



**MINUTES OF THE
MAY 2, 2023 COUNCIL MEETING
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET**

Council met in Committee-of-the-Whole closed to the public at 6:51 p.m. and in open session at 7:04 p.m. on the above date.

Vice Mayor Mary Ann Grimaldi in the Chair.

Members Present:

Councillors J. Chiochio, T. DiMarco (virtual 7:09 p.m.), B. Fokkens, B. Green, J. Lee, A. Moote, C. Richard, S. Setaram, G. Speck, and L. Van Vliet.

Members of Staff and Others Present:

Chief Administrative Officer, S. Zorbas

City Clerk, T. Stephens

Director of Finance/CFO/Treasurer, S. Fairweather

Director of Infrastructure Services, SM. Millar

Director of Planning and Development Services, G. Munday

Director of Community Services, R. Axiak

Manager of Engineering Services, L. McEachern

2023 - 259**23-25**

Moved by Richard and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:51 p.m. to consider:

- proposed or pending acquisition or disposition of land by the municipality or local board.
 - *St. George Street.*

CARRIED**2023 - 260****23-25**

Moved by Speck and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:57 p.m. with report.

CARRIED**LEGISLATED PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT**

Councillor Speck presided as Chair of the Public Hearing:

23-81 A Complete Application has been made by A. ARBOUR CONSULTING on behalf of ANTHONY CONTINELLI (PBG GROUP) to redesignate PT TWP LOT 245 PLAN GORD UNREG PT TWP LOT 245 for lands at 392 & 398 THOROLD ROAD from the existing LOW DENSITY RESIDENTIAL to NEW SPECIAL POLICY AREA MEDIUM DENSITY RESIDENTIAL in City Welland Official Plan. The purpose of the Amendment is to FACILITATE TOWNHOUSE DWELLING UNITS. The property is currently zoned RESIDENTIAL LOW DENSITY 1 – RL1. Application for Zoning By-law Amendment (2023-02) has been submitted in conjunction with application for Official Plan Amendment.

Taylor Meadow confirmed that the statutory requirements for public hearing had been met, summarized the purpose of the hearing and reviewed the Planning Division Report.

Adele Arbour, A. About Consulting, 3020 Fire Route 44, Lakefield, ON K0L 2H0 on behalf of the applicant.

Anthony Continelli, Developer, PBG Group, 275 Fourth Avenue, St. Catharines, ON L2R 6P9

In support of the application:

- No one spoke to the application.

There being no persons present to speak in support of the application, the Chair asked for those opposing the application.

In opposition of the application:

- No one spoke to the application.

There being no persons present to speak in opposition to the application, the hearing was concluded.

DELEGATIONS**23-6**

Yar Diduch, Trustee, FACS Niagara Foundation addressed Council regarding the 2nd Annual Mountainview Lemon AID Day.

05-141

Aldo Parrotta, Resident addressed Council regarding Building a Thriving Creative Industry in Welland: A Proposal for an Art Gallery.

2023 - 261**23-1**

Moved by Fokkens and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of April 4, 2023 and Special Council Meeting of April 25, as circulated.

CARRIED**2023 - 262****05-50**

Moved by Chiocchio and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the letter from City of Welland Heritage Advisory Committee dated April 19, 2023; and further THAT Welland City Council approves the repairs to the Carnegie Building.

YEAS: Lee, Green, Chiocchio, DiMarco, Grimaldi and Van Vliet.

NAYS: Richard, Setaram, Fokkens and Moote.

(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 provides apparel to the museum).

CARRIED**2023 - 263****05-141**

Moved by Fokkens and Lee

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Aldo Parrotta, Resident regarding Building a Thriving Creative Industry in Welland: A Proposal for an Art Gallery.

CARRIED**2023 - 264****21-30**

Moved by Chiocchio and Lee

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the City of St. Catharines dated April 21, 2023 regarding Mental Health, Homelessness and Addiction Crisis.

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21-30

Moved by Chiocchio and Green

That Welland City Council amend the motion to state "That the Council of the City of Welland receives for information and support".

CARRIED**2023 - 265****23-6**

Moved by Green and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Yar Diduch, Trustee, FACS Niagara Foundation regarding the 2nd Annual Mountainview LemonAID Day; and further

THAT Welland City Council declares June 10, 2023 as "Mountainview LemonAID Day" in the City of Welland.

CARRIED

2023 - 266

23-71 Moved by Chiocchio and Setaram

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to provide a report to Council regarding a living wage salary for city employees to align with the 2024 budget and as adopted recently by the City of St. Catharines.

YEAS: Lee, Green, Speck, Chiocchio, DiMarco, Richard, Grimaldi, Setaram, Fokkens, Moote and Van Vliet.

NAYS: None.

CARRIED

2023 - 267

23-77 Moved by Van Vliet and Lee

WHEREAS, Bill 5, the stopping Harassment and Abuse by Local Leaders Act would require Councillors to comply with the workplace violence and Harassment policies of the Municipality they represent, permit Municipalities to direct the Integrity Commissioner to apply to the court to vacate a member's seat for failing to comply with the Municipalities workplace violence and harassment policies as well as restrict officials whose seat has been vacated from seeking immediate subsequent re-election.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND express its support for Bill 5, Stopping Harassment and Abuse by Local Leaders Act, and further THAT this resolution be forwarded to Hon. Doug Ford Premier of Ontario, Jeff Burch MPP for Welland, Association of Municipalities of Ontario.

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23-77 Moved by Fokkens and Richard

THAT Welland City Council refers back to staff the notice of motion regarding Bill 5, for additional information to be provided for council to consider supporting the Bill, before the first meeting in June.

CARRIED

2023 - 268

23-78 Moved by Richard and Fokkens (in block)

- 1. THAT THE COUNCIL OF THE CITY OF WELLAND enters into an agreement with the registered owner of 5 Forks Road in the City of Welland as described herein for the transfer of a new easement in favour of the municipality; and
- 2. THAT Council directs staff to transfer, release and abandon the existing easement with the registered owner of 5 Forks Road in the City of Welland as described herein; and
- 3. THAT Council directs staff to prepare the necessary By-law and documents to execute the agreements; and further
- 4. THAT Council authorizes the Mayor and Clerk authorize all necessary documents to execute the agreements.

CARRIED

2023 - 269

23-79 Moved by Chiocchio and Lee

THAT THE COUNCIL OF THE CITY OF WELLAND assumes Vanier Estates (Phase 1 & 2) Subdivision.

CARRIED

2023 - 270**23-81**

Moved by Moote and Setaram

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report P&B 2023-14 regarding applications for Official Plan Amendment (OPA No. 43) and Zoning By-law Amendment (2023-02) for lands on the north side of Thorold Road, west side of Rice Road and east of Bridlewood Drive, municipally known as 392 & 398 Thorold Road.

YEAS: Lee, Green, Speck, Chiocchio, Richard, Grimaldi, Setaram, Fokkens, Moote, Van Vliet.

NAYS: DiMarco.

CARRIED**BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE (IN-CAMERA)****2023 - 271****23-80**

Moved by Richard and Fokkens (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND declares surplus to the City's needs approximately 58.51 square metres (629.79 square feet) of land located immediately to the rear of 144 St. George Street, being part lane, plan 942 (as closed by By-law 1126); and further

THAT Welland City Council authorizes staff to prepare the necessary By-law(s) and documentation.

CARRIED**BY-LAWS**

Moved by Van Vliet and Setaram

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.

23-79

BYL 2023 - 65

A By-law to assume Vanier Estates Subdivision (Phases 1 & 2), 59M-436.

CARRIED

Moved by Richard and Fokkens (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.

23-78

BYL 2023 - 66

A By-law to authorize entering an agreement with Bridgeview Niagara Properties Limited of 5 Forks Road to obtain an easement on the property for the installation of underground traffic signal ducts and plant.

23-78

BYL 2023 - 67

A By-law to authorize the release of an easement over Part 5, Plan 59R-8771, land municipally known as 5 Forks Road, Welland.

CARRIED

Moved by Fokkens and Richard

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.

23-1

BYL 2023 - 68

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 2nd day of May, 2023.

CARRIED

Council adjourned at 10:18 p.m.

These Minutes to be approved and adopted by Motion of Council this 16th day of May, 2023.

MAYOR

CITY CLERK