



**MINUTES OF
COUNCIL MEETING, APRIL 16, 2013**

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

Council met in Committee-of-the-Whole closed to the public at 6:30 p.m. and in open session at 7:00 p.m. on the above date.

His Worship Mayor Barry Sharpe in the Chair.

Members Present:

Councillors F. Campion, M. Carl (7:00 p.m.), P. Chiochio, D. Fortier, P. Grenier (7:00 p.m.), M.A. Grimaldi, J. Larouche, R. Letourneau (until 8:57 p.m.), D. McLeod, M. Petrachenko and B. Wright.

Members of Staff and Others Present:

City Manager, C. Stirtzinger
City Clerk, C. Kosmack-Raby
Deputy Clerk, L. Bubanko (7:00 p.m.)
Chief, Fire & Emergency Services, D. Prevost (6:39 p.m.)
General Manager, Infrastructure Services/City Engineer, S. Iannello
General Manager, Corporate Services/City Treasurer, K. Douglas
General Manager, Human Resources, R. Mantesso
General Manager, Integrated Services, B. Fenwick
Planning Manager, R. DiFelice (until 7:10 p.m.)
Transit Manager, A. Stockwell (7:00 p.m. – 10:30 p.m.)

13-25 Moved by McLeod and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:30 p.m. to consider:

- a proposed or pending acquisition or disposition of land by the municipality or local board; and
- for the purpose of educating or training members of Council.

CARRIED

13-25 Moved by Letourneau and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:44 p.m. with report.

CARRIED

PRESENTATION:

Presentation by Councillor Grenier to Nappers Boxing Club of Welland in recognition of its 35th Anniversary in business.

DELEGATIONS:

08-36 Maria Brigantino, Manager of the Tobacco Program and Gillian McDonald, Health Promoter in the Tobacco Program, Niagara Region Public Health addressed Council regarding a proposed Regional By-law to restrict smoking on all municipally and regionally owned properties.

13-28 Margaret Moroz, Board Member, Lupus Foundation of Ontario addressed Council regarding Lupus awareness.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS:

13-19 Carter Finlayson, Jordan Hopkins and Sean Griffin, Students from Brock University – Goodman School of Business addressed Council regarding marketing proposals for the Welland Arenas.

09-152 Councillor Carl, Chair, Town and Gown Committee, provided a verbal update on the Town and Gown Committee meeting of April 10, 2013.

13-4 Councillor Fortier, Chair, Budget Review Committee, provided a verbal update on the Budget Review Committee meeting of April 8, 2013.

08-143 Councillor Champion, Chair, Health Care Committee, provided a verbal update on the Health Care Committee meeting of April 16, 2013.

13-1 Moved by Chiocchio and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of April 2, 2013 and Special Council Meeting of April 9, 2013, as circulated.

CARRIED

02-85

Moved by Grimaldi and Wright

THAT THE COUNCIL OF THE CITY OF WELLAND approves the proposed Integrated Accessibility Standards Policy and the Multi-year Accessibility Plan in accordance with the Integrated Accessibility Standards (IAS), Ontario Regulation 191/11 of the *Accessibility for Ontarians with Disabilities Act, 2005 (AODA)*.

CARRIED**04-47****06-84****13-13**

Moved by Petrachenko and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND supports the Ride to Read Program and Seniors Day, as outlined in Report TRANS-2013-02.

CARRIED**05-118**

Moved by Larouche and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report ENG-2013-04: 2012/2013 Conservation Program; and further

THAT Welland City Council approves the 2013 Conservation Program as outlined in Report ENG-2013-04; and further

THAT Welland City Council authorizes the sole-source purchase of approximately 330 208-Litre Rain Barrels from Norseman Plastics at a net cost of approximately \$5,000.

CARRIED**08-36**

Moved by Wright and Petrachenko

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Maria Brigantino, Manager of the Tobacco Program and Gillian McDonald, Health Promoter in the Tobacco Program, Niagara Region Public Health regarding a proposed Regional By-law to restrict smoking on all municipally and regionally owned properties.

CARRIED**08-143**

Moved by Grimaldi and Petrachenko

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Campion, Chair, Health Care Committee, regarding its meeting of April 16, 2013.

CARRIED**09-152**

Moved by McLeod and Wright

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Carl, Chair, Town and Gown Committee, regarding its meeting of April 10, 2013.

CARRIED**12-4**

Moved by Fortier and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Year-To-Date Report – 4th Quarter up to and including December 31, 2012 (CM-2013-02) as recommended by the Audit Review Committee.

CARRIED

12-142 Moved by Larouche and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND accepts the tender of Bell Mobility Inc. for Municipal Mobile and Smartphone Hardware and Services for a period of 36 months from contract execution, plus optional extension periods not to exceed 3 years, as per the provisions of Request for Proposal RFP12-11; and further

THAT Welland City Council directs the Clerk to prepare all necessary By-laws to enter into contract with Bell Mobility Inc. for the provision of Mobile and Smartphone Hardware and Services from 2013 to 2015 inclusive at the projected price of \$65,000 plus applicable taxes per year in accordance with the provisions of the Request for Proposal RFP12-11, and previous usage reports; and further

THAT Welland City Council approves the hardware cost of \$12,000 to be funded by the computer equipment capital account.

CARRIED**13-4** Moved by Campion and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Fortier, Chair, Budget Review Committee, regarding its meeting of April 8, 2013.

CARRIED**13-4** Moved by Grenier and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND directs that, at the conclusion of the 2013 budget process, staff issue a Request for Proposal (RFP) seeking firms to provide the City of Welland with a comprehensive study of city expenses, programs, and practices to identify efficiencies and delivery options, and develop a process to implement any changes required to realize the potential benefits of the findings of the study; and further

THAT Welland City Council be presented with the comprehensive study no later than December 1, 2013, which will form the basis for 2014 budget deliberations; and further

THAT Welland City Council authorizes costs to prepare the study be funded from the operations surplus reserve.

CARRIED**13-4** Moved by Larouche and Grenier

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

The delinquent tax accounts (3 years in arrears) listed in Schedule 'A' to Report FIN-2013-11 be placed under tax registration;

The delinquent tax accounts (3 years in arrears) listed in Schedule 'B' to Report FIN-2013-11, having entered into repayment agreements, not be placed under tax registration at this time; and further

THAT any accounts listed in Schedule 'B' be placed under tax registration upon default of their repayment agreement.

CARRIED**13-4** Moved by Grenier and Carl

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Capital Project Close Out Reports for the following projects:

- Thorold Road
- Thorold Road Storm Sewer
- New Park Development-Brookhaven
- Glenwood Park Washrooms
- Capital Equipment
- Chippawa Park Pathway Replacement
- Cooks Mills New Roof
- Rose Ave Fire Hall
- Courthouse
- Hooker St. Playground
- Station Park Playground

...continued...

13-4...cont'd.

- Woodlawn Park Playground
- Olympic Torch Event
- Traffic Signal-Lincoln
- St. George Pool
- Chippawa Pond Repair
- Gaiser Road Reconstruction (2012)
- Colbeck Dr Reconstruction
- Gaiser Road Reconstruction (2011); and further

THAT Welland City Council approves staff recommendations for the capital project surpluses and deficits as stated in Report FIN-2013-12.

CARRIED**13-4** Moved by Larouche and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated March 26, 2013 regarding Report CSD 34-2013: Tax Policy and Report CSD 35-2013: 2013 Tax Policy, Tax Ratios and Tax Rates.

CARRIED**13-13** Moved by McLeod and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND receives Report TRANS-2013-03: Niagara College Student Administrative Council Summer "U" Pass Agreement; and further

THAT Welland City Council authorizes the Mayor and the City Clerk to sign 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 May, June, July and August 2013; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into an Agreement with NCSAC to execute the Agreement.

CARRIED**13-13** Moved by McLeod and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND approves the amendment to the agreement to Transit Services as per Report TRANS-2013-04: Niagara College Student Administrative Council Amendment to Agreement for Transit Services; and further

THAT Welland City Council authorizes the Mayor and City Clerk to sign the amendment to the agreement; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into contract with Niagara College Student Administrative Council.

CARRIED**13-13** Moved by Larouche and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND approves the amendment to the agreement to Transit Services as per Report TRANS-2013-05: Brock University Students Union Agreement for Transit Services; and further

THAT Welland City Council authorizes the Mayor and City Clerk to sign the agreement with Brock University Students Union (BUSU) for the provision of a Universal Bus Pass (U Pass) system and transportation services; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into the agreement with Brock University Students Union.

CARRIED

13-19 Moved by Larouche and Chiocchio
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Carter Finlayson, Jordan Hopkins and Sean Griffin, Students from Brock University – Goodman School of Business regarding marketing proposals for the Welland Arenas and refers the report to staff for further consideration.

CARRIED

13-19 Moved by McLeod and Larouche
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report R&C-2013-03: Niagara Marine Modelers at Chippawa Park Pond and supports their use of the pond for a trial season during the period of May 1, 2013 to October 31, 2013 at no charge.

CARRIED

13-19 Moved by Larouche and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes entering into a Contribution Agreement with the Federal Economic Development Agency for Southern Ontario for funding under the Community Infrastructure Improvement Fund for the Chippawa Park Pool Building Retrofit project (Project #C1359) as outlined in Report ENG-2013-11; and further
 THAT Welland City Council directs the City Clerk to prepare the necessary By-law to enter into the Contribution Agreement and the Mayor and City Clerk are hereby authorized to execute same.

CARRIED

13-28 Moved by Petrachenko and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Margaret Moroz, Board Member, Lupus Foundation of Ontario bringing awareness to Lupus – the Disease with 1,000 faces.

CARRIED

13-37 Moved by Fortier and Wright
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report FIN-2013-10 regarding the 2012 Watermain Break.

CARRIED

13-37 Moved by Larouche and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report FIN-2013-13: Niagara Region Water and Wastewater Service Delivery Review – Source to Tap to Source.

CARRIED

13-64 Moved by Larouche and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the exemption to Part Lot Control for Block 8, Plan 59M-373 (south side of Lochness Court) to realize the existing freehold triplex on these lands; and further
 THAT Welland City Council authorizes staff to prepare the necessary By-law.

CARRIED

13-67 Moved by Larouche and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated March 22, 2013 regarding Report PW 22-2013: Combined Sewer Overflow (CSO) Control Policy 2013 Funding Recommendations.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

13-65

Moved by Larouche and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the stopping up, closing and declaring surplus of the unopened road allowance lying between Lots 16 and 17, Concession 5, in the former Township of Humberstone, now in the City of Welland (east of Rusholme Road and west of Highway 140); and further

THAT Welland City Council directs staff to prepare the necessary documentation.

CARRIED

BY-LAWS

Moved by Larouche and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND having given due consideration to the following By-laws, as reproduced in this evening's Council Agenda, now read a first, second and third time and pass same, and authorize the Mayor and Clerk to sign and seal same.

13-13

BYL 2013 - 38

A By-law to enter into agreement with Niagara College Student Administrative Council Inc. to provide Welland Transit U-Pass Service for the 2013 Summer Semester.

13-13

BYL 2013 - 39

A By-law to authorize extension of the agreement with Niagara College Student Administrative Council Inc. to provide Welland Transit U-Pass Service for the 2013 to 2014 Academic Term; and to amend By-law 2007-82.

CARRIED

Moved by Larouche and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND having given due consideration to the following By-laws, as reproduced in this evening's Council Agenda, as amended, now read a first, second and third time and pass same, and authorize the Mayor and Clerk to sign and seal same.

13-64

BYL 2013 - 37

A Bylaw to exempt certain lands from Part-Lot Control - located on the south side of Lochness Court, City of Welland (Block 8, Plan 59M-373) (2, 8 and 14 Lochness Court).

13-13

BYL 2013 - 40

A By-law to enter into agreement with Brock University Students Union Inc. to provide Welland Transit U-Pass Service for the 2013 to 2014 Academic Term.

12-142

BYL 2013 - 41

A By-law to authorize entering into contract with Bell Mobility Inc. for Mobile and Smartphone Hardware and Services.

13-19

BYL 2013 - 42

A By-law to enter into a Contribution Agreement with the Federal Economic Development Agency for Southern Ontario for funding under the Community Infrastructure Improvement Fund for the Chippawa Park Pool Building Retrofit Project No. C1359.

12-61

BYL 2013 - 43

A By-law to authorize entering into agreement with Trillium Railway Co. Ltd. for installation/maintenance of a watermain within the railway right-of-way at Canal Subdivision.

13-65

BYL 2013 - 44

A By-law to authorize the Stopping-Up and Closing of that portion of the unopened Netherby Road Allowance, (east of Rusholme Road and west of Highway 140).

13-1

BYL 2013 - 45

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 16th day of April, 2013.

CARRIED**NOTICE OF MOTION**

In accordance with By-law 2009-144 passed on November 3, 2009, Councillor(s) must submit their NOTICE OF MOTION(s) in writing no later than Wednesday, May 15, 2013 for inclusion on the next regular Council meeting agenda of May 21, 2013.

Council adjourned at 10:53 p.m.

These Minutes approved and adopted by Motion of Council this 21st day of May, 2013.

MAYOR

CITY CLERK