



**MINUTES OF**  
**COUNCIL MEETING, DECEMBER 17, 2013**  
**CIVIC SQUARE, COUNCIL CHAMBERS**  
**60 EAST MAIN STREET**

Council met in Committee-of-the-Whole closed to the public at 5:23 p.m. and in open session at 7:10 p.m. on the above date.

His Worship Mayor Barry Sharpe in the Chair.

**Members Present:**

Councillors M. Belcastro, F. Campion, M. Carl, P. Chiocchio, T. DiMarco, P. Grenier, M.A. Grimaldi (5:28 p.m.), J. Larouche, R. Letourneau, D. McLeod (5:26 p.m.), M. Petrachenko and B. Wright.

**Members of Staff and Others Present:**

City Manager, C. Stirtzinger  
City Clerk, C. Raby  
Deputy Clerk, L. Bubanko (7:10 p.m.)  
Chief, Fire & Emergency Services, D. Prevost  
General Manager, Infrastructure Services/City Engineer, S. Iannello (7:10 p.m.)  
General Manager, Corporate Services/City Treasurer, K. Douglas  
General Manager, Human Resources, R. Mantesso  
General Manager, Integrated Services, J. Loveys Smith  
Planning Manager, R. Di Felice (until 6:25 p.m.)  
Technical Analyst Infrastructure Programs, M. Ingebrigtsen (7:10 p.m. – 8:52 p.m.)

**13-25** Moved by Letourneau and Campion

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 5:23 p.m. to consider:

- proposed or pending acquisition or disposition of land by the municipality or local board;
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
- personal matters about an identifiable individual, including municipal or local board employees;
- labour relations or employees negotiations;
- receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- security of the property of the municipality or local board; and
- for the purpose of educating or training members of Council.

**CARRIED**

**13-25** Moved by McLeod and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:00 p.m. with report.

**CARRIED**

**AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS:**

**10-108** Ed Paveo and John Durish, Nustadia Recreation Inc. addressed Council regarding the Youngs Sportsplex 2013 Third Quarter financial report and 2014 Annual Budget plans.

**13-1** Moved by Grenier and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Special Council Meetings of December 2, 2013 and December 10, 2013 and Regular Council Meeting of December 3, 2013.

**CARRIED**

**03-119** Moved by Larouche and DiMarco

THAT THE COUNCIL OF THE CITY OF WELLAND approves Report ENG-2013-35 for the Assumption of the Winfield Estates Subdivision Plan 59M-125; and further  
THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to execute same.

**CARRIED**

**06-109** Moved by Larouche and DiMarco

THAT THE COUNCIL OF THE CITY OF WELLAND approves Report ENG-2013-34 for the Assumption of the Michael Estates (Plan 59M-364) Subdivision; and further  
THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to execute same.

**CARRIED**

**10-108** Moved by McLeod and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Ed Paveo and John Durish of Nustadia Recreation Inc. regarding the Youngs Sportsplex 2013 Third Quarter financial report and 2014 Annual Budget plans.

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**10-108** Moved by Belcastro and Petrachenko  
 THAT Welland City Council supports the proposed plans for partnerships, as presented by Nustadia Recreation Inc., for development of food and beverage, and golf simulator operations with capital and operating expenditures being the responsibility of said partnerships.

**CARRIED**

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

**CARRIED**

**10-108** Moved by Campion and Wright  
 THAT THE COUNCIL OF THE CITY OF WELLAND refers the 2014 Budget Plan for the Youngs Sportsplex to the Facility Management Review Team for review and recommendation to Welland City Council for final approval in January or February, 2014.

**CARRIED**

**13-38** Moved by Larouche and DiMarco  
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the proposed new user fees and fee increases for 2014 (Appendix I); and further  
 THAT Welland City Council accepts the list of user/service fees attached to this report (Schedule 'A'); and further  
 THAT Welland City Council directs staff to amend the appropriate By-laws.

**CARRIED**

**13-45** Moved by McLeod and Wright  
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CCLS-2013-07, regarding the City's 2014 Insurance Program; and further  
 THAT Welland City Council authorizes the Clerk to execute the required Insurance Program acceptance documents from Jardine Lloyd Thompson Canada Inc. covering the period January 1, 2014 to January 1, 2015, for the premium amount of \$689,461 plus applicable taxes.

**CARRIED**

**13-100** Moved by Larouche and DiMarco  
 THAT THE COUNCIL OF THE CITY OF WELLAND receives Report ENG-2013-36: Asset Management Plan-Core Infrastructure Sustainability; and further  
 THAT Welland City Council endorses the implementation of the Asset Management Plan-Core Infrastructure Sustainability; and further  
 THAT Welland City Council provides ongoing direction to staff on the implementation methods outlined in Asset Management Plan-Core Infrastructure Sustainability.

**CARRIED**

**13-121** Moved by Larouche and DiMarco  
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated November 26, 2013 regarding Report ICP 111-2013: 2011 National Household Survey - Niagara Overview.

**CARRIED**

**13-122** Moved by Larouche and DiMarco  
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated November 25, 2013 regarding Report PW 105-2013: Development Services Division - Development Activity Report - Third Quarter 2013.

**CARRIED**

**13-123** Moved by Campion and Chiocchio  
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated November 26, 2013 regarding Report ICP 103-2013: Transportation of Nuclear Waste.

**CARRIED**

**13-124** Moved by Larouche and DiMarco  
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Town of Fort Erie dated November 28, 2013 and supports the motion regarding the Battle of Ridgeway Commemoration - Enlisting Ridgeway Nine into Canada's National Books of Remembrance and designating their burial sites with Canadian War Grave status.

**CARRIED**

### **BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE**

**99-99** Moved by Larouche and DiMarco  
THAT THE COUNCIL OF THE CITY OF WELLAND appoints Vic Kerschl and Maria Lallouet to the Welland Recreational Canal Corporation Board of Directors for the term commencing January 1, 2014 and ending December 31, 2017.

**CARRIED**

**02-85** Moved by Larouche and DiMarco  
THAT THE COUNCIL OF THE CITY OF WELLAND appoints Dianne Sauder, as a member-at-large, to the Accessibility Advisory Committee (replacing Pat Rocca) effective December 17, 2013 to November 30, 2014.

**CARRIED**

**08-148** Moved by Larouche and DiMarco  
THAT THE COUNCIL OF THE CITY OF WELLAND authorizes an extension of the Option to Purchase Agreement with Robert Campbell to July 20, 2015; and further  
THAT Welland City Council authorizes staff to make any changes to the Option to Purchase Agreement deemed necessary for clarification and updating purposes.

**CARRIED**

**13-10** Moved by Larouche & DiMarco  
THAT THE COUNCIL OF THE CITY OF WELLAND appoints Julie Barker as a member of the Property Standards Committee/Dog Control Appeal Committee for a three-year term - January 1, 2014 to December 31, 2016.

**CARRIED**

**13-120** Moved by Grimaldi and Belcastro  
THAT THE COUNCIL OF THE CITY OF WELLAND accepts the Offer of Purchase and Sale in the amount of \$7,500.00 from 2384686 Ontario Inc. for lands south of West Main Street, east of Division Street being Part 3, Plan 59R-4020; and further  
THAT Welland City Council authorizes staff to prepare the necessary By-law(s).

**CARRIED**

**BY-LAWS**

Moved by Larouche and DiMarco

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.

**06-109**

BYL 2013 – 169

A By-law to assume Michael Estates Subdivision Plan 59M-364.

**03-119**

BYL 2013 – 170

A By-law to assume Winfield Estates Subdivision Plan 59M-125.

**13-100**

BYL 2013 – 171

A By-law to authorize entering into a Municipal Access Agreement with SunE Welland Ridge LP.

**13-38**

BYL 2013 – 172

A By-law to amend By-law 2006-193, being a By-law to establish and regulate fees and charges for various services or activities and use of property as provided by the Municipality; and to repeal By-law 2013-156.

**13-22**

BYL 2013 – 173

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 2013-147.

**(Councillor Belcastro disclosed an interest 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).**

**13-113**

BYL 2013 – 174

A By-law to authorize entering into contract with Kerry T. Howe Engineering Limited to provide engineering design services for the sewer separation and cast-iron watermain replacement in the River Road area.

**08-148**

BYL 2013 – 175

A By-law to authorize an extension of the option to purchase to Robert Campbell for a portion of Seeley Street Road allowance; and to amend By-law 2009-8.

**CARRIED**

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

**13-120**

BYL 2013 – 176

A By-law to authorize acceptance of an offer to purchase from 2384686 Ontario Inc., for the sale of vacant land, located on the south side of West Main Street, east of Division Street, being Part 3, Plan 59R-4020.

**CARRIED**

Moved by Petrachenko and Carl

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 – 177

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 17th day of December, 2013.

**CARRIED**

Council adjourned at 10:02 p.m.

These Minutes approved and adopted by Motion of Council this 21st day of January, 2014.

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**MAYOR**

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**CITY CLERK**