



**COUNCIL MEETING, MARCH 25, 2008**

**BY SPECIAL NOTICE TO MEET IN OPEN SESSION TO HOLD A PUBLIC  
MEETING PURSUANT TO THE MUNICIPAL ACT;  
AND BY PROCEDURAL BY-LAW 2007-178:  
TO RATIFY THE ACTIONS OF GENERAL COMMITTEE**

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

Council met in open session at 7:07 p.m. to hold a Public Meeting pursuant to the *Municipal Act* and Notice Policy of Council and recessed at 7:17 p.m. Pursuant to By-law 2007-178, the Procedural By-law, Council reconvened following the General Committee meeting at 7:50 p.m. on the above date.

His Worship Mayor Damian Goulbourne in the Chair.

**Members Present:**

Councillors R. Alakas, D. Alexander, M. Belcastro, F. Campion, P. Chiocchio, M. Dzugan,  
P. Grenier, R. Letourneau, 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, Planning & Development Services, D. Thorpe  
General Manager, Human Resources, R. Mantesso  
Switchboard/Receptionist, T. Butler  
Deputy Treasurer, K. Douglas (until 7:30 p.m.)

**DISCLOSURE OF INTEREST:**

Councillor Belcastro disclosed an interest in Ref. No. 03-139Z, and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he is President of Doral Holdings.

Councillor Alexander disclosed an interest in Ref. No. 07-22, not on this meeting agenda, regarding the temporary road closure of Aqueduct Street as he resides on Aqueduct Street and the matter will be considered by Council in the future following completion of the Traffic Study.

**THE FOLLOWING COMMUNICATIONS WERE RECEIVED FROM THE GENERAL COMMITTEE MEETING OF MARCH 25, 2008:**

**01-35** Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, D. Shantz – Legal Agreement – Hwy 406 and Woodlawn Road Interchange and Environmental Assessment.

**03-139Z** Gen. Mgr. Planning and Development Serv., D. Thorpe – Proposed By-law to remove the Holding (H) symbol from lands on the north side of Woodlawn Road, east of Brown Road (Calloway REIT (Welland) Inc. – Canadian Tire) (File 2006-19).

**06-75** Gen. Mgr., Financial and Corp. Serv./Treasurer, B. Silvestri – Development charges 2007 year end statement.

**06-96** Gen. Mgr. Planning and Development Serv., D. Thorpe and Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, D. Shantz – Dufferin and McCormick Streets – Environmental Assessment Process and Servicing and Sale of Surplus City Lands.

**06-97** Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, D. Shantz - Broadway Avenue Sanitary Sewer Drainage Area Basement Flooding Prevention Program.

**08-4**

**08-37** Gen. Mgr., Financial and Corp. Serv./Treasurer, B. Silvestri - 2008 Water/Sanitary Sewer Operating and Capital Budget with resulting rate structure.

**08-14** City Manager, P. Simmons - Travel and Corporate Business Expense Policy.

**08-19** Gen. Mgr., Parks, Facilities and Leisure Services, B. Fenwick - Cemetery Grave Inventory and Mapping.

**08-20**

**08-27** Keith A. Levere, President, Welland Rose Festival – requesting permission for events.

**08-22** Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, D. Shantz - All-Way Stop Review – Gretel Place and St. Lawrence Drive.

**08-51** Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, D. Shantz - Ross Street Extension Environmental Assessment – Retaining Consultant.

**08-80** Gen. Mgr., Financial and Corp. Serv./Treasurer, B. Silvestri - 2007 Remuneration and Expense Report – Members of Council.

**THE FOLLOWING BY-LAWS WERE RECEIVED:**

**01-35** A By-law to authorize the entering into an agreement with the Ministry of Transportation for the HWY 406 and Woodlawn Road Interchange and Environmental Assessment.

**01-35** A By-law to authorize the retention of Dillon Consulting Limited to provide consulting services for the HWY 406 and Woodlawn Road Interchange Environmental Assessment.

**03-139Z** 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 north of Woodlawn Road, east of Brown Road (102 Primeway Drive) (File 2006-19).

**08-4**

**08-14** A By-law to establish and adopt a Travel and Corporate Business Expense Policy; and to repeal By-law 2005-196.

**08-37** A By-law to provide for the fixing of water and sanitary services rates to be paid by consumers for public benefits for the 2008 billing year, effective April 1<sup>st</sup>, 2008.

**08-51** A By-law to authorize the retention of Kerry T. Howe to provide consulting services for the Ross Street Extension Environmental Assessment .

**08-78Z** A By-law to amend City of Welland Zoning By-law 2667 (Christopher William Armstrong and Irene Armstrong – File 2008-02) 196 Thorold Road.

**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 25<sup>th</sup> day of March, 2008.

**THE FOLLOWING BY-LAWS WERE DELETED:**

**01-35** A By-law to authorize the retention of Dillon Consulting Limited to provide consulting services for the HWY 406 and Woodlawn Road Interchange Environmental Assessment.

**08-78Z** A By-law to amend City of Welland Zoning By-law 2667 (Christopher William Armstrong and Irene Armstrong – File 2008-02) 196 Thorold Road.

**PUBLIC MEETING PURSUANT TO THE MUNICIPAL ACT AND NOTICE POLICY OF COUNCIL.**

**08-4**

**08-37** To consider the 2008 Proposed Water & Sewer Operating and Capital Budgets.

**The following made presentations:**

Mr. Dan Fortier, 83 Colbeck Drive, Welland, Ontario, L3C 7B2

There being no other submissions the public meeting was concluded.

**01-35** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND provides signing authority to the City Clerk and Mayor to enter into an Agreement with the Ministry of Transportation to cover the costs associated with the reviewing Interchange modifications at the intersection of Highway 406 and Woodlawn Road as it relates to an Environmental Assessment; and further

THAT Welland City Council authorizes Staff to prepare the necessary By-laws to enter into an agreement with the Ministry of Transportation.

**CARRIED**

**03-139Z** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND approves the removal of the Holding (H) Symbol on lands north of Woodlawn Road, east of Brown Road to permit the development of a Home and Auto Supply/Home Improvement Store with a maximum gross leaseable floor area of 9.379 square metres; and further

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

**CARRIED**

**06-75** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND receives the Treasurer's Statement attached to Report FIN 2008-06 in accordance with the Development Charges Act, 1997 as amended; and further

THAT Welland City Council instructs the City Clerk to forward a copy of this Statement to the Minister of Municipal Affairs within 60 days of giving this report to Council as per Section 43(3) of the Development Charges Act, 1997.

**CARRIED**

**06-96** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND receives and files the Environmental Study Report and the preferred planning solution for Chippawa Street prepared by Urban & Environmental Management Inc. dated August 2007 and directs that no further action be taken.

**CARRIED**

**06-97** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report ENG-2008-07 on the current state of the Broadway Avenue Sanitary Sewer Drainage Area Basement Flooding Prevention Program; and further

THAT Welland City Council approves the proposed Policy and Procedures for implementing the Basement Flooding Prevention Program; and further

THAT Welland City Council authorizes staff to prepare and tender a contract for sanitary lateral repairs in the Broadway Avenue Sanitary Drainage Area; and further

THAT Welland City Council approves to offer grants up to \$3,000 per home to the 155 eligible residents within the Broadway Avenue Sanitary Drainage Area for participation in the Basement Flooding Prevention Program; and further

THAT Welland City Council approves to increase limit of the current grant offered through the existing SWAP Program from \$2,750 to \$3,000.

**CARRIED**

**08-4**

**08-37** Moved by Alexander and Sharpe

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

- 1) The 2008 Water and Sanitary Sewer Revenue and Expenditure Budget estimates (Schedules 'A' & 'B');
- 2) The 2008 Water and Sanitary Sewer Capital Budget estimates (Schedule 'C');
- 3) The 2008 Water and Sanitary Sewer Rate Structure (Schedule 'D'); and further

THAT Welland City Council directs staff to prepare the necessary By-law to establish the 2008 Water/Sanitary Sewer billing rates effective April 1, 2008.

**CARRIED**

**08-14** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND approves, effective April 1, 2008, the Travel and Corporate Business Expense Policy appended to Report CM 2008-05; and further

THAT Welland City Council directs the City Clerk to prepare the necessary and appropriate By-law and to repeal By-law 2005-196 for Council's consideration.

**CARRIED**

**08-19** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND receives Report PF&LS 2008-05 cemetery grave inventory and mapping; and further

THAT Welland City Council approves the use of funds from 2007 Capital Budget account no. 10-420-249 - "Cemeteries – Columbarium Design" for the purpose of creating digital inventory and mapping of all grave plots in Woodlawn Cemetery.

**CARRIED**

**08-20**

**08-27** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND has no objection for the issuance of a Special Occasion Permit to the Welland Rose Festival Inc. for events to be held on May 28 at the Civic Square, and June 13, 14, and 15, 2008 at the Welland Arena and along the Welland Recreational Waterway (between the train bridge and Lincoln Street); subject to the satisfactory completion of the Municipal Application for Community Festivals and Special Occasion Permits; and further

THAT Welland City Council designates the "Welland Rose Festival Inc." as a community festival; and further

THAT Welland City Council delegates in accordance with its Delegation of Powers Policy, for all future events of the Welland Rose Festival Inc., to the City Clerk (or designate), the authority to support the Welland Rose Festival Inc. organizer's application for Special Occasion Permits, and to deem the event a community festival.

**CARRIED**

**08-22** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report TRAF-2008-03 on the review of the request for an All-way Stop at the intersection of Gretel Place and St. Lawrence Drive, and confirms the status quo.

**CARRIED**

**08-51** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND approves retaining Kerry T. Howe for the undertaking of an Environmental Assessment and preparation of Engineering Designs, in the amount of \$80,500 to be charged to the 2008 Capital Budget.

**CARRIED**

**08-80** Moved by Grenier and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND receives Report FIN 2008-05 with respect to 2007 Remuneration and Expenditures covering Members of Council; and further THAT Welland City Council authorizes the approved report be placed on file in the Clerk's Department.

**CARRIED**

## **BY - LAWS**

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

1. Moved by Grenier and Campion

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

**01-35**

BYL 2008 - 33

A By-law to authorize the entering into an agreement with the Ministry of Transportation for the HWY 406 and Woodlawn Road Interchange and Environmental Assessment.

**08-51**

BYL 2008 – 34

A By-law to authorize the retention of Kerry T. Howe to provide consulting services for the Ross Street Extension Environmental Assessment.

**03-139Z**

BYL 2008 – 35

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 north of Woodlawn Road, east of Brown Road (102 Primeway Drive) (File 2006-19).

**08-14**

BYL 2008 - 36

A By-law to establish and adopt a Travel and Corporate Business Expense Policy; and to repeal By-law 2005-196.

...continued...

**BY-LAWS PRESENTED FOR FIRST READING...Cont'd:**

**08-4**

**08-37**

BYL 2008 – 37

A By-law to provide for the fixing of water and sanitary services rates to be paid by consumers for public benefits for the 2008 billing year, effective April 1<sup>st</sup>, 2008.

**08-1**

BYL 2008 – 38

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 25<sup>th</sup> day of March, 2008.

And that the same be now read a first time.

**CARRIED**

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

2. Moved by Grenier 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, 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 8:04 p.m.

These Minutes approved and adopted by Motion of Council this 15th day of April, 2008.

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**MAYOR**

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**DEPUTY CLERK**