



**MINUTES OF**  
**COUNCIL MEETING, NOVEMBER 19, 2019**  
**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 7:00 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

**Members Present:**

Councillors J. Chiochio (until 9:48 p.m.), T. DiMarco, B. Fokkens, B. Green (7:00 p.m.),  
J. Larouche, D. McLeod, A. Moote (5:33 p.m.), G. Speck, L. Spinosa, C. Richard and L. Van Vliet.

**Members of Staff and Others Present:**

Chief Administrative Officer, G. Long  
City Clerk, T. Stephens  
Legislative Assistant, C. Viger (7:00 p.m.)  
Chief, Fire & Emergency Services, B. Kennedy  
General Manager, Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas  
General Manager, Infrastructure and Development Services, T. Fitzpatrick (7:00 p.m.)  
General Manager, Economic Development & Recreation & Culture, D. Degazio  
Manager of Recreation and Culture, R. Dalton (7:00 p.m.)

**2019 - 741**

**19-25**

Moved by Spinosa and Fokkens

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
- A trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization.

**CARRIED**

**2019 - 742**

**19-25**

Moved by McLeod and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:45 p.m. without report.

**CARRIED**

**THE FOLLOWING ITEM WAS ADDED:**

**19-114** A By-law to authorize the entering into contract with Wood Environment & Infrastructure Solutions a Division of Wood Canada Limited for the Dain City Storm water Risk Assessment.

**PRESENTATIONS**

**19-28** Stephen Armstrong, Principal - Armstrong Planning & Project Management, on behalf of Empire Communities Ltd., and Steven Wimmer, Principal - The MBTW Group addressed Council regarding Empire Communities Ltd., Dain City Developments.

**19-19** Richard Dalton, Manager of Recreation and Culture and Steve Zorbas, General Manager of Corporate Services, Chief Financial Officer/Treasurer addressed Council regarding Federal Infrastructure Grant Application for Community Recreation Stream of Funding.

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

**99-90** Kelly Jones, Chair, Welland Downtown Business Improvement Area (WDBIA) addressed Council regarding its 2020 Budget.

**19-4** Councillor McLeod, Chair, Budget Review Committee provided verbal reports on the Budget Review Committee meetings of October 28, 2019 and November 4, and 11, 2019.

**2019 - 743**

**19-1** Moved by Richard and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of November 5, 2019 and Special Council Meeting of November 12, 2019, as circulated.

**CARRIED****2019 – 744****99-90**

**19-4** Moved by Richard and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Kelly Jones, Chair, Welland Downtown Business Improvement Area (WDBIA); and  
THAT THE COUNCIL OF THE CITY OF WELLAND approves the 2020 budget from the Welland Downtown Business Improvement Area as recommended by their board in the amount of \$114,820; and further

THAT Welland City Council authorizes the General Manager, Corporate Services, Chief Financial Officer/Treasurer to make arrangements to levy an amount of \$114,820 against the business operations within the defined area on condition that the required financial statements are submitted to the satisfaction of the General Manager, Corporate Services, Chief Financial Officer/Treasurer.

**(Councillor Spinosa disclosed an interest in this matter, and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he owns property and pays a downtown bia levy).**

**(Councillor McLeod disclosed an interest in this matter, and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he owns property and pays a downtown bia levy).**

**CARRIED****2019 - 745**

**03-59** Moved by Richard and Spinosa

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report TRAF-2019-16: Review of the Clean Yards By-law; and further

THAT Welland City Council approves the Clean Yards By-law as set out in Appendix I; and further

THAT Welland City Council approves the Administrative Penalty By-law for Non-parking Related Offences as set out in Appendix II; and further

THAT Welland City Council amends the Property Standards By-law 2009-108 as amended, as follows:

ADD the following:

16.3 Administrative Penalty By-law 2019-XX applies to each administrative penalty issued pursuant to this By-law.

16.4 Any person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with Administrative Penalty by-law 2019-XX, be liable to pay to the City an administrative penalty.

DELETE: Schedule A of the Property Standards By-law and replace with Schedule A contained in Appendix III.

ADD: Schedule B to the Property Standards By-law contained within Appendix IV.

.....

**03-59** Moved by Speck and Van Vliet  
 THAT Welland City Council removes section 3.13 a) iv from the Clean Yards By-law.

**YEAS:** Councillors Speck and Van Vliet.

**NAYS:** Councillors Larouche, Green, McLeod, DiMarco, Richard, Spinosa,  
 Fokkens, Moote and Mayor Campion.

**LOST**

**03-59** Moved by Speck and  
 THAT Welland City Council add two (2) orders per calendar year.

**NOT PUT**

**03-59** Moved by Speck and Fokkens  
 THAT Welland City Council amends #30 to 14 days (Appendix II).

**LOST**

**FOLLOWING THE LOST VOTES ON THE AMENDING MOTIONS,  
 THE MAIN WAS PUT IN ITS ORIGINAL FORM AND .....**

**CARRIED**

**2019 - 746**

**19-3** Moved by Larouche and Green (in block)  
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the application for lottery licensing for Holy Name Catholic School Council.

**CARRIED**

**2019 - 747**

**19-3** Moved by Larouche and Green (in block)  
 THAT THE COUNCIL OF THE CITY OF WELLAND grants permission to Port Colborne/Welland & District Shrine Club to sell raffle tickets in the City of Welland under authority of Lottery License M810442.

**CARRIED**

**2019 - 748**

**19-4** Moved by McLeod and Spinosa  
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal reports by Councillor McLeod, Chair, Budget Review Committee, regarding its meetings of October 28, 2019, November 4 and 11, 2019.

**CARRIED**

**2019 - 749**

**19-6** Moved by Larouche and DiMarco  
 THAT THE COUNCIL OF THE CITY OF WELLAND proclaims the month of November as "Pancreatic Awareness Month".

**CARRIED**

**2019 - 750**

**19-12** Moved by Spinosa and Fokkens  
 THAT THE COUNCIL OF THE CITY OF WELAND appoints Councillor McLeod to the Corporate Services Chair for the term December 1, 2019 to June 30, 2021 or until another successor has been appointed.

.....

**19-12** Moved by Fokkens and Richard  
 THAT Welland City Council amend the term until June 30, 2020.

**LOST**

**FOLLOWING THE LOST VOTE ON THE AMENDING MOTION,  
 THE MAIN WAS PUT IN ITS ORIGINAL FORM AND .....**

**CARRIED**

**19-12** Moved by Moote and Spinosa  
 THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Van Vliet to the Infrastructure and Development Services Chair for the term December 1, 2019 to November 30, 2020 or until another successor has been appointed.

**CARRIED**

**2019 - 751**

**19-13** Moved by Larouche and Green (in block)  
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Carolyn Ryall, Director, Niagara Region Transportation Services and Frank Tassone, Associate Director, Niagara Region Transportation Engineering, regarding Overview of the Niagara Region Transportation Services 5 Year Forecast.

**CARRIED**

**2019 - 752****19-19**

Moved by Richard and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Richard Dalton, Manager of Recreation and Culture and Steve Zorbas, General Manager of Corporate Services, Chief Financial Officer/Treasurer regarding Federal Infrastructure Grant Application for Community Recreation Stream of Funding.

**CARRIED****2019 - 753****19-19**

Moved by Moote and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report R&C-2019-10: ICIP Grant Application, Community, Culture & Recreation Stream; and further THAT Welland City Council approves a capital investment of \$13,562,500 consisting of five components along the Welland Recreational Corridor, and that the City's share (26.67%) or \$3,617,119 to be funded from the Economic Development Reserve, and included in the 2020 Tax Supported Budget.

**CARRIED****2019 - 754****19-22**

Moved by DiMarco and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND approves Report TRAF-2019-17: 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 to Schedule "I" – MUNICIPAL/ PRIVATE PROPERTY:

SKETCH No.	LOCATION	COMMON NAME
No Sketch	Borden Trail (Parcel No.: 33652)	Shout Communities (Welland) Inc.
No Sketch	Laurier Trail (Parcel No.: 33653)	Shout Communities (Welland) Inc.
No Sketch	85 First Avenue	Chippawa Towers
No Sketch	624 South Pelham Road	Ricks Service Centre

DELETE the following from Schedule "V" – PARKING PROHIBITIONS:

COLUMN 1 STREET	COLUMN 2 SIDE	COLUMN 3		COLUMN 4 PERIOD (TIMES\DAY)
		FROM	TO	
1King Street	East Side	23 metres south of Fifth Street	Fifth Street	AT NO TIME
2King Street	East Side	Third Street	53 metres north of Lincoln Street	AT NO TIME

ADD the following to Schedule "V" – PARKING PROHIBITIONS:

COLUMN 1 STREET	COLUMN 2 SIDE	COLUMN 3		COLUMN 4 PERIOD (TIMES\DAY)
		FROM	TO	
East Main Street	North Side	Ross Street	Patterson Avenue	AT NO TIME
King Street	East Side	43 metres south of Fifth Street	Fifth Street	AT NO TIME
King Street	East Side	Third Street	53 metres north of Lincoln Street	AT NO TIME

DELETE the word "motor" from Section 3.9 (3)

DELETE the following from SCHEDULE "XVII" – PARKING LOTS

Lot #	Lot Name	Control	Rate	Time of Day	Maximum Stay
5	Park Street Lot	Monthly Permit	\$35.00/ Month	Monday to Friday 6am to 6pm	12 Hours
6 Area A	Firehall Parking Lot	Ticket Dispenser	\$1.50/ hour	Monday to Friday 8am to 6pm	10 Hours
6 Area A	Firehall Parking Lot	Monthly Permit	\$35.00/ Month	Monday to Friday 6am to 6pm	12 Hours
6 Area B	Firehall Parking Lot	Parking Meter	\$1.25/ Hour	Monday to Friday 8am to 6pm	10 Hours
8	Plymouth Road Lot	Monthly Permit	\$35.00/ Month	Monday to Friday 6am to 6pm	12 Hours

...continued...

**19-22...cont'd.**

ADD the following to SCHEDULE "XVII" – PARKING LOTS

Lot #	Lot Name	Control	Rate	Time of Day	Maximum Stay
5	Park Street Lot	Monthly Permit	\$35.00/ Month	Monday to Sunday	24 Hours
6 Area A	Firehall Parking Lot	Signage	Free	Monday to Friday 8am to 6pm	10 Hours
6 Area A	Firehall Parking Lot	Monthly Permit	\$35.00/ Month	Monday to Sunday	24 Hours
6 Area B	Firehall Parking Lot	Signage	Free	Monday to Friday 8am to 6pm	10 Hours
8	Plymouth Road Lot	Monthly Permit	\$35.00/ Month	Monday to Sunday	24 Hours

ADD the following to Schedule "XX" – STOP SIGNS

COLUMN 1 HIGHWAY	COLUMN 2 AT	COLUMN 3 FACING TRAFFIC
Clare Avenue	Lynbrook Lane	Northbound on Clare Avenue
Clare Avenue	Lynbrook Lane	Southbound on Clare Avenue

**CARRIED****2019 - 755****19-28** Moved by Larouche and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Stephen Armstrong, Principal - Armstrong Planning & Project Management, on behalf of Empire Communities Ltd., and Steven Wimmer, Principal - The MBTW Group regarding Empire Communities Ltd., Dain City Developments.

**CARRIED****2019 - 756****19-28** Moved by Larouche and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Leslie Bellingham, Director of Development and Communications, Open Arms Mission regarding Current Programs/Services and New Initiative at Open Arms Mission.

**CARRIED****2019 - 757****2019-114** Moved by Fokkens and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes Wood Environment & Infrastructure Solutions (Wood) to complete the Dain City StormWater Risk Assessment as per its proposal dated October 17, 2019 for an amount of \$84,884.00 exclusive of HST.; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into contract with Wood to complete the described work.

**CARRIED****2019 - 758****2019-118** Moved by Green and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the City of Welland Policy for new requirements of Snow Clearing and Storm Water Management Facilities Maintenance in unassumed subdivisions, and inclusion in the Municipal Standards; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to create the new fees for winter maintenance.

**CARRIED****2019 - 759****2019-119** Moved by Larouche and Green (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated November 1, 2019 regarding Report CAO 14-2019: Actions & Resources to Join the Coalition of Inclusive Municipalities.

**CARRIED**

**BY-LAWS**

Moved by Richard and Moote

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.

**19-22**

BYL 2019 - 134

A By-law to establish an administration penalty system for non-parking related offences.

**03-59**

BYL 2019 - 135

A By-law to provide regulations for maintaining land in a clean and clear condition (Clean Yards By-law) and to repeal By-law 10727.

**08-48**

BYL 2019 - 136

A By-law to amend by-law 2009-108, being a By-law prescribing standards for the maintenance and occupancy of property.

**19-22**

BYL 2019 - 137

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, XVII and Part III).

**CARRIED**

Moved by Larouche and Green (in block)

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.

**19-12**

BYL 2019 - 138

A By-law to appoint certain Members of Council as Vice Mayor for the period from December 1, 2019 to November 14, 2022.

**19-14**

BYL 2019 - 139

A By-law to authorize retention of ML Consulting for a Compensation Review of Remuneration of Council.

**19-113**

BYL 2019 - 140

A By-law to cancel city taxes and to cancel a portion of regional taxes for 240 Denistoun Street (File: BROWN 2019-02).

**19-114**

BYL 2019 - 141

A By-law to authorize the entering into contract with Wood Environment & Infrastructure Solutions a Division of Wood Canada Limited for the Dain City Storm Water Risk Assessment.

**CARRIED**

Moved by McLeod and Spinosa

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 - 142

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 19<sup>th</sup> day of November, 2019.

**CARRIED**

Council adjourned at 10:57 p.m.

These Minutes to be approved and adopted by Motion of Council this 3<sup>rd</sup> day of December, 2019.

---

**MAYOR**

---

**CITY CLERK**