



MINUTES OF
COUNCIL MEETING, DECEMBER 4, 2018
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 5:30 p.m. and in open session at 7:09 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

Members Present:

Councillors J. Chiochio, T. DiMarco, B. Fokkens, B. Green, M.A. Grimaldi (until 9:02 p.m.), J. Larouche (5:40 p.m.), D. McLeod (5:35 p.m.), A. Moote, G. Speck, L. Spinosa, C. Richard and L. Van Vliet.

Members of Staff and Others Present:

Chief Administrative Officer, G. Long
Acting City Clerk, C. Radice
Acting Deputy Clerk, C. Viger (7:09 p.m.)
Chief, Fire & Emergency Services, B. Kennedy
General Manager, Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas
General Manager, Human Resources and Legislative Services, R. Mantesso
General Manager, Infrastructure and Development Services/City Engineer, E. Nickel
Deputy Fire Chief, A. Eckhart (5:30 p.m. to 6:14 p.m.)

(Tom Hanrahan, Solicitor was present during Committee-of-the-Whole discussion on litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board).

18-25 Moved by Chiocchio 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 5:30p.m. to consider:

- labour relations or employee negotiations;
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and
- a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization.

CARRIED

18-25 Moved by Spinosa and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:37 p.m. without report.

CARRIED

THE FOLLOWING ITEM WAS ADDED:

18-1 Minutes of the Inaugural Council Meeting of December 3, 2018.

99-90 Dolores Bujold Wright, Chair Welland Downtown Business Improvement Area re: Slate of Directors – Welland Downtown Board of Management 2018-2022 term.

THE FOLLOWING ITEM WAS DELETED:

18-14 Report HR-2018-04 - Gen. Mgr., Human Resources & Legislative Services, R. Mantesso - Municipal Officers' Expense Allowance.

PRESENTATION

18-13 Dave Stuart, Transit Manager addressed Council regarding an update on the Inter-Regional Transit and impact on City of Welland Transit.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS

09-104 Councillor Grimaldi, Chair, Audit Review Committee provided a verbal update on the Audit Review Committee of September 25, 2018.

PUBLIC MEETING PURSUANT TO SECTIONS 357/358 OF THE MUNICIPAL ACT, 2001 - TAX WRITE-OFFS

- No one spoke.

There being no speakers, the public meeting was concluded.

2018 - 374

18-1 Moved by McLeod and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of November 20, 2018, as circulated.

CARRIED

2018 - 375

18-1 Moved by Spinosa and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Inaugural Council Meeting of December 3, 2018, as circulated.

CARRIED

2018 - 376

99-43 Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Larouche to the Welland Hydro-Electric Holding Corporation for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED

2018 - 377

99-90 Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillors Richard and Fokkens to the Welland Downtown Business Improvement Area Board of Management for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED

2018 - 378

99-90 Moved by Speck and DiMarco

THAT THE COUNCIL OF THE CITY OF WELLAND approves the slate of Officers and Directors for term of 2018-2022 being: Dolores Bujold Wright, Kelly Jones, Brenda Herchmer, Alyssa Adams, Leslie Robichaud, Glen Bowes, Cory Cruise and Mairi Alveraz.

.....

99-90 Moved by Fokkens and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND refers the letter from the Welland Downtown Business Improvement Area, regarding the Slate of Directors - Welland Downtown Board of Management 2018 - 2022 term, to legal for an opinion regarding the date on the letter issued by the Chair.

(Councillor McLeod asked to be recorded as opposed to the motion).

CARRIED

2018 - 379

02-52 Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Larouche to the Humberstone Landfill Site Public Liaison Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED

2018 - 380

02-85 Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Mootte to the Accessibility to the Advisory Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED

2018 - 381**03-133****11-108**

Moved by Van Vliet and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report P&B-2018-54 being a quarterly summary report of approved 2018 Community Improvement Plan Incentive Applications between July 1, 2018 and September 30, 2018.

.....

03-133**11-108**

Moved by Fokkens and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND refers Report P&B-2018-54 to a Council meeting in the New Year.

CARRIED**2018 - 382****05-50**

Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Fokkens to Heritage Welland for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 383****05-141**

Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Spinosa to the Arts and Culture Advisory Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 384****07-144**

Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillors Larouche, Fokkens and Speck to the Welland Development Commission for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 385****08-95**

Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillors Green and McLeod to the North Welland Business Improvement Area Board of Management for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 386****08-143**

Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillors Richard, Speck, Grimaldi and Spinosa to the Health Care Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 387****09-104**

Moved by Grimaldi and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Grimaldi, Chair, Audit Review Committee, regarding its meeting of September 25, 2018.

CARRIED

2018 - 388

09-152 Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillors Green, McLeod and DiMarco to the Town and Gown Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED

2018 - 389

09-159 Moved by Fokkens and Larouche

WHEREAS Bridge #18 known as The Dain City Forks Road Bridge, whose ownership and maintenance lies with the City of Welland and therefore is supported by the tax payers of the City of Welland including the residents of Dain City;

AND WHEREAS Bridge #18 is the necessary secondary access route to and from the community in case of emergency services, road closures, trains blocking the Kingsway/Canal bank road and potential disasters;

AND WHEREAS the community of Dain City is strongly adverse to a longer wait in response time for EMS and NRPS services;

AND WHEREAS Bridge #18 is a vital transportation link to other adjoining municipalities that has been approved and supported as part of the Integrated Transit system to Port Colborne;

AND WHEREAS Bridge #18 vehicle traffic is necessary for economic sustainability for local businesses, efficient school transportation and work commuting;

AND WHEREAS The Dain City community is inundated with heavy vehicular traffic and parking during the events on the Recreational Canal.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND re-instates or replaces Bridge #18 be referred to the 2019 capital budget process as a priority project and that the City of Welland will work with upper levels of government for funding opportunities.

.....

09-159 Moved by Spinosa and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND refers the Notice of Motion to the Budget Review Committee meeting on December 10, 2018.

CARRIED

2018 - 390

10-108 Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillors Green and Moote to the Facility Management Review Team (Youngs Sportsplex) for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED

2018 - 391

10-130 Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from Niagara Regional Housing (NRH) dated October 10, 2018 regarding the NRH 2018 2nd Quarter Report.

CARRIED

2018 - 392

13-50 Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillors Larouche, Van Vliet and Moote to the Niagara Central Airport Commission for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED

2018 - 393**13-50** Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence dated October 10, 2018 from the Niagara Central Airport Commission regarding the third quarter update on its activities and developments at the Niagara Central Dorothy Rungeling Airport.

CARRIED**2018 - 394****16-61** Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillors Richard, Speck and DiMarco to the Human Resources Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 395****16-66** Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Spinosa to the Active Transportation Advisory Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 395****16-129** Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Town of Wainfleet's request to ask the Premier of Ontario or Minister of Natural Resources to immediately appoint a supervisor to oversee the operations of the Niagara Peninsula Conservation Authority.

CARRIED**2018 - 396****18-4** Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND accepts and approves the Year-To-Date Report - 2nd Quarter (FIN-2018-18) up to and including June 30, 2018 from the Audit Review Committee on September 25, 2018.

CARRIED**2018 - 397****18-4** Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the Chief Financial Officer/Treasurer to borrow, on an interim basis, up to \$9,000,000 to meet current and capital expenditures for the year 2019 while awaiting permanent funding by way of taxation, water and sewer billings, Provincial/Federal grants, and Regional debentures; and further

THAT Welland City Council directs the Clerk to prepare the necessary By-law.

CARRIED**2018 - 398****18-4** Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND approves the write-off of taxes in the amount of \$2,750.25 as contained in Report FIN-2018-22 for the reduction or cancellation of taxes, pursuant to Sections 357 and 358 of the *Municipal Act, 2001*.

CARRIED**2018 - 399****18-12** Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor McLeod as Chair of Corporate Services from December 4, 2018 to November 30, 2019 or until another successor has been appointed.

CARRIED

2018 - 400**18-12**

Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Van Vliet as Chair, to the Infrastructure and Development Services Committee from December 4, 2018 to November 30, 2019.

CARRIED**2018 - 401****18-13**

Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Van Vliet to the Linking Niagara Transit Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 402****18-13**

Moved by Richard and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Dave Stuart, Transit Manager regarding an update on Inter-Regional Transit and impact on City of Welland Transit.

CARRIED**2018 - 403****18-13**

Moved by Van Vliet and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND approves Transit Report TRANS-2018-11, Transit Schedule Revisions.

CARRIED**2018 - 404****18-13**

Moved by Van Vliet and DiMarco

THAT THE COUNCIL OF THE CITY OF WELLAND approves Report TRANS-2018-12 Transit Agreement with Port Colborne for the renewal of Transit Services; and
THAT Welland City Council authorizes the Mayor and City Clerk to sign the agreement; and further
THAT Welland City Council authorizes the City Clerk to prepare any necessary By-laws to enter into the agreement.

CARRIED**2018 - 405****18-13**

Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND approves Transit Report TRANS-2018-13, Transit Service for Harvest Kitchen.

CARRIED**2018 - 406****18-13**

Moved by Fokkens and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Universal Support Person Pass Report LNTC-C-20-2018 dated July 25, 2018; and further
THAT Welland Council requests staff to review and bring a report back to General Committee meeting in March 2019 the necessary steps in implementing the Universal Support Person Pass.

CARRIED**2018 - 407****18-15**

Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillors Van Vliet and Fokkens to the Emergency Management Program Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED

2018 - 408**18-19** Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Fokkens to the Market Square Advisory Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 409****18-19** Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor DiMarco to the Welland Arenas Advisory Committee for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 410****18-22** Moved by Van Vliet and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND approves **REPORT TRAF- 2018-18** Update to Traffic and Parking By-law 89-2000; and further

THAT Welland City Council directs the City Clerk to amend Traffic and Parking By-law 89-2000 as follows: ADD the following to Schedule "I" – Municipal/Private Property:

SKETCH No.	LOCATION	COMMON NAME
No Sketch	1 Niagara Street	1729657 Ontario Limited
No Sketch	3-7 East Main Street	Wei Yu Lin

CARRIED**2018 - 411****18-27** Moved by Larouche and Green

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Richard to the Welland Rose Festival Inc. for the term December 4, 2018 to November 14, 2022 or until another successor has been appointed.

CARRIED**2018 - 412****18-29** Moved by Larouche and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CLK-2018-18 regarding the 2019 Meeting Calendar for Council and establishes the Council meeting dates for 2019 as set out in Appendix I attached thereto and further;

THAT WELLAND CITY COUNCIL approves the amended start time of Council meeting to 6:00 p.m. and adjournment time to 10:00 p.m. with a one extension of curfew of one-half hour duration may be granted if Council agrees by 2/3 majority.; and further

That Welland City Council instructs the City Clerk to amend By-law 2017- 6, as being the Procedural By-law start time to 6:00 p.m. and adjournment time shall be 10:00 p.m. with a one extension of curfew of one-half hour duration may be granted if Council agrees by 2/3 majority.

.....

18-29 Moved by McLeod and Spinosa

THAT THE COUNCIL OF THE CITY OF WELLAND approves the amended start time of council meeting to 6:30 p.m. and adjournment time be 10:00 p.m. with a one extension of curfew of one-half hour duration may be granted if Council agrees by 2/3 majority; and further

THAT Welland City Council start in Committee-of-the-Whole in-camera no earlier than 5:30 p.m.

LOST**18-29** Moved by Chiocchio and Green

THAT THE COUNCIL OF THE CITY OF WELLAND approves the start time to 7:00 p.m. and adjournment at 11:00 p.m. with a one extension of curfew of one-half hour duration may be granted if Council agrees by 2/3 majority; and further

THAT Welland Council add one meeting in August at the call of the Chair.

CARRIED

18-49 Councillor Van Vliet request that his notice of motion to be moved to the December 18, 2018 Council meeting.

2018 - 413

18-81 Moved by Larouche and Van Vliet (in block)

WHEREAS the goal of Bee City Canada designation is to promote healthy, sustainable habitats and communities for pollinators;

THAT bees and other pollinators around the globe have experienced dramatic de-clines due to land fragmentation, habitat loss, use of pesticides, industrialized agriculture, climate change and the spread of pests and diseases, with serious implications for the future health of flora and fauna; and

THAT cities/townships/First Nation communities and their residents have the opportunity to support bees and other pollinators on both public and private land; and

THAT supporting pollinators fosters environmental awareness and sustainability, and increases interactions and engagement among community stewards; and

THAT by becoming a Bee City, the City/Township/First Nation can highlight initiatives already in place and further engage local communities in an environment of creativity and innovation which will promote a healthier life for our community;

THAT staff be authorized to submit the Bee City Canada Application to designate the City of Welland as a Bee City; and

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND accepts the designation and commits to the standards of the Bee City Canada Program.

CARRIED

2018 - 414

18-93 Moved by McLeod and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND approves the Downtown and Health and Wellness Cluster Community Improvement Plan Application for property municipally known as 591-597 King Street for the Tax Increment Grant Program in the estimated amount of \$22,290.25; and further

THAT Welland City Council supports the circulation of this Report to Niagara Region to request the Region's participation in the Tax Increment Grant Program; and further

THAT Welland City Council directs staff to prepare the required By-law and Agreement; and further

THAT Welland City Council authorizes the Mayor and City Clerk to execute any documentation required to satisfy conditions related to participation in the Downtown and Health and Wellness Cluster Incentive Program.

CARRIED

2018 - 415

18-96 Moved by Larouche and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND receives the petition from the residents of Welland regarding the application against Draft Plan Vacant Land Condominium File # 26T-14-18006 and refers the matter to staff for study and report to Council.

CARRIED

BY-LAWS

Moved by Van Vliet 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.

18-22

BYL 2018 - 114

A By-law to amend By-law 89-2000, being a By-law Regulating Traffic and Parking within the City of Welland (Schedule I).

18-93

BYL 2018 - 115

A By-law to authorize execution of an agreement for tax increment grant program (Community Improvement Plan) for 591-597 King Street (File No. DHWC 2018-12).

18-24

BYL 2018 - 116

A By-law to amend By-law 2017-94 being a By-law to appoint a Chief Building Official and Inspectors/Property Standards Officers under the *Building Code Act*, and to amend By-law 2005-91.

CARRIED

Moved by Larouche and Van Vliet (in block)

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.

18-4

BYL 2018 - 112

A By-law authorizing the temporary borrowing of up to \$9,000,000 to meet current and capital expenditures for year 2019.

18-13

BYL 2018 - 113

A By-law to enter into an agreement with the City of Port Colborne for extension of Welland Transit Services.

18-24

BYL 2018 - 117

A By-law to amend By-law 2017-122, being a By-law to terminate the appointment of Cindy Viger as Acting Deputy Clerk of the Corporation of the City of Welland.

CARRIED

Moved by Van Vliet and Spinosa

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.

18-1

BYL 2018 - 118

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 4th of December, 2018.

CARRIED

Councillor DiMarco gave Notice of Motion to the following issue to be presented to Council at the December 18, 2018 Regular Council Meeting.

18-19 THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to permanently relocate the facilities booking person to an office in the Welland Main Arena to allow easy access for the public to book ice and other events in our arenas as well as other facilities in our city.

Council adjourned at 10:27 p.m.

These Minutes to be approved and adopted by Motion of Council this 15th day of January, 2019.

MAYOR

CITY CLERK