



**MINUTES OF  
COUNCIL MEETING, MARCH 3, 2009**

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

Council met in Committee-of-the-Whole closed to the public at 6:50 p.m. and in open session at 7:42 p.m. and again in Committee-of-the-Whole at 8:40 p.m. on the above date.

His Worship Mayor Damian Goulbourne in the Chair.

The open meeting commenced with the signing of the National Anthem.

**Members Present:**

Councillors R. Alakas, M. Belcastro (until 8:40 p.m.), F. Campion, P. Chiochio, M. Dzugan, J. Larouche, P. Grenier (until 8:40 p.m.), R. Letourneau, S. O'Dell, B. Sharpe (6:53 p.m.) and L. Van Vliet.

**Members of the Staff and Others Present:**

City Manager, C. Stirtzinger  
Acting Deputy Clerk, C. Mintoff  
Chief, Fire & Emergency Services, D. Prevost (7:14 p.m. – 8:40 p.m.)  
General Manager, Engineering, Public Works & Transportation Services/City Engineer, S. Iannello (until 8:40 p.m.)  
General Manager, Financial & Corporate Services/Treasurer, B. Silvestri (until 8:40 p.m.)  
General Manager, Human Resources, R. Mantesso (until 8:40 p.m.)  
General Manager, Parks, Facilities, & Leisure Services, B. Fenwick (until 8:40 p.m.)  
General Manager, Planning & Development Services, D. Thorpe  
Records Clerk, C. Viger (7:42 p.m. 8:40 p.m.)

**09-25** Moved by Dzugan and Alakas

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:50 p.m. to consider: and

- a) personal matters about an identifiable individual, including municipal or local board employees;
- b) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

**CARRIED**

***(Councillors Grenier and Belcastro were not present during Committee-of-the-Whole discussions on a litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.)***

**09-25** Moved by Letourneau and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:30 p.m. without report.

**CARRIED**

### **DISCLOSURES OF INTEREST:**

Councillor Alakas disclosed an interest in Ref. No. 05-158 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he represents CAW Local 523.

### **DELEGATION:**

**09-6** Eileen Mancuso, Welland High and Vocational School Reunion 2009 Committee addressed Council requesting that May 15 and 16, 2009 be declared as "Welland High Reunion Weekend".

### **THE FOLLOWING CORRESPONDENCE WAS DELETED:**

**08-95**

**09-4** Trevor Sainsbury, Vice Chair, North Welland Business Improvement Area – 2009 proposed budget.

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

**01-108** Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer S. Iannello – Downtown Infrastructure Improvements.

**05-87** A By-law to exempt certain lands from Part-Lot control – located on Cardinal Crescent and Falcon Drive, in the Webber Estates subdivision (Plan 59M-359), City of Welland and to repeal By-law 2007-198.

**05-158** Gen. Mgr., Parks, Facilities and Leisure Services, B. Fenwick - RFP – Woodlawn Road Sportsplex and Arenas.

**09-1** 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 3<sup>rd</sup> day of March, 2009.

**09-3** Acting City Clerk, B. Nistico-Dunk – Lottery License.

**09-6** Eileen Mancuso, Welland High and Vocational School Reunion 2009 Committee - requesting that Council declare May 15 and 16, 2009 "Welland High Reunion Weekend".

**09-13** Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer S. Iannello – Transit Advertising Agreement.

**09-47** A By-law to authorize the acceptance of tender and the entering into a contract with Clarifica Incorporated for the Sanitary Sewer Flow Monitoring Services Scholfield Avenue Trunk Sewer Drainage Area.

**09-47** A By-law to authorize the entering into an agreement with Kerry T. Howe Engineering Limited for the Oxford-Atlas-Wellington, Scholfield Avenue Trunk Sewer Drainage Area Elimination of CSO System Overflows Study.

**09-66** A By-law to extend the contract with Vic Vatr Contracting Ltd. as authorized by By-law 2008-193, for the Catchbasin Re-direction and Sewer Separation (Oxford-Atlas-Wellington Drainage Area Combined Sewer Separation).

**09-67** Gen. Mgr., Planning and Development Services, D. Thorpe – Planning and Development Services Annual Report for 2008.

**09-68** Gen. Mgr., Planning and Development Services, D. Thorpe – Request for Funding – Phase II Environmental Study and Remediation – 32 Cross Street.

**09-69** City Manager, C. Stirtzinger, Federal Infrastructure Funding Initiatives.

**09-1** Moved by Larouche and Sharpe  
THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meetings of February 10, 2009 and February 17, 2009, as circulated.

**CARRIED**

**01-108** Moved by Larouche and Dzugan  
THAT THE COUNCIL OF THE CITY OF WELLAND approves, subject to approval of the 2009 Capital budget, the completion of the design of tree receptacles in the remaining design phases of the Downtown Infrastructure Improvements program by AECOM Consultants (formerly TSH) in the amount of \$30,000.

**CARRIED**

**05-158** Moved by Belcastro and Larouche  
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Report PF&LS-2009-21-RFP - Woodlawn Road Sportsplex and Arenas as recommended by staff.

**CARRIED**

**09-3** Moved by Larouche and Dzugan  
THAT THE COUNCIL OF THE CITY OF WELLAND approves the following Lottery License:  
Welland Warlords Jr.B. Lacrosse Club - raffle.

**CARRIED**

**09-6** Moved by Grenier and Larouche  
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Eileen Mancuso, Welland High and Vocational School Reunion 2009 Committee regarding the Welland High Reunion Weekend; and further  
THAT the Mayor declares May 15 and May 16, 2009, as "**Welland High Reunion Weekend**" in the City of Welland as requested by the Welland High and Vocational School Reunion 2009 Committee.

**CARRIED**

**09-13** Moved by Larouche and Dzugan  
THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the City of Welland (Welland Transit) to enter into a pilot revenue sharing agreement with Let's Bus It Inc.

**CARRIED**

**09-67** Moved by Grenier and Dzugan  
 THAT THE COUNCIL OF THE CITY OF WELLAND receives Report PDS-2009-15 regarding the Planning and Development Services Annual Report for 2008 for information purposes.

**CARRIED**

**09-68** Moved by Larouche and Dzugan  
 THAT THE COUNCIL OF THE CITY OF WELLAND approves a Grant to Mr. Anthony Mollica for a Phase II Environmental Site Assessment Study in the amount of \$5,246.88 being 50% of the Study cost, such payment to be financed from the MIG Fund.

**CARRIED**

**09-69** Moved by Larouche and Dzugan  
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes pre-budget approval of \$40,000.00 for the application development of "shovel ready" project proposals for federal infrastructure funding initiatives; and further  
 THAT Welland City Council engages the services of Global Public Affairs to manage a government relations campaign to advance the City's infrastructure priorities to the federal government program under the Building Canada Fund.

**CARRIED**

## **BY-LAWS**

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

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

**05-87**

BYL 2009 - 25

A By-law to exempt certain lands from Part-Lot Control - located on Cardinal Crescent and Falcon Drive, in the Webber Estates Subdivision (Plan 59M-359), City of Welland and to repeal By-law 2007-198.

**09-47**

BYL 2009 - 26

A By-law to authorize the acceptance of tender and the entering into a contract with Clarifica Incorporated for the Sanitary Sewer Flow Monitoring Services Scholfield Avenue Trunk Sewer Drainage Area.

**09-47**

BYL 2009 - 27

A By-law to authorize the entering into an Agreement with Kerry T. Howe Engineering Limited for the Oxford-Atlas-Wellington, Scholfield Avenue Trunk Sewer Drainage Area Elimination of CSO System Overflows Study.

**09-66**

BYL 2009 - 28

A By-law to extend the contract with Vic Vatrt Contracting Ltd. as authorized by By-law 2008-193, for the Catchbasin Re-Direction and Sewer Separation (Oxford-Atlas-Wellington Drainage Area Combined Sewer Separation).

...continued...

**BY-LAWS PRESENTED FOR FIRST READING...CONT'D.:****09-1**

BYL 2009 - 29

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 3rd day of March, 2009.

And that same be now read a first time.

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

2. Moved by Larouche and Dzugan  
 THAT THE COUNCIL OF THE CITY OF WELLAND having read a first time and considered the By-laws listed in the foregoing motion and, 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****09-25**

Moved by Dzugan and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 8:40 p.m. to consider:

- a) personal matters about an identifiable individual, including municipal or local board employees; and
- e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and further

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Craig Stirtzinger, City Manager, as Acting City Clerk in the absence of the City Clerk during Committee-of-the-Whole discussions on a personal matter.

**CARRIED**

***(Councillors Grenier and Belcastro were not present during Committee-of-the-Whole discussions on litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board).***

**09-25**

Moved by Dzugan and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 9:13 p.m. without report.

**CARRIED**

**NOTICE OF MOTION**

In accordance with By-law 2007-178 passed on November 27, 2007, Councillor(s) must submit their NOTICE OF MOTION(s) in writing no later than Wednesday, April 1, 2009 for inclusion on the next regular Council meeting agenda of April 7, 2009.

Councillor Champion gave Notice of Motion of the following issue to be presented to Council at the April 7, 2009 Regular Council Meeting:

**06-132Z**      ***THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to prepare a report identifying alternatives to stopping up and closing Colbeck Drive, south of Webber Road as is proposed in Report PDS-2007-56 in Condition number 24.***

Council adjourned at 9:14 p.m.

These Minutes approved and adopted by Motion of Council this 7<sup>th</sup> day of April, 2009.

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**MAYOR**

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**ACTING CITY CLERK**