



MINUTES OF
SPECIAL COUNCIL MEETING, DECEMBER 11, 2018
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:32 p.m. and in open session at 7:10 p.m. on the above date.

His Worship Vice Mayor L. Van Vliet in the Chair.

Members Present:

Councillors J. Chiochio, T. DiMarco, B. Fokkens, J. Larouche (6:34 p.m.), D. McLeod, A. Moote, C. Richard, G. Speck and L. Spinosa.

Members of Staff and Others Present:

Chief Administrative Officer, G. Long

City Clerk, T. Stephens

Deputy Clerk, C. Radice (7:10 p.m.)

Chief, Fire & Emergency Services, B. Kennedy (7:10 p.m.)

General Manager, Infrastructure and Development Services/City Engineer, E. Nickel (7:10 p.m.)

General Manager, Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas

General Manager, Human Resources and Legislative Services, R. Mantesso

Manager, Engineering Services, C. Anders (7:10 p.m.)

Senior By-Law Enforcement Officer, J. Cronshaw (7:10 p.m.)

2018-416**18-25**

Moved by Spinosa and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Vice Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:32 p.m. to consider:

- Labour relations or employee negotiations.

CARRIED**2018-417****18-25**

Moved by McLeod and Spinosa

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:04 p.m. without report.

CARRIED**2018-418****18-14**

Moved by Chiocchio and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND approves the remuneration of the Mayor and Council to fully taxable, to ensure the same net pay as outlined in staff report HR-2918-04; and further THAT Welland City Council approves increasing the Council stipends for Chairs and Vice Mayor positions as summarized in staff report HR-2018-04.

CARRIED**(Councillor McLeod was recorded as opposed)****BY-LAWS**

Moved by Larouche 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.

18-15

BYL 2018 - 119

A By-law to authorize the entering into a collective agreement with the Welland Professional Fire Fighters Association for the period commencing January 1st, 2015 to December 31st, 2018.

CARRIED

Moved by Richard and Larouche

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 - 120

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 11th day of December, 2018.

CARRIED

Council adjourned at 7:21 p.m.

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

MAYOR

CITY CLERK



MINUTES OF GENERAL COMMITTEE MEETING

Tuesday, December 11, 2018

COUNCIL CHAMBERS – CIVIC SQUARE

Meeting Number G.C. 2018 – 10

Members Present: Vice Mayor L. Van Vliet

J. Chiocchio	D. McLeod
F. Campion (7:22 p.m. – 9:05 p.m.)	A. Moote
T. DiMarco	C. Richard
B. Fokkens	G. Speck
J. Larouche	L. Spinosa

Members of the Staff Present:

Chief Administrative Officer, G. Long

City Clerk, T. Stephens

Deputy Clerk, C. Radice

Chief, Fire & Emergency Services, B. Kennedy

General Manager, Infrastructure and Planning Services/City Engineer, E. Nickel

General Manager, Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas

General Manager, Human Resources and Legislative Services, R. Mantesso

Manager of Engineering Services, C. Anders

Senior By-Law Enforcement Officer, J. Cronshaw



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Vice Mayor L. Van Vliet called the General Committee Meeting to order at 7:21 p.m.

1. ADDITION/DELETIONS TO AGENDA: Nil

2. DISCLOSURES OF INTEREST: Nil

3. ADOPTION OF MINUTES OF THE GENERAL COMMITTEE MEETING OF June 12, 2018

Moved by McLeod that the Minutes of the General Committee Meeting of June 12, 2018 be and the same are hereby approved and adopted.

CARRIED

4. PRESENTATIONS

09-159 Erik Nickel, Gen. Mgr. Infrastructure and Development Services and City Engineer and Chris Anders, Manager of Engineering Services Infrastructure and Development Services re: Update Forks Road Bridge.

Staff presented information to General Committee regarding the Forks Road Bridge. Staff provided cost and funding details concerning the bridge, and additional information regarding the closure of the bridge and the safety of residents. Committee discussed alternatives for repair and usage of the bridge.

Moved by Speck

THAT GENERAL COMMITTEE receives for information the presentation by Erik Nickel, Gen. Mgr. Infrastructure and Development Services - City Engineer and Chris Anders, Manager of Engineering Services Infrastructure and Development Services regarding the Update Forks Road Bridge.

CARRIED

5. DELEGATIONS

09-159 Community Group regarding Forks Road Bridge.

The community group provided information to General Committee and staff in relation to the recent closure of the Forks Road Bridge. The group discussed concerns from residents and community groups, and provided examples for consideration. The committee group is supportive of replacing the bridge to allow access for residents.

Moved by Larouche

THAT GENERAL COMMITTEE receives for information the presentation by Community Group regarding Forks Road Bridge.

CARRIED

6. AGENCIES, BOARDS, COMMISSIONS AND COMMITTEE REPORT(S): Nil



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7. **BUSINESS ARISING FROM MINUTES, PREVIOUS MEETINGS AND OTHER ITEMS REFERRED FROM COUNCIL FOR DISCUSSION: Nil**

8. **STAFF REPORTS:**

INFRASTRUCTURE & DEVELOPMENT SERVICES – L. Van Vliet, Chair

Traffic/Parking/By-laws Division

TRAF-2018-20 Gen. Mgr., Infrastructure and Development Services/City Engineer, E. Nickel
– Update to Exotic Animal By-Law. Ref. No.06-156

General Committee raised questions regarding the types of animals that are considered exotic animals. Members discussed concerns relating to roaming chickens. Staff advised chickens are not identified or enforceable under the Exotic Animals By-law. Members questioned whether a resident is required to advise when they have an exotic animal. Staff advised it is not required. General Committee provided direction to staff to prepare an Animal Control By-law that includes enforcement for roaming chickens.

Moved by Richard

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information REPORT TRAF-2018-20 Update to Exotic Animal By-law; and further
THAT Welland City Council directs the City Clerk to amend the recitals of the Exotic Animals By-law 7540, in accordance with new/ updated legislation.
THAT Welland City Council directs the City Clerk to amend Exotic Animal By-law 7540 as follows:

DELETE Section 1. (1) and (2) and Section 3

RENAME Section 2. to Section 2 – EXEMPTIONS

DELETE the following from Section 2:

2. This by-law does not apply to prohibit the keeping of any animal of the kind described in Section 1 above in the following places or circumstances:

ADD the following to Section 2 – EXEMPTIONS

2. This by-law does not apply to prohibit the keeping of any animal of the kind described in Section 3 in the following places or circumstances:

ADD Section 1 – DEFINITIONS

ADD the following to Section 1 – DEFINITIONS

“Animal Control Officer” means an employee or agent of the Welland and District Humane Society, authorized for the purpose of enforcing and carrying out the provisions of this By-law;

“Animal” means any member of the animal kingdom, other than a human as so defined in Section 11.1 of the act;

ADD Section 3 – GENERAL PROVISIONS

ADD the following to Section 3 – GENERAL PROVISIONS



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- (1) Except as hereinafter provided, the keeping of any kind of exotic and non-domesticated animal that is, or may be, injurious to human health, on private property, for sale, for exhibition, as a pet or for any other purpose, is hereby prohibited in the City of Welland.
- (2) Without limiting the generality of Section 3 (1) above, the animals of this kind listed in Schedule "A" attached hereto and forming part of this by-law shall be deemed to be exotic and non-domestic kinds of animals that are or may be injurious to human health.

ADD Section 4 – RIGHT OF ENTRY

ADD the following to Section 4 – RIGHT OF ENTRY

- (1) An Animal Control Officer may at all reasonable times, enter upon any land for the purpose of carrying out an inspection to determine whether or not this By-law is being contravened.

ADD Section 5 - ISSUE OF AND COMPLIANCE WITH NOTICE

ADD the following to Section 5 - ISSUE OF AND COMPLIANCE WITH NOTICE

- (1) An Animal Control Officer may issue a notice of removal with respect to any prohibited animal found on the premises or at large, setting out the time and date by which such animals shall be removed from the premises.

ADD Section 6 - SEIZURE OR SURRENDER

ADD the following to Section 6 – SEIZURE OF SURRENDER

- (1) An Animal Control Officer may take into its possession any animal listed in Schedule 'A' that may be seized or surrendered to him by the owner.

ADD Section 7 – PENALTY

ADD the following to Section 7 – PENALTY

- (1) Any person who contravenes this By-law is guilty of an offence and is liable, upon conviction, to a penalty in accordance with the Provincial Offences Act.

DELETE the following from Schedule "A"

1. All Marsupials (such as, Kangaroos and Opossums)
14. All Snakes of the families Pythonidae and Boidae
21. All Families of venomous Spiders.

ADD the following to Schedule "A"

1. All Marsupials (such as, Kangaroos and Opossums); except Sugar Gliders.
14. All snakes which reach an adult size of more than 3 meters in length.



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- 21. All venomous arachnids except all species of Tarantulas.
- 22. All lizards which reach an adult size of more than 2 meters in length.

ADD Schedule “B” – Set Fine Schedule

ADD the following to Schedule “B” – Set Fine Schedule

<u>ITEM</u>	<u>COLUMN 1</u> Short Form Wording	<u>COLUMN 2</u> Offence creating provision or defining offence	<u>COLUMN 3</u> Set Fine
1	Keeping of prohibited animal on premises (per animal)	Section 3(1)	\$200.00
2	Sell, offer for sale or display for sale any prohibited animal (per animal)	Section 3(1)	\$200.00
3	Failing to comply with Notice to remove (per animal)	Section 5(1)	\$300.00

CARRIED

Engineering Division

ENG-2018-32 Gen. Mgr., Infrastructure and Development Services/City Engineer, E. Nickel
– Forks Road Bridge. Ref. No.09-159

General Committee commented that the bridge is not only a ward 6 issue, but it is an issue for the entire community. The bridge is necessary for residents, for the reasons discussed by the community group. General Committee recommended staff act immediately to take the steps needed to secure the safety of residents and replace the bridge.

Moved by Larouche

THAT GENERAL COMMITTEE receives for information Report ENG-2018-32: Forks Road Bridge.

CARRIED

9. NEW BUSINESS : Nil

10. The General Committee Meeting adjourned at 9:19 p.m.