



**MINUTES OF
COUNCIL MEETING, APRIL 21, 2009**

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

Council met in Committee-of-the-Whole closed to the public at 6:35 p.m. and in open session at 7:41 p.m. on the above date.

His Worship Mayor Damian Goulbourne in the Chair.

The meeting commenced with the playing of the National Anthem.

Members Present:

Councillors R. Alakas, D. Alexander, M. Belcastro, F. Campion, P. Chiochio, M. Dzugan, J. Larouche, P. Grenier, R. Letourneau, and S. O'Dell.

Members of the Staff and Others Present:

City Manager, C. Stirtzinger

Acting Clerk, B. Nistico-Dunk

Chief, Fire & Emergency Services, D. Prevost

General Manager, Engineering, Public Works & Transportation Services/City Engineer, L. Ventresca

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

General Manager, Human Resources, R. Mantesso

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

General Manager, Planning & Development Services, D. Thorpe

General Manager, Parks, Facilities and Leisure Services, R. Morwald (7:41 p.m.)

Records Clerk, C. Viger (7:41 p.m.)

09-25 Moved by Grenier 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 6:35 p.m. to consider:

- a) personal matters about an identifiable individual, including municipal or local board employees;
- b) a proposed or pending acquisition or disposition of land by the municipality or local board;
- c) labour relations or employee negotiations;
- d) a matter in respect of which a council, board, committee or other body may hold a closed meeting under another Act (MFIPPA).

CARRIED

09-25 Moved by Belcastro and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:31 p.m. without report

CARRIED

THE FOLLOWING CORRESPONDENCE WAS READ:

08-29 Nominating Committee Report.

THE FOLLOWING CORRESPONDENCE WAS DELETED:

06-114 Deanna Villella, Vice Chair of the 150th Anniversary Planning Committee addressed Council regarding the Committee's final report.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

97-135 A By-law to authorize the entering into an amending agreement with Niagara Regional Broadband Network Limited.

05-141 George Doros, Chair of the Arts and Culture Advisory Committee Re: update on the Committee.

06-84 Doug Rapelje, Chair of the Seniors Citizens Advisory Committee Re: update on the Committee.

08-147 Notice of Motion – Councillor Larouche to reconsider motion Ref. No. 08-147 passed by Council on March 10, 2009 relative to the request by residents to eliminate sidewalk plans on the east side of Regatta Drive.

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 21st day of April, 2009.

09-13 Acting Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer L. Ventresca - Niagara College Students Administrative (NCSAC) Summer Bus Service.

09-13 A By-law to authorize the entering into an agreement with Niagara College Student Administrative Council Inc. (NCSAC) to provide universal transit pass (U-Pass) services for the 2009 summer semester.

09-26 Petition signed by residents of First Avenue – re: elimination of sidewalk proposed on the east side of First Avenue north from Thorold Road to Trent Avenue.

09-74 Acting Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer L. Ventresca

- 2009 Sanitary Sewer Service Lateral Rehabilitation and Replacement Program "An Investing in Ontario Project".

09-74 A By-law to authorize the authorize the acceptance of tender and the entering into a contract with Capital Sewer Services Inc. for the 2009 Sanitary Sewer Service Lateral Rehabilitation and Replacement Program "An Investing in Ontario Project".

09-86 Acting Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer L. Ventresca -2009 Drinking Water Quality Management Standard.

09-1 Moved by Larouche and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of April 7, 2009 as circulated.

CARRIED

05-141 Moved by Alakas and Letourneau
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by George Doros, Chair, Arts & Culture Advisory Committee regarding an update on the Committee's progress.

CARRIED

06-84 Moved by Chiocchio and Belcastro
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Doug Rapelje, Chair of the Seniors Citizens Advisory Committee regarding an update on the Committee's progress and endorsement to proceed, to apply as an age friendly community.

CARRIED

08-29 Moved by Grenier and Campion
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the recommendation of the Nominating Committee and appoints Councillor Mark Dzugan as Chair of Integrated Services until November 30, 2009.

CARRIED

08-147 Moved by Larouche and O'Dell
 THAT THE COUNCIL OF THE CITY OF WELLAND reconsiders motion Ref. No. 08-147 passed by Council on March 10, 2009 relative to the request by residents to eliminate sidewalk plans on the east side of Regatta Drive.

CARRIED

YEAS: Councillors O'Dell, Van Vliet, Dzugan, Campion, Letourneau, Alexander Larouche, Grenier, Alakas, Belcastro, Sharpe and Mayor Goulbourne.

09-13 Moved by Larouche and Chiocchio
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the Mayor and the City Clerk to enter into an agreement with Niagara College Student Administrative Council (NCSAC), representing the student enrollment of Niagara College, to provide a Universal Student Pass service for the months of May, June, July and August 2009, as well as a limited bus service from Welland Campus to Niagara on the Lake Campus.

CARRIED

09-26 Moved by Larouche and Chiocchio
 THAT THE COUNCIL OF THE CITY OF WELLAND receives the petition from residents of First Avenue regarding sidewalk proposed on the east side of First Avenue north from Thorold Road to Trent Avenue and refers the matter to the Accessibility Advisory Committee and staff for review and report.

CARRIED

09-74 Moved by Larouche and Chiocchio
 THAT THE COUNCIL OF THE CITY OF WELLAND approves and accepts the tender of Capital Sewer Services Inc. of Hamilton, Ontario, as detailed in Report ENG-2009-09, for the Sanitary Sewer Service Lateral Rehabilitation and Replacement Program 2009 at the quoted price of \$211,036.96 including applicable PST; and further
 THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate by-laws to enter into a contract with Capital Sewer Services Inc., to execute the construction.

CARRIED

09-86 Moved by Larouche and Chiocchio
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the proposed City of Welland 2009 Drinking Water Quality Management System Manual (Operational Plan) as required and in accordance with the Safe Drinking Water Act 2002 Ontario Regulation 170/03; and further
 THAT Welland City Council directs that the 2009 Drinking Water Quality Management System Manual (Operational Plan) for the City of Welland be submitted to the Ontario Ministry of the Environment as per Licensing Regulation O.Reg.188/07.

CARRIED

BY-LAWS

BY-LAWS 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-laws entitled:

97-135

BYL 2009 – 47

A By-law to authorize the entering into an amending agreement with Niagara Regional Broadband Network Limited.

09-13

BYL 2009 – 48

A By-law to authorize the entering into an agreement with Niagara College Student Administrative Council Inc. (NCSAC) to provide universal transit pass (U-Pass) services for the 2009 summer semester.

09-74

BYL 2009 – 49

A By-law to authorize the authorize the acceptance of tender and the entering into a contract with Capital Sewer Services Inc. for the 2009 Sanitary Sewer Service Lateral Rehabilitation and Replacement Program "An Investing in Ontario Project".

09-1

BYL 2009 – 50

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 21st day of April, 2009.

And that same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

2. 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 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 Letourneau and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 8:44 p.m. to consider:
 a) a matter in respect of which a council, board, committee or other body may hold a closed meeting under another Act (MFIPPA).

CARRIED

09-25 Moved by Letourneau and Belcastro
 THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 9:50 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 29, 2009 for inclusion on the next regular Council meeting agenda of May 5, 2009.

Council adjourned at 9:50 p.m.

These Minutes approved and adopted by Motion of Council this 5th day of May, 2009.

MAYOR

ACTING CITY CLERK