



**MINUTES OF THE
MAY 9, 2023 SPECIAL COUNCIL MEETING
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET**

Council met in Committee-of-the-Whole closed to the public at 6:04 p.m. and in open session at 8:04 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

Members Present:

Councillors J. Chiochio, T. DiMarco (virtual until 7:58 p.m.), B. Fokkens, B. Green, M.A. Grimaldi, J. Lee, D. McLeod, A. Moote, C. Richard, S. Setaram, G. Speck, and L. Van Vliet (6:04 p.m. - 7:58 p.m. returned at 8:09 p.m.).

Members of Staff and Others Present:

Chief Administrative Officer, S. Zorbas
Deputy City Clerk, L. Bubanko
Director of Finance/CFO/Treasurer, S. Fairweather
Fire Chief & Community Emergency Management Coordinator, A. Eckhart (virtual)
Director of Infrastructure Services, SM. Millar (virtual)
Director of Planning and Development Services, G. Munday
Director of Community Services, R. Axiak (virtual)
Manager of Economic Development, L. DeChellis (until 9:10 p.m.)
Economic Development Officer, L. Allen (virtual)
Manager of Budgets & Financial Reporting/Deputy Treasurer, E. Pankoff
Manager of Fleet, Equipment and Purchasing, A. Beres (virtual - 8:04 p.m.)
Manager of Business & Community Services, A. Degazio (virtual - 8:04 p.m.)
Capital & Payable Manager, A. Vuksan Scott (virtual - 8:04 p.m.)

2023 - 272**23-25**

Moved by McLeod and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:04 p.m. to consider:

- proposed or pending acquisition or disposition of land by the municipality or local board;
 - *Purchase and Sale of Seeley Street.*
- receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and
 - *Regional Interim Levy Request Transit.*
- 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;
 - *Pending Economic Investment in Welland.*

(Councillor McLeod was not present during Committee-of-the-Whole discussions on a proposed or pending acquisition or disposition of land by the municipality or local board regarding the purchase and sale of Seeley Street).

CARRIED

(Craig Rohe, Upper Canada Consultants, was present during Committee-of-the-Whole discussion on a proposed or pending acquisition or disposition of land by the municipality or local board).

(Kim Mullin, Solicitor, was present during Committee-of-the-Whole discussion on receiving of advice that is subject to Solicitor-Client privilege, including communications necessary for that purpose).

2023 - 273**23-25**

Moved by McLeod and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 8:02 p.m. with report.

CARRIED**PRESENTATION**

- 23-4** Melanie Dugard, Grant Thornton addressed Council regarding the 2022 Consolidated Financial Statements.

DELEGATION

- 04-152** Tom Muir, Welland Soccer Club President, addressed Council regarding an update on the Welland Soccer Club and upcoming season.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS**08-95****23-4**

Councillor Bryan Green, North Welland Business Improvement Area addressed Council regarding the approval of its 2023 proposed budget.

2023 - 274**04-152**

Moved by Richard and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Tom Muir, Welland Soccer Club President, regarding an update on the Welland Soccer Club - Year in Review.

CARRIED**2023 – 275****08-95****23-4**

Moved by Setaram and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Councillor Bryan Green, North Welland Business Improvement Area Board and approves the 2023 budget from the North Welland Business Improvement Area Board as recommended by their board in the amount of \$61,500.00; and further

THAT Welland City Council authorizes the Director of Finance/Chief Financial Officer/Treasurer to make arrangements to levy an amount of \$61,500.00 against the business operations within the defined area on condition that the required financial statements are submitted to the satisfaction of the Director of Finance/Chief Financial Officer/Treasurer.

CARRIED**2023 - 276****23-4**

Moved by Green and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Melanie Dugard, Grant Thornton regarding the 2022 Consolidated Financial Statements.

CARRIED**2023 - 277****23-4**

Moved by Chiocchio and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND approves the Consolidated Financial Statements for The Corporation of the City of Welland (the "Municipality") including the Trust Fund Financial Statement for the year ended December 31, 2022; and further

THAT Welland City Council receives for information the audit findings report pertaining to the audited consolidated financial statements of The Corporation of the City of Welland for the year ended December 31, 2022.

CARRIED**2023 - 278****23-4**

Moved by Speck and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Capital Project Close-out report listed in Appendix A as attached to Report FIN-2023-09; and further

THAT Welland City Council approves the recommended transfers to/from the respective reserves and recommended projects as outlined in Appendix A as attached to Report FIN-2023-09.

CARRIED**2023 - 279****23-4**

Moved by Fokkens and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the year-end and Capital Progress report up to and including December 31, 2022 (FIN-2023-10); and further

THAT Welland City Council approves the 2022 Supported Operating Budget surplus of \$3,356,751 to be allocated as follows; \$1,200,000 to the Operating Surplus Reserve Funds earmarked for debt reduction and the remaining funds of \$2,156,751 to be allocated to the Capital Surplus Reserve Fund.

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23-4 Moved by Fokkens and Lee
THAT THE COUNCIL OF THE CITY OF WELLAND refers Report FIN-2023-10: 2022 Year-End Report to a Budget Review Committee Meeting to be held before June 27, 2023.

YEAS: Lee, Green, Richard, Setaram, Fokkens and Moote.

NAYS: Speck, Chiocchio, McLeod, Grimaldi, Van Vliet and Mayor Campion.

LOST

**FOLLOWING THE LOST MOTION TO REFER, THE MAIN MOTION WAS
PUT IN ITS ORIGINAL FORM AND CARRIED**

(Councillor Fokkens asked to be recorded as opposed to this motion)

2023 - 280

23-6 Moved by Chiocchio and Moote
THAT THE COUNCIL OF THE CITY WELLAND proclaims May 18, 2023 as "SAID Day" in the City of Welland.

CARRIED

2023 - 281

23-46 Moved by Moote and Lee (in block)
THAT THE COUNCIL OF THE CITY OF WELLAND approves the purchase of one (1) complete backhoe loader unit in the amount of \$247,734 inclusive of City portion of tax from Brandt Tractor Ltd. being the lowest priced offering that met specifications and requirements.

CARRIED

2023 - 282

23-46 Moved by Moote and Lee (in block)
THAT THE COUNCIL OF THE CITY OF WELLAND approves the purchase of two (2) complete front mount mower units from Premier Equipment Ltd. being the lowest priced offering that met specifications and requirements.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE (IN-CAMERA)

2023 - 283

23-13 Moved by Moote and Lee (in block)
THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to initiate the payment to the Region of Niagara, as requested in the Region's interim levy by-law, as an interest free loan in the amount of \$1,739,783 to be repaid to the City as net against the first final levy requisition payment to the Region of Niagara.

CARRIED

2023 - 284

23-63 Moved by Lee and Grimaldi
THAT THE COUNCIL OF THE CITY OF WELLAND accepts the offer from 130 Niagara Welland General Partner Inc. to purchase a portion of city owned road allowance on Seeley Street south of Merritt Street; and further
THAT Welland City Council directs staff to prepare all the necessary documentation and By-laws relative to the transfer; and further
THAT the Mayor and City Clerk be authorized to execute all the necessary documents relative to the transfer; and further
THAT Welland City Council directs staff to transfer the proceeds of the sale into the Economic Development Reserve Fund.

YEAS: Lee, Green, Chiocchio, Richard, Grimaldi, Setaram and Mayor Campion.

NAYS: Fokkens, Moote and Van Vliet.

(Councillor McLeod disclosed an interested in a matter and did not take part in the consideration and discussion of same, as he has a family member who lives in the surrounding area).

CARRIED

BY-LAWS ARISING FROM COMMITTEE-OF-THE-WHOLE (IN-CAMERA)

Moved by Chiocchio 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.

23-63

BYL 2023 - 69

A By-law to authorize acceptance of an offer to purchase from 130 Niagara Welland General Partner Inc. for a portion of city owned road allowance on Seeley Street, south of Merritt Street.

(Councillor McLeod disclosed an interested in a matter and did not take part in the consideration and discussion of same, as he has a family member who lives in the surrounding area).

CARRIED

BY-LAWS

Moved by Moote and Lee (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.

23-46

BYL 2023 - 70

A By-law to authorize the purchase of one complete backhoe loader unit from Brandt Tractor Ltd.

23-46

BYL 2023 - 71

A By-law to authorize the purchase of two complete front mount mower units from Premier Equipment Ltd.

23-4

BYL 2023 - 72

A By-law to establish tax rates and to levy taxes for the year 2023.

23-81

BYL 2023 - 73

A By-law to exempt certain lands from Part-Lot Control - Parts 1-6 (inclusive) on Plan 59R17630, Block 243, Registered Plan 59M-504 (65,69,73,77,81,85 Keelson Street), City of Welland.

23-81

BYL 2023 - 74

A By-law to exempt certain lands from Part-Lot Control - Parts 1-4 (inclusive) on Plan 59R17631, Block 244, Registered Plan 59M-504 (91,95,99,103 Keelson Street), City of Welland.

23-81

BYL 2023 - 75

A By-law to exempt certain lands from Part-Lot Control - Parts 1-6 (inclusive) on Plan 59R17632, Block 245, Registered Plan 59M-504, (109, 113, 117, 121, 125, 129 Keelson Street), City of Welland.

23-81

BYL 2023 - 76

A By-law to exempt certain lands from Part-Lot Control - Parts 1-4 (inclusive) on Plan 59R17628, Block 240, Registered Plan 59M-504, (12,22,26,30 Keelson Street), City of Welland.

23-81

BYL 2023 - 77

A By-law to exempt certain lands from Part-Lot Control - Parts 1-7 (inclusive) on Plan 59R17629, Block 241, Registered Plan 59M-504, (36,40,44,48,52,58 Keelson Street), City of Welland.

CARRIED

Moved by Richard and Lee

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.

23-1

BYL 2023 - 78

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 9th day of May, 2023.

CARRIED

Council adjourned at 9:54 p.m.

These Minutes to be approved and adopted by Motion of Council this 6th June, 2023.

MAYOR

CITY CLERK