



MINUTES OF
COUNCIL MEETING, NOVEMBER 5, 2013
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:20 p.m. and in open session at 7:03 p.m. on the above date.

His Worship Mayor Barry Sharpe in the Chair.

Members Present:

Councillors M. Belcastro, F. Campion, M. Carl (6:30 p.m.), P. Chiochio, T. DiMarco, P. Grenier, J. Larouche, R. Letourneau, D. McLeod, M. Petrachenko (6:24 p.m.) and B. Wright.

Members of Staff and Others Present:

City Manager, C. Stirtzinger

City Clerk, C. Raby

Deputy Clerk, L. Bubanko (7:03 p.m.)

Chief, Fire & Emergency Services, D. Prevost

General Manager, Infrastructure Services/City Engineer, S. Iannello (7:03 p.m.)

General Manager, Corporate Services/City Treasurer, K. Douglas

General Manager, Human Resources, R. Mantesso

General Manager, Integrated Services, J. Loveys Smith

Chief Building Official, M. Mantesso (until 6:32 p.m.)

Planning Manager, R. Di Felice

- 13-25** Moved by McLeod and Letourneau
 THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:20 p.m. to consider:
- personal matters about an identifiable individual, including municipal or local board employees;
 - proposed or pending acquisition or disposition of land by the municipality or local board; and
 - for the purpose of educating or training members of Council.

CARRIED

- 13-25** Moved by Larouche and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:45 p.m. with report.

CARRIED

PRESENTATION:

Councillor Grenier presented to Mayor Sharpe the Metis Flag for raising on November 15, 2013 in honour of Louis Riel Day.

DELEGATION:

- 13-28** Andre Roy and Benoit Mercier of Club Richelieu, addressed Council regarding the International Richelieu Convention being held May 16 to 18, 2014 in the City of Welland.

PUBLIC MEETING PURSUANT TO SECTIONS 357/358 OF THE MUNICIPAL ACT, 2001 - TAX WRITE-OFFS

- No one spoke.

There being no submissions the public meeting was concluded.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS:

- 10-108** Councillor Petrachenko, Facilities Management Review Team, provided an update on its activities.
- 13-47** Councillor Grenier, Chair, Nominating Committee, addressed Council regarding an appointment to the Welland Community Wellness Complex Advisory Committee.
- 08-143** Councillor Champion, Chair, Health Care Committee, provided an update on the Health Care Committee meeting of October 22, 2013.

- 13-1** Moved by Letourneau and McLeod
 THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of October 15, 2013 and Special Council Meeting of October 22, 2013, as circulated.

CARRIED

02-47 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated October 7, 2013 regarding Report ICP 87-2013: Revised Smart Growth Criteria for the Development Charge Reduction Program in Designated Areas.

CARRIED

02-85
13-26 Moved by Chiocchio and DiMarco
 THAT THE COUNCIL OF THE CITY OF WELLAND receives the petition from residents of Magnolia Lane and refers the matter to the Accessibility Advisory Committee for input and to staff for study and report to Council.

CARRIED

06-84
13-47 Moved by Grenier and Carl
 THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor McLeod to the Welland Community Wellness Complex Advisory Committee effective November 5, 2013 as recommended by the Nominating Committee.

CARRIED

06-131 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND approves entering into a Subdivider's Agreement with Sterling Realty (Niagara) Inc. with respect to a residential Plan of Subdivision (Coyle Creek Estates Subdivision (Phase 6) located on lands south of Timberview Crescent, east of South Pelham Road and west of Creekside Drive consisting of one (1) Block for four (4) street townhouse units, six (6) Blocks for eighteen (18) freehold triplexes, two (2) Blocks for four (4) semi-detached dwelling units and one (1) Block for a 0.3 metre Reserve; and further
 THAT Welland City Council directs staff to prepare any necessary By-laws; and further
 THAT Welland City Council authorizes the Mayor and Clerk to execute any necessary documents associated with the Subdivision; and further
 THAT Welland City Council authorizes the Mayor to sign the Final Plan of Subdivision to allow the Plan to be registered once all Conditions of Draft Approval have been met and the Plan has been checked for conformity.

CARRIED

08-36 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CCLS-2013-05 regarding Triple Majority Approval requirements.

CARRIED

08-36 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND receives the correspondence from the Region of Niagara dated October 21, 2013 regarding Report PHD 05-2013 Revised: A Regional By-law to Protect Children and Vulnerable Persons from Exposure to Outdoor Second-Hand Smoke and hereby provides its consent to the proposed Regional By-law.

CARRIED

08-143 Moved by Letourneau and Chiocchio
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Campion, Chair, Health Care Committee, regarding its meeting of October 22, 2013.

CARRIED

10-108 Moved by Belcastro and Wright
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Petrachenko, Member, Facilities Management Review Team.

CARRIED

13-4 Moved by Grenier and Chiocchio
THAT THE COUNCIL OF THE CITY OF WELLAND approves the net recovery of taxes in the amount of \$26,153.48 as contained in Report FIN-2013-28 for the reduction or cancellation of taxes, pursuant to Sections 357 and 358 of the *Municipal Act, 2001*.

(Councillor Belcastro 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 employed by the Seaway Mall (Doral Holdings).

CARRIED

13-13 Moved by Grenier and Petrachenko
THAT THE COUNCIL OF THE CITY OF WELLAND receives the correspondence from the City of St. Catharines dated October 15, 2013 and supports the motion regarding GO RAIL Expansion with two-way daily GO Train Service to Niagara.

CARRIED

13-19 Moved by Carl and Belcastro
THAT THE COUNCIL OF THE CITY OF WELLAND approves the reallocation of the current funding of \$71,347 within the 2012 Main Arena Refrigeration Upgrades Capital Project to conduct required Main Arena Upgrades and Renovations; and further
THAT Welland City Council approves the reallocation of capital surplus funds of \$100,929 from the 2009 Welland Main Arena Upgrade Capital Project to conduct Main Arena Upgrades and Renovations as stipulated in Report ENG-2013-27.

CARRIED

13-22 Moved by Petrachenko and Carl
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated October 11, 2013 regarding Report PW 85-2013: Funding of Bikeway Facilities - Ontario Road Reconstruction - City of Welland.

CARRIED

13-28 Moved by Letourneau and Grenier
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Andre Roy and Benoit Mercier of Club Richelieu, regarding the International Richelieu Convention being held May 16 to 18, 2014 in the City of Welland.

CARRIED

13-96 Moved by Grenier and Petrachenko
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated October 7, 2013 regarding Report ICP 88-2013: Niagara Region Land Supply Analysis.

CARRIED

13-107 Moved by Chiocchio and Campion
 THAT THE COUNCIL OF THE CITY OF WELLAND requests that the developer of the Masters Subdivision, in consultation with the residents and the City of Welland, consider alternative materials for fencing and/or paving that are consistent with the existing fencing and/or paving within the subdivision when constructing the Walkway referred to in the plan as an Emergency Access/Walkway off of Magnolia Lane within the Masters Subdivision at Hunter's Point.

CARRIED

13-108 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated October 7, 2013 regarding Report ICP 92-2013: Provincial Energy Planning Initiatives.

CARRIED

13-109 Moved by Campion and Chiocchio
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated October 7, 2013 regarding Report ICP 89-2013: Complete Streets Model Policy Handbook.

CARRIED

13-110 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated October 11, 2013 regarding Report ICP 102-2013: Statutory Public Meeting for the Five Year Review of the Regional Policy Plan - "Imagine Niagara".

CARRIED

13-111 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND receives the correspondence from the Region of Niagara dated October 11, 2013 regarding Report PW 83-2013: Service Level Agreement with Local Municipalities - Regional Development Charges Administration; and further
 THAT Welland City Council approves entering into the Service Level Agreement for the Administration of Regional Development Charges and the Mayor and Clerk are authorized to sign and seal same.

CARRIED

13-112 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND receives Report ENG-2013-33 that outlines staffs' continued participation as a Recognized Authority (RA) as per in the Ontario Ministry of Transportation's Driver Certification Program (DCP) which program allows the City to train and test City vehicle drivers on behalf of the Ministry.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

13-4 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the Extension Agreement, #2013-14, for the property listed in Appendix I as attached to Report FIN-2013-26; and further
 THAT Welland City Council directs the City Clerk to prepare the appropriate By-law to enter into an Extension Agreement.

CARRIED

13-4 Moved by Grenier and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the Extension Agreement, #2013-15, for the property listed in Appendix I as attached to Report FIN-2013-27; and further
 THAT Welland City Council directs the City Clerk to prepare the appropriate By-law to enter into an Extension Agreement.

CARRIED

BY-LAWS

Moved by Grenier and Petrachenko
 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, as amended, now read a first, second and third time and pass same, and authorize the Mayor and Clerk to sign and seal same.

06-131

BYL 2013 - 149

A By-law to authorize the signing of a Subdivider's Agreement with Sterling Realty (Niagara) Inc. with respect to the development of Coyle Creek Estates (Phase 6) Subdivision (File 26T-14-13001).

06-131

BYL 2013 - 150

A By-law to accept the transfer of certain 0.3 metre reserves from Sterling Realty (Niagara) Inc. to the Corporation of the City of Welland in the Coyle Creek Estates (Phase 6) Subdivision (File 26T-14-13001).

13-4

BYL 2013 - 151

A By-law to authorize an extension agreement with the registered owner of the land municipally known as 82 Pearson Road.

13-4

BYL 2013 - 152

A By-law to authorize an extension agreement with the registered owner of the land municipally known as 1009 Ontario Road.

CARRIED

Moved by Carl 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.

13-1

BYL 2013 - 153

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 November, 2013.

CARRIED

NOTICE OF MOTION

Councillor Campion gave Notice of Motion to the following issue to be presented to Council at the November 19, 2013 Regular Council Meeting:

13-114 THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to prepare a preliminary report on Welland's potential to become a distribution hub based on current, newly expanded and planned highway routes, access to multi-modal transport methods, land availability and proximity to the Canadian U.S. border and major North American markets.

Council adjourned at 8:51 p.m.

These Minutes approved and adopted by Motion of Council this 19th day of November, 2013.

MAYOR

CITY CLERK