



MINUTES OF
SPECIAL COUNCIL MEETING, OCTOBER 22, 2019
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 5:27 p.m. and in open session at 7:06 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

Members Present:

Councillors J. Chiochio, B. Green, M.A. Grimaldi (7:08 p.m.), J. Larouche (5:30 p.m. - 8:35 p.m.), D. McLeod, A. Moote, G. Speck, C. Richard and L. Van Vliet.

Members of Staff and Others Present:

Chief Administrative Officer, G. Long

City Clerk, T. Stephens

Deputy Clerk, C. Radice (7:06 p.m.)

Chief, Fire & Emergency Services, B. Kennedy (7:06 p.m.)

General Manager, Infrastructure and Development Services, T. Fitzpatrick (7:06 p.m.)

Acting Manager of Human Resources, A. Daisley (until 6:57 p.m.)

Manager of Budgets & Financing Reporting/Deputy Treasurer, E. Pankoff (7:06 p.m.)

(Marianne Love, Consultant, was present during Committee-of-the-Whole discussion on personal matters about an identifiable individual, including municipal or local board employees).

2019 - 688

19-25 Moved by McLeod and Green

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 5:27 p.m. to consider:

- personal matters about an identifiable individual, including municipal or local board employees; and
- A trade secret or scientific, technical, commercial, or financial information that belongs to the municipality or local board and has monetary value or potential monetary value.

CARRIED

2019 - 689

19-25 Moved by Van Vliet and Moot

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:03 p.m. without report.

CARRIED

PRESENTATIONS

04-48 Mike Deprez, Vice President, Transfer & Disposal and Darren Fry, Project Manager, Walker Environmental Group addressed Council regarding an update on the Atlas Landfill.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORT(S)

19-4 Councillor McLeod, Chair, Budget Review Committee provided a verbal report on the Budget Review Committee meeting of meeting of October 16, 2019.

2019 - 690

02-160

19-28 Moved by Chiochio and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CLK-2019-17: updates to the Recognition to Welland Individuals and Teams Awarded Championships and Terms of Reference for Appointment of Committee Members policies; and further

THAT Welland City Council approves the updates to the recognition to the Recognition to Welland Individuals and Teams Awarded Championships (policy number PUB-001-0002) and Citizens Appointments to Agencies, Boards and Committees policies.

.....

02-160

19-28 Moved by Speck and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to update the Policy Citizen Appointments to Agencies, Boards and Committees to include that applicants must be residents of Welland, unless otherwise exempted by the Committee in their terms of reference.

CARRIED

02-160

19-28 Moved by Richard and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to update the Policy Citizen Appointments to Agencies, Boards and Committees to include that applicants that reside in Welland be given first priority.

CARRIED

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

LOST

2019 - 691**03-133****11-108**

Moved by McLeod and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report P&B-2019-51 being a quarterly summary Report of approved 2019 Community Improvement Plan Incentive Applications between July 1, 2019 and September 30, 2019.

CARRIED**2019 - 692****04-48**

Moved by McLeod and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Mike Deprez, Vice President, Transfer & Disposal and Darren Fry, Project Manager, Walker Environmental Group regarding the Atlas Landfill Remediation.

(Councillor Moote 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 is occasionally a consultant for the company).

CARRIED**2019 - 693****05-50**

Moved by

THAT THE COUNCIL OF THE CITY OF WELLAND appoints _____ to the Welland Heritage Advisory Committee for the term October 22, 2019 to November 14, 2022 or until another successor has been appointed.

NOT PUT**2019 - 694****05-51**

Moved by McLeod and Speck

THAT Welland City Council suspend the rules of order to further discuss the Memorandum of Understanding.

LOST**2019 - 695****05-51**

Moved by McLeod and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and endorses the direction of Memorandum of Understanding between Welland, Thorold, Pelham, Port Colborne and Wainfleet, in relation to Procurement of Goods and Services.

CARRIED**2019 - 696****11-36**

Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND approves Report ENG-2019-39 for the Assumption of the Pine Creek Estates (Plan 59M-385), Subdivision; and further
THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate by-laws to execute same.

CARRIED**2019 - 697****12-138**

Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND approves the Exemption of Part Lot Control for all of Lots 1 & 2 on Plan 59M-402, known municipally as 46, 48 & 52 Trent Avenue, to realize the sale of the semi-detached residential units on 46 & 48 Trent Avenue and the future development on 52 Trent Avenue; and further

THAT Welland City Council authorizes staff to prepare the necessary By-laws.

CARRIED

2019 - 698**19-3** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CLK-2019-16: Deletion of Lottery Licenses and Provincial Break Open tickets policies; and further THAT Welland City Council approves dissolving the Lottery Licenses policy (policy number LIC-001-0001) and Provincial Break Open tickets policy (policy number LIC-001-0002).

CARRIED**2019 - 699****19-3** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND approves the application for lottery licensing for St. Andrew Catholic School Council.

CARRIED**2019 - 700****19-4** Moved by McLeod and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor McLeod, Chair, Budget Review Committee, regarding its meeting of October 16, 2019.

CARRIED**2019 - 701****19-4** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentations made by the CAO and Deputy Treasurer regarding the proposed 2020 Budgets as recommended by the Budget Review Committee at its meeting of October 16, 2019.

CARRIED**2019 - 702****19-4** Moved by Grimaldi and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND approves the exclusion of amortization and post-employment benefit expenses from the 2020 Budgets.

CARRIED**2019 - 703****19-5** Moved by Richard and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the review of the Grants & Special Assistance Policy FIN-001-0007, as outlined in Appendix I and II to Report FIN-2019-20.

.....

19-5 Moved by Green and Grimaldi

THAT Welland City Council refers Report FIN-2019-20: Grants & Special Assistant Policy back to staff for next Council.

CARRIED**2019 - 704****19-6** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND declares the month of October as "Rett Syndrome Awareness Month" in the City of Welland.

CARRIED**2019 - 705****19-13** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report TRANS-2019-07: Support for Transit Capital Projects; and further THAT Welland City Council forward Report TRANS-2019-07: Support for Transit Capital Projects to Welland City Council for consideration as recommended by the Budget Review Committee at its meeting of October 16, 2019.

CARRIED

2019 - 706**19-13** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report TRANS-2019-07: Support for Transit Capital Projects; and further
 THAT Welland City Council forward the request for funding future Transit Capital projects referenced in Report TRANS-2019-07 to Niagara Region.

CARRIED**2019 - 707****19-15** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report F&ES-2019-03 - Fire Station #1 and Fire Station #1 Revised Funding Assumptions as recommended by the Budget Review Committee at its meeting of October 16, 2019.

CARRIED**2019 - 708****19-22** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND refers the presentation by Heather Hudson, resident, regarding requesting a By-law be established which would not allow people to attend large functions with their dogs back to staff for a report.

CARRIED**2019 - 709****19-22** Moved by Chiocchio and Green

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the petition from residents of Clare Avenue requesting a stop sign northbound and southbound on Clare Avenue at the intersection of Lynbrook making it a 3-way stop to slow down traffic and refers the matter to staff; and further
 THAT Welland City Council directs staff to provide a report on the warrants of the 3-way stop.

CARRIED**2019 - 710****19-27** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND refers the presentation by Sandy Mocsan, President, Welland Rose Festival Inc. and Jeff Ward, Welland Rose Festival Inc., regarding the Terms of Reference of the Welland Rose Festival Inc. back to staff for a report.

CARRIED**2019 - 711****19-28** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND refers the presentation by Aldo Parrotta, Communications Specialist, regarding Welland Telephone Boxes to consider funding \$13,200.00 for telephone boxes at a Budget Review Committee meeting.

CARRIED**2019 - 712****19-28** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by James Takeo, Steve Lambert and Bradley Ulch, Co-organizers, Welland Zombie Walk, regarding the 9th Annual Welland Zombie Walk.

CARRIED

2019 - 713**19-45** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and endorses the submission titled Towards a Reasonable Balance, Addressing growing municipal liability and insurance costs, prepared by the Association of Municipalities Ontario, which has been submitted to the Attorney General of Ontario; and

THAT Welland City Council supports the recommendations outlined in this report; and further

THAT a copy of this resolution be forwarded to the Attorney General of Ontario, and local municipalities for their information.

CARRIED**2019 - 714****19-76** Moved by Moote and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND authorize Wood Environment & Infrastructure Solutions (Wood) to complete a climate resilience assessment for municipal storm water management facilities in the City of Welland as per their proposal dated August 26, 2019 for an amount of \$122,542.00 exclusive of HST.; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into contract with Wood Environment & Infrastructure Solutions to complete the described work.

CARRIED**2019 - 715****19-81** Moved by McLeod and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to forward Report P&B-2019-50 to the Regional Municipality of Niagara and to the Minister of Ministry and Municipal Affairs and Housing for their consideration.

CARRIED**2019 - 716****19-85** Moved by Van Vliet and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report HR-2019-05: Anti-Nepotism Policy and updated Hiring and Workplace Discrimination, Harassment and Workplace Violence Policies; and

THAT Welland City Council approves the Anti-Nepotism Policy; and further

THAT Welland City Council approves the updates to the hiring and the Workplace discrimination, Harassment and workplace Violence Policies.

.....

19-85 Moved by Speck and Moote

THAT Welland City Council refers Report HR-2019-05: Anti-Nepotism Policy and updated Hiring and Workplace Discrimination, Harassment and Workplace Violence Policies to the Human Resources Committee.

(Councillor McLeod asked to be recorded as opposed to the motion).**CARRIED****2019 - 717****19-111** Moved by Grimaldi and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated September 26, 2019 regarding PDS 34-2019: Grants and Incentives Review; and further

THAT staff be directed to prepare a response to the Niagara Region.

CARRIED

2019 - 718**19-113** Moved by McLeod and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND approves the application for Brownfield Incentive Programs for the property known municipally as 240 Denistoun Street for the Brownfield Tax Assistance Program in the estimated amount of \$3,213 (City and Region) and the Brownfield Tax Increment Grant Program in the estimated amount of \$1,750,889 (City and Region) plus any remaining eligible costs not covered under the Tax Assistance Program; and further

THAT Welland City Council supports in principle a By-law to cancel City property taxes for a maximum of 3 years and the said By-law and this Report be circulated to the Niagara Region to request the Region's participation in the Tax Assistance Program for cancellation of the increase in the Regional portion of property taxes and in the Tax Increment Grant Program; and further

THAT Welland City Council directs staff to prepare the required By-law(s) and Agreement(s); 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 Brownfield Incentive Programs.

CARRIED**BY-LAWS**

Moved by McLeod and Van Vliet

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.

19-113

BYL 2019 - 121

A By-law to authorize execution of agreements for Brownfields Tax Assistance program and Brownfields Tax Increment Grant Program (Community Improvement Plan) for 240 Denistoun Street (File No. Brown 2019-02).

19-76

BYL 2019 - 122

A By-law to authorize the entering into contract with Wood Environment & Infrastructure Solutions a Division of Wood Canada Limited for a Climate Resilience Assessment for Municipal Stormwater Management Facilities.

CARRIED

Moved by Speck and McLeod

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.

19-22

BYL 2019 - 123

A By-law to appoint Traffic Enforcement Officers of the Corporation of the City of Welland to enforce the provisions of Traffic and Parking By-law 89-2000 at Seaway Mall and to Repeal By-law 2019-111.

CARRIED

Moved by McLeod and Green (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.

12-138

BYL 2019 - 124

A By-law to exempt certain lands from Part-Lot Control - all of Lots 1 & 2, Plan 59M-402, known municipally as 46, 48 & 52 Trent Avenue, City of Welland.

11-36

BYL 2019 - 125

A By-law to assume Pine Creek Estates Subdivision Plan 59M-385.

10-108

BYL 2019 - 126

A By-law to authorize entering into an agreement with Allsports Simulated Corporation for leased space at Youngs Sportsplex (570 River Road).

CARRIED

Moved by Moote and Grimaldi

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 - 127

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 22nd day of October, 2019.

CARRIED

Council adjourned at 9:20 p.m.

These Minutes to be approved and adopted by Motion of Council this 5th day of November, 2019.

MAYOR

CITY CLERK