



## **COUNCIL MEETING, APRIL 4, 2000**

### **CITY HALL, COUNCIL CHAMBERS 411 EAST MAIN STREET**

Council met in Committee-of-the-Whole at 6:40 p.m. and in open session at 7:35 p.m. on the above date.

His Worship Mayor J. Richard Reuter in the Chair.

The open meeting commenced with the playing of the National Anthem.

**Members Present:** Councillors D. Beaudoin, M. Belcastro, V. Bellantino (7:35 p.m.) ,  
F. Champion, C. Forster (6:50 p.m.), D. Fortier, J. Larouche (6:45 p.m.),  
J.L. MacLellan, C. McQueen, S. O'Dell, and J. Spadafora (6:55 p.m.)

**Members of the Staff and Others Present:**

Chief Administrative Officer V. Kerschl  
City Clerk C.A. Stirtzinger  
City Solicitor G. Banks  
Director of Development Services T. Fitzpatrick  
Fire Chief P. Olah  
Director of Operational Services G. Marcello (7:35 p.m.)  
City Treasurer R. Perron  
Recreation Supervisor R. Morwald (7:35 p.m.)  
Clerk Steno III B. Gallaccio  
District School Board of Niagara Chair D. Reilly (7:35 p.m.)

**2000-25** Moved by McQueen and Campion that Council meet in Committee-of-the-Whole, closed to the public at 6:40 p.m. to consider:

- a) the security of the property of the municipality;
- b) labour relations or employee negotiations.

**CARRIED**

***Councillor Spadafora was not present during Committee-of-the-Whole discussions on a security of property matter.***

***Councillor McQueen was not present during Committee-of-the-Whole discussions on a labour relations/employee negotiation matter.***

**2000-25** Moved by McQueen and Campion that the Committee-of-the-Whole arise from its closed meeting at 7:25 p.m. without report.

**CARRIED**

### **DISCLOSURE OF INTEREST:**

Councillor Spadafora disclosed an interest in Ref. No. 98-82 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as his company may bid on the proposed Civic Centre Project.

Councillor Bellantino disclosed an interest in Ref. No. 98-82 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he owns property adjacent to the proposed Civic Centre Project.

### **DELEGATIONS:**

**2000-6** Dianna Kit-Mete, Principal of Quaker Road School and Mike Simpson, Principal of Eastdale School addressed Council regarding Education Week and requested the month of April be declared as "***Education Month***" in the District School Board of Niagara.

**2000-73** Elizabeth Papp Newman, 98 Park Street addressed Council regarding a smoke nuisance on Park Street.

**2000-4** Claire Gerencser, Executive Director, The Welland Heritage Council addressed Council regarding tax increases for the Cultural Halls in Welland.

**99-43** Joe Arvay, on behalf of his father, Jim Arvay representing Eyes on City Hall Committee addressed Council regarding Welland Hydro Restructuring.

**THE FOLLOWING CORRESPONDENCE WAS READ:**

**2000-31** Councillor Larouche presented a petition signed by area residents of Chaffey and Beatrice Streets requesting replacement of playground equipment in Maple Leaf Park.

**THE FOLLOWING CORRESPONDENCE WAS DELETED:**

**91-89** Letter from Mr. B. Carusetta requesting to appear as a delegation regarding the sale of Park Street Parking Lot.

**THE FOLLOWING COMMUNICATIONS WERE RECEIVED:**

**91-89** Park Street Municipal Parking Lot.  
**92-168** Proposed termination of Welland-Port Colborne Rowing Commission.  
**94-102**  
**95-105**  
**2000-4** Amounts to be debentured for various projects.  
**94-164Z** Dir. of Dev. Services T. Fitzpatrick - Removal of Holding Symbol - Application by Fernando Homes Construction Ltd. 810 Clare Avenue.  
**94-172** Extension to Draft Approval; revision to draft plan and amendment to Zoning By-law  
**94-172Z** 2667 - Seaway Estates Subd. - 1346673 Ontario Inc., n/w and east sides of Lancaster Dr., south of Jefferson Court East.  
**94-172Z** A By-law to amend City of Welland Zoning By-law 2667 (1346673 Ontario Inc.- File 2000-2) east side of Lancaster Drive, south of Jefferson Court East.  
**95-105** Final Budget Analysis - Welland Court House.  
**98-46** Transfer of Waste Management Responsibilities to Town of Fort Erie.  
**98-82** Construction costs - Civic Centre Complex.  
**98-82** A By-law to authorize the entering into a contract with Buttcon Limited to provide construction management services for the Welland Civic Centre Complex.  
**99-35** Policy for establishment of Community Safety Zones.  
**99-133** Request to open Matthews Road immediately north of Buchner Road.  
**2000-1** A By-law to adopt, ratify and confirm proceedings of the Council of the Corporation of the City of Welland at its meetings held on the 28<sup>th</sup> day of March, 2000 and 4<sup>th</sup> day of April, 2000.  
**2000-5** Gordon Shapley - requesting financial assistance to attend the XIX Rehabilitation International World Congress - "Citizenship and Diversity in the New Millennium" , Rio de Janeiro, Brazil.  
**2000-5** Holly Johnson, member of the Provincial Girls' Soccer Team - requesting financial assistance.  
**2000-7** City Treas. R. Perron - Accounts Payable Report - Mar 17-29, 2000.  
**2000-9** Proposal for street lighting - 130 Gadsby Avenue.  
**2000-13** Linda Panetta, President, Welland Rose Festival Inc. - request for shuttle bus service from Fitch Street Plaza to Chippawa Park during the Welland Rose Festival Day-in-the-Park event.  
**2000-27**  
**2000-20** Linda Panetta, President, Welland Rose Festival Inc. - request for Special Occasion  
**2000-27** Permits for various events during the Welland Rose Festival.

- 2000-20** Adelard Morin, Club Richelieu - requesting Special Occasion Permit during the **“St. Jean Baptiste Festival”**.
- 2000-21** Carl Damour, Event Chair, Welland Volunteer Fire Company No. 1 - permission to hold the Annual Easter Egg Hunt on Merritt Island.
- 2000-21** William A. Coyle, Criterium Chairperson, Welland Rose Festival - permission to hold
- 2000-27** a bicycle race.
- 2000-22** Amendment to Sch. “A” of Parking Lot By-law 10721 - enforcement of metered parking in various municipal parking lots.
- 2000-22** Parking meters in Municipal Parking Lots.
- 2000-22** A By-law to amend By-law 10721, being a By-law to provide for regulating, supervising and governing the parking of vehicles in various municipal parking facilities.
- 2000-43** Lot Grading / Site Alterations.
- 2000-53** Dir. of Oper. Services G. Marcello - Quotation Award - for provision of top soil.
- 2000-54** A By-law to authorize the acceptance of tender and entering into a contract with Norjohn Limited Emulsion Division for the supply and application of road surface treatment materials.
- 2000-57** A By-law to authorize acceptance of tender from Metro Collision for refurbishing of the Showmobile Trailer.
- 2000-68** Draft Approval Plan of Subd. and Rezoning - Stonegate Estates - Ravenda &
- 2000-68Z** Ravenda Construction Limited, e/s of Colbeck Dr., south of Endicott Terrace.
- 2000-69** Draft Approval Plan of Subd. - Clare Avenue Estates - Vincent Policella Masonry Contractor Limited, w/s of Clare Ave., north of Thorold Rd.
- 2000-70** Dir. of Oper. Services G. Marcello - Tender Award - Tire Maintenance Service.
- 2000-71** Mayor Vance M. Badawey, Port Colborne - requesting support for CanWest Global Communications’ application to establish a new national network.
- 2000-72** Mayor Vance M. Badawey, City of Port Colborne - requesting support for shipbuilding Policy for Canada.
- 2000-74** Steve R. Pandur, Chairperson, Welland Volunteer Firefighters No. 1,2,3,4 - Safe Streets Act, 1999 - Bill 8.

**2000-1** Moved by MacLellan and Larouche that the Minutes of the Regular Council Meeting of March 21, 2000 and Special Council Meeting of March 28<sup>th</sup>, 2000 be and the same are hereby approved and adopted as circulated.

**CARRIED**

**91-89** Moved by Larouche and Campion that Council direct staff to proceed with the sale of the Park Street parking lot; and  
That all proceeds from the sale be deposited in the Parking Reserve Fund.

**CARRIED**

**92-29**

**2000-4** Moved by Campion and Bellantino that Welland City Council support in principle the concept that cultural clubs and non profit halls be included in the assessment classification for “non profit service organizations” and “non profit private clubs” for the purposes of exempting cultural clubs from paying commercial tax rates; and  
That this information be forwarded to the Region of Niagara.

**CARRIED**

**92-29****2000-4**

Moved by Campion and Bellantino that staff review a rebate program for cultural clubs and non profit halls presently affected by commercial property tax rates.

**CARRIED****92-29****2000-4**

Moved by Bellantino and McQueen

Whereas cultural clubs and non profit halls were previously assessed for property tax purposes under residential rates; and

Whereas present legislation has changed the assessment class applied to cultural clubs and non profit halls from residential to commercial; and

Whereas this change has resulted in property tax increases to cultural clubs and non profit halls in the order of 2 to 2.5 times more than previous; and

Whereas this additional cost results in significant losses in funding available for local worthy causes;

Therefore be it resolved that Welland City Council petition the Province of Ontario to amend assessment legislation to include cultural clubs and non profit halls in the assessment classification for non profit service organizations and non profit private clubs for the purposes of exempting cultural clubs and non profit halls from paying commercial tax rates.

**CARRIED****92-168**

Moved by Larouche and Campion that the matter of the proposed termination of the Welland-Port Colborne Rowing Commission and the issue of financial obligations to the City by the South Niagara Rowing Club, be referred to the City Solicitor and Treasury Department staff to meet with representatives of the Rowing Club to negotiate the outstanding issues and report for May 9th General Committee Meeting.

**CARRIED****94-102****95-105****2000-4**

Moved by Larouche and Campion that Report TR 2000-07 requesting direction on amounts to be debentured be referred to the April 11th General Committee Meeting.

**CARRIED****94-164Z**

Moved by Larouche and Campion that the Holding Symbol (H) established by Zoning By-law 10642 as directed by the Ontario Municipal Board for the RM3-X3 Zone affecting 810 Clare Avenue (Part of Lot 236, former Township of Thorold, now in the City of Welland being Part 2, Plan 59R-5056) be removed.

**CARRIED****94-172****94-172Z**

Moved by Larouche and Campion

1. That City of Welland Zoning By-law 2667 be amended for lands on the east side of Lancaster Drive, south of Jefferson Court East (Part of Lot 229, former Township of Thorold, now in the City of Welland) from the existing RM3 Zone to a Site Specific RM3 Zone for proposed Lot 26 to provide for a maximum of three (3) Street Townhouse Dwelling Units, a Minimum Side Yard for an End Unit Adjacent to a Street (west) of 7.0 metres; a Minimum Easterly Exterior Side Yard of 3.0 metres and a Maximum Lot Coverage for a Street Townhouse Dwelling Unit of

...Continued...

**94-172**

**94-172Z...Cont'd.**

- 50%; and to Rezone the remainder of the lands to a Site Specific RM3 Zone to permit a Minimum Side Yard Setback for an End Unit of 3.0 metres except where an End Unit flanks a street and to provide for a Maximum Lot Coverage for a Street Townhouse Dwelling Unit of 50%;
2. That Council approve an extension to Draft Approval for the Seaway Estates Subdivision (File 26T-94011) for an additional one (1) year to March 16, 2001 as requested by John Conlin;
  3. That the City of Welland hereby grants red-line Amendment;
    - (a) to the Seaway Estates Draft Plan of Subdivision, Block B and Part of Block E, Plan M-75 and Part of Lot 229, Township of Thorold, City of Welland, prepared by P. D. Reistma, O.L.S. revision dated December 21, 1999 as revised by the City of Welland on April 4, 2000, showing fifteen (15) semi-detached residential lots, eleven (11) townhouse blocks, an emergency access block (Block 27), a walkway block (Block 28) and several 0.3 metre access control blocks;
    - (b) that the Owner enter into a Subdivision Agreement with the City of Welland;
    - (c) that the Subdivision Agreement between the Owner and the City of Welland be registered by the Municipality against the land to which it applies;
    - (d) that such Easements as may be required for utility and servicing purposes be granted to the appropriate Authority;
    - (e) that the Owner provide Cash-in-Lieu of Parkland Dedication in the amount of 5% of the land included in the Draft Plan to the City of Welland for park purposes pursuant to the provisions of Section 51(5) of The Planning Act, R.S.O., 1990;
    - (f) that the Owner Convey both sections of 'Street A' as shown on the revised Draft Plan to the City of Welland as public highway;
    - (g) that the Owner Convey 'Block 28' as shown on the revised Draft Plan to the City of Welland in a condition satisfactory to the municipality for walkway purposes;
    - (h) that the Owner Convey 'Block 27', as shown on the revised Draft Plan to the City of Welland in a condition satisfactory to the municipality for emergency access purposes;
    - (i) that the Owner Convey Blocks 29, 30, 31 and 32 as shown on the revised Draft Plan to the City of Welland as 0.3 metre reserves for access control purposes;
    - (j) that the Owner construct a decorative wooden fence 1.8 metres in height along the westerly rear lot line of Lots 21 to 24 inclusive, and along the rear lot line of Lot 26 prior to the lots being transferred or occupied, to the satisfaction of the City of Welland;
    - (k) that the Owner submit all municipal servicing drawings and calculations to the Regional Niagara Public Works Department for review and approval on behalf of Ministry of Environment and Energy;
    - (l) that the Owner obtain Ministry of Environment and Energy Certificates of Approval for the Subdivision Servicing Systems prior to the Final Approval and registration of this Plan;
    - (m) that the Owner acknowledge promptly that Draft Approval of this Subdivision does not include a commitment of servicing allocation by the Regional Municipality of Niagara. This will be assigned at the time of Final Approval of the Subdivision for registration purposes;
    - (n) that immediately following Notice of Draft Plan Approval, the Owner shall provide the Regional Municipality of Niagara with a written undertaking that all Offers and Agreements of Purchase and Sale which may be negotiated prior to registration of the Subdivision shall contain a Clause clearly indicating that a servicing allocation for the Subdivision will not be assigned until the Plan is granted Final Approval for registration and, further, that a similar Clause be inserted in the Subdivision Agreement between the Owner and the City of Welland;

...Continued...

**94-172****94-172Z...Cont'd.**

- (o) that prior to Final Approval of the Plan of Subdivision, or to any construction or grading on the subject property, the proponent shall submit to the Ministry of Environment and Energy, Certification from a qualified Engineer that stormwater management for this development is in accordance with the Stormwater Practices, Planning and Design Manual (MOEE, June 1994);
- (p) that prior to Approval of the Plan or any on-site grading, the Ministry of Natural Resources must have reviewed and accepted the following reports and information:
  - (i) the manner in which stormwater will be conveyed from site, including stormwater management techniques in accordance with the current Provincial Drainage and Stormwater Quantity and Quality Guidelines;
  - (ii) a Comprehensive Hydrogeological Investigation which clearly shows the impact of this development and its proposed stormwater management techniques on the quantity and quality of ground and surface water resources as it relates to fish and fish habitat; this Hydrogeological Investigation must include mitigative measures which address any negative effects of this development on fisheries resources. The mitigative measures should be designed to maintain the predevelopment recharge and baseflow augmentation characteristics of the site, and to capture the 'first flush' of stormwater runoff before it leaves the site. Reference should be made to the "Fish Habitat Protection Guidelines for Developing Areas, March 1994" by MNR of the most current document;
  - (iii) the means whereby erosion and sediment and their effects will be minimized on site during and after construction, in accordance with the most current Provincial Guidelines on Erosion and Sediment Control;
  - (iv) the Erosion and Sediment Control Plan for the development site as designed and stamped by a Registered Professional Engineer is to outline all actions to be taken to prevent an increase in the amount and concentration of suspended solids in any waterbody as a result of on-site development or works related to their development. This Plan must present information on site conditions including grain size distribution profiles and infiltration characteristics;
  - (v) site grading plans;
- q) that the Owner agree in the Subdivision Agreement, in wording acceptable to the Ministry of Natural Resources;
  - (i) to clause to be carried out the works referred to in Condition (p);
  - (ii) to maintain all stormwater management and erosion and sediment control structures operating and in good repair during the construction period, in a manner satisfactory to the Ministry of Natural Resources;
- (r) that prior to Approval of the Final Plan, the Owner submit a copy of the Stormwater Management Plan to the St. Lawrence Seaway Authority for review;
- (s) that no grading or construction work shall commence on the site until such time as a Subdivider's Agreement has been entered into, all financial security is in place and the Plan and all documentation is registered on Title;
- (t) if the Owner wishes to request an extension to the Draft Approval period, a written explanation with reasons why the extension is required together with a Resolution from Regional Niagara must be received by the City of Welland prior to the lapsing date;
- (u) prior to granting Approval to the Final Plan, the City of Welland Development Services Department will require written notice from the following Agencies that their respective Conditions have been met satisfactorily:
  - (i) Regional Niagara Public Works for Conditions (k) and (l);

...Continued...

**94-172****94-172Z...Cont'd.**

- (ii) Regional Niagara Planning Services for Conditions (m) and (n), on behalf of the Ministry of Environment and Energy for Condition (o) and on behalf of the Ministry of Natural Resources for Conditions (p) and (q);
- (iii) St. Lawrence Seaway Authority for Condition (r);

**NOTES:**

1. Land required to be registered under the Land Titles Act.
2. An electrical distribution line operating at below 50,000 volts might be located within the area affected by this development or abutting this development. Section 186 - Proximity - of the Regulations for Construction Projects in the Occupational Health and Safety act, requires that no object be brought closer than 3 metres (10 feet) to the energized conductor. It is the proponent's responsibility to be aware, and to make all personnel on site aware, that all equipment and personnel must come no closer than the distance specified in the Act. They should also be aware that the electrical conductors can raise and lower without warning, depending on the electrical demand placed on the line. Warning signs should be posted on the wood poles supporting the conductors stating "DANGER - Overhead Electrical Wires" in all locations where personnel and construction vehicles might come in close proximity to the conductors.
4. Council considers the changes to Conditions minor in nature and therefore written notice under Section 51(45) of The Planning Act is not required.

**CARRIED**

**95-105** Moved by Larouche and Campion that Report DSD 2000-24, Final Budget Analysis for the Welland Court House be referred to the April 11th General Committee Meeting.

**CARRIED**

**98-46** Moved by Larouche and Campion that the correspondence dated February 8, 2000 directed to Mr. Thomas Hollick, Regional Clerk, regarding the Town of Fort Erie's request for transfer of waste management responsibilities, be received for information of Council.

**CARRIED**

**98-82** Moved by Larouche and Campion that Report TR 2000-08 entitled "Construction Costs - Civic Centre Complex" be referred to the April 11th General Committee Meeting.

**CARRIED**

**99-35** Moved by Larouche and Campion that Report TRAF 2000-02 re Policy for Establishment of Community Safety Zones for the City of Welland be referred to the April 11th General Committee Meeting.

**CARRIED**

**99-43** Moved by O'Dell and Forster that the presentation by Mr. Joe Arvay on behalf of the "Eyes on City Hall" regarding the City of Welland operating Welland Hydro on a "for profit" basis be received for information.

**CARRIED**

**99-43** Moved by Spadafora and Forster that Council consider rescinding its motion of December 20, 1999 specifically with respect for operating the new Welland Hydro under the Business Corporation Act (Ontario) on a "for profit" basis.

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**99-43** Moved by O'Dell and Forster that the motion to consider rescinding Council's resolution of December 20, 1999 with respect for operating the new Welland Hydro under the Business Corporation Act (Ontario) on a "for profit" basis be referred to the next Regular Council Meeting.

**LOST**

***FOLLOWING THE LOST VOTE ON THE REFERRAL MOTION,  
THE MAIN MOTION, REQUIRING A TWO THIRDS MAJORITY,  
WAS CONSIDERED AND.....***

**LOST**

**YEAS: Councillors Bellantino, Beaudoin, Fortier,  
O'Dell, McQueen, Forster and Spadafora.**

**NAYS: Councillors Belcastro, Larouche, MacLellan,  
Campion and Mayor Reuter.**

**99-133** Moved by Larouche and Campion that the request by Mr. Phil Fisher, on behalf of Mr. P. Mammoliti, to open Matthews Road, immediately north of Buchner Road, so as to permit development of lands which have been divided by Testamentary Devise, be referred to the April 11th General Committee Meeting.

**CARRIED**

**2000-5** Moved by Larouche and Campion that the letter from Gordon Shapley requesting financial assistance to attend the XIX Rehabilitation International World Congress, re "Citizenship and Diversity in the New Millennium" to be held on August 25-29, 2000 in Rio de Janeiro, Brazil, be received and referred to Community Services staff for consideration in accordance with the City's Policy for Financial Support to Welland Athletes (FIN 001-0007).

**CARRIED**

**2000-5** Moved by Larouche and Campion that the request from Holly Johnson, member of the U14/U15 Female Team Ontario squad, Provincial Girls' Soccer team for financial assistance, be received and referred to Community Services staff for consideration in accordance with the City's Policy for Financial Support to Welland Athletes (FIN 001-0007).

**CARRIED**

**2000-6** Moved by McLellan and Beaudoin that the presentation by Dianna Kit-Mete, Principal of Quaker Road School and Mike Simpson, Principal of Eastdale School regarding Education Month in the District School Board of Niagara, be received for information; and That the Mayor declare the month of April as "**Education Month**" in the District School Board of Niagara.

**CARRIED**

**2000-7** Moved by Larouche and Campion that the Accounts Payable Report - Summary be received and the City Treasurer be instructed to pay the list accounts as follows:

1	17-Mar-00	\$ 208,785.67
2	20-Mar-00	21,561.37
3	23-Mar-00	76,485.42
4	24-Mar-00	183,825.39
5	27-Mar-00	4,076,690.83
6	29-Mar-00	15,666.93

**Total**                    **\$4,583,015.61**

**CARRIED**

**2000-9** Moved by Larouche and Campion that the request for the installation of a streetlight on an existing hydro pole at 130 Gadsby Avenue by Ms. Doreen Calarco be referred to the April 11th General Committee Meeting.

**CARRIED**

**2000-13**

**2000-27** Moved by Larouche and Campion that the letter from the Welland Rose Festival requesting the provision of a shuttle bus service from Fitch Street Plaza to Chippawa Park on June 11, 2000 for the Welland Rose Festival Day-in-the-Park event be received, and referred to Operational Services staff for study and review.

**CARRIED**

**2000-20** Moved by Larouche and Campion that Welland City Council has no objection to the issuance of a Special Occasion Permit to Club Richelieu to hold the "***St. Jean Baptiste Festival***" on June 17 and 18, 2000 at Auberge Richelieu and designates the event as a community festival.

**CARRIED**

**2000-20**

**2000-27** Moved by Larouche and Campion that Welland City Council has no objection to the issuance of Special Occasion Permits to the Welland Rose Festival for events to be held during the month of June, as outlined in Festival President's letter dated March 24, 2000 and designates the events as community festivals.

**CARRIED**

**2000-21** Moved by Larouche and Campion that Welland City Council approve the application of the Welland Volunteer Fire Company No. 1 to hold the "***Annual Easter Egg Hunt***" on Merritt Island on April 22, 2000 subject to the applicant's completion of all conditions of the Policy of Road Use for Community Services.

**CARRIED**

**2000-21**

**2000-27** Moved by Larouche and Campion that Welland City Council approve the application of the Welland Rose Festival to hold the "***Rose Festival Criterium***" (bicycle race) on June 4, 2000 subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

**CARRIED**

**2000-22** Moved by Larouche and Campion that Parking Lot By-law 10721, Schedule "A" be amended to reflect enforcement of metered parking Monday to Friday 8:00 a.m. to 6:00 p.m. in the following municipal parking lots:

- Lot 3 - King Street Parking Lot
- Lot 4 - Frazer Street Parking Lot
- Lot 5 - Park Street Parking Lot
- Lot 6 - Firehall Parking Lot, Areas A, B & C
- Lot 7 - Division Street Parking Lot
- Lot 8 - Plymouth Street Parking Lot
- Lot 9 - Churchill Avenue Parking Lot

**CARRIED**

**2000-22** Moved by Larouche and Campion that Report TRAF 2000-03 re Parking Meters on Parking Lots dated March 28, 2000 be referred to the April 11th General Committee Meeting.

**CARRIED**

**2000-31** Moved by Larouche and O'Dell that Council receive the petition from the area residents of Chaffey Street and Beatrice Street and the surrounding neighbourhood to replace the playground equipment in the Maple Leaf Park; and  
That this petition be referred to Community Services staff for study and review.

**CARRIED**

**2000-43** Moved by Larouche and Campion that Report DSD 2000-23 regarding a Lot Grading and Site Alteration By-law be referred to the April 11th General Committee Meeting.

**CARRIED**

**2000-53** Moved by Larouche and Campion that Council accept the quotation submitted by Compost Niagara for the supply of compost material (F.O.B. the Quarry) at a unit price of \$14.75 per cubic metre; and furthermore,  
That Council accept the quotation submitted by Abe DiMartile for the supply of top soil (F.O.B. the Job Site) at a unit price of \$180.00 per 10 cubic yard truck load in accordance with attached quotations.

**CARRIED**

**2000-68**

**2000-68Z** Moved by Larouche and Campion that Report DSD 2000-18 re draft plan approval of Plan of Subdivision and Rezoning for Stonegate Estates, east side of Colbeck Drive, be received for information of Council.

**CARRIED**

**2000-69** Moved by Larouche and Campion that Report DSD 2000-17 re draft plan approval of Plan of Subdivision for Clare Avenue Estates west side of Clare Avenue, be received for information of Council.

**CARRIED**

**2000-70** Moved by Larouche and Campion that Council accept the tender of Niagara Battery & Tire for the tire Maintenance Service in accordance with the unit prices submitted for the various services.

**CARRIED**

**2000-71** Moved by Larouche and Campion that Welland City Council endorse the resolution from the City of Port Colborne regarding the application of CanWest Global Communications to the Canadian Radio - Television and Telecommunications Commission (CRTC) to establish a new high-quality national network; and  
That the City Clerk be directed to forward a copy of this resolution to the Canadian Radio - Television and Telecommunications Commission (CRTC) and CanWest Global Communications.

**CARRIED**

**2000-72** Moved by Larouche and Campion that Welland City Council support the resolution from the City of Port Colborne to endorse the efforts of the Canadian Committee on Shipbuilding and Policy towards initiating a new and relevant shipbuilding policy for Canada; and further  
That the City Clerk advise the proper authorities accordingly.

**CARRIED**

**2000-73** Moved by Larouche and O'Dell that the petition presented by Elizabeth Papp Newman regarding the smoke nuisance at 94 Park Street, be received for information.

**CARRIED**

**2000-73** Moved by Larouche and O'Dell that staff be directed to report to Council with respect to a direction/inquiry to the Province of Ontario to review the Ontario Building Code Regulations concerning smoke nuisance caused by wood burning stoves, chimney heights and proximity to neighbouring homes.

**CARRIED**

**2000-74** Moved by Larouche and Campion that the letter from Steve R. Pandur, Chairperson, Welland Volunteer Firefighters Nos. 1,2,3,4 regarding new legislation in Ontario known as the Safe Streets Act or Bill 8, which directly impacts the fundraising efforts of the Volunteer Firefighters, be received and referred to the City Solicitor for study and review.

**CARRIED**

### **BY-LAWS**

#### **BY-LAWS PRESENTED FOR FIRST READING:**

1. Moved by McQueen and MacLellan that leave now be given to introduce the following proposed By-laws entitled:

**2000-22**

BYL 2000-34

A By-law to amend By-law 10721, being a By-law to provide for regulating, supervising and governing the parking of vehicles in various municipal parking facilities.

**BY-LAWS PRESENTED FOR FIRST READING...Cont'd.****94-172Z**

BYL 2000-35

A By-law to amend City of Welland Zoning By-law 2667 (1346673 Ontario Inc.- File 2000-2) east side of Lancaster Drive, south of Jefferson Court East.

**2000-54**

BYL 2000-36

A By-law to authorize the acceptance of tender and entering into a contract with Norjohn Limited Emulsion Division for the supply and application of road surface treatment materials.

**98-82**

BYL 2000-37

A By-law to authorize the entering into a contract with Buttcon Limited to provide construction management services for the Welland Civic Centre Complex.

**2000-57**

BYL 2000-38

A By-law to authorize acceptance of tender from Metro Collision for refurbishing of the Showmobile Trailer.

**2000-1**

BYL 2000-39

A By-law to adopt, ratify and confirm proceedings of the Council of the Corporation of the City of Welland at its meetings held on the 28th day of March, 2000 and 4th day of April, 2000.

And that the same be now read a first time.

**CARRIED****BY-LAWS PRESENTED FOR SECOND AND THIRD READING:**

2. Moved by McQueen and MacLellan that the By-laws listed in the foregoing motion for first reading and as reproduced in this Evening's Council Agenda, having been read a first time and considered, be now read a second and third time and do pass, and the Mayor and Clerk do sign and seal the same.

**CARRIED**

Council adjourned at 10:10 p.m.

These Minutes approved and adopted by Motion of Council this 18th day of April, 2000.

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**MAYOR**


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**CLERK**