



MINUTES OF
COUNCIL MEETING, APRIL 5, 2016
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 5:30 p.m. and in open session at 7:02 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

Members Present:

Councillors M. Carl (5:52 p.m.), J. Chiochio, P. Chiochio, T. DiMarco, B. Fokkens, M.A. Grimaldi, J. Larouche, R. Letourneau (until 10:00 p.m.), D. McLeod, M. Petrachenko and L. Van Vliet.

Members of Staff and Others Present:

Chief Administrative Officer, G. Long
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
Manager, Engineering Services, E. Nickel (7:02 p.m.)
Planning Manager, R. Di Felice (7:02 p.m.)
Manager, Economic Development, D. Degazio (5:30 p.m. - 6:10 p.m.)
Recording Secretary, C. Viger (7:02 p.m.)

16-25 Moved by Petrachenko and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 5:30 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
- the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

16-25 Moved by Letourneau and Van Vliet

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

DELEGATIONS:

16-28 Dr. Jack Lightstone, President and Vice-Chancellor and Kevin Cavanagh, Director, Communications and Public Affairs, Brock University addressed Council regarding Brock University growth, transition and engagement with communities in Niagara.

LEGISLATED PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT

Councillor Grimaldi presided as Chair of the Public Hearing.

16-73

16-73Z Complete applications have been made by UPPER CANADA CONSULTANTS on behalf of VINMAR DEVELOPMENTS LTD. for approval of a Draft Plan of Subdivision and to rezone lands west of Clare Avenue, north of Hunter Drive from the existing R2 Single-Detached Dwelling - Second Density Zone to a Site Specific R2 and R3 Zone. The purpose of the Amendment is to develop a Plan of Subdivision by way of a Site Specific R2 Zone to reduce the minimum lot area from 555 square metres to 525 square metres, to reduce the minimum front yard setback from 7.5 metres to 6.0 metres to the front face of the garage and 4.5 metres to the front face of the dwelling; and a Site Specific R3 Zone with a minimum front yard setback of 6.0 metres to the front face of the garage and 4.5 metres to the front face of the dwelling. The Official Plan designation is LOW DENSITY RESIDENTIAL.

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.

Ken Ganyou, Upper Canada Consultants, 261 Martindale Road, Unit 1, St. Catharines, Ontario, L2W 1A1 presented on behalf of the applicant.

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:

- No one spoke to the application.

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

10-123Z A complete application has been made by DICK HALVERSON on behalf of THE CORPORATION OF THE CITY OF WELLAND to rezone Lots 188 to 190, 195, 196, 199, 200, 210 to 239, 292 to 323, Plan 946, Part Lot 191, Plan 946 and part of Louise Street, Plan 946, being Parts 1 and 2, Plan 59R-15367 for lands north of McCabe Avenue, east of Southworth Street from the existing R2 Single-Detached Dwelling - Second Density Zone By-law 2667 to a Site Specific RM3 Zone By-law 2667. The purpose of the Amendment is to permit a 51 unit townhouse development with site specific provisions for lot frontage, lot area, yard setbacks, minimum floor area for dwelling units and accessory dwelling units, maximum lot coverage, minimum landscaped open space, maximum parking lot coverage and minimum number of parking spaces. The Official Plan designation is LOW DENSITY RESIDENTIAL.

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.

Dick Halverson, 194 Lockhart Drive, St. Catharines, Ontario, L2T 1W4 and Reverend Bob Bond, 65 Young Street, Welland, Ontario, L3B 4C5 presented on behalf of the applicant.

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:

- Pat Thibault, 27 Robert Street, Welland, ON, L3B 5T9
- Ray Rousseau, 43 Marc Boulevard, Welland, ON, L3B 5T5
- Cliff Durant, 321 Southworth Street, Welland, ON, L3B 1Z8

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

16-1 Moved by McLeod and Letourneau

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of March 1, 2016 and Special Council Meeting of March 8, 2016, as circulated.

CARRIED

06-75 Moved by Larouche and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND receives the Treasurer's Statement attached to Report FIN-2016-08 in accordance with the Development Charges Act, 1997 as amended; and further THAT Welland City Council instructs the City Treasurer to forward a copy of this Statement to the Minister of Municipal Affairs within 60 days of giving this report to Council as per Section 43(3) of the *Development Charges Act, 1997*.

CARRIED

10-76

15-58 Moved by Van Vliet and Petrachenko
THAT THE COUNCIL OF THE CITY OF WELLAND approves the Application for the City of Welland Community Improvement Plan for the Downtown and Health and Wellness Cluster for property municipally known as 570 King Street for the Building Improvement Grant Program in the estimated amount of \$5,362.50 with the Niagara Region contributing 50% of this amount (\$2,681.25) and the Planning and Building Fees Grant Program in the amount of \$783.20; and further THAT Welland City Council directs staff to prepare the required By-law and Agreement; and further THAT Welland City Council authorizes the Mayor and City Clerk to execute any documentation required for participation in the Building Improvement Grant Program.

(Councillor Carl disclosed an interest in this matter, and did not take part in the consideration and discussion of same, and refrained from voting thereon, as his employer is the Hope Centre who made application).

CARRIED

10-123

Moved by Van Vliet and Grimaldi
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information purposes Report P&B-2016-19 regarding an Application for Zoning By-law Amendment for lands on the north side of McCabe Avenue and east of Southworth Street.

CARRIED

15-5

Moved by Larouche and Van Vliet
THAT THE COUNCIL OF THE CITY OF WELLAND approves the amendments to the Grants & Special Assistance Policy as outlined in Report FIN-2016-10.

CARRIED

15-43

Moved by Van Vliet and P. Chiochio
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CLK-2016-02, regarding reducing the number of Councillors for the City of Welland; and further THAT Welland City Council adds an option 7 to reduce to the number of Councillors to eight (8) members, with two (2) wards being separated by postal codes L3C and L3B, with four (4) Councillors per ward.

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15-43

Moved by Van Vliet and P. Chiochio
THAT THE COUNCIL OF THE CITY OF WELLAND adds option 7 to reduce the number of Councillors to eight (8).

YEAS: Councillors P. Chiochio, Van Vliet, Larouche and Carl, DiMarco.

NAYS: Councillors Letourneau, Grimaldi, Fokkens, Mayor Campion, Petrachenko, J. Chiochio and McLeod.

LOST

15-43

Moved by Van Vliet and P. Chiochio
THAT THE COUNCIL OF THE CITY OF WELLAND reduces the number of wards to two (2), separated by L3C and L3B postal codes.

YEAS: Councillor Van Vliet.

NAYS: Councillors Letourneau, P. Chiochio, Grimaldi, Fokkens, Mayor Campion, Larouche, Petrachenko, Carl, J. Chiochio, McLeod and DiMarco.

LOST

15-102 Moved by Fokkens and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND approves and accepts the tender from Pipeflo Contracting Corporation, for the Sewer Rehabilitation/Relining 2015, as presented in Report ENG-2016-16; and further
 THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into a contract with Pipeflo Contracting Corporation to execute the construction.

CARRIED

16-3 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND grants permission to Pathstone Foundation to sell raffle tickets in the City of Welland under authority of Lottery License M750184.

CARRIED

16-4 Moved by Grimaldi and Carl
 THAT THE COUNCIL OF THE CITY OF WELLAND requests that the Regional Municipality of Niagara issue debentures in the amount of \$4,116,000 in accordance with the terms of the various authorizing By-laws outlined in Appendix I to Report FIN-2016-12 dated April 5, 2016; and further
 THAT Welland City Council directs the City Treasurer to make available to the Regional Municipality of Niagara certified copies of all applicable By-laws and Ministry of Environment Certificates applicable and all other information required in connection thereto to ensure the issue of the debentures in the amount of \$4,116,000 are for the projects described on the said Appendix I.

CARRIED

16-6 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND declares the first Saturday in June as "National Health and Fitness Day" in the City of Welland as requested by Vance Badawey, Member of Parliament, Niagara Centre.

CARRIED

16-6 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the request submitted by the Niagara Regional Labour Council, dated March 3, 2016; to recognize April 28, 2016 as the National Day of Mourning to remember those who have suffered and died on the job by lowering the flags at the Civic Square to half-mast.

CARRIED

16-13 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the recommendations from Report TRANS-2016-03, Niagara College Student Administrative Council Summer "U Pass" Agreement 2016; and further
 THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into this agreement.

CARRIED

16-14 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report FIN-2016-09 with respect to 2015 Remuneration and Expenditures covering Members of Council.

CARRIED

16-20 Moved by Van Vliet and Carl
 THAT THE COUNCIL OF THE CITY OF WELLAND has no objection for the issuance of a Special Occasion Permit to Silversmith Brewing Company for the Welland Supper Market to be held weekly from June 16 to August 25, 2016 at Merritt Island; and further
 THAT Welland City Council designates the "Welland Supper Market" as one of municipal significance; and further

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16-20...cont'd.

THAT Welland City Council delegates in accordance with its Delegation of Powers Policy, the authority to the City Clerk, or designate, the power to support applications for Special Occasion Permits for all future events of the Welland Super Market and to designate such events as one(s) of municipal significance.

YEAS: Councillors Fokkens, Van Vliet, Mayor Campion, Larouche, Petrachenko, Carl, J. Chiocchio and McLeod.

NAYS: Councillors P. Chiocchio, Grimaldi and DiMarco.

CARRIED

16-22

Moved by Larouche and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report **TRAF-2016-03** Update to Traffic and Parking By-law 89-2000; and further THAT Welland City Council directs the City Clerk to amend Traffic and Parking By-law 89-2000 as follows;

DELETE the following from Schedule "VI" – Fire Routes:

NO.	STREET ADDRESS	COMMON NAME	SKETCH DATE
A-58	315 SOUTHWORTH STREET	MATHEWS SCHOOL	16 – NOV – 98

ADD the following to Schedule "VI" – Fire Routes:

NO.	STREET ADDRESS	COMMON NAME	SKETCH DATE
A-58	315 SOUTHWORTH STREET	DIAMOND TRAIL PUBLIC SCHOOL	NO SKETCH

ADD the following to Schedule "I" – Municipal/Private Property:

SKETCH No.	LOCATION	COMMON NAME
No Sketch	163 First Avenue	Seasons First Avenue

ADD the following to Schedule "V" – Parking Prohibitions (Specified Places with Signs):

COLUMN 1 HIGHWAY	COLUMN 2 SIDE	COLUMN 3		COLUMN 4 PERIOD (TIMES/DAYS)
		FROM	TO	
Denistoun Street (Outer Blvd)	West Side	A point 97 metres North of Lincoln Street	A point 110 metres North of Lincoln Street	6:00 p.m. - 6:00 a.m.
Denistoun Street	West Side	West Main Street	Lincoln Street	AT NO TIME

DELETE the following from Schedule "V" – Parking Prohibitions (Specified Places with Signs):

COLUMN 1 HIGHWAY	COLUMN 2 SIDE	COLUMN 3		COLUMN 4 PERIOD (TIMES/DAYS)
		FROM	TO	
Denistoun Street South	West Side	Hooker Street	Gardner Drive	AT NO TIME
Denistoun Street	West Side	Lincoln Street	Gardner Drive	AT NO TIME
Valerie Court	North Side & South Side	Virginia Street	Virginia Street	AT NO TIME

...continued...

16-22...cont'd...

DELETE the following from Schedule "VIII" – Limited Parking:

COLUMN 1 HIGHWAY	COLUMN 2 SIDE	COLUMN 3		COLUMN 4 PERIOD	COLUMN 5 TIMES/DAYS
		FROM	TO		
Kennedy Street	South Side	Margery Street	Ross Street	4 hours	AT ALL TIMES
Kennedy Street	North Side	Ross Street	River Road	4 hours	AT ALL TIMES

CARRIED

16-28 Moved by Van Vliet and Petrachenko

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Dr. Jack Lightstone, President and Vice-Chancellor and Kevin Cavanagh, Director, Communications and Public Affairs, Brock University regarding Brock University growth, transition and engagement with communities in Niagara.

CARRIED

16-37 Moved by McLeod and Carl

THAT THE COUNCIL OF THE CITY OF WELLAND approves the allocation of \$20,000 from the 2016 Water/Sewer Contingency Budget to hire a consultant to assist with the retail rate review; and further THAT Welland City Council approves the revised Terms of Reference for the Water/Wastewater Committee attached as Appendix I to Report FIN-2016-11.

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16-37 Moved by Fokkens and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND defers Report FIN-2016-11: Water/Wastewater Committee to the next General Committee Meeting, following the April 12, 2016 General Committee Meeting.

CARRIED

16-51/16-51Z Moved by Petrachenko and Carl

THAT THE CORPORATION OF THE CITY OF WELLAND approves an Amendment to Zoning By-law 2667, as amended, for lands on the northwest and southeast corners of South Pelham Road and Gaiser Road, more specifically described as Part Township Lot 260, former Township of Thorold being Part 1 on Plan 59R-13565, Part Lot 1, Concession 14, former Township of Pelham being Part 1 on Plan 59R-15406 and Block 80, Plan 59M-374, now City of Welland, municipally known as 250 South Pelham Road, 257 South Pelham Road and 545 Gaiser Road from the existing Rural Agricultural – RA and Holding Single-Detached Dwelling - Third Density (H-R3-X15) Zones to a Site Specific Single-Detached Dwelling – Third Density (R3) Zone to permit the proposed subdivision with site specific provisions for maximum lot coverage of 50% and a minimum front yard setback of 4.5 metres to the front face of a dwelling and 6.0 metres to the front face of the garage; and further

THAT Welland City Council grants Draft Approval to the Gaiser Estates Subdivision (File: 26T-14-15003) developed by Vinmar Developments Ltd., for lands on the northwest and southeast corners of South Pelham Road and Gaiser Road, more specifically described as Part Township Lot 260, former Township of Thorold being Part 1 on Plan 59R-13565, Part Lot 1, Concession 14, former Township of Pelham being Part 1 on Plan 59R-15406 and Block 80, Plan 59M-374, now City of Welland, municipally known as 250 South Pelham Road, 257 South Pelham Road and 545 Gaiser Road, based upon a Draft Plan prepared by Chambers and Associates Surveying Ltd. dated October 22, 2015 consisting of twelve (12) lots for single-detached dwellings, subject to the following Conditions:

1. That the Owner enters into a Subdivider's Agreement with the City of Welland to be registered on Title.

...continued...

16-51/16-51Z...cont'd.

2. That no grading or construction work shall commence on site until such time as the Subdivider's Agreement has been entered into, all financial security is in place and the Plan and all documentation has been registered on Title.
3. That all development must conform to the City of Welland Municipal Standards, as amended.
4. That all necessary Easements required for utility and servicing purposes be granted to the appropriate Authority free of all encumbrances.
5. The Owner shall pay to the City of Welland, upon execution of the Subdivider's Agreement, \$300.00 per dwelling unit for the installation of trees within the road allowance by City forces.
6. That the Owner agrees to pay 5% Cash-in-Lieu of Parkland in accordance with By-law 2014-101. The Developer shall establish the value of land for each lot, to the satisfaction of the City, prior to execution of the Subdivision Agreement. The values shall be determined by an Appraiser in accordance with City Policy as of the day before the day the first building permit is issued for the development. The values shall be referenced in the Special Conditions and Building Restrictions of the Subdivision Agreement.
7. That the Owner receives acceptance from the Ministry of Tourism, Culture and Sport for the Archaeological Assessment Report titled "Archaeological Assessment (Stages 1-2) Gaiser Estates" prepared by Detritus Consulting Ltd., dated November 2015. No demolition, grading or other soil disturbance shall take place on the subject property prior to the issuance of a letter from the Ministry of Tourism Culture and Sport through the Niagara Region Planning and Development Services Department, confirming that all archaeological resource concerns have met licensing and resource conservation requirements.
8. That the Subdivision Agreement between the Owner and the City of Welland contain the following clauses:

"Should archaeological resources be discovered during construction, the owner shall agree to immediately cease construction and undertake an archaeological assessment by a licensed archaeologist and adverse impacts to any significant archaeological resources found on the site shall be mitigated through preservation or resource removal and documentation. No further demolition, grading or other soil disturbances shall take place on the subject property prior to the issuance of a letter from the Ministry of Tourism, Culture and Sport through the Niagara Region Planning and Development Services Department, confirming that all archaeological resource concerns have met licensing and resource conservation requirements.

NOTE: A Copy of the archaeological assessment report is to be submitted to the Niagara Regional Planning and Development Services Department".

"Should deeply buried archaeological remains/resources be found on the property during construction activities, the Heritage Operations Unit of the Ontario Ministry of Tourism, Culture and Sport (London: 519-675-7742) and Mayer Heritage Consultants Inc. shall be notified immediately. In the event that human remains are encountered during construction, the Owner should immediately notify the police or coroner, the Registrar of Cemeteries of the Ministry of Small Business and Consumer Services (Toronto: 416-326-8392), the Ministry of Tourism, Culture and Sport and Mayer Heritage Consultants Inc."

...continued...

16-51/16-51Z...cont'd.

9. That the Owner submit a written undertaking to the Niagara Region Planning and Development Services Department stating that draft approval of this subdivision does not include a commitment of servicing allocation by the Regional Municipality of Niagara as servicing allocation will not be assigned until the plan is registered and that any pre-servicing will be at the sole risk and responsibility of the Owner.
10. That the Owner submit a written undertaking to the Niagara Region Planning and Development Services Division) that all offers and agreements of Purchase and Sale, which may be negotiated prior to registration of this subdivision, shall contain a clause indicating that a servicing allocation for this subdivision will not be assigned until the Plan is registered and a similar clause be inserted in the Subdivision Agreement between the Owner and the City of Welland.
11. That prior to approval of the final Plan or any on-site grading, the Owners submit to the City of Welland, the Niagara Region Planning and Development Services Department and Niagara Peninsula Conservation Authority for review and approval two copies of a detailed grading, storm servicing, stormwater management plan and construction sediment control plans for the subdivision.
12. That the Subdivision Agreement between the Owner and the City of Welland contain provisions whereby the Owner agrees to implement the approved stormwater management, erosion and sedimentation control measures required in accordance with Condition 11.
13. That prior to final approval for registration of this Plan, the Owner shall submit the design drawings (with calculations) for the sanitary and storm drainage systems required to service this development and obtain Environmental Compliance Approval from the Ministry of the Environment under the Transfer of Review Program to the satisfaction of the Niagara Region Planning and Development Services Department.

NOTE: Under the Ministry of Environment Transfer of Review Program, general sanitary and storm systems are reviewed. Any specialized systems and/or stormwater management will require direct application to the MOE office in Toronto. Please note that any additional approvals required from any other agency (NPCA, MTO, etc.) as part of the application must be obtained prior to submission of the ECA Application. The Developer should discuss any items with an Engineering Consultant.

14. That the Owner ensures that all streets and development Blocks can provide an access in accordance with the Regional Municipality of Niagara Policy C3.C17, Collection of Material By Way of Entry on Private Property and by-laws relating to curbside collection of waste throughout all phases of development. If developed in phases, where a through street is not maintained, the Owner shall provide a revised Draft Plan to reflect a proposed temporary turnaround/cul-de-sac with a minimum curb radius of 12.8 metres.
15. That the Owner's Engineer provide calculations to the City of Welland which show that there is adequate downstream capacity on South Pelham Road and Gaiser Road to accept the new proposed development sanitary flow.
16. That the Owner's Engineer provide confirmation/calculations to the City of Welland which show that there is adequate water pressure and fire flow capacities for the new development when it is connected to the existing watermain on South Pelham Road or Gaiser Road.
17. That the Owner is responsible for entering into an Agreement with the City of Welland for the calculated shares of Coyle Creek Pond maintenance costs until one year after the assumption of Gaiser Road, up to and including the cleaning and removal of sedimentation in the fore bay and main area of the pond.

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16-51/16-51Z...cont'd.

18. That the Owner is responsible for restoring any/all surfaces within the road allowance to previous or better condition.
19. That the Owner make every reasonable effort to maintain at least one lane of through traffic on South Pelham Road between Webber Road and Colbeck Drive at all times.
20. An additional matching 2 poles and 2 light fixtures are to be delivered to Welland Hydro for every 10 streetlights installed, and proof of delivery provided to Infrastructure Services (minimum 1 pole and 1 fixture must be provided).
21. A Cost Sharing Agreement must be entered into between the Developer(s) of Sparrow Meadows, Gaiser Estates and Clare Estates 3 (Phases 3 and 5).
22. The Owner covenants and agrees to provide the City of Welland with evidence that satisfactory arrangements, financial and otherwise, have been made with Canada Post Corporation for the installation of Community Mail Boxes (CMB`s) as required by Canada Post Corporation and as shown on the approved engineering design drawings/draft plan, at the time of sidewalk and/or curb installation. The Owner further covenants and agrees to provide notice to prospective purchasers of the locations of CMB`s and that home/business mail delivery will be provided via CMB, provided the Developer has paid for the activation and equipment installation of the CMB`s.
23. That prior to the granting of Approval for the Final Plan, the City of Welland, will require written notice from the following upon their respective Conditions having been met satisfactorily:
 - Regional Niagara for Conditions: 9, 10, 11, 12, 13, 14;
 - Niagara Peninsula Conservation Authority for Conditions: 11, 12;
 - Canada Post for Condition: 22
24. That if Final Approval is not given to this Plan within three (3) years of the approval date and no extensions have been given, Draft Approval shall lapse. If the Owner wishes to request an extension to Draft Approval, a written request, with reasons why the extension is required must be received by the City prior to the lapsing date; and further

THAT Welland City Council authorizes the Mayor to sign the Draft Approval and Final Approval Plans for the Gaiser Estates Subdivision once all Conditions have been satisfied.

CARRIED

16-55 Moved by Larouche and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND approves the tender of Duffin Contracting Inc, as detailed in Report ENG-2016-17, Hodgson Steel Sewer Separation, for the quoted price of \$109,313.84 plus applicable taxes, and further;

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into an agreement with Duffin Contracting Inc., to execute the construction.

CARRIED

16-57 Moved by Larouche and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND approves the tender of REGIONAL JANITORIAL SERVICES INC., of Welland Ontario, as detailed in Report ENG-2016-11 Janitorial Cleaning Services, for the quoted price of \$762,099 plus applicable taxes; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into a contract with Regional Janitorial Services Inc. to execute this tender contract.

CARRIED

16-62 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND approves and accepts the tender of Brennan Paving Ltd. as detailed in Report ENG-2016-12 for the Road Resurfacing and Reconstruction Program 2016 - Part 1; and further
 THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into contract with Brennan Paving Ltd. to execute the construction.

CARRIED

16-67 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and supports the correspondence dated February 29, 2016 from the Region of Niagara regarding amendments to the Criminal Code.

CARRIED

16-68 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Niagara Region dated March 2, 2016, regarding the implementation of Vehicle Registration Tax in Niagara; and further
 THAT Welland City Council supports the Niagara Region's decision to not support the recommendation.

CARRIED

16-69 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and supports the correspondence from the Town of Fort Erie dated February 24, 2016, regarding the Niagara Parks Commission Marina.

CARRIED

16-71 Moved by Larouche and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND approves and accepts the extension of the contract with 788893 Ontario Limited o/a Niagara Crack Sealing of Port Colborne, Ontario, as detailed in Report ENG-2016-13 for the Crack Sealing Program 2016; and further
 THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to execute the extension of the existing contract.

CARRIED

16-72 Moved by McLeod and P. Chiochio
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report ENG-2016-14 regarding the 2015 Annual Summary Report as required per the Safe Drinking Water Act 2002, Ontario Regulation 170/03.

CARRIED

16-73
16-73Z Moved by Carl and McLeod
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information purposes Report P&B-2016-18 concerning an Application for Draft Plan of Subdivision Approval, and an Application for Zoning By-law Amendment for lands west of Clare Avenue and north of Hunter Drive.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

05-141

16-10

Moved by Larouche and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Sara Leger to the Arts and Culture Advisory Committee for the term April 5, 2016 to November 30, 2018.

CARRIED

06-84

16-10

Moved by Larouche and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Geoff Eden, member at large, Arnold Steed, member at large, Barbara Sabucco, Rose City Seniors Foundation Representative to the Welland Community Wellness Complex Advisory Committee for the term April 5, 2016 to November 30, 2018.

CARRIED

BY-LAWS

Moved by Larouche and Van Vliet

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.

16-4

BYL 2016 - 37

A By-law to authorize application to the Regional Municipality of Niagara for the issue of debentures for year 2016.

15-102

BYL 2016 - 43

A By-law to accept the tender and to enter into contract with Pipeflo Contracting Corp. for the Sewer Rehabilitation/Relining 2015.

16-55

BYL 2016 - 44

A By-law to accept the tender and to enter into contract with Duffin Contracting Inc. for the Hodgson Steel Sewer Separation.

16-51

BYL 2016 - 45

A By-law to amend City of Welland Zoning By-law 2667 (Vinmar Developments Ltd. - File 2015-10) 250 South Pelham Road, 257 South Pelham Road and 545 Gaiser Road.

CARRIED

Moved by Larouche and Van Vliet

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.

16-13

BYL 2016 - 38

A By-law to enter into agreement with Niagara College Student Administrative Council Incorporated to provide Welland Transit U-PASS Service for the 2016 Summer Semester.

16-22

BYL 2016 - 39

A By-law to amend By-law 89-2000, being a By-law regulating Traffic and Parking within the City of Welland (Schedules I, V, VI and VIII).

16-57

BYL 2016 - 40

A By-law to authorize the acceptance of tender and the entering into an agreement with Regional Janitorial Services Inc. for various municipal facilities.

16-62

BYL 2016 - 41

By-law to accept the tender and to enter into contract with Brennan Paving Limited for the Road Resurfacing and Reconstruction Program 2016 (Part 1).

16-71

BYL 2016 - 42

A By-law to authorize entering into contract with 788893 Ontario Limited O/A Niagara Crack Sealing for the Crack Sealing Program 2016 (Contract Extension).

05-120

BYL 2016 - 46

A By-law to amend By-law 2005-91, being a By-law respecting permits for construction, demolition, occupancy and change of use, transfer or permits and inspections.

CARRIED

Moved by Van Vliet and P. Chiocchio

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.

16-1

BYL 2015 - 47

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 April, 2016.

CARRIED

Council adjourned at 10:59 p.m.

These Minutes approved and adopted by Motion of Council this 19th day of April, 2016.

MAYOR

ACTING CITY CLERK