



MINUTES OF
COUNCIL MEETING, SEPTEMBER 21, 2016
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:07 p.m. and in open session at 7:00 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

Members Present:

Councillors M. Carl (8:05 p.m.), J. Chiochio, P. Chiochio, T. DiMarco, B. Fokkens, M.A. Grimaldi (until 9:56 p.m.), J. Larouche, R. Letourneau, J. Mastroianni (until 8:30 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
General Manager, Human Resources and Legislative Services, R. Mantesso
Chief, Fire & Emergency Services, B. Kennedy
General Manager, Corporate Services and Chief Financial Officer, S. Zorbas
General Manager, Infrastructure and Development Services/City Engineer, S. Iannello
Manager of Development Approvals, G. Munday (7:00 p.m. until 9:15 p.m.)
Recording Secretary, C. Viger (7:00 p.m.)

16-25 Moved by McLeod and Petrachenko

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:07 p.m. to consider:

- the security of the property of the municipality or local board;
- 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;
- 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

16-25 Moved by Larouche and Letourneau

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:51 p.m. with report.

CARRIED

THE FOLLOWING ITEM WAS ADDED:

16-20 Colleen Lessard, requesting permission to hold fireworks on September 24, 2015 at the Welland International Flatwater Centre.

16-13 Report TRANS-2016-08 Gen. Mgr., Corporate Services/Chief Financial Officer, S. Zorbas - Public Transit Infrastructure Fund (PTIF).

DELEGATIONS

16-28 Doug Rapelje, Retired Board Member, Alzheimer Society Niagara Foundation addressed Council regarding its 21st Annual Coffee Break Campaign.

16-28 Mark Holmes, Fundraising Director, and Don Thorpe, Club Secretary, Rotary Club addressed Council regarding the Rotary Club of Welland Ribfest.

15-107 Stephanie Hicks, Welland Downtown Business Improvement Area and Sarah Ane, Community Development/Volunteer Coordinator addressed Council regarding Canada Day 2016.

16-28 Paul Turner, Event Organizer addressed Council regarding A Night of Appreciation at Club Richelieu.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS

15-51 Debi Katsmar, Committee Chair and Teresa Haydon, Events Chair, Canada 150th Ad Hoc Committee addressed Council an update on its activities.

16-37 Councillor Fokkens, Chair, Water/Wastewater Ad Hoc Committee provided a verbal update on the Water/Wastewater Ad Hoc Committee meeting of August 31, 2016.

16-1 Moved by Van Vliet and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of August 23, 2016, as circulated.

CARRIED

99-43 Moved by J. Chiochio and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND, as sole Shareholder of Welland Hydro-Electric Holding Corp., requests and accepts excess funds of \$50,000 by way of a dividend from Welland Hydro-Electric Holding Corp., notwithstanding the terms of the Shareholder Declaration.

CARRIED

99-90
16-10 Moved by Larouche and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the request from the Welland Downtown Business Improvement Area to appoint Lucas Spinosa to replace Evelyn Yaremkiw on the Board of Management effective September 21, 2016 and ending November 30, 2018.

CARRIED

04-124 Moved by Carl and Fokkens
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the One Year Report Card to Council for the Water Meter Investigation Project; and further
 THAT Welland City Council approves adding two (2) FTE to the 2017 Water/Wastewater complement as summarized in Report FIN-2016-33.

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04-124 Moved by Grimaldi and P. Chiochio
 THAT THE COUNCIL OF THE CITY OF WELLAND refers Report FIN-2016-33: Water Meter Investigation Project - Update to the Budget Review Committee.

YEAS: Councillors P. Chiochio, Fokkens, Van Vliet, Mayor Campion, Larouche, Petrachenko, Carl and McLeod.

NAYS: Councillors Letourneau, Grimaldi, J. Chiochio and DiMarco.

CARRIED

09-159 Moved by Fokkens and Larouche
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report ENG-2016-32 regarding OCIF Top-Up Funding Application - Detailed Design of Forks Road Bridge Replacement and Related Upgrades.

CARRIED

10-123Z Moved by Grimaldi and Petrachenko
 THAT THE COUNCIL OF THE CITY OF WELLAND approves an Amendment to Zoning By-law 2667, as amended, for lands on the north side of McCabe Avenue, east of Southworth Street, more specifically described as 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 from the existing R2 Single-Detached Dwelling - Second Density Zone to a Site Specific RM3 Multiple Dwelling – Third Density Zone 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.

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10-123Z Moved by Fokkens and McLeod
 THAT THE COUNCIL OF THE CITY OF WELLAND defers Report P&B-2016-48: Zoning By-law amendment application (File No. 2016-02) by Cordage Green Housing and Community Services for lands on the north side of McCabe Avenue, east of Southworth Street to the Council Meeting on October 4, 2016.

(Councillor Carl asked to be recorded as opposed to the motion)

CARRIED

15-51 Moved by Carl and Letourneau
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Debi Katsmar, Committee Chair and Teresa Haydon, Events Chair, Canada 150th Ad Hoc Committee regarding an update on its activities.

CARRIED

15-107 Moved by Mastroianni and McLeod
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Stephanie Hicks, Welland Downtown Business Improvement Area and Sarah Ane, Community Development/Volunteer Coordinator regarding Canada Day 2016.

CARRIED

15-107 Moved by McLeod and Van Vliet
THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to permanently relocate the annual Canada Day celebration from Memorial Park to Downtown Welland; and further
THAT Welland City Council authorizes staff to continue to collaborate with the Welland Downtown Business Improvement Area Board to jointly deliver the annual Canada Day celebration.

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15-107 Moved by Grimaldi and Letourneau
THAT THE COUNCIL OF THE CITY OF WELLAND refers Report R&C-2016-07: Permanent Relocation of Canada Day Celebrations back to staff.

LOST

15-107 Moved by P. Chiocchio and Carl
THAT THE COUNCIL OF THE CITY OF WELLAND removes the word “permanently” from the recommended motion.

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

NAYS: Councillors Letourneau, Grimaldi, Fokkens and DiMarco.

CARRIED

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

CARRIED

16-13 Moved by Petrachenko and Van Vliet
THAT THE COUNCIL OF THE CITY OF WELLAND approves Report TRANS-2016-08 and the recommended funding sources as part of the 2017 Capital Budget Process.

CARRIED

16-20 Moved by Larouche and Petrachenko
THAT THE COUNCIL OF THE CITY OF WELLAND approves the application from Colleen Lessard to hold fireworks on September 24, 2016 at the Welland International Flatwater Centre; subject to the applicant’s completion of all conditions of the City of Welland’s Fireworks By-law 2003-127.

CARRIED

16-22 Moved by Larouche and Petrachenko
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report TRAF-2016-09 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:

ADD the following from Schedule “I” - Municipal/Private Property:

SKETCH No.	LOCATION	COMMON NAME
No Sketch	635 Prince Charles Drive N	Royal Rose Place

...continued...

16-22...cont'd.

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	
Pietz Avenue	West Side	Broadway	Station Street	6 a.m. to 6 p.m. Monday-Friday

CARRIED**16-28** Moved by Mastroianni and P. Chiochio

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Doug Rapelje, Past Chair, Alzheimer Society Niagara Foundation regarding the 21st Annual Coffee Break Campaign and encourages staff and the public to participate in the September 27, 2016 Coffee Break Fundraiser at the Civic Square and on October 4, 2016 at the Welland Community Wellness Complex.

CARRIED**16-28** Moved by DiMarco and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Mark Holmes, Fundraising Director, and Don Thorpe, Club Secretary, Rotary Club regarding the Rotary Club of Welland, Ribfest.

CARRIED**16-28** Moved by P. Chiochio and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Paul Turner, Event Organizer regarding A Night of Appreciation at Club Richelieu.

CARRIED**16-37** Moved by Fokkens and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Fokkens, Chair, Water/Wastewater Ad Hoc Committee, regarding its meeting of August 31, 2016.

CARRIED**16-66** Moved by Petrachenko and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND establish an Active Transportation Committee, to act in an advisory capacity to the City of Welland Council and staff on issues specific to Programs, Planning, Development and Policy Reviews.

CARRIED**16-92Z** Moved by DiMarco and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND approves an Amendment to Zoning By-law 2667, as amended for lands on the east side of Burgar Street, north of Division Street, more specifically described as Part of Lots 1, D and E, Plan 553, municipally known as 24 Burgar Street from the existing RZ – Reinvestment Zone to a Site Specific RZ Zone to permit a supportive living residence with a site specific provision to permit the entire main floor to be used for residential purposes.

YEAS: Councillors Letourneau, P. Chiochio, Grimaldi, Mayor Campion, Petrachenko, Carl, J. Chiochio and DiMarco.

NAYS: Councillors Fokkens, Van Vliet, Larouche and McLeod.

CARRIED**16-97** Moved by Larouche and Petrachenko

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and supports the request from the Town of Fort Erie dated August 24, 2016 regarding allocating more Canada Border Services Agency Agents - International Bridges.

CARRIED

16-108 Moved by J. Chiochio and P. Chiochio

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to prepare a report for the assumption of Wagner Lane. The laneway between 278 and 284 Hellems Avenue. Residents accessing the laneway are 280 and 282 Hellems Avenue in behind 278 Hellems Avenue. That costs for snow clearing and other city services be incorporated in that report.

LOST

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

02-85

16-10 Moved by Larouche and Petrachenko

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Carole Course and Tammy Tanguay to represent the different types of disabilities target group and Doug Smith to represent the parent/guardian representing children with disabilities to the Accessibility Advisory Committee for the period commencing September 21,2016 and ending November 30, 2018.

CARRIED

07-125

16-10 Moved by Larouche and Petrachenko

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Jeannette MacGregor to the Art Task Force/Wall of Art.

CARRIED

BY-LAWS

Moved by P. Chiochio 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.

16-92Z

BYL 2016 - 123

A By-law to amend City of Welland Zoning by-law 2667 (Hatem Swais - File 2016-03) 24 Bugar Street.

CARRIED

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

16-22

BYL 2016 - 124

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

16-106

BYL 2016 - 125

A By-law to authorize the Stopping-Up and Closing of the unopened road allowances between Lots 259 B.F. and 259 and between lots 259 B.F. and 260 B.F. being lands lying east of Colbeck Drive and south of Webber Road being Parts 2, 5 and 6 on Plan 59R-15152 (located within 490 Colbeck Drive).

16-106

BYL 2016 - 126

A By-law to authorize acceptance of an offer to purchase from Cynthia Robins for the sale of surplus lands/closed road allowances between lots 259 B.F. and 259 and between Lots 259 B.F. and 260 B.F. being lands lying east of Colbeck Drive and south of Webber Road being Parts 2, 5 and 6 on Plan 59R-15152 (located within 490 Colbeck Drive).

16-54

BYL 2016 - 127

A By-law to authorize acceptance of an offer from Habitat for Humanity Niagara for the sale of vacant land on Sauer Avenue being portions of Parts 11 and 12 on Reference Plan 59R-1565.

01-46

BYL 2016 - 128

A By-law to authorize acceptance of an offer from 1746873 Ontario Limited for the sale of vacant land on Enterprise Drive (Part Lot 9 and Lot 10, Plan 59M-342).

CARRIED

Moved by Petrachenko and Van Vliet

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 2016 - 129

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 21st day of September, 2016.

CARRIED

Councillor Letourneau gave Notice of Motion to the following issues to be presented to Council at the October 4, 2016, Regular Council Meeting:

06-156 THAT THE COUNCIL OF THE CITY OF WELLAND directs Legal to send a letter to the Attorney General of Ontario and ask for a more severe penalty for animal abuse by veterinarians.

02-160 THAT THE COUNCIL OF THE CITY OF WELLAND directs staff eliminate hence forth Section 8.1 Councillor Activities Report from the agenda.

Council adjourned at 10:45 p.m.

These Minutes approved and adopted by Motion of Council this 4th day of October, 2016.

MAYOR

ACTING CITY CLERK