12

A By-law to lay out, establish and name Part of Lot 22, Gore Concession 7, Former Township of Crowland being Part 3 on Plan 59R-13511 as Part of Southworth Street for the City of Welland.

08-1

BYL 2008 – 13

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 5th day of February, 2008.

And that same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

2. Moved by Alexander and Letourneau
 THAT THE COUNCIL OF THE CITY OF WELLAND having read a first time and considered the By-laws listed in the foregoing motion as amended, 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 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, February 13, 2008 for inclusion on the next Regular Council Meeting Agenda of February 19, 2008.

Councillor Campion gave Notice of Motion of the following issues to be presented to Council at the February 19, 2008 Regular Council Meeting:

08-62

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to prepare a written report outlining snow clearing policy and procedure so that staff and Council can review it and make any changes as may be deemed necessary.

Council adjourned at 8:57 p.m.

These Minutes approved and adopted by Motion of Council this 19th day of February, 2008.

MAYOR

DEPUTY CLERK