



MINUTES OF
COUNCIL MEETING, MAY 7, 2019
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in open session at 7:00 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

Members Present:

Councillors J. Chiochio, T. DiMarco, B. Fokkens (until 5:04 p.m.), B. Green, D. McLeod (7:11 p.m. until 9:21 p.m.), A. Moote, G. Speck, L. Spinosa, C. Richard and Van Vliet.

Members of Staff and Others Present:

Chief Administrative Officer, G. Long

City Clerk, T. Stephens

Chief, Fire & Emergency Services, B. Kennedy

General Manager, Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas

General Manager, Human Resources and Legislative Services, R. Mantesso

General Manager, Infrastructure and Development Services/City Engineer, E. Nickel

Deputy Fire Chief, A. Eckhart

Manager of Development Approvals, G. Munday (7:00 p.m.)

Manager of Recreation and Culture, R. Dalton (7:10 p.m. until 8:32 p.m.)

Manager of Fleet, Equipment and Purchasing, A. Beres (7:00 p.m. until 8:27 p.m.)

Recording Secretary, C. Viger (7:00 p.m.)

19-25 Moved by Spinosa 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 5:04 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;
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and
- educational or training sessions.

LOST

DELEGATIONS

06-75 Derek Ali and John Murphy, DFA Infrastructure addressed Council regarding Development Charges background study.

19-1 Moved by Spinosa and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of April 16, 2019 and Special Council Meeting of April 23, 2019, as circulated.

CARRIED

2019 – 458

99-99 Moved by Speck and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND accepts Report R&C-2019-06: Community Boathouse update report for information.

LOST

99-99 Moved by Moote and Spinosa

THAT THE COUNCIL OF THE CITY OF WELLAND call the question regarding Report R&C-2019-06: Community Boathouse update report for information.

LOST

2019 – 459

99-110 Moved by Spinosa and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and refers to staff for a report back to General Committee the presentation by Terry Hughes, resident, regarding naming the trails along the waterway.

CARRIED

2019 – 460

02-160 Moved by Chiocchio and DiMarco

THAT THE COUNCIL OF THE CITY OF WELLAND re-establishes Council's corner to its former format prior to April 2017 to allow Councillors to communicate with the public about events and special activities in their wards and the City at the end of Council meetings.

YEAS: Councillors Spinosa, Moote, Van Vliet, Mayor Campion, Green, Speck DiMarco, Richard and Chiocchio.

NAYS: None.

CARRIED

2019 – 461**03-133****11-108**

Moved by Chiocchio and DiMarco

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report P&B-2019-20 being a quarterly summary Report of approved 2019 Community Improvement Plan Incentive Applications between January 1, 2019 and March 31, 2019.

CARRIED**2019 – 462****06-75**

Moved by McLeod and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Derek Ali and John Murphy, DFA Infrastructure regarding Development Charges background study.

CARRIED**2019 – 463****06-156**

Moved by Spinosa and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report TRAF-2019-07: Update to Exotic Animal By-law; and further

THAT Welland City Council approves the amendments and directs the City Clerk to amend Exotic Animal By-law 7540, as amended as follows:

DELETE Section 3 (1)

ADD the following to Section 3

(1) Except as hereinafter provided, no person shall keep any kind of exotic and non-domesticated animal that is, or may be, injurious to human health, on private property, for sale, for exhibition, as a pet or for any other purpose, is hereby prohibited in the City of Welland.

DELETE Section 5

ADD the following:

Section 5 – ISSUE OF AND COMPLIANCE WITH NOTICE

5 (1) An Animal Control Officer may issue to the proper person a notice of removal with respect to any prohibited animal found on the premises or at large, setting out the time and date by which such animals shall be removed from the premises.

5 (2) Every such person shall comply with such notice within the stated time.

DELETE "Section 7(1)" from the note at the bottom of the short form wording schedule and REPLACE with "Section 7".

CARRIED**2019 – 464****10-130**

Moved by Spinosa and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated April 29, 2019 regarding Report PDS 17-2019: Niagara Housing Statement: Affordable Housing Data.

CARRIED**2019 – 465****17-53**

Moved by Van Vliet and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND approves and accepts the tender of Provincial Construction Ltd. as detailed in Report ENG-2019-17 for the Edgar/Elgin Sewer Separation (Phase 2) Church Street, Fell Street, Highland Gardens, Shotwell Street, Elgin Street and Merritt Street; and further

THAT Welland City Council approves the extension of GHD Limited contract as per RFP17-04 to provide contract administration and construction inspection for the Edgar/Elgin Sewer Separation (Phase 2) in the amount of \$181,500.00 plus applicable taxes; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into contract with Provincial Construction Ltd. and GHD Limited to execute the construction.

YEAS: Councillors Richard, Spinosa, Moote, Van Vliet, Mayor Campion, Green, Speck, Chiocchio, McLeod and DiMarco.

NAYS: None.

CARRIED

2019 – 466

18-22 Moved by DiMarco and Spinosa
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report TRAF-2019-08: Residential Rodent Control Rebate Program; and further
THAT Welland City Council approves the Residential Rodent Control Rebate Program, as proposed in this report, with a maximum eligible rebate for the services of a licensed pest control expert of \$200.00 per residential property per calendar year.

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18-22 Moved by DiMarco and Spinosa
THAT Welland City Council approves the Residential Rodent Control Program to be retroactive to May 1, 2018.

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18-22 Moved by Speck and Richard
THAT Welland City Council defers the amendment back to staff for review and report.

CARRIED

18-22 Moved by McLeod and Spinosa
THAT Welland City Council allows residential to apply for the \$200.00 per year.

YEAS: Councillors Spinosa, Moote, Mayor Campion and McLeod.

NAYS: Councillors Richard, Van Vliet, Green, Speck, Chiocchio and DiMarco

LOST

FOLLOWING THE VOTE ON THE AMENDING MOTIONS, THE MAIN MOTION WAS PUT IN ITS ORIGINAL FORM AND

YEAS: Councillors Spinosa, Moote, Van Vliet, Mayor Campion, Speck, Green and McLeod.

NAYS: Councillors Richard, Chiocchio and DiMarco.

CARRIED

2019 – 467

18-43 Moved by Van Vliet and Speck
THAT THE COUNCIL OF THE CITY OF WELLAND rescinds By-law 2018-46; and further
THAT Welland City Council requests that staff be instructed to come back with an Election Sign By-law that is enforceable as the current By-law is not enforceable.

CARRIED

2019 – 468

19-3 Moved by Spinosa and Moote (in block)
THAT THE COUNCIL OF THE CITY OF WELLAND approves the application for lottery licensing for Niagara Safety Village.

CARRIED

2019 – 469

19-4 Moved by Spinosa and Moote (in block)
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated April 29, 2019 regarding Report CSD 16-2019: 2019 Property Tax Policy, Ratios and Rates.

CARRIED

2019 – 470**19-6** Moved by Spinosa and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND declares May 16, 2019 as “Do Something Good For Your Neighbor Day” in the City of Welland.

CARRIED**2019 – 471****19-6** Moved by Spinosa and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND declares the month of May as “Museum month” in the City of Welland.

CARRIED**2019 – 472****19-15** Moved by Green and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND approves the construction of Fire Station #2, as outlined in the City’s approved 10-year Capital Budget Forecast; and further
 THAT Welland City Council approves the financing of this project from the one-time doubling of the Federal Gas Tax payment in 2019 and sale of land proceeds; and further
 THAT Welland City Council directs staff to consolidate and simultaneously issue the tenders for the Fire Headquarters and Training Centre with Fire Station #2.

CARRIED**2019 – 473****19-15** Moved by Green and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND recommends staff enter into an agreement with Mettko Ltd. for the provision of a Hybrid Delivery Model to manage, direct and oversee completion of the new Fire & Emergency Services Station #1; and further
 THAT Welland City Council approves entering into a CCDC14 design - build stipulated contract for this project, and directs the City Clerk to prepare all necessary and appropriate By-laws to enter into a contract with Mettko Ltd.; and further
 THAT Welland City Council directs staff to consolidate the work for the Fire Headquarters and Training Centre with Fire Station #2.

CARRIED**2019 – 474****19-22** Moved by Green and DiMarco

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report TRAF-2019-06: Region Traffic Signal Maintenance Agreement; and further
 THAT Welland City Council authorizes the General Manager, Infrastructure and Development Services/City Engineer to execute the Traffic Signal Maintenance agreement with the Region of Niagara for maintenance and operation of all traffic signals owned by the City of Welland.

CARRIED**2019 – 475****19-46** Moved by Green and DiMarco

THAT THE COUNCIL OF THE CITY OF WELLAND approves the purchase of one (1) compact Sweeper with Suction Hose Attachment from Cubex Ltd. at a cost of \$194,660.20 inclusive of optional features and applicable taxes, as their offering provides best value for the needs of the City, staff productivity, and overall safety; and further
 THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into a purchase agreement with Cubex Ltd. for this equipment.

CARRIED**2019 – 476****19-73** Moved by Spinosa and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated April 29, 2019 regarding Report CSD 29-2019: Bill 142 - Construction Lien Amendment Act, 2017.

CARRIED

BY-LAWS

Moved by McLeod 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.

17-53

BYL 2019 – 54

A By-law to authorize entering into contract with Provincial Construction Ltd. for the Edgar/Elgin Sewer Separation (Phase 2) Church Street, Fell Street, Highland Gardens, Shotwell Street, Elgin Street and Merritt Street; and to amend By-law 2017-57 by extending the contract with GHD Limited.

CARRIED

Moved by Spinosa and Moote (in block)

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.

06-156

BYL 2019 – 55

A By-law to amend By-law 1982-7540, being a By-law regarding the keeping of any kind of exotic or non-domestic animal in the City of Welland.

CARRIED

Moved by Van Vliet and Green

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.

19-1

BYL 2019 – 56

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 7th day of May, 2019.

CARRIED

Councillor Spinosa gave Notice of Motion to the following issue to be presented to Council at the May 21, 2019 Regular Council Meeting.

19-75 THAT THE COUNCIL OF THE CITY OF WELLAND recognizes its responsibility to the community and environment by becoming paper free by the end of the year 2019; and further THAT Welland City Council directs staff to create a report on suitable replacements for paper.

Councillor Moote gave Notice of Motion to the following issue to be presented to Council at the May 21, 2019 Regular Council Meeting.

19-76 THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to develop a climate action plan with the goal of mitigating the City's impact on climate change and preparing for its anticipated effect.

Council adjourned at 9:42 p.m.

These Minutes to be approved and adopted by Motion of Council this 21ST day of May, 2019.

MAYOR

CITY CLERK