



MINUTES OF
COUNCIL MEETING, OCTOBER 15, 2013
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 5:56 p.m. and in open session at 7:14 p.m. on the above date.

His Worship Mayor Barry Sharpe in the Chair.

Members Present:

Councillors M. Belcastro (6:10 p.m.), F. Campion, M. Carl (6:02 p.m.), P. Chiocchio, P. Grenier, M.A. Grimaldi (until 7:03 p.m.), J. Larouche (7:59 p.m.), R. Letourneau, D. McLeod, M. Petrachenko and B. Wright.

Members of Staff and Others Present:

City Manager, C. Stirtzinger
City Clerk, C. Raby
Deputy Clerk, L. Bubanko (7:14 p.m.)
Chief, Fire & Emergency Services, D. Prevost
General Manager, Infrastructure Services/City Engineer, S. Iannello (7:14 p.m.)
General Manager, Corporate Services/City Treasurer, K. Douglas
General Manager, Human Resources, R. Mantesso
General Manager, Integrated Services, J. Loveys Smith
Planning Manager, R. Di Felice (5:56 p.m. – 8:30 p.m.)
Manager, Economic Development, D. Degazio (5:56 p.m. – 9:04 p.m.)
Transit Manager, A. Stockwell (5:56 p.m. – 6:45 p.m.)

13-25 Moved by McLeod and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 5:56 p.m. to consider:

- personal matters about an identifiable individual, including municipal or local board employees;
- a proposed or pending acquisition or disposition of land by the municipality or local board;
- labour relations or employee negotiations;
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and
- for the purpose of educating or training members of Council.

CARRIED

13-25 Moved by Grenier and Letourneau

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:03 p.m. with report.

CARRIED

THE FOLLOWING ITEM WAS ADDED:

13-98 A By-law to authorize acceptance of tender and the entering into contract with Provincial Construction (N.F.) Ltd. for OAW Sanitary Sewer Disconnection.

DELEGATIONS:

13-6 Madeline Woodhead, Vice-Chair of the Board of the Niagara Community Foundation, addressed Council regarding an update on its activities and requested to declare November as Philanthropy Month in the Niagara Region.

13-106 Marcel Castonguay, Executive Director and Jeanne Schmidt, Director Health and Wellness, Centre de santé communautaire Hamilton-Niagara addressed Council regarding the Ontario After School Program.

13-28 Craig Morissette, Chair, Mike Rodgers, Co-Chair, Mark Biggins, and Tim McLion, Members, Care To Wear Pink Committee addressed Council regarding the Breast Cancer Awareness Campaign.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS:

13-28 The Mayor's Youth Advisory Council addressed Council regarding an update on its activities and a request for financial support for upgrades to the skate park.

06-84

13-47 Councillor Grenier, Chair, Nominating Committee, addressed Council regarding an appointment to the Welland Community Wellness Complex Advisory Committee - deferred to the Nominating Committee Meeting of October 22, 2013.

13-4 Councillor Grenier, Chair, Budget Review Committee, provided an update on the Budget Review Committee meeting of October 8, 2013.

13-1 Moved by Chiocchio and Carl

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Special Council Meeting of September 24, 2013 and Regular Council Meeting of October 1, 2013, as circulated.

CARRIED

06-156 Moved by Larouche and Wright
THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to proceed with the development of a Leash-Free Dog Park on City property managed by the Welland Recreational Canal Corporation (WRCC) located at the corner of Ontario Road and Prince Charles Drive.

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06-156 Moved by Letourneau and Campion
THAT THE COUNCIL OF THE CITY OF WELLAND defers the matter regarding Report R&C-2013-06: Leash-Free Dog Park Site Selection to the next General Committee Meeting.

LOST

**FOLLOWING THE LOST VOTE ON THE MOTION TO DEFER, THE
MAIN MOTION WAS PUT IN ITS ORIGINAL FORM AND.....
CARRIED**

09-72 Moved by Letourneau and Wright
THAT THE COUNCIL OF THE CITY OF WELLAND approves an Extension to Draft Plan Approval for the Central Village Subdivision (File: 26T-14-08004) for an additional one (1) year to November 2, 2014 subject to the following:

1. Amending Condition 19 to clarify the City's responsibility for the review and approval of watermains under the Ministry of Environment (MOE) Water License Program;
2. Amending Condition 20 to replace "Certificates of Approvals" with "Environmental Compliance Approvals; and
3. Adding a new Condition requiring that "the Owner provide a letter of credit and enter into a legal agreement for the water and wastewater portion of the Regional Development Charges within 12 months of Draft Plan Approval (or Extension) of a Plan of Subdivision, unless evidence of a complete Ministry of Environment application for servicing has been received by the Region within this time"; and further

THAT Welland City Council deems the additional Condition to be minor.

CARRIED

12-130 Moved by Letourneau and Wright
THAT THE COUNCIL OF THE CITY OF WELLAND approves the Exemption to Part Lot Control for Lot 1, Plan 59M-351 (220 and 222 Riverside Drive) to realize the existing semi-detached dwelling with an accessory dwelling unit on these lands; and further
THAT Welland City Council authorizes staff to prepare the necessary By-law.

CARRIED

13-4 Moved by McLeod and Wright
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Grenier, Chair, Budget Review Committee, regarding its meeting of October 8, 2013.

CARRIED

13-4 Moved by Grenier and Campion
THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to proceed with the Expression of Interest application, through the Small, Rural, and Northern Municipal Infrastructure Fund (SRNMIF), for the River Road Area Sewer Separation 2014 Capital project including sanitary sewer, water and road components.

CARRIED

13-6 Moved by Grenier and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Madeline Woodhead, Vice-Chair of the Board of the Niagara Community Foundation regarding an update on its activities; and further

THAT the Mayor declares the month of November as "Philanthropy Month" in the City of Welland as requested by the Niagara Community Foundation.

CARRIED

13-6 Moved by Letourneau and Wright

THAT THE COUNCIL OF THE CITY OF WELLAND declares the month of November as "Lung Month" in the City of Welland as requested by the Ontario Lung Association.

CARRIED

13-6 Moved by Letourneau and Wright

THAT THE COUNCIL OF THE CITY OF WELLAND declares the week of October 21 - October 27, 2013 as "Waste Reduction Week in Welland" as requested by the Recycling Council of Ontario.

CARRIED

13-28 Moved by Chiocchio and Carl

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Craig Morissette, Chair, Mike Rodgers, Co-Chair, Mark Biggins and Tim McLion, Members, Care To Wear Pink Committee regarding the Breast Cancer Awareness Campaign.

CARRIED

13-28 Moved by Letourneau and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives the presentation by the Mayor's Youth Advisory Council regarding an update on its activities and refers the request for financial support for upgrades to the skate park to staff for study and report to the Budget Review Committee.

CARRIED

13-33 Moved by Letourneau and Wright

THAT THE COUNCIL OF THE CITY OF WELLAND approves the closure of City Hall operations for the 2014-2015 holiday season from the close of business on Wednesday, December 24th, 2014 to and including Friday, January 2nd, 2015.

CARRIED

13-98 Moved by Petrachenko and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND approves and accepts the tender of Provincial Construction (N.F.) Ltd. of Niagara Falls, Ontario, as detailed in Report ENG-2013-31, for OAW Sanitary Sewer Disconnection at the tendered price of \$676,197.01 plus applicable taxes; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into contract with Provincial Construction (N.F.) Ltd. to execute the construction.

CARRIED

13-100 Moved by Grenier and Wright

THAT THE COUNCIL OF THE CITY OF WELLAND accepts Report ENG-2013-32: Asset Management Plan Consulting Services, for the pre-authorization of the 2014 budget amount, totaling \$130,000, for the preparation of an asset management plan for all City of Welland's capital assets, in accordance with the Province of Ontario, and the Ministry of Infrastructure's Asset Management Strategy; and further

THAT Welland City Council directs staff to prepare an RFP and solicit prices from qualified consultants for the preparation of an Asset Management Plan to be funded from the 2014 Capital Budget.

CARRIED

13-106 Moved by Chiocchio and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Marcel Castonguay, Executive Director and Jeanne Schmidt, Director Health and Wellness, Centre de santé communautaire Hamilton-Niagara regarding the Ontario After School Program; and further THAT Welland City Council authorizes staff to waive the Welland Transit cash fares for two program supervisors and forty children enrolled in the Ontario After School Program in Welland operated by Centre de santé communautaire Hamilton/Niagara for the remainder of the 2013/14 academic school year as detailed in Report R&C-2013-07.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

05-50

13-10 Moved by Letourneau and Wright

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Adam Moote and Bridget Krajnak, as members of Heritage Welland, as recommended by Heritage Welland, for the term October 15, 2013 to and including November 30, 2014.

CARRIED

13-13 Moved by Letourneau and Wright

THAT THE COUNCIL OF THE CITY OF WELLAND approves capital changes to the Transit Terminal as per Report TRANS-2013-10 which will enable appropriate staffing at the Transit Terminal; and further THAT Welland City Council approves the use of Provincial Gas Tax (PGT) reserve funds in the amount of \$36,000, including applicable taxes, to install fibre wire and security glass at the Transit Terminal; and further

THAT Welland City Council approves the use of Provincial Gas Tax reserve funds in the amount of \$44,300 in 2014 to cover the net staffing costs at the Transit Terminal.

CARRIED

13-105 Moved by Letourneau and Wright

THAT THE COUNCIL OF THE CITY OF WELLAND declares lands located south of West Main Street, east of Division Street being Part 3, Plan 59R-4020 surplus to its needs; and further THAT Welland City Council authorizes staff to negotiate the sale of the subject lands.

CARRIED

BY-LAWS

Moved by Petrachenko and Carl

THAT THE COUNCIL OF THE CITY OF WELLAND having given due consideration to the following By-law, 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.

13-98

BYL 2013 - 145

A By-law to authorize acceptance of tender and the entering into contract with Provincial Construction (N.F.) Ltd. for OAW Sanitary Sewer Disconnection.

CARRIED

Moved by Letourneau and Wright

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.

12-130

BYL 2013 - 142

A By-law to exempt certain lands from Part-Lot Control - located on the west side of Riverside Drive, City of Welland (Lot 1, Plan 59M-351) (220 and 222 Riverside Drive).

13-103

BYL 2013 - 143

A By-law to authorize acceptance of a transfer of land, being Part 4, Plan 59R-14815 (File No. B0009/2012WELL) 649 Clare Avenue.

13-104

BYL 2013 - 144

A By-law to authorize retention of Associated Engineering (ONT.) Ltd. for the Sewer Manhole Field Data Collection Project.

CARRIED

Moved by Wright and Letourneau

THAT THE COUNCIL OF THE CITY OF WELLAND having given due consideration to the following By-law, 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.

13-1

BYL 2013 - 146

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 15th day of October, 2013.

CARRIED

NOTICE OF MOTION

Councillor Chiocchio gave Notice of Motion to the following issue to be presented to Council at the November 5, 2013 Regular Council Meeting:

13-107 THAT THE COUNCIL OF THE CITY OF WELLAND requests that the developer of the Highlands Subdivision, in consultation with the residents and the City of Welland, consider alternative materials for fencing and/or paving that are consistent with the existing fencing and/or paving within the subdivision when constructing the Emergency Access/Walkway off of Magnolia Lane within the Highlands Subdivision.

Council adjourned at 9:16 p.m.

These Minutes approved and adopted by Motion of Council this 5th day of November.

MAYOR

CITY CLERK