



## **COUNCIL MEETING, MARCH 4, 2008**

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

Council met in Committee-of-the-Whole closed to the public at 6:10 p.m. and in open session at 7:35 p.m. on the above date.

Council recessed at 8:46 p.m. and reconvened at 8:57 p.m.

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, P. Chiocchio, M. Dzugan, J. Larouche, P. Grenier, S. O'Dell, and B. Sharpe.

#### **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

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

General Manager, Human Resources, R. Mantesso

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

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

General Manager, Planning & Development Services, D. Thorpe

Manager, Economic Development, D. Degazio (6:10 p.m. – 7:25 p.m.)

(Aggie Giovannini in attendance during Committee-of-the-Whole discussions on a personal matter re physician recruitment).

**08-25** Moved by Dzugan and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:10 p.m. to consider:

- a) the security of the property of the municipality or local board;
- b) personal matters about an identifiable individual, including municipal or local board employees;
- c) a proposed or pending acquisition or disposition of land by the municipality or local board;
- d) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and
- e) an additional matter regarding a proposed or pending acquisition or disposition of land by the municipality or local board not previously listed on the closed meeting agenda.

**CARRIED  
UNANIMOUSLY**

*(Councillor Dzugan was not present during Committee-of-the-Whole discussions on a personal matter).*

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

**08-25** Moved by Sharpe and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:27 p.m.

**CARRIED**

### **PRESENTATIONS:**

Mayor Goulbourne presented a plaque to Hanish Nagrani in recognition on winning the 2007 Canadian Optimist Junior Golf National Championships - 10-11 year old division.

Councillor Grenier introduced the 2<sup>nd</sup> Cub Troop and Leaders Angela Kindy, John Horton and Scott Coon. The Mayor presented Law Awareness Badges to the following: Zachary Kindy, Jordan Rusk, Brandon Beuparlant, and Luc Grenier.

### **BOARDS, AGENCIES, COMMISSIONS REPORT(S)**

**08-10** Councillor Dzugan, Nominating Committee Chair, addressed Council regarding appointments to the following: Welland Public Library and the Welland/Pelham Chamber of Commerce.

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

**07-13** Report from Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Ontario Bus Replacement Program (OBRP) Additional Funding Allocation – 2007 Surplus Funds.

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

98-82

04-47

- 08-19** A By-law to authorize acceptance of the tender and the entering into a contract with Cantec Security Services Inc., for uniformed security guard services and patrol services.
- 99-99** Welland Recreational Canal Corporation – Capital Budget 2008 – Flatwater Centre-Albano Course System & Communications.
- 03-15** Gen. Mgr., Parks, Facilities and Leisure Services, B. Fenwick - Preservation of Central Fire Hall as a Fire Museum.
- 03-119**
- 06-154** A By-law to assume the Stoneybrook Extension Subdivision Registered Plan 59M-321.
- 04-107**
- 06-154** A By-law to assume the Regatta Subdivision (phase 1) Registered Plan 59M-247.
- 04-124** Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Universal Water Metering Program Update.
- 08-1** 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 4<sup>th</sup> day of March, 2008.
- 08-4**
- 08-15**
- 08-16**
- 08-24** City Manager, P. Simmons – Staffing Requests – Budget 2008.
- 08-6** Kelly Putter, Volunteer coordinator, Epilepsy Niagara - requesting that the month of March, 2008 be declared as ***“Epilepsy Awareness Month”***.

**08-1** Moved by Dzugan and Grenier  
 THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of February 5, 2008 and February 12, 2008, as circulated.

**CARRIED**

**99-99** Moved by Larouche and Chiocchio  
 THAT THE COUNCIL OF THE CITY OF WELLAND pre-approves the Welland Recreational Canal Corporation 2008 Capital Budget submission, Item #8, Flatwater Centre-Albano Course System & Communications, as recommended by the Budget Review Committee from its meeting of February 26, 2008.

**CARRIED**

**03-15** Moved by Alexander and Chiocchio  
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the Facilities Manager to initiate an assessment study regarding the feasibility of the preservation of the Central Fire Hall and provide an opinion on potential suitable use at the quoted price of \$12,600.00 including GST, to be paid out of the 2007 Capital Budget for Central Fire Hall.

**CARRIED**

**04-124** Moved by Campion and Alakas

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information REPORT ENG-2008-06 on the progress of the Universal Water Metering Program.

**CARRIED**

**07-13** Moved by Larouche and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND approves the signing of the Amending Letter of Agreement for additional 2007 Ontario Bus Replacement Program (OBRP) funds between the City of Welland and the Province of Ontario, which deletes the original funding amount of \$193,898 and replaces it with \$308,597. The funding is subject to the 2007 OBRP Guidelines and Requirements; and further

THAT Welland City Council authorizes the Mayor and Treasurer to sign the aforementioned Amending Letter of Agreement on behalf of the City of Welland; and further

THAT Welland City Council directs the Treasurer to set up a Reserve Account to receive the additional 2007 OBRP funding, and these funds be specifically directed for the replacement of transit vehicles as per the 2007 OBRP Guidelines and Requirements.

**CARRIED**

**08-4**

**08-15** Moved by Sharpe and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND approves the addition of one (1) Fire Inspector (WPFPA) to the complement of the Fire Department effective 2008.

**CARRIED**

**08-4**

**08-16** Moved by Sharpe and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND approves the addition of one (1) Information Technology Programmer (CUPE) to the complement of the Corporate Services Department effective 2008.

**CARRIED**

**08-4**

**08-19**

**08-24** Moved by Alexander and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND approves the creation of a full-time Forestry Foreman position (non-union) for Parks, Facilities and Leisure Services effective 2008.

**CARRIED**

**08-4**

**08-24** Moved by Sharpe and Alexander

THAT Welland City Council approves the addition of one (1) Water Systems Coordinator (non-union) to the complement of the Engineering, Public Works and Transportation Services Department effective 2008.

**NOT PUT**

**08-4**

**08-24** Moved by Sharpe and Belcastro

THAT the motion regarding the hiring of a Water Systems Co-ordinator (non-union) be tabled until such time as the General Manager, Engineering, Public Works and Transportation Services is able to report on staffing in comparable cities, including St. Catharines.

**TABLED**

**08-6** Moved by Larouche and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND declares the month of March, 2008 as "***Epilepsy Awareness Month***" in the City of Welland as requested by Epilepsy Niagara.

**CARRIED**

**08-10**

Moved by Dzugan and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Grenier to the Welland Public Library Board as recommended by the Nominating Committee.

**CARRIED**

**08-10** Moved by Dzugan and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Campion to the Welland/Pelham Chamber of Commerce as recommended by the Nominating Committee.

**CARRIED**

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

**97-49** Moved by Larouche and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the Mayor and Clerk to execute an incentive agreement for physician services between the City of Welland and Drs. Joanne Barker and C.F. DeWit as shown: 2008 \$ 35,000.00; 2009 \$ 35,000.00; and 2010 \$ 30,000.00

**07-81** Moved by Larouche and Chiocchio

THAT THE COUNCIL OF THE CORPORATION OF THE CITY OF WELLAND receives, for information, the endorsement of the Superior Court of Justice Divisional Court with respect to City of Welland vs Comazzolo, dated February 21, 2008.; and further

THAT Welland City Council authorizes Staff to prepare a cheque, payable to Lancaster Brooks & Welch LLP In Trust, in the amount of \$5,000.00, as required by the Superior Court of Justice Divisional Court as payment for costs attributable to Comazzolo; and further

THAT Welland City Council authorizes Staff to proceed with the appointing of an engineer in accordance with Section 8 of the Drainage Act with respect to the petition by the Comazzola's.

**CARRIED**

**08-10** Moved by Larouche and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Cathy Barton as recommended by Open Door Concepts Welland Inc. to replace Marisa Cantisani for a four-year term.

**CARRIED**

### **BY-LAWS ARISING FROM COMMITTEE-OF-THE-WHOLE**

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

1. Moved by Larouche and Chiocchio

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

**97-49**

BYL 2008-24

A By-law to authorize the entering into an agreement for physician services.

And that same be now read a first time.

**CARRIED**

**BY-LAW PRESENTED FOR SECOND AND THIRD READING:**

2. Moved by Larouche and Chiocchio  
 THAT THE COUNCIL OF THE CITY OF WELLAND having read the following By-law(s) a first time and considered the By-law(s) listed in the foregoing motion, be now read a second and third time and do pass, and the Mayor and Clerk do sign and seal same.

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

3. Moved by Larouche and Chiocchio  
 THAT THE COUNCIL OF THE CITY OF WELLAND now gives leave to introduce the following proposed By-laws entitled:

**98-82****04-47****08-19**

BYL 2008 - 25

A By-law to authorize acceptance of the tender and the entering into a contract with Cantec Security Services Inc., for uniformed security guard services and patrol services.

**03-119****06-154**

BYL 2008 - 26

A By-law to assume the Stoneybrook Extension Subdivision Registered Plan 59M-321.

**04-107****06-154**

BYL 2008 - 27

A By-law to assume the Regatta Subdivision (phase 1) Registered Plan 59M-247.

**08-1**

BYL 2008 - 28

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 4th day of March, 2008.

And that same be now read a first time.

**CARRIED**

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

4. Moved by Larouche and Chiocchio  
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 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 12, 2008 for inclusion on the next Regular Council Meeting Agenda of March 18, 2008.**

Council adjourned at 9:24 p.m.

These Minutes approved and adopted by Motion of Council this 18<sup>th</sup> day of March, 2008.

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**MAYOR**

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**DEPUTY CLERK**