



MINUTES OF
COUNCIL MEETING, MARCH 5, 2019
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 5:45 p.m. and in open session at 7:05 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

Members Present:

Councillors J. Chiochio, T. DiMarco, B. Green, J. Larouche (until 8:22 p.m.), D. McLeod, A. Moote, G. Speck, L. Spinosa, C. Richard and Van Vliet.

Members of Staff and Others Present:

Chief Administrative Officer, G. Long

City Clerk, T. Stephens

Recording Secretary, C. Viger (7:05 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

Manager of Budgets & Financial Reporting/Deputy Treasurer, E. Pankoff (7:05 p.m. - 9:57 p.m.)

Manager of Development Approvals, G. Munday (7:05 p.m.)

Manager of Recreation and Culture, R. Dalton (7:05 p.m. - 10:15 p.m.)

19-25 Moved by Spinosa and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 5:45 p.m. to consider:

- personal matters about an identifiable individual, including municipal or local board employees;
- 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.

(Councillor Speck was not present during Committee-of-the-Whole discussion on 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

19-25 Moved by Speck and Green

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:58 p.m. with report.

CARRIED

THE FOLLOWING ITEM WAS AMENDED:

02-31 A By-law to authorize entering into a Lease Agreement with Welland Intercounty Baseball Club Inc. for use of the Welland Stadium.

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.

19-1 Moved by Van Vliet and Green

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of February 19, 2019 and Special Council Meeting of February 26, 2019, as circulated.

CARRIED

2019 – 60

99-43 Moved by Chiocchio and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND approves an Easement(s) to permit the crossing of City-owned land along the west side of Prince Charles Drive North, between Fitch Street and Colbeck Drive to the benefit of Welland Hydro, Bell Canada: and Cogeco Connexion Inc. and further THAT Welland City Council authorizes staff to prepare the necessary By-law(s) and documentation.

CARRIED

2019 – 61

02-160 Moved by Speck and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the absence of Councillor Mary Ann Grimaldi from the meetings of Welland City Council, for medical reasons, for a period of approximately twelve (12) weeks, commencing March 5, 2019.

CARRIED

2019 – 62

02-160

18-28 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the memorandum dated January 31, 2019 regarding delegations appearing before Council/General Committee.

CARRIED

2019 – 63

09-102 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND approves an extension to Draft Plan Approval for the North Village Subdivision (File: 26T-14-09001) for an additional one (1) year to March 29, 2020; and further

That Welland City Council approves a policy amendment to allow for North Village to be provided with an Extension to Draft Plan of Subdivision Approval for one (1) year which exceeds the one (1) year extension provided through Policy SER-012-0014.

CARRIED

2019 – 64

18-19 Moved by Chiocchio and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND approves the work location for the City of Welland Facility Scheduling Clerk (FSC) to be permanently located the Welland Community Wellness Complex (WCWC).

.....

18-19 Moved by Speck and DiMarco

THAT Welland City Council refers Report R&C-2019-02: Work Location - City of Welland Facilities scheduling Clerk back to staff to discuss at a General Committee Meeting.

CARRIED

2019 – 65

18-87 Moved by DiMarco and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the letter from Ms. Naserie regarding restricting any Cannabis related business in the City of Welland.

CARRIED

2019 – 66

19-3 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND approves the application for lottery licensing for Alexander Kuska Catholic Elementary School.

CARRIED

2019 – 67

19-4 Moved by Green and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the 2019-2028 Capital Budget Forecast attached as Appendix I.

CARRIED

2019 – 68

19-4 Moved by Van Vliet and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND approves the write-off of taxes in the amount of \$9,937.30 as contained in Report FIN-2019-05 for the reduction or cancellation of taxes, pursuant to Sections 357 and 358 of the *Municipal Act, 2001*.

CARRIED

2019 – 69

19-4 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND approves the exclusion of amortization and post-employment benefit expenses from the 2019 Budgets.

CARRIED

2019 – 70

19-5 Moved by Speck and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND approves the 2019 Permissive Grants attached to Report FIN-2019-04 as Appendix I.

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19-5 Moved by DiMarco and McLeod

THAT Welland City Council add \$5,500 for Royal Canadian Branch 4.

.....

19-5 Moved by McLeod and DiMarco

THAT Welland City Council requests a budget be provided to the Finance Division by the Royal Canadian Legion Branch 4.

CARRIED

FOLLOWING THE VOTE ON THE AMENDMENT, THE AMENDED MOTION WAS PUT AS FOLLOWS.....

THAT THE COUNCIL OF THE CITY OF WELLAND adds \$5,500 for Royal Canadian Branch 4; and further

THAT Welland City Council requests a budget be provided to the Finance Division by the Royal Canadian Legion Branch 4.

CARRIED

19-5 Moved by DiMarco and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND the Hope Centre request be reduced to \$40,000 from \$65,000.

YEAS: Councillors Richard, Green, Speck and DiMarco.

NAYS: Councillor Spinosa, Moote, Van Vliet, Mayor Campion, Chiocchio and McLeod.

LOST

19-5 Moved by DiMarco and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND increases staff recommendation to \$80,000 for Welland Rose Festival.

YEAS: Councillors Richard, Green, Chiocchio and DiMarco.

NAYS: Councillor Spinosa, Moote, Van Vliet, Mayor Campion, and McLeod.

(Councillor Speck disclosed an interest in this matter, and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he has interest with the Welland Rose Festival permissive grants).

LOST

19-5 Moved by Chiocchio and Green
 THAT THE COUNCIL OF THE CITY OF WELLAND increases staff recommendation to \$70,000 for Welland Rose Festival.

YEAS: Councillors Richard, Green, Chiocchio, Mayor Campion and DiMarco.

NAYS: Councillor Spinosa, Moote, Van Vliet and McLeod.

(Councillor Speck disclosed an interest in this matter, and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he has interest with the Welland Rose Festival permissive grants).

CARRIED

19-5 Moved by McLeod and Spinosa
 THAT THE COUNCIL OF THE CITY OF WELLAND approves _____ to Rose City Kids.

(Councillor Green disclosed an interest in this matter, and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he sits on a board that rents from them).

NOT PUT

19-5 Moved by McLeod and Spinosa
 THAT THE COUNCIL OF THE CITY OF WELLAND requests a budget be provided by to the Finance Division by the Rose City Kids.

NOT PUT

19-5 Moved by McLeod and
 THAT THE COUNCIL OF THE CITY OF WELLAND approves \$25,000 for the Rose City Kids.

NOT PUT

19-5 Moved by McLeod and Richard
 THAT THE COUNCIL OF THE CITY OF WELLAND approves \$5,000 to Rose City Kids; and further THAT Welland City Council requests a budget be provided to the Finance Division by the Rose City Kids.

YEAS: Councillors Richard, Spinosa, Speck, Chiocchio and McLeod.

NAYS: Councillor Moote, Van Vliet, Mayor Campion, and DiMarco.

CARRIED

19-5 Moved by Chiocchio and Green
 THAT THE COUNCIL OF THE CITY OF WELLAND increases the permissive grant to Welland Float Fest to \$15,000.

YEAS: Councillors Richard, Green, Speck, Chiocchio and DiMarco.

NAYS: Councillor Spinosa, Moote, Van Vliet, Mayor Campion and McLeod.

LOST

19-5 Moved by Chiocchio and Speck
 THAT THE COUNCIL OF THE CITY OF WELLAND increases the permissive grant to Welland Float Fest to \$10,000.

YEAS: Councillors Richard, Spinosa, Mayor Campion, Green, Speck, Chiocchio, McLeod and DiMarco.

NAYS: Councillors Moote and Van Vliet.

CARRIED

19-5 Moved by Chiocchio and Speck
THAT THE COUNCIL OF THE CITY OF WELLAND increases the permissive grant for the Welland Heritage Council & Multicultural Centre to \$8,775.

CARRIED

19-5 Moved by McLeod and Green
THAT THE COUNCIL OF THE CITY OF WELLAND approves Hospice Niagara for \$10,000.

YEAS: Councillors Richard, Spinosa, Moote, Van Vliet, Mayor Campion, Green, Speck, Chiocchio, McLeod and DiMarco.

NAYS: Nil.

CARRIED

19-5 Moved by DiMarco and Chiocchio
THAT THE COUNCIL OF THE CITY OF WELLAND call the question on the Welland Downtown Business Improvement Area - Go Green Bridge 13 project.

CARRIED

19-5 Moved by McLeod and Spinosa
THAT THE COUNCIL OF THE CITY OF WELLAND approves \$5,000 to the Welland Downtown Business Improvement Area – Go Green Bridge 13 project.

YEAS: Councillors Spinosa, Moote and McLeod.

NAYS: Councillors Richard, Van Vliet, Mayor Campion, Green, Speck, Chiocchio and DiMarco.

LOST

19-5 Moved by Speck and Green
THAT THE COUNCIL OF THE CITY OF WELLAND increases \$27,000 to Faith Outreach.

CARRIED

19-5 Moved by Chiocchio and DiMarco
THAT THE COUNCIL OF THE CITY OF WELLAND approves \$2,000 to Paroisse Sacre Coeur.

YEAS: Councillors Richard, Spinosa, Moote, Mayor Campion, Green, Speck, Chiocchio, McLeod and DiMarco.

NAYS: Councillor Van Vliet.

CARRIED

FOLLOWING THE VOTES ON THE AMENDING MOTIONS, THE MAIN MOTION WAS PUT AS AMENDED AND

CARRIED

YEAS: Councillors Richard, Spinosa, Mayor Campion, Green, Speck, Chiocchio, McLeod and DiMarco.

NAYS: Councillors Moote and Van Vliet.

2019 – 71

19-15 Moved by Larouche and Spinosa (in block)
THAT THE COUNCIL OF THE CITY OF WELLAND refers the request for a lease extension for the Central Station Education Initiative back to staff to prepare a report for Council consideration.

CARRIED

2019 – 72

19-20 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND has no objection for the issuance of a Special Occasion Permit to AGEWORKS to be held at Niagara College, Welland Campus, Applied Health building on June 26, 2019; and further

THAT Welland City Council designates “AGEWORKS” as one of municipal significance; and further THAT Welland City Council delegates in accordance with its Delegation of Powers Policy, the authority to the City Clerk, or designate, the power to support applications for Special Occasion Permits for all future events to AGEWORKS and to designate such events as one(s) of municipal significance.

CARRIED

2019 – 73

19-22 Moved by Chiocchio and Spinosa

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to explore options to a city-wide remedy for excessive speeding on Welland streets. Solutions or options like speed bumps, bump outs or calming measure and costs associates with them.

CARRIED

2019 – 74

19-28 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY WELLAND refers the request for a community teaching garden back to staff for study and review.

CARRIED

2019 – 75

19-37 Moved by Speck and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND approves, as recommended by the Budget Review Committee, the following:

- The 2019 Water and Wastewater Revenue and Expenditure Budget estimates (Schedules ‘A’ & ‘B’); and
- The 2019 Water and Wastewater Capital Budget estimates including debenture funding of \$1,450,000 (Schedule ‘C’); and
- The 2019 Water and Wastewater Rate Structure (Schedule ‘D’); and
- The 2019 Water Haulage Variable Rates be increased to \$ 1.41/m3 ; and further
- The 2019 Water Haulage monthly fee be increased to \$125 per month effective April 1, 2019; and further

THAT Welland City Council receives for information the 2019-2028 Water & Wastewater Capital Budget Forecast; and further

THAT Welland City Council directs staff to prepare the necessary By-law to establish the 2019 Water and Wastewater billing rates effective April 1, 2019.

.....

19-37 Moved by Speck and Green

THAT THE COUNCIL OF THE CITY OF WELLAND requests the \$500,000 for water meter replacement be transferred to the water infrastructure budget.

YEAS: Councillors Richard, Green, Speck, Chiocchio and DiMarco.

NAYS: Councillors Spinosa, Moote, Van Vliet, Mayor Campion, Larouche and McLeod.

LOST

19-37 Moved by Chiocchio and DiMarco

THAT THE COUNCIL OF THE CITY OF WELLAND removes \$500,000 extra spending.

YEAS: Councillors Richard, Speck, Chiocchio and DiMarco.

NAYS: Councillors Spinosa, Moote, Van Vliet, Mayor Campion, Larouche, Green and McLeod.

LOST

19-37 Moved by McLeod and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND requests add an additional \$500,000 be budgeted for water infrastructure.

YEAS: Councillors Spinosa, Moote, Van Vliet, Larouche and McLeod.

NAYS: Councillors Richard, Mayor Campion, Green, Speck, Chiochio and DiMarco.

LOST

**FOLLOWING THE LOST VOTES ON THE AMENDING MOTIONS,
 THE MAIN MOTION WAS PUT IN ITS ORIGINAL FORM AND.....**

CARRIED

(Councillors Chiochio and DiMarco asked to be recorded as opposed to this motion).

2019 – 76

19-41 Moved by Spinosa and Moote
 THAT THE COUNCIL OF THE CITY OF WELLAND initiates the public project by directing staff to install one piano at Civic Square by May 1st, 2019 for use by the public; and further
 THAT staff create a survey via YourChannel to seek input from the public on future locations of additional public pianos to be installed.

YEAS: Councillors Richard, Spinosa, Moote, Van Vliet, Mayor Campion, Green, Speck, Chiochio and McLeod.

NAYS: Councillor DiMarco.

CARRIED

2019 – 77

19-56 Moved by Larouche and Spinosa (in block)
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and endorses the Town of Fort Erie Council Resolution of February 25, 2019, regarding Participation of Local Municipalities in the financial Administration and Governance of Conservation Authorities and Endorsement and Support.

CARRIED

2019 – 78

19-57 Moved by Green and Moote
 THAT THE COUNCIL OF THE CITY OF WELLAND receives Report P&B-2019-13 for information purposes regarding the Proposed Amendments to the Growth Plan for the Greater Golden Horseshoe, 2017 (the Growth Plan); and
 That Welland City Council requests the Province designate those lands identified on Appendix I to Report P & B - 2019-13 as Provincially Significant Employment Zones; and
 That Welland City Council requests the Province withdraw its appeal on those lands identified on Appendix II to Report P & B – 2019-13 and proposed by the City to be designated as Provincially Significant Employment Zones; and
 That Welland City Council requests the Province include the lands identified on Appendix III to Report P & B – 2019-13 within the City's urban area boundary; and further
 That Welland City Council directs staff to forward Report P & B – 2019-13 to the Regional Municipality of Niagara and to the Ministry of Municipal Affairs and Housing as the City's response to the Ministry's proposed changes to the Growth Plan.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

2019 – 79

05-50

19-10 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Rose Dzugan, Earl Engemann, Bridget Krajnak, Joanne Lynes and John Mastroianni to the City of Welland Heritage Advisory Committee for the term March 5, 2019 to November 14, 2022 or until another successor has been appointed.

CARRIED

2019 – 80

05-141

19-10 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Kathleen Annable, Michael Bedard, Marla Bestward, Jeff Etling, Taylor Pebbles and Kerri Turner to the Arts and Culture Advisory Committee for the term March 5, 2019 to November 14, 2022 or until another successor has been appointed.

CARRIED

2019 – 81

09-152

19-10 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Ronald Fordyce to the Town and Gown Committee for the term March 5, 2019 to November 14, 2022 or until another successor has been appointed.

CARRIED

2019 – 82

19-10

19-13 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Wendy Barnes, William Barnes Jr., Melissa McGlashan, Charles Owen and Judy MacLeod to the Transit Advisory Committee for the term March 5, 2019 to November 14, 2022 or until another successor has been appointed.

CARRIED

2019 – 83

19-10

19-19 Moved by Larouche and Spinosa (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Don Bull, Melenie Neamtz, Lyle Packham, Joan Kretz and Jeff Etling to the Market Square Advisory Committee for the term March 5, 2019 to November 14, 2022 or until another successor has been appointed.

CARRIED

BY-LAWS

Moved by DiMarco and Mootte

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.

02-31

BYL 2019 - 21

A By-law to authorize entering into a Lease Agreement with Welland Intercounty Baseball Club Inc. for use of the Welland Stadium.

CARRIED

Moved by Spinosa and Moote

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.

19-37

BYL 2019 - 22

A By-law to adopt the 2019 Water/Wastewater Operating and Capital Budgets.

19-37

BYL 2019 - 23

A By-law to amend Water Management By-law 2004-119, being a By-law to provide for the supply and delivery of water and to provide for the maintenance and management of waterworks and the imposition and collection of water rates.

99-43

BYL 2019 - 24

A By-law to grant an easement to Welland Hydro, Bell Canada and Cogeco Connexion Inc. on the west side of Prince Charles Drive North being Parts 1, 2 and 3, Plan 59R-16324.

CARRIED

Moved by Spinosa and Moote

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.

19-1

BYL 2019 - 25

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 5th day of March, 2019.

CARRIED

Council adjourned at 10:55 p.m.

These Minutes to be approved and adopted by Motion of Council this 19th day of March, 2019.

MAYOR

CITY CLERK