



MINUTES OF
COUNCIL MEETING, FEBRUARY 4, 2020
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:40 p.m. and in open session at 7:03 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, J. Larouche, D. McLeod, A. Moote, G. Speck, L. Spinosa (until 9:00 p.m.), C. Richard and L. Van Vliet.

Members of Staff and Others Present:

Chief Administrative Officer, G. Long

City Clerk, T. Stephens

Deputy Clerk, M. Corbett (7:03 p.m.)

Legislative Assistant, C. Viger (7:03 p.m.)

Chief, Fire & Emergency Services, B. Kennedy

General Manager, Infrastructure and Development Services, T. Fitzpatrick (7:03 p.m.)

Manager of Budgets & Financial reporting/Deputy Treasurer, E. Pankoff (7:03 p.m.)

Manager of Development Approvals, G. Munday (7:03 p.m.)

Manager, Public Works, V. Beaudoin (7:03 p.m. - 7:59 p.m.)

2020 - 25**20-25**

Moved by Spinosa and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:40 p.m. to consider:

- A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board; and
 - *Niagara Central Airport Commission.*

CARRIED**2020 - 26****20-25**

Moved by Speck and Spinosa

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:55 p.m. without report.

CARRIED**PRESENTATIONS**

Mayor Campion presented a plaque and key to the City to Dan Patterson for years of service as President of Niagara College.

Paul Turner and Joe Barkovich on behalf of the community presented a plaque to Dr. Dan Patterson.

- 19-78** Gary Long, Chief Administrative Officer, Vince Beaudoin, Manager, Public Works, and Glen Walker, Executive Director, Positive Living Niagara addressed Council regarding Safe Needle Disposal.

DELEGATIONS

- 19-94** Scott Sutton addressed Council regarding 155 Gadsby Avenue petition.

2020 - 27**20-1**

Moved by Larouche and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of January 21, 2020 as circulated.

CARRIED**2020 - 28****04-124**

Moved by Larouche and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND approves the issuance of a change order to the existing 2019 water meter replacement/upgrade contract between the Corporation of the City of Welland and Neptune Technologies Group to extend the existing contract through 2020 at a total price of \$4000,000.00; and

THAT Welland City Council directs the City Clerk to the necessary documents to enter into this change order with Neptune Technologies Group; and further

THAT Welland City Council authorizes the Mayor and Clerk to execute the necessary By-laws and agreements.

CARRIED

2020 - 29**16-109** Moved by Speck and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND confirms its request to Regional Niagara for Enhanced Waste Disposal services for Containerized Garbage Collection at Multi-Residential (MR) Properties (11 in total) at an annual cost of \$7,429.29 (inclusive of net HST); and
 THAT Welland Council confirms its request to Regional Niagara for Optional Enhanced Service – Every-Other -Week Bulky Goods Collection at MR with seven (7) or more units & Mixed-Use (MU) properties with one (1) or more units and which receive the Region's base service at an annual cost of \$95,825.55 (inclusive of net HST); and
 THAT Welland Council accepts the Optional Enhanced Service for In-Ground Collection at Public Spaces/Parks to collect garbage, Blue/Grey Box/Cart, and Green Bin/Cart materials (for example MOLOK, Earth Bins) from in-ground containers at a cost of \$76.32/stop for crane collection and \$55.97/stop for front-end collection (both prices inclusive of net HST); and further
 That the City Clerk advise Regional Niagara accordingly.

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16-109 Moved by Fokkens and Richard

THAT Welland City Council refers back to staff Report ENG-2020-06 to the General Committee meeting of February 11, 2020.

CARRIED**2020 - 30****17-94** Moved by Van Vliet and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND accepts the offer to purchase .42 acres of land on the South-East Corner of First Street and Plymouth Road; and
 THAT Welland City Council directs staff to prepare all the necessary documentation and by-laws relative to the transfer; and
 THAT the Mayor and City Clerk be authorized to execute all the necessary documents relative to the transfer; and further
 THAT Welland City Council directs staff to deposit the revenues from the sale of these lands into the Economic Development Reserve Fund.

*(Councillor DiMarco asked to be recorded as opposed to this Resolution).***CARRIED****2020 - 31****18-36** Moved by Larouche and McLeod (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND accepts the offer to purchase 3.5 acres of land on Downs Drive in our new River Road and Downs Drive Industrial Park; and
 THAT Welland City Council directs staff to prepare all the necessary documentation and by-laws relative to the transfer; and
 THAT the Mayor and City Clerk be authorized to execute all the necessary documents relative to the transfer; and further
 THAT Welland City Council directs staff to deposit the revenues from the sale of these lands into the Economic Development Reserve Fund.

CARRIED**2020 - 32****18-36** Moved by Larouche and McLeod (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND accepts the offer to purchase 2.6 acres of land on Downs Drive in our new River Road and Downs Drive Industrial Park; and
 THAT Welland City Council directs staff to prepare all the necessary documentation and by-laws relative to the transfer; and
 THAT the Mayor and City Clerk be authorized to execute all the necessary documents relative to the transfer; and further
 THAT Welland City Council directs staff to deposit the revenues from the sale of these lands into the Economic Development Reserve Fund.

CARRIED

2020 - 33**19-78**

Moved by Richard and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Gary Long, Chief Administrative Officer, Vince Beaudoin, Manager, Public Works, and Glen Walker, Executive Director, Positive Living Niagara regarding Safe Needle Disposal.

CARRIED**2020 - 34****19-78**

Moved by Speck and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND approves the staff recommendation to redirect the funding for purchase of additional sharps containers and related costs in the amount of \$7,500 funded by the Corporate Contingency Account to be utilized for communications and community outreach in partnership with key stakeholders.

CARRIED**2020 - 35****19-94**

Moved by DiMarco and Green

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Scott Sutton regarding the 155 Gadsby Avenue petition.

CARRIED**2020 - 36****19-105**

Moved by Green and Spinosa

1. THAT THE COUNCIL OF THE CITY OF WELLAND adopts Official Plan Amendment No. 22 to designate the lands on the west side of South Pelham Road, south of Sumbler Road, and north of the dead-end of Foxtail Avenue and Sparrow Drive, more specifically described as Part of Lot 1, Concession 12, former Township of Pelham, now in the City of Welland, municipally known as 633 South Pelham Road, from Low Density Residential to Medium Density Residential, and to modify the extents of the Core Natural Heritage and designate the lands outside of the Core Natural Heritage Area as Medium Density Residential;

2. THAT Welland City Council Approves Zoning By-law Amendment to Zoning By-law 2017-117 for lands on the west side of South Pelham Road, south of Sumbler Road, and north of the dead-end of Foxtail Avenue and Sparrow Drive, more specifically described as Part of Lot 1, Concession 12, former Township of Pelham, now in the City of Welland, municipally known as 633 South Pelham Road from Residential Low Density 2 (RL2), Residential Medium Density (RM), and Environmental Protection (EP) to Site Specific Residential Medium Density (RM) and Environmental Protection (EP);

3. THAT no further notice under the Planning Act are required as the proposed changes to the proposed Zoning By-law Amendment are minor, as per Section 34(17) of the Planning Act; and

4. THAT Welland City Council Approves the Draft Plan of Vacant Land Condominium for 85 townhouse units, one four-storey condominium building with 50 residential units, and one block of environmental lands, subject to the following conditions:

1. That the Owner enter into a Site Plan Agreement with the City.
2. That the Owner enter into a Condominium Assumption agreement with the City.
3. That no grading or on-site works commence prior to the registration of a site plan agreement on the property.
4. That all necessary easements required for utility purposes be granted to the appropriate Authority, free and clear of all encumbrances.
5. That the Owner pay 5% cash-in-lieu of parkland dedication in accordance with City policy, or in accordance with any subsequent community benefits charges.
6. That the north section of Foxtail Avenue shall be finalized and constructed to City Municipal Standards as per the design of Upper Canada Consultants on behalf of the developer. This will include the construction of a permanent cul-de-sac to urban standards, the extension of sidewalk to the cul-du-sac and sodding of the area boulevards to complete the street north of Thorold Road.

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19-105...cont'd.

7. The Engineering Consultant shall submit a review and design of the wetland complex to include the removal/permanent plugging of the existing drainage pipe connecting to City infrastructure. This review shall determine the impact of the pipe removal and stormwater runoff implications to surrounding residents. This shall be provided to the Engineering section for review and approval. If any further storm sewer work needs to be undertaken on the City right of way after the study has been completed, the developer shall be required to install any required works at their cost.
8. The end of Sparrow Drive shall be completed to urban standards including curbing and sod work to finalize the development. The land on which the existing cul-de-sac sits shall be deeded to the City of Welland
9. That the Provincially Significant Wetland (PSW) and its associated 15 metre buffer be zoned Environmental Protection or other similar zone category that achieves the same level of protection, to the satisfaction of the Niagara Peninsula Conservation Authority.
10. That the Developer obtain a Work Permit from the Niagara Peninsula Conservation Authority prior to beginning any work related to realigning and crossing the watercourse.
11. That the Developer obtain a Work Permit from the Niagara Peninsula Conservation Authority for any stormwater outlets into Drapers Creek.
12. That the Developer submit to the Niagara Peninsula Conservation Authority for review and approval an EIS addendum and engineering analysis that examines the most appropriate manner of stopping the existing stormwater pipe from draining the wetland as well as the impact of potential flooding as a result. Works to implement the aforementioned reports will require a Work Permit from the Niagara Peninsula Conservation Authority.
13. That the Developer submit to the Niagara Peninsula Conservation Authority for review and approval a buffer restoration plan. Implementation of the restoration plan will require a Work Permit from the Niagara Peninsula Conservation Authority.
14. That the Developer submit to the Niagara Peninsula Conservation Authority for review and approval, detailed grading and construction sediment and erosion control plans.
15. That the Developer install limit of work fencing along the 15 metre buffer and portions where construction encroachments are less than 15 metres, to the satisfaction of the NPCA. The limit of work fencing is to be shown on the detailed grading and construction sediment and erosion control plans, to the satisfaction of the NPCA. Any construction encroachments into the 15 metre buffer require a Work Permit from the Niagara Peninsula Conservation Authority.
16. That the Developer provide 1.5 metre high chain link fencing along the boundary of the 15 metre buffer, to the satisfaction of the Niagara Peninsula Conservation Authority.
17. That the following clauses shall be included in the Condominium Agreement between the owners and the City of Welland:

“Should previously undocumented archaeological resources be discovered on the property during construction activities, construction and alteration of the site shall immediately cease and the owner shall notify the Ministry of Tourism, Culture and Sport (Culture Program Unit) in London (51-675-6898) and engage a licensed consulting archaeologist to carry out archaeological fieldwork in compliance with section 48(1) of the Ontario Heritage Act.”

“As on virtually any property in Southern Ontario, it is possible that Aboriginal or Euro-Canadian burials could be present within the development area. In the event that human remains are encountered during construction activities, construction shall immediately cease and the proponent shall notify the Niagara Regional Police, the local coroner, the Ministry of Tourism,

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19-105...cont'd

Culture and Sport (Culture Program Unit, London office), and the Registrar, Cemeteries Regulation Unit of the Ontario Ministry of Consumer Services in Toronto (416-326-8392)".

18. That Block 1, which includes the wetland and its 15m buffer, be zoned Environmental Protection Area (EPA) or similar zoning which achieves the same level of protection.
19. That an updated analysis/assessment be submitted that confirms any existing infrastructure currently located within the wetland, and potential changes to the wetland/water levels as a result of any required infrastructure changes (i.e. removal, capping, etc.) can be appropriately dealt with, without negatively impacting the wetland. This updated assessment should also confirm how Unit 36, the proposed roadways adjacent to Units 36 and 37, and the stormwater management pond will be constructed without encroaching into the PSW buffer.
20. That the agreement contain wording wherein the owner agrees to implement the mitigation measures and recommendations found in the EIS, including but not limited to:
 - a. Culvert and channel re-alignment design and associated mitigation measures to ensure no impacts to fish or fish habitat as approved by Fisheries and Oceans Canada (DFO);
 - b. Vegetation removals be undertaken between September 1 and mid-March, outside of the core breeding bird nesting period.
21. That an Erosion and Sediment Control (ESC) Plan be provided for Regional staff approval. The ESC Plan shall include, but not be limited to, details to protect the wetland during construction and limit downstream impacts during channel realignment and culvert replacement in accordance with DFO approval, as well as details regarding dust suppression and topsoil storage.
22. That a Landscape/Buffer Planting Plan, prepared by a full member of the Ontario Association of Landscape Architects (OALA) or other qualified professional, be provided for Regional staff approval. The Planting Plan should identify and illustrate the location of native trees, shrubs, and groundcover within the recommended 15m wetland buffer.
23. That the agreement contain wording wherein the owner agrees to implement the approved ESC Plan and Landscape/Buffer Planting Plan.
24. That permanent fencing be provided along the length of the wetland buffer as illustrated on the Preliminary Site Servicing Plan (Upper Canada Consultants, May 27, 2019) or updated plans, as applicable. That the Site Plan Agreement identifies that no gates will be permitted to access the Provincially Significant Wetland.
25. That prior to approval of the final plan, or any on-site grading, the owner shall submit a detailed stormwater management plan for the condominium and the following plans designed and sealed by a qualified professional engineer in accordance with the Ministry of the Environment documents entitled Stormwater Management Planning and Design Manual, March 2003 and Stormwater Quality Guidelines for New Development, May 1991, or their successors to the Niagara Region for review and approval:
 - a. Detailed lot grading, servicing, and drainage plans, noting both existing and proposed grades and the means whereby overland flows will be accommodated across the site;
 - b. Detailed erosion and sedimentation control plans;
 - c. Detailed phasing of construction of the stormwater management facility to coincide with phasing of development of residential lands (internal and external to the condominium) planned to be serviced by the stormwater management facility.

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19-105...cont'd.

26. That the Development Agreement between the owner and the City contain provisions whereby the owner agrees to implement the approved plan(s) required in accordance with the approved Stormwater Management Plan.
27. That the owner submit a written undertaking to the Niagara Region (Development Services Division) that draft approval of this condominium does not include a commitment of servicing allocation by the Regional Municipality of Niagara as this servicing allocation will be assigned at the time of registration and any pre-servicing will be at the sole risk and responsibility of the owner.
28. That the owner submit a written undertaking to the Niagara Region (Development Services Division) that all offers and agreements of Purchase and Sale, which may be negotiated prior to registration of this condominium, shall contain a clause indicating that a servicing allocation for this condominium will not be assigned until the plan is registered, and a similar clause be inserted in the development agreement between the owner and the City.
29. That prior to final approval for registration of this plan of condominium, the owner shall submit the design drawings (with calculations) for sanitary and storm drainage systems required to service this development and obtain Ministry of the Environment Compliance Approval under the Transfer of Review Program.
30. That the applicant dedicates a 3.05 metre road widening to the Regional Municipality of Niagara along the frontage of Regional Road 36 (South Pelham Road), and 4.5 x 4.5 metre daylight triangle prior to the issuance of a building permit, to the satisfaction of Niagara Region.
31. That the condominium agreement between the owner and the City of Welland contain a provision whereby the owner agrees to obtain a certificate from an Ontario Land Surveyor stating that all existing and new survey evidence is in place at the completion of the development.
32. That the owner submit a revised Transportation Impact Study (TIS) to the satisfaction of the Niagara Region Planning and Development Services Department.
33. Prior to any construction taking place within the Regional road allowance, the owner shall obtain a Regional Construction Encroachment and/or Entrance Permit. Applications must be made through the Permits Section of the Niagara Region Public Works Department (Transportation Services Division).
34. That in order to accommodate Regional Waste Collection service, waste collection pads are required to be provided by the applicant for units 9-13 and 80-85. The waste collection pads shall be in accordance with the Niagara Region's Corporate Waste Collection Policy.
35. That the following warning be included in the Condominium Agreement and inserted in all offers and agreement of purchase and sale or lease for units 9-13 and 80-85:

"That in order to accommodate Regional Waste Collection service, waste collection pads are required to be provided by the applicant for units 9-13 and 80-85. The waste collection pads shall be in accordance to the details outlined in the Niagara Region's corporate waste collection policy."
36. Include on all offers of purchase and sale, a statement that advises the prospective purchaser:
 - a. That the home/business mail delivery will be from a designated Centralized Mail Box.
 - b. That the developers/owners be responsible for officially notifying the purchasers of the exact Centralized Mail Box locations prior to the closing of any home sales.

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19-105...cont'd.

37. The owner further agrees to:

- a. work with Canada Post to determine and provide temporary suitable Centralized Mail Box locations which may be utilized by Canada Post until the curbs, boulevards and sidewalks are in place in the remainder of the subdivision.
- b. install a concrete pad in accordance with the requirements of and in locations to be approved by Canada Post to facilitate the placement of Community Mail Boxes.
- c. identify the pads above on the engineering servicing drawings. Said pads are to be poured at the time of the sidewalk and/or curb installation within each phase of the plan of subdivision.
- d. determine the location of all centralized mail receiving facilities in co-operation with Canada Post and to indicate the location of the centralized mail facilities on appropriate maps, information boards and plans. Maps are also to be prominently displayed in the sales office(s) showing specific Centralized Mail Facility locations.

38. Canada Post's multi-unit policy, which requires that the owner/developer provide the centralized mail

39. facility (front loading lockbox assembly or rear-loading mailroom [mandatory for 100 units or more]), at their own expense, will be in effect for buildings and complexes with a common lobby, common indoor or sheltered space.

40. That the following warning clause shall be included in the Condominium Agreement and inserted in all offers of purchase and sale or lease for each dwelling unit:

"The lands in the plan of condominium may be exposed to noise, odour, and dust from nearby agricultural operations and agricultural-related traffic that may occasionally interfere with some activities of the owners who may occupy the lands."

41. That prior to granting approval for the Final Plan of Subdivision, City of Welland Planning Division will require written notice from the following upon their respective Conditions of Draft Plan Approval have been met satisfactorily:

Canada Post Conditions: 36, 37, 38

Region of Niagara Conditions: 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35

Niagara Peninsula Conservation Authority Conditions: 8, 9, 10, 11, 12, 13, 14, 15, 16

Town of Pelham Conditions: 39

42. That if Final Approval is not given to this Plan within three (3) years of the approval date, and no extensions have been granted, Draft Approval shall lapse. If the Owner wishes to request extension of Draft Plan Approval, a written request with reasons why the extension is required and the applicable application fee, must be received by the City prior to the lapsing date; and

5. THAT Welland City Council authorizes the Mayor and Clerk to sign the Draft Approval and Final Approval Plans and agreements once all conditions have been satisfied.

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19-105 Moved by Chiocchio and McLeod
 THAT Welland City refers Report P&B-2020-08 back to staff for a new plan to Council.

YEAS: Councillors Larouche, Chiocchio, McLeod, Moote, Van Vliet,
 and Mayor Campion.

NAYS: Councillors Green, Speck, DiMarco, Richard, Spinosa and
 Fokkens.

LOST

19-105 Moved by Larouche and McLeod
 THAT Welland City Council defers Report P&B-2020-08 to the February 18, 2020 Council meeting.

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

NAYS: Councillors Green, Speck, DiMarco, Richard and Fokkens.

CARRIED

2020 - 37

20-3 Moved by Larouche and McLeod (in block)
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the application for lottery licensing for
 Sisters of the Sacred Heart of Ragusa.

CARRIED

2020 - 38

20-4 Moved by Larouche and McLeod (in block)
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the due dates for the 2020 Interim
 Municipal Tax Levy as follows: First Installment due: March 2, 2020 and second Installment due: May 4,
 2020.

CARRIED

2020 - 39

20-5 Moved by Larouche and McLeod (in block)
 THAT THE COUNCIL OF THE CITY OF WELLAND approves a Permissive Grant for the Feast of the
 Assumption in the amount of \$2,310.

CARRIED

2020 - 40

20-5 Moved by Larouche and McLeod (in block)
 THAT THE COUNCIL OF THE CITY OF WELLAND provide \$3,000 to South Niagara Rowing Club.

CARRIED

2020 - 41

20-5 Moved by Larouche and McLeod (in block)
 THAT THE COUNCIL OF THE CITY OF WELLAND provide the Welland Pickleball Club with \$2,000 for a
 defibulator/first aid kit and advertising.

CARRIED

2020 - 42

20-5 Moved by Larouche and McLeod (in block)
 THAT THE COUNCIL OF THE CITY OF WELLAND provide \$3,000.00 to Dain City Recreation
 Committee.

CARRIED

2020 - 43

20-5 Moved by Larouche and McLeod (in block)
THAT THE COUNCIL OF THE CITY OF WELLAND provide \$20,000.00 to Pathstone Foundation.

CARRIED

2020 - 44

20-5 Moved by Fokkens and McLeod
THAT THE COUNCIL OF THE CITY OF WELLAND approves the 2020 Permissive Grants attached to Report FIN-2020-01 as Appendix I.

(Councillor Spinosa disclosed an interest in this matter, and did not take part in the consideration and discussion and refrained from voting thereon, due to catering and sponsorships through his business).

(Councillor Speck disclosed an interest in this matter, and did not take part in the consideration and discussion and refrained from voting thereon, as he is a supplier to Pathstone Mental Health through his business).

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20-5 Moved by Fokkens and Chiocchio
THAT Welland City Council approves the 2020 Permissive Applicant - Pathstone Foundation in the amount of \$20,000 with the expectation of compliance with the partnership and MOU agreement which was approved at the June 4, 2019 Council meeting.

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

NAYS: None.

CARRIED

20-5 Moved by Fokkens and Van Vliet
THAT Welland City Council approves a onetime exception for 2020 in the amount of \$322,870 and that the deficiency is to be funded from the Corporate Contingency account; and further THAT the grants will be paid to the applicants by March 1, 2020.

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

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

CARRIED

2020 - 45

20-19 Moved by Green and Fokkens
THAT THE COUNCIL OF THE CITY OF WELLAND approves and accepts the proposal from A.B.C. Recreation Ltd. of Paris, Ontario, as detailed in Report ENG-2020-07 for the Design, Supply and Installation of a New Splash Pad and Amenities at Maple and Memorial Parks; and further THAT Welland City Council authorizes the Mayor and City Clerk to execute the necessary By-laws and agreements to enter into a contract with A.B.C. Recreation Ltd.

CARRIED

2020 - 46**20-37**

Moved by Richard and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND approves the Low Income Senior Water/Wastewater Rebate as outlined in Report FIN-2020-02.

(Councillor Van Vliet asked to be recorded as opposed to this Resolution).

CARRIED**2020 - 47****20-50**

Moved by Speck and McLeod

THAT Council receives for information Report ENG-2020-03; Bridge Rehabilitation - Highway 58 CNR & CPR Overhead Bridge.

(Councillor Fokkens asked to be recorded as opposed to this Resolution).

CARRIED**2020 - 48****20-51**

Moved by Green and McLeod

That Council approve the Tax Increment Grant estimated at \$12,312.87 (based on the \$107,000 costs provided in the Application) and approval of all other Incentive Programs totaling an estimated \$67,500 for the completed conversion of the commercial building at 163 Division Street into two (2) dwelling units.

YEAS: Councillors Larouche, Speck, Chiocchio, McLeod, DiMarco, Fokkens, Moote, Van Vliet and Mayor Campion.

NAYS: Councillors Green and Richard.

CARRIED**BY-LAWS**

Moved by McLeod and Green

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.

20-19

BYL 2020 - 3

A By-law to authorize entering into contract with A.B.C. Recreation Ltd. for Splash Pads and Amenities at Maple Park and Memorial Park.

17-94

BYL 2020 - 6

A By-law to authorize acceptance of an offer from Habitat for Humanity Niagara for sale of vacant land at Plymouth Road and First Street (Part Block U Plan 564, part road allowance between Lots 24 and 25 Concession 4).

(Councillor DiMarco asked to be recorded as opposed to these By-laws).

CARRIED

Moved by Larouche and McLeod (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.

04-124

BYL 2020 - 11

A By-law to authorize a change order to the existing contract with Neptune Group (Canada) Ltd. to extend the water meter replacement/upgrades through year 2020; and to amend By-law 2019-84.

18-36

BYL 2020 - 12

A By-law to authorize acceptance of an offer from 603697 Ontario Limited for sale of vacant land on Downs Drive (River Road and Downs Drive Industrial Park).

18-36

BYL 2020 - 13

A By-law to authorize acceptance of an offer from E.N.K. Construction Management Ltd. for sale of vacant land on Downs Drive (River Road and Downs Drive Industrial Park).

CARRIED

Moved by Van Vliet and Fokkens

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.

20-1

BYL 2020 - 14

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 day of February, 2020.

CARRIED

Council adjourned at 10:45 p.m.

These Minutes to be approved and adopted by Motion of Council this 18th day of February, 2020.

MAYOR

CITY CLERK