



COUNCIL MEETING, AUGUST 19, 2008

CIVIC SQUARE, COUNCIL CHAMBERS 60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:17 p.m. and in open session at 7:20 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. Champion, P. Chiochio, M. Dzugan, J. Larouche, P. Grenier, R. Letourneau, S. O'Dell, B. Sharpe and L. Van Vliet.

Members of the Staff and Others Present:

City Manager, C. Stirtzinger

City Clerk, B. Gallaccio

Chief, Fire & Emergency Services, D. Prevost

Manager, Engineering Services, L. Ventresca

Special Projects Engineer, F. Khan

Manager, Budgets and Financial Reporting/Deputy Treasurer, C. Douglas

General Manager, Human Resources, R. Mantesso

Communications Assistant, C. Mintoff (7:20 p.m.)

General Manager, Planning & Development Services, D. Thorpe

Manager, Economic Development, D. Degazio (until 7:08 p.m.)

Manager, Parks, Facilities, and Leisure Services, R. Morwald (7:20 p.m.)

Transit Manager, Alfred Stockwell (7:20 p.m.)

Community Planner, Akin Ogunkeye (7:20 p.m.)

Manager, Traffic & Parking Operations, D. Ferguson (7:20 p.m.)

08-25 Moved by Belcastro 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 6:17 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) under Section 239 (3.1) of the Municipal Act 2001, as amended, for the purpose of training and educating members of council concern water matters;

and in addition to consider the following:

- e) a proposed or pending acquisition or disposition of land by the municipality or local board; and
- f) a personal matter.

CARRIED

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

08-25 Moved by Grenier and Letourneau

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:08 p.m. without report.

CARRIED

DISCLOSURE OF INTEREST:

Councillor Belcastro disclosed an interest in Ref. No. 07-135Z and By-law 2008-137 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he is president of the Seaway Mall.

Councillor Sharpe disclosed an interest in Ref. No.07-100 and 08-5/08-134 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he is employed by Niagara College who partners with Habitat for Humanity Niagara in construction of Habitat for Humanity Niagara homes in Welland.

Councillor Van Vliet disclosed an interest in Ref. No. 97-49 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as his son is in medical school and may be affected by this issue.

Councillor Alexander disclosed an interest in Ref. No. 07-22 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he owns property on Aqueduct Street and the value of his property may be affected.

STATUTORY PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT

Councillor Dzugan presided as Chair of the Public Hearing:

08-133**08-133Z**

Applications has been made by BOBBY KOZJAN on behalf of ADRIANUS JOHANNES DEHAAN for Approval of a Plan of Subdivision and to rezone Part Township Lot 233, former Township of Thorold, now in the City of Welland for lands at 597 First Avenue from the existing R2-Single-Detached Dwelling – Second Density Zone By-law 2667 to a RM2 – Multiple Dwelling – Second Density Zone By-law 2667. The purpose of the amendment is to permit the development a residential Plan of Subdivision consisting of four (4) lots for the construction of eight (8) semi-detached dwelling units. The Official Plan designation is NO COVERAGE.

Councillor Dzugan 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 applications:

- Dan Toulouse on behalf of the applicant.
- Bobby Kozjan, 615 Canboro Road, Fenwick, Ontario L0S 1C0

In opposition of the applications:

- Kevin Clements, 585 First Avenue, Welland, Ontario L3C 1Z2

There being no other submissions the public meeting was concluded. The Council Meeting reconvened at 7:46 p.m.

PUBLIC MEETING WITH RESPECT TO WATER RATES

04-34

04-124 Report ENG-2008-31 Universal Water Metering Program Plan for Completion – tripling of water rates for residents not complying with water meters.

The following people were present to speak on the proposed matter:

- Yvette Ward, 216 Riverside Drive, Welland, L3C 5E4
- Joseph Somers, 17 Lyons Avenue, Welland, L3B 1L8
- John Parisee, 26 Walts Avenue, Welland, .L3C 5C7
- A - Miron Kurczak, 19 Wellington Street, apt. #106, Welland, L3B 1A8
- Dan Fortier, 83 Colbeck Drive, Welland, L3C 7V2
- Frank Roccco, 10 Broadway, Welland, L3C 5L3
- Chris Wojnarowski, 184 Merritt Street, Welland, L3C 4T9
- Lena Smith, 167 Wilton Avenue, Welland, L3C 2A3

There being no submissions, the hearing was concluded at 8:40 p.m.

BOARDS, AGENCIES, COMMISSIONS REPORT(S)

08-4 James Brennan, CA Principal, Grant Thornton LLP, addressed Council regarding the Consolidated Financial Statements for the year ended December 31, 2007.

THE FOLLOWING CORRESPONDENCE WAS READ:

08-25 Motion to appoint Craig Stirtzinger as Acting Clerk in the absence of the Clerk during Committee-of-the-Whole discussions on a personal matter.

THE FOLLOWING CORRESPONDENCE WAS DELETED:

99-90

08-10 Letter from the Welland Downtown Business Improvement Area (WDBIA) regarding appointments to the WDBIA.

08-24 A By-law to authorize the appointment of a City Manager for the Corporation of the City of Welland.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

- 97-49** Melanie Hogeveen, Deputy Clerk, Municipality of Kincardine – Physician Shortage.
- 98-62** A By-law to accept easements for water service purposes over Part Blocks 142, 146, 150 and Part Lot 120, Plan 59M-269 (The Highlands Subdivision) and over Part Lot 21, Plan 59M-326 (The Masters Subdivision) and to reduce the easement/right-of-way over Part Lots 1 to 5, Plan 59M-326 (The Masters Subdivision).
- 99-43** Gen. Mgr., Financial and Corp. Serv./Treasurer, B. Silvestri – Request \$100,000 Dividend from Hydro.
- 99-90**
- 08-10** Greg D'Amico Sr., Chair, Welland Downtown Business Improvement Area Board of Management – Appointment of Members to the Board.
- 99-99** Stephen Fischer, Business & Operations Manager, Welland Recreational Canal Corporation re: Host the 2010 Commonwealth Rowing Championships.
- 01-108** A By-law to repeal By-law 2006-169, being a By-law to authorize acceptance of an offer to purchase from Dakstar Nanticoke Ltd. for the sale of Parts Lots 2 and 3, Plan 574, municipally known as 17-19 East Main Street.
- 01-108** A By-law to authorize acceptance of an offer to purchase from Royton Industries Ltd. for the sale of City-owned property known as 17-19 East Main Street.
- 01-174** A By-law to authorize the entering into an extension agreement with John Deere Company; and to amend By-law 2002-101.
- 02-157** Gen. Mgr., Planning and Development Services, D. Thorpe – Niagara 2031 – The Niagara Growth Strategy – Assessment of three growth options for Niagara.
- 02-85** Gen. Mgr., Parks, Facilities and Leisure Services, B. Fenwick – Accessibility Advisory Committee – Revised terms of Reference.
- 04-37**
- 04-124** Gen. Mgr., Engineering, Public Works and Transp. Serv./City Engineer, Sal Iannello – Universal water metering program plan for completions.
- 04-37**
- 04-124** A By-law to amend By-law 2004-119, being a By-law to provide for the supply and delivery of water and to provide for the maintenance and management of waterworks and the imposition and collection of water rates.
- 05-158** Gen. Mgr., Parks, Facilities and Leisure Services, B. Fenwick – Engineering Consultant Services for Woodlawn Sportsplex Phase 1 South of Woodlawn Road East of River.
- 06-75** A By-law to authorize the acceptance of tender and the entering into a contract with Watson & Associates Economists Ltd. to update the Development Charge Background Study and By-law.
- 06-84** Gen. Mgr., Parks, Facilities and Leisure Services, B. Fenwick – Senior Citizens Advisory Committee – Revised Terms of Reference.
- 06-150** Nicole Smith, Event Organizer, Well And Alive Festival – exemption to Noise By-law for event held on September 6, 2008.
- 06-154**
- 07-70** A By-law to assume the South Pelham Subdivision, Registered Plan 59M-246.
- 07-22** Gen. Mgr., Engineering, Public Works and Transp. Serv./City Engineer, Sal Iannello – Aqueduct Street North – Traffic Calming.
- 07-100** Gen. Mgr., Planning and Development Services, D. Thorpe – Request for Part Lot Control Exemption – Part Block E, Plan 574 being Parts 1, 2 and 3, Plan 59R-13720 – municipally known as 46 Fourth Street.
- 07-100** A By-law to exempt certain lands from part-Lot Control located on the north side of Fourth Street, west of King Street, municipally known as 46 Fourth Street, City of Welland (Parts 1, 2 and 3, 59R-13720).

- 07-108Z** A By-law to amend City of Welland Zoning By-law 2667 (Casey Holland – File 2007-02) 114 Crowland Avenue.
- 07-135Z** Gen. Mgr., Planning and Development Services, D. Thorpe – Proposed By-law to remove the Holding (H) Symbol from lands on the north side of Woodlawn Road, west of Brown Road (Calloway Reit (Welland) Inc. – Rona) (File 2006-20).
- 07-135Z** A By-law to amend Zoning By-law 2667 upon the application of Calloway Reit (Welland) Inc. to remove the Holding Symbol “H” from certain lands on the north side of Woodlawn Road, west of Brown Road known municipally as 102 Primeway Drive (File 2006-20).
- 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 19th day of August, 2008.
- 08-3** Margaret R. Robertson, Chair, Marshville Heritage Festival – requesting to sell lottery tickets in the City of Welland.
- 08-5**
- 08-134** Alastair Davis, Chief Executive Officer, Habitat for Humanity Niagara – requesting the waiving of all costs for Development Charges, Building Permit Fees and Servicing Fees for the development of 11 Michigan Street.
- 08-9** A By-law to authorize the entering into a contract with CRS Electronics for the procurement of LED streetlights.
- 08-13** A By-law to enter into an Agreement with the Town of Pelham for extension of Welland Transit Services.
- 08-15** A By-law to authorize the purchase of a triple-combination fire pumper apparatus and associated equipment from Carrier Truck Center Inc. operating as Carrier Emergency Equipment for the Welland Fire Department.
- 08-19** Gen. Mgr., Parks, Facilities and Leisure Services, B. Fenwick – Procedure for firewood disposal from tree removals.
- 08-19** A By-law to accept the tender from Resurface Corp. for the purchase of an Ice Resurfacers.
- 08-22** A By-law to appoint Traffic Enforcement Officers of the Corporation of the City of Welland to enforce the provisions of Traffic and Parking By-law 89-2000 at Seaway Mall; and to repeal By-law 2008-115.
- 08-24** A By-law to authorize the appointment of a City Clerk for the Corporation of the City of Welland.
- 08-24** A By-law to authorize the appointment of a General Manager, Engineering, Public Works and Transportation Services/City Engineer.
- 08-24** A By-law to authorize the appointment of a City Manager for the Corporation of the City of Welland.
- 08-59** Gen. Mgr., Planning and Development Services, D. Thorpe – Semi-Annual Subdivision Status Report – June 30, 2008.
- 08-85** A By-law to accept the tender of Clarifica Incorporated to provide Flow Monitoring Services for the Government Drain Study.
- 08-85** A By-law to authorize the retention of Kerry T. Howe Engineering Limited to provide final design services for the Government Drain.
- 08-120** A By-law to authorize the acceptance of tender and the entering into a contract with Rankin Construction Inc. for the Roadway Resurfacing Program 2008.
- 08-122** A By-law to authorize the acceptance of tender and the entering into a contract with Norjohn Contracting and Paving Ltd. for the Lyons Creek Culvert Replacement (2008 Municipal Road and Bridge Infrastructure Investment Project) and to retain Ellis Engineering Inc. to provide Engineering Services.
- 08-123** A By-law to authorize the acceptance of tender and entering into a contract with Norjohn Contracting and Paving Limited for the
- 08-133**
- 08-133Z** Gen. Mgr., Planning and Development Services, D. Thorpe – Application for approval of Draft Plan of Subdivision (File 26T-14-08003) and application for Zoning By-law Amendment (2008-08) Adrianus Johannes Dehaan, Part of Township Lot 233, former Township of Thorold, now in the City of Welland, west side of First Avenue, south of Quaker Road (municipally known as 597 First Avenue.
- 08-135** Barbara Henderson, Mayor, Township of Wainfleet – Requesting use of showmobile for Wainfleet fall fair.

08-1 Moved by Grenier and Van Vliet
THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of July 15, 2008, as circulated.

CARRIED

97-49 Moved by Dzugan and Alexander
THAT THE COUNCIL OF THE CITY OF WELLAND supports the resolution from the Municipality of Kincardine regarding physician shortages in Ontario and the need to remove barriers for internal medical doctors as per the Report by MPP Lauren Broten, Parliamentary Assistant to the Ministry of Health and Long Term Care.

CARRIED

99-43 Moved by Alexander and Grenier
THAT THE COUNCIL OF THE CITY OF WELLAND requests payment from Welland Hydro-Electric Holding Corporation of a \$100,000 dividend.

CARRIED

99-99 Moved by Dzugan and Alexander
THAT THE COUNCIL OF THE CITY OF WELLAND supports and endorses the Welland Recreational Canal Corporation's bid and funding application to host the 2010 Commonwealth Rowing Championships.

CARRIED

02-85 Moved by Dzugan and Alexander
THAT THE COUNCIL OF THE CITY OF WELLAND approves the revised Terms of Reference for the Accessibility Advisory Committee as per Report PF&LS-2008-18; and further
THAT Welland City Council authorizes staff to recruit citizens to fill the vacant committee positions.

CARRIED

02-157 Moved by Grenier and Belcastro
THAT THE COUNCIL OF THE CITY OF WELLAND endorses the adoption, by Regional Council, of Option B as the preferred Option for Niagara 2031, the Niagara Growth Management Strategy; and further
THAT Welland City Council acknowledges that other local municipalities will continue to grow and flourish within the boundaries as set out in the Growth Strategy.

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02-157 Moved by O'Dell and Letourneau
THAT the matter regarding the Niagara Growth Management Strategy be deferred to a later date for further discussion.

LOST

**FOLLOWING THE LOST VOTE ON THE DEFERRAL MOTION
THE MAIN MOTION WAS PUT IN ITS ORIGINAL FORM AND... ..**

CARRIED

04-37**04-124**

Moved by Dzugan and Sharpe

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information REPORT ENG-2008-31 on the current meter installation status of the Universal Water Metering Program; and further THAT Welland City Council adopts a new By-Law to amend By-Law # 2004-119; and further THAT Welland City Council approves the implementation of the new schedule for completing the remaining meter installations as per the schedule provided in the new By-Law and as presented in Report ENG-2008-31 and described as Option 2; and further THAT Welland City Council directs City staff to contact customers prior to the triple rate being implemented.

CARRIED**YEAS:**

Councillors Van Vliet, Dzugan, Campion, Chiocchio, Alexander, Larouche, Grenier, Belcastro, Sharpe and Mayor Goulbourne.

NAYS:

Councillors O'Dell, Letourneau and Alakas.

05-158

Moved by Alexander and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the General Manager, Parks, Facilities and Leisure Services to retain Kerry T. Howe Engineering Limited to carry out the final design and tendering of the Woodlawn Sportsplex Phase I at an estimated fee of \$42,945.00 including applicable GST; and further THAT Welland City Council authorizes the General Manager, Parks, Facilities and Leisure Services to retain MMM Group Ltd. to assist in the design of the drainage and irrigation required for Phase I of the Woodlawn Sportsplex Phase I at an estimated fee of \$30,510.00 including applicable GST; and further THAT Welland City Council approves the funding for these professional services be drawn from the 2008 Facilities Capital Budget by debenture; and further THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate by-laws to enter in to an agreement with Kerry T. Howe Engineering Limited; and further THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate by-laws to enter in to an agreement with MMM Group Ltd.

CARRIED**06-84**

Moved by Dzugan and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND approves the revised Terms of Reference for the Senior Citizens Advisory Committee as per Report PF&LS-2008-19; and further THAT Welland City Council authorizes staff to recruit citizens to fill the vacant committee positions.

CARRIED**06-150**

Moved by Dzugan and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the exemption to City of Welland Noise By-law 10204 for the Saturday, September 6, 2008 (1:00 p.m. to midnight) Well and Alive Festival event being held at the Market Square as approved by SEART.

CARRIED

07-22 Moved by Chiocchio and Belcastro
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to remove the temporary gate on Aqueduct Street North and install 3 portable speed humps and 3 portable traffic islands .

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07-22 Moved by Sharpe and O'Dell
 THAT motion 07-22 regarding the Aqueduct Street North Traffic Calming be amended by deleting "install 3 portable speed humps and 3 portable traffic islands and replacing with the following:
"complete the Traffic Calming Study" and report to Council in November 2008".

CARRIED

The main motion was then put, as amended, and

CARRIED

07-22 Moved by Chiocchio and Belcastro
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to modify By-law 89-2000 to implement Community Safety Zones along Aqueduct Street, Chippawa Street, and Smith Street.

CARRIED

07-22 Moved by Chiocchio and Belcastro
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to modify By-law 89-2000 to reduce the rate of speed on Aqueduct Street between the south limit of the roadway and Niagara Street, to 40 km/h.

CARRIED

07-100 Moved by Dzugan and Alexander
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the exemption to Part Lot Control for Part Block E, Plan 574 being Parts 1, 2 and 3, Plan 59R-13720 to permit the conveyance of a semi-detached dwelling located on the property (46 Fourth Street); and further
 THAT Council authorizes Staff to prepare the necessary By-law.

CARRIED

07-135Z Moved by Dzugan and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the removal of the Holding (H) Symbol on lands north of Woodlawn Road, west of Brown Road to permit the development of a Home Improvement Store with a maximum gross leaseable floor area of 5,230 square metres; and further
 THAT Welland City Council authorizes Staff to prepare the necessary By-law.

CARRIED

08-3 Moved by Dzugan and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND grants permission to Marshville Heritage Festival to sell raffle tickets in the City of Welland under authority of Lottery Licenses M395883 and M395876; subject to the receipt of a \$25.00 administration fee for processing this request.

CARRIED**08-4** Moved by Letourneau and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the 2007 Auditor's Report of the Consolidated Financial Statements and the Audit Concluding Memorandum for the fiscal year ending December 31, 2007, for the Corporation of the City of Welland.

CARRIED**08-5****08-134** Moved by Dzugan and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the provision of grants in favour of Habitat for Humanity Niagara for the development of 11 Michigan Street in the amount of \$5,767.00 to cover costs with respect to Building Permit Fees (\$829) and Development Charges (\$4,938), and approves an additional amount of \$8,800 should the following be required: Sanitary Service Laterals (\$5,000) and Water Service Laterals (\$3,800).

CARRIED**08-19** Moved by Dzugan and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND receives Report PF&LS 2008-16 for information only regarding the procedure of the Parks Division for firewood disposal from tree removal.

CARRIED**08-59** Moved by Dzugan and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information purposes the Semi-Annual Subdivision Status Report as of June 30, 2008.

CARRIED**08-133****08-133Z** Moved by Dzugan and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information purposes Report PDS-2008-45 concerning an Application for Draft Plan of Subdivision Approval and an Application for Zoning By-law Amendment for lands on the west side of First Avenue, south of Quaker Road, more specifically described as Part Township Lot 233, former Township of Thorold, now in the City of Welland.

CARRIED**08-135** Moved by O'Dell and Alakas

THAT THE COUNCIL OF THE CITY OF WELLAND waives the policy restriction for use of the showmobile to within the City of Welland limits; and further

THAT Welland City Council grants approval for use of the showmobile by the Township of Wainfleet on September 18, 19 & 20, 2008 and that associated showmobile rental fees and use will be in accordance with City of Welland Policy SER-015-0001.

CARRIED

BY-LAWS

BY-LAWS PRESENTED FOR FIRST READING:

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

98-62

BYL 2008 – 117

A By-law to accept easements for water service purposes over Part Blocks 142, 146, 150 and Part Lot 120, Plan 59M-269 (The Highlands Subdivision) and over Part Lot 21, Plan 59M-326 (The Masters Subdivision) and to reduce the easement/right-of-way over Part Lots 1 to 5, Plan 59M-326 (The Masters Subdivision).

01-108

BYL 2008 – 118

A By-law to repeal by-law 2006-169, being a By-law to authorize acceptance of an offer to purchase from Dakstar Nanticoke Ltd. for the sale of Parts Lots 2 and 3, Plan 574, municipally known as 17-19 East Main Street.

01-108

BYL 2008 – 119

A By-law to authorize acceptance of an offer to purchase from Royton Industries Ltd. for the sale of City-owned property known as 17-19 East Main Street.

01-174

BYL 2008 – 120

A By-law to authorize the entering into an extension agreement with John Deere Company; and to amend By-law 2002-101.

06-75

BYL 2008 – 121

A By-law to authorize the acceptance of tender and the entering into a contract with Watson & Associates Economists Ltd. to update the Development Charge Background Study and By-law.

06-154

07-70

BYL 2008 – 122

A By-law to assume the South Pelham Subdivision, Registered Plan 59M-246.

08-9

BYL 2008 – 123

A By-law to authorize the entering into a contract with CRS Electronics for the procurement of LED streetlights.

08-19

BYL 2008 – 124

A By-law to accept the tender from Resurface Corp. for the purchase of an Ice Resurfacer.

...continued.

BY-LAWS PRESENTED FOR FIRST READING...CONT'D.:

08-22

BYL 2008 – 125

A By-law to appoint Traffic Enforcement Officers of the Corporation of the City of Welland to enforce the provisions of Traffic and Parking By-law 89-2000 at Seaway Mall; and to repeal By-law 2008-115.

08-24

BYL 2008 – 126

A By-law to authorize the appointment of a City Clerk for the Corporation of the City of Welland.

08-24

BYL 2008 – 127

A By-law to authorize the appointment of a General Manager, Engineering, Public Works and Transportation Services/City Engineer.

08-85

BYL 2008 – 128

A By-law to accept the tender of Clarifica Incorporated to provide Flow Monitoring Services for the Government Drain Study.

08-85

BYL 2008 – 129

A By-law to authorize the retention of Kerry T. Howe Engineering Limited to provide final design services for the Government Drain.

08-120

BYL 2008 – 130

A By-law to authorize the acceptance of tender and the entering into a contract with Rankin Construction Inc. for the Roadway Resurfacing Program 2008.

08-122

BYL 2008 – 131

A By-law to authorize the acceptance of tender and the entering into a contract with Norjohn Contracting and Paving Ltd. for the Lyons Creek Culvert Replacement (2008 Municipal Road and Bridge Infrastructure Investment Project) and to retain Ellis Engineering Inc. to provide Engineering Services.

08-123

BYL 2008 – 132

A By-law to authorize the acceptance of tender and entering into a contract with

Norjohn Contracting and Paving Limited for the supply and application of road surface treatment materials.

08-13

BYL 2008 – 133

A By-law to enter into an Agreement with the Town of Pelham for extension of Welland Transit Services.

08-15

BYL 2008 – 134

A By-law to authorize the purchase of a triple-combination fire pumper apparatus and associated equipment from Carrier Truck Center Inc. operating as Carrier Emergency Equipment for the Welland Fire Department.

...continued.

BY-LAWS PRESENTED FOR FIRST READING...CONT'D.:

07-100

BYL 2008 – 135

A By-law to exempt certain lands from part-Lot Control located on the north side of Fourth Street, west of King Street, municipally known as 46 Fourth Street, City of Welland (Parts 1, 2 and 3, 59R-13720).

07-108Z

BYL 2008 – 136

A By-law to amend City of Welland Zoning By-law 2667 (Casey Holland – File 2007-02) 114 Crowland Avenue.

07-135Z

BYL 2008 – 137

A By-law to amend Zoning By-law 2667 upon the application of Calloway Reit (Welland) Inc. to remove the Holding Symbol "H" from certain lands on the north side of Woodlawn Road, west of Brown Road known municipally as 102 Primeway Drive (File 2006-20).

04-37

04-124

BYL 2008 – 138

A By-law to amend By-law 2004-119, being a By-law to provide for the supply and delivery of water and to provide for the maintenance and management of waterworks and the imposition and collection of water rates; and to amend By-law 2008-37.

08-1

BYL 2008 – 139

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 19th day of August, 2008.

And that same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

2. Moved by Dzugan and Grenier
 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, August 27, 2008 for inclusion on the next Regular Council Meeting Agenda of September 2, 2008.

Councillor Van Vliet gave Notice of Motion of the following issue to be presented to Council at the September 2, 2008 Regular Council Meeting:

04-37 *THAT THE COUNCIL OF THE CITY OF WELLAND commences to bill the tenant directly on water bills. The tenant will be required to place a deposit with the City for water, the same as hydro, gas, and telephone. Amount of deposit to be determined.*

Councillor Campion gave Notice of Motion of the following issues to be presented to Council at the September 2, 2008 Regular Council Meeting:

07-22 *THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to enter into a public consultation process in order to determine the feasibility and public desire to implement community safety zones along Aqueduct Street, Chippawa Street and Smith Street.*

07-22 *THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to include in this process the possibility of reducing the speed on Aqueduct Street between the south limit of the roadway and Niagara Street to 40 Km/h.*

Council adjourned at 11:00 p.m.

These Minutes approved and adopted by Motion of Council this 2nd day of September, 2008.

MAYOR

CLERK