



MINUTES OF
COUNCIL MEETING, DECEMBER 1, 2015
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 5:31 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 M. Carl (5:55 p.m.), J. Chiochio, P. Chiochio, T. DiMarco, B. Fokkens, M.A. Grimaldi, J. Larouche, R. Letourneau, J. Mastroianni, D. McLeod (5:35 p.m.), M. Petrachenko and L. Van Vliet.

Members of Staff and Others Present:

Acting City Clerk, T. Stephens
Chief, Fire & Emergency Services, D. Prevost
General Manager, Corporate Services/Treasurer, S. Zorbas
General Manager, Human Resources and Legislative Services, R. Mantesso
General Manager, Infrastructure Services/City Engineer, S. Iannello
Planning Manager, R. Di Felice (7:06 p.m. - 5:30 p.m.)
Recording Secretary, C. Viger (7:06 p.m.)
Regional Councillor P. Grenier (7:06 p.m.)

15-25 Moved by Mastroianni 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 5:31 p.m. to consider:

- personal matters about an identifiable individual, including municipal or local board employees;
- a 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; and
- the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

15-25 Moved by Mastroianni and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:37 p.m. without report.

CARRIED

LEGISLATED PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT

Councillor Van Vliet presided as Chair of the Public Hearing.

15-110Z A revised Application has been made by 1825081 ONTARIO INC. to rezone Lots 262, 263, 264, 265, Plan 937 for lands at 309 Beatrice Street from the existing RM2 - Multiple Dwelling - Second Density Zone to a Site Specific RM2 Zone. The purpose of the Amendment is to add supportive living residence to the list of uses permitted on this property. The proposal also requests site specific provisions for parking in the required front yard, recognition of an existing accessory building in the front yard and the provision of two (2) parking spaces instead of the required five (5) parking spaces. The Official Plan designation is INSTITUTIONAL.

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

Stephen Bedford, Consultant, P.O. Box 24, Niagara-on-the-Lake, Ontario, L0S 1J0
Vishal Chityal, applicant and owner, 110 Merritt Street West, Welland, Ontario L3C 4T4

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 to the application:

- Glen and Patricia McNulty, 304 Beatrice Street, Welland, ON L3B 2Z8
- Elizabeth Shukis, 306 Beatrice Street, Welland, ON L3B 2Z8
- Bob McCallion, 49 Barrington Drive, Welland, ON L3C 5Z8
- Tammy Reece, 302 Chaffey Street, Welland, ON L3B 2Z1
- Richard Chamberlain, 305 Beatrice Street, Welland, ON L3B 2Z9

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

DELEGATIONS:

15-27 Allen Bunyan, President, Karen Bless, 2nd Vice President, and Brenda Treppiedi, Treasurer, Welland Rose Festival addressed Council regarding an update on its activities and plans for 2016.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS

15-28 Mayor’s Youth Advisory Council addressed Council regarding an update on its activities.

15-28 Regional Councillor Paul Grenier addressed Council regarding an update on its activities.

15-4 Councillor McLeod, Chair, Budget Review Committee, provided a verbal update on the Budget Review Committee meeting of November 16, 2015.

15-47 Councillor Mastroianni, Chair, Nominating Committee, addressed Council regarding an appointment of the Integrated Services Chair.

15-37 Councillor Fokkens, Chair, Water/Wastewater Ad Hoc Committee provided a verbal update on the Water/Wastewater Ad Hoc Committee meeting of November 11, 2015.

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

- No one spoke.

There being no speakers, the public meeting was concluded.

15-1 Moved by Fokkens and Letourneau
THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Special Council Meeting of November 10, 2015 and Regular Council Meeting of November 17, 2015, as circulated.

CARRIED

99-99 Moved by Grimaldi and Fokkens
THAT THE COUNCIL OF THE CITY OF WELLAND receives Report FIN-2015-28 regarding the Welland Recreational Canal Corporation Cash Flow Update and related outstanding invoices and authorizes the City Treasurer to implement the following recommendations:

1. Process for payment outstanding capital invoices (#1002, #1070 and #1186) in the amount of \$220,134.23 to the Welland Recreational Canal Corporation (WRCC); and
2. Deduct \$162,954.49 payable to the City of Welland from monies due to WRCC; and
3. Apply net amount owing to WRCC (\$57,179.74) to outstanding 2015 WRCC receivables owed to the City as of September 30, 2015 (\$15,771.07); and further

THAT Welland City Council approves funding of \$138,663 from the Canal Trust Reserve Fund to eliminate the estimated accumulated operating deficit for the WRCC as of December 31, 2015; and further

THAT Welland City Council authorizes the City Treasurer to release \$75,000 to the WRCC in support of the 2015 World Dragon Boat Championships as approved by Council in the 2015 Budget.

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99-99 Moved by Mastroianni and Van Vliet
THAT THE COUNCIL OF THE CITY OF WELLAND approves Option 2, funding of \$138,663 from the Operating Surplus Reserve as identified on page 3 of Report FIN-2015-28.

YEAS: Councillors Carl, J. Chiochio, DiMarco, Letourneau, P. Chiochio, Grimaldi, Fokkens, Mastroianni, Van Vliet and Mayor Campion.

NAYS: Councillors Larouche, Petrachenko and McLeod.

CARRIED

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

CARRIED

02-160 Moved by Van Vliet and Letourneau
THAT THE COUNCIL OF THE CITY OF WELLAND approves to change the order of the agenda by addressing item 4.5 Legislative Public Hearing and to discuss Report P&B-2015-58.

CARRIED

15-4 Moved by McLeod and Fokkens
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 November 16, 2015.

CARRIED

15-4 Moved by McLeod and Grimaldi
THAT THE COUNCIL OF THE CITY OF WELLAND approves the write-off of taxes in the amount of \$26,212.27 as contained in Report FIN-2015-34 for the reduction or cancellation of taxes, pursuant to Sections 357 and 358 of the *Municipal Act, 2001*.

CARRIED

15-4 Moved by P. Chiochio and J. Chiochio
THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the City Treasurer to borrow, on an interim basis, up to \$9,000,000 to meet current and capital expenditures for the year 2016 while awaiting permanent funding by way of taxation, water and sewer billings, Provincial/Federal grants, and Regional and Infrastructure Ontario debentures; and further
THAT Welland City Council directs the Clerk to prepare the necessary By-law.

CARRIED

15-12
15-47 Moved by Mastroianni and Van Vliet
THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Grimaldi as Chair of Integrated Services until November 30, 2016, as recommended by the Nominating Committee.

CARRIED

15-13 Moved by Carl and P. Chiochio
THAT THE COUNCIL OF THE CITY OF WELLAND approves the following guiding principles for City staff to utilize in discussing Inter-Municipal Transit improvements with the Region of Niagara, City of St. Catharines and City of Niagara Falls:

1. Fiscal responsibility and affordability for the City of Welland (Financially neutral for the City of Welland with no negative impact to the City's tax levy and receipt of Provincial Gas Tax is not negatively impacted)
2. Ease of implementation for the City of Welland
3. Operational viability for the City of Welland
4. Improving Economic Development opportunities for the City of Welland
5. Utilizing the Council approved Master Transit Plan to ensure City's Transit service levels are not adversely impacted

...continued...

15-13..cont'd.

6. Maintaining an affordable and effective Transit service to Niagara College and Brock University
7. Local Transit service levels will not be adversely impacted
8. Respecting existing Transit Collective Agreements in each respective municipality; and further THAT Welland City Council directs the General Manager of Corporate Services/Treasurer to participate in working with Niagara Region, City of St. Catharines and City of Niagara Falls to investigating opportunities to improved Inter-Municipal transit in Niagara Region.

CARRIED**15-27** Moved by Carl and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Allen Bunyan, President, Karen Bless, 2nd Vice President, and Brenda Treppiedi, Treasurer, Welland Rose Festival regarding an update on its activities and plans for 2016.

CARRIED**15-28** Moved by Carl and Mastroianni

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by the Mayor's Youth Advisory Council regarding an update on its activities.

CARRIED**15-28** Moved by Carl and Petrachenko

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Regional Councillor Paul Grenier regarding an update on its activities.

CARRIED**15-37** Moved by Fokkens and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Fokkens, Chair, Water/Wasterwater Ad Hoc Committee, regarding its meeting of November 11, 2015.

CARRIED**15-38** Moved by Van Vliet and J. Chiochio

THAT COUNCIL OF THE CITY OF WELLAND approves the fees and charges set out in Appendix I for year 2016; and further THAT the City Clerk shall amend By-law 2006-193.

CARRIED**15-110Z** Moved by Van Vliet and Mastroianni

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information purposes Report P&B-2015-58 regarding Amended Application for Zoning By-law Amendment for lands on the east side of Beatrice Street, south of Devon Street, municipally known as 309 Beatrice Street.

CARRIED**BY-LAWS**

Moved by Van Vliet and Petrachenko

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.

15-38

BYL 2015 - 138

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 to establish rates effective January 1, 2015; and to repeal By-law 2015-18.

CARRIED

Moved by P. Chiochio and J. Chiochio

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.

15-4

BYL 2015 - 139

A By-law authorizing the temporary borrowing of up to \$9,000,000 to meet current and capital expenditures for year 2016.

15-12

BYL 2015 - 140

A By-law to appoint certain Members of Council as Vice Mayor for four (4) month terms of office, for the period commencing December 1, 2015 and ending November 30, 2016.

CARRIED

Moved by Mastroianni and DiMarco

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.

15-1

BYL 2015 - 141

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 1st day of December, 2015.

CARRIED

Council adjourned at 10:23 p.m.

These Minutes approved and adopted by Motion of Council this 15th day of December, 2015.

MAYOR

ACTING CITY CLERK