



COUNCIL MEETING, JUNE 6, 2000

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

Council met in Committee-of-the-Whole at 7:05 p.m. and in open session at 7:30 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 M. Belcastro, V. Bellantino (7:15 p.m.), F. Campion, C. Forster, J. Larouche, C. McQueen, S. O'Dell (7:10 p.m.), and J. Spadafora.

Members of the Staff and Others Present:

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 (7:10 p.m.)

City Treasurer R. Perron

Community Services Director & Acting C.A.O. I. Smith

Assistant Clerk D. Vettori

Human Resources Consultant R. Ker (until 7:20 p.m.)

2000-25 Moved by Belcastro and McQueen that Council meet in Committee-of-the-Whole, closed to the public at 7:05 p.m. to consider:
a) labour relations or employee negotiations.

CARRIED

2000-25 Moved by McQueen and Campion that the Committee-of-the-Whole arise from its closed meeting at 7:20 p.m.

CARRIED

DISCLOSURE OF INTEREST:

Councillor Spadafora disclosed an interest in Ref. No. 2000-31 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as his company may tender on the lighting project.

Councillor McQueen disclosed an interest in Ref. No. 2000-38 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as his parents own property in proximity to the proposed energy plant site on Highway 140.

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 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 in the vicinity of the Civic Centre Project.

Councillor Bellantino disclosed an interest in Ref. No. 2000-83 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he has a client who may be affected by a lot grading policy.

DELEGATIONS:

2000-96 Mr. J. Conlin, Conlin Associates Limited on behalf of Continental Motors (Honda Dealership) requested Council's permission to construct an entrance on West Side Road into the expanded business at 113 Shaw Street.

98-82 Mr. Mike Grimaldi on behalf of "Eyes on City Hall" and Bob McCallion on behalf of the Welland District Labour Council addressed Council regarding the Civic Centre Complex.

2000-38 Ms. K.J. Bennett addressed Council regarding the proposed waste to energy site on Highway #140.

2000-28 Mr. Kelly Stayzer, Past President of the Welland-Pelham Chamber of Commerce addressed Council regarding Hydro restructuring, the Civic Centre Complex and the just completed Call Centre Conference hosted in Welland by the Chamber.

THE FOLLOWING CORRESPONDENCE WAS READ:

- 2000-5** Letter from the Association of Municipalities of Ontario on behalf of the Town of Brockton (Walkerton) requesting financial assistance for the Town's residents as they recover from the effect of the E.coli contaminated water supply.
- 2000-26** Report from Director of Operational Services G. Marcello re Sidewalk Repair and Replacement Program 2000 tender award.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

- 92-53** Dir. of Dev. Services T. Fitzpatrick - Exemption from Site Plan Control, Welland County General Hospital Emergency Room/ Ambulatory Care Project.
- 93-133** Dir. of Dev. Services T. Fitzpatrick - Proposed Amendment to City of Welland Fence By-law 10545.
- 93-133** A By-law to amend City of Welland Fence By-law 10545.
- 94-106** Dir. of Dev. Services T. Fitzpatrick - Mid-Peninsula Corridor Needs Assessment Study.
- 96-100** Reconstruction of River Road between Ross St. and Woodlawn Road
- 96-177** Dir. of Dev. Services T. Fitzpatrick - Development of Phases 2 and 4 - South Pelham Subdivision, Plan 59M-246.
- 96-177** A By-law to lay out, establish and name Blocks 193 and 194, Plan 59M-246 being 0.3 metre reserves for the City of Welland as part of Foxtail Avenue; to lay out, establish and name Block 196, Plan 59M-246 being a 0.3 metre reserve for the City of Welland as part of Lea Crescent; and to lay-out, establish and name Block 199, Plan 59M-246 being a 0.3 metre reserve for the City of Welland as part of Autumn Crescent.
- 97-4**
- 2000-4** City Treas. R. Perron - Transfer of Delinquent Accounts from/to Tax Registration Process.
- 97-41** Decommissioning of UCAR property, 65 Canal Bank St.
- 98-62** Dir. of Dev. Services T. Fitzpatrick - Access Road to St. Andrews Terrace Subd. and Hunters Pointe Golf Course.
- 98-154** A By-law to authorize the purchase of a payroll and human resources software module from Best Software Limited.
- 99-99** Extension of License of Occupation with the Welland Water Ski Club.
- 99-99** A By-law to authorize the acceptance of a quotation from Peninsula Fence for the removal of existing posts and supply and installation of access barriers along the Old Welland Recreational Canal.
- 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 23rd day of May, 1st day of June and 6th day of June, 2000.
- 2000-3** Judy Ziraldo, Fund Dev. & Communications Co-ordin., Canadian Diabetes Association - requesting permission to sell raffle tickets in the City of Welland.
- 2000-4** City Treas. R. Perron - April 2000 Financial Statements.
- 2000-4** City Treas. R. Perron - Adopt Amended 2000 Tax Rates / Levies.
- 2000-4** A By-law to set the 2000 transition ratios and to levy taxes for the year 2000 and to Repeal By-law 2000-46.
- 2000-7** City Treas. R. Perron - Accounts Payable Report - May 11 - May 31, 2000.

- 2000-19** Comm. Rec. Co-ordinator Jayne Kviring - requesting permission to hold annual fireworks during **Canada Day** on July 1, 2000 and during **St. George Family Day** on July 30, 2000.
- 2000-21**Terry Hughes, Mike Burwell Triathlon Executive - permission to hold the "**Mike Burwell Memorial Triathlon**", July 16, 2000.
- 2000-21** Cindy Samson, Chairman, Welland Rose Festival Inc. - requesting permission to hold the "**Children's Fishing Derby**", June 24, 2000.
- 2000-27**
- 2000-22** Amend Sch. "C" of By-law 89-2000 - parking restrictions on Empire St.
- 2000-22** Amend Sch. "P" of By-law 89-2000 - 'stop' conditions on Chippawa St.
- 2000-22** Naming portion of roadway between Dorothy St. and Cross St. as "Court House Lane and amend Sch. "C" of By-law 89-2000.
- 2000-23** 2000 Reimbursable Mileage Rate.
- 2000-31** Main Street Bridge / Merritt Park Lighting - Millennium Project.
- 2000-32** Quotation award for replacement and installation of safety glass - Welland Arena.
- 2000-32** Dir. of Comm. Services I. Smith - quotation award for ice resurfacers.
- 2000-40** Dir. of Dev. Services T. Fitzpatrick - Amendment to City of Welland Tariff of Fees By-law 1999-205.
- 2000-40** A By-law to establish a tariff of fees for planning applications, information reports and applications and to Repeal City of Welland By-law 1999-205.
- 2000-65** A By-law to change the name of that portion of Abbey Road lying west of Green Pointe Drive and east of Northgate Drive to Abbott Street. **THIRD READING**
- 2000-75**Dir. of Dev. Services T. Fitzpatrick - Regional Policy Plan Review - New Environmental Policies for Niagara.
- 2000-84** A By-law to authorize the resurfacing of various roadways within the City of Welland.
- 2000-88**Dir. of Dev. Services T. Fitzpatrick - Development of Local Child Care Plan / Regional Municipality of Niagara Report COM 24-2000.
- 2000-93** Purchase of 1 two-way dump/spreader body.
- 2000-95** Sale of caboose at Prince Charles Dr. and West Main St.
- 2000-95** Dir. of Dev. Services T. Fitzpatrick - City-owned lands - Prince Charles Drive at Riverside Drive.

2000-1 Moved by Larouche and Campion that the Minutes of the Regular Council Meeting of May 16, 2000 and Special Council Meetings of May 23, 2000 and June 1, 2000 be and the same are hereby approved and adopted as circulated.

CARRIED

92-53 Moved by Larouche and McQueen that the Emergency Room expansion at the Welland County General Hospital be exempted from Site Plan Control processes.

CARRIED

93-133 Moved by Bellantino and Larouche that City of Welland Fence By-law 10545 be amended to provide for a visibility triangle of six(6) metres rather than ten (10) metres.

CARRIED

94-106 Moved by Larouche and McQueen that the City of Welland confirm its interest in a partnership with the Regional Municipality of Niagara, the Ministry of Transportation and other Niagara municipalities regarding the undertaking of a Needs Assessment Study relating to the Mid-Peninsula Corridor.

CARRIED

96-100 Moved by Larouche and McQueen that the matter of the reconstruction of River Road between Ross Street and Woodlawn Road be referred to the June 13th General Committee meeting.

CARRIED

96-177 Moved by Larouche and McQueen

1. That Block 199, Plan 59M-246 be dedicated as a public highway and named Autumn Crescent;
2. That Block 196, Plan 59M-246 be dedicated as a public highway and named Lea Crescent; and
3. That Blocks 193 and 194, Plan 59M-246 be dedicated as public highways and named Foxtail Avenue.

CARRIED

97-41 Moved by Larouche and McQueen that Report ENG-2000-27 dated May 23, 2000 concerning the decommissioning of the UCAR property, 65 Canal Bank Street, be received for the information of Council.

CARRIED

97-4

2000-4 Moved by Larouche and McQueen that Council approve the Treasurer's recommendations that:

- a) delinquent account numbers 1 under Commercial, and 2,3,7, 10, 11 and 19 under Residential, listed on Report TR 2000-04, approved by Council on February 15, 2000, be removed from Schedule 'A' and transferred to Schedule 'B', as financial repayment arrangements have been made.
- b) delinquent account number 2, under Commercial, listed on Report TR 97-07, approved by Council on February 18, 1997, be transferred from Schedule 'B' to Schedule 'A' thus be placed under Tax Registration, as the delinquent neglected to maintain the arranged repayment program.

CARRIED

98-62 Moved by Larouche and McQueen that the City of Welland petition the Ministry of Transportation Ontario to name the access road to St. Andrews Terrace Subdivision and sign the roadway accordingly as Daimler Parkway.

CARRIED

98-82 Moved by Forster and O'Dell that the presentation by Mike Grimaldi on behalf of "Eyes on City Hall" and Bob McCallion, Welland & District Labour Council regarding the Civic Centre Complex, be received for information; and

That the three (3) questions proposed by Mr. Grimaldi regarding the Library, the YMCA and the funding methods be addressed at the June 26, 2000 Public Meeting; and further

That Mr. Grimaldi be requested to submit his three (3) questions in writing to ensure that these questions are properly understood and addressed.

CARRIED

99-99 Moved by McQueen and Campion that the current License of Occupation with the Welland Water Ski Club be extended under the present terms and conditions for a period of four (4) months from June 29th to September 29th, 2000; and

That the City Solicitor prepare the necessary amending By-law; and further,

That staff be directed to review this agreement at the end of the term and prepare a report and recommendation for the October 10th General Committee meeting.

CARRIED

2000-3 Moved by Larouche and McQueen that permission is hereby granted to the Canadian Diabetes Association, to sell lottery tickets in the City of Welland under authority of Lottery License #M179733, subject to the receipt of a \$25.00 administration fee for processing of this request.

CARRIED

2000-4 Moved by Larouche and McQueen that the financial reports for the period ending April 30, 2000 be received.

CARRIED

2000-4 Moved by Larouche and McQueen that Council adopt the revised 2000 tax rate structure to reflect recent amendments to the Region General Levy and Education tax rates.

CARRIED

2000-5 Moved by Larouche and McQueen that the request for financial assistance from the Association of Municipalities of Ontario (AMO), on behalf of the Town of Brockton (Walkerton) to assist the Town's citizens as they recover from the effect of the E.coli contaminated water supply, be received and referred to Corporate Services staff for study and review.

CARRIED

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

1.	11-May-00	\$ 191,598.30
2.	12-May-00	139,417.83
3.	16-May-00	315,492.83
4.	18-May-00	1,189,318.06
5.	19-May-00	88,727.61
6.	23-May-00	46,794.30
7.	25-May-00	62,173.28
8.	29-May-00	247,793.25
9.	30-May-00	95,175.93
10.	31-May-00	<u>39,496.87</u>

Total **\$ 2,415,988.26**

CARRIED

2000-19 Moved by Larouche and McQueen that subject to the supervision of the events by a properly licensed person, permission is hereby granted to the Welland Recreation Projects Association to hold fireworks displays on Saturday, July 1, 2000 as part of Canada Day Celebrations at Memorial Park and on Sunday, July 30, 2000 as part of Family Day at St. George Park; and further That staff be directed to ensure that all fireworks used in the City sponsored displays are not manufactured using child labour.

CARRIED

2000-21 Moved by Larouche and McQueen that Welland City Council approve the application for the "**Mike Burwell Memorial Triathlon**" to be held on Sunday July 16, 2000 subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

CARRIED

2000-21

2000-27 Moved by Larouche and McQueen that Welland City Council approve the application Welland Rose Festival Inc. for the "**Children's Fishing Derby**" to be held June 24, 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 McQueen

1. That the City solicitor be requested to prepare a By-law to amend Schedule 'C' of By-law 89-2000 by adding:

COLUMN 1	COLUMN 2	COLUMN 3		COLUMN 4
STREET	SIDE	FROM	TO	PERIOD (TIMES/DAYS)
Empire Street	West Side	Hagar Street	98m North	At No Time

2. That the Director of Operational Services be requested to install the necessary signage in accordance with the Highway Traffic Act.

CARRIED

2000-22 Moved by Larouche and McQueen

1. That the City Solicitor be requested to prepare a By-law to amend Schedule 'P' of By-law 89-2000 by adding the following:

COLUMN 1	COLUMN 2	COLUMN 3
HIGHWAY	SIDE	FACING TRAFFIC
Chippawa Street	Thorold Road	Northbound on Chippawa Street

2. That the Director of Operational Services be requested to install the necessary signage in accordance with the Highway Traffic Act,
3. That a copy of the By-law authorizing the installation of 'Stop' Controls on Chippawa Street at Thorold Road be forwarded to the Region of Niagara for approval.

CARRIED**2000-22** Moved by Larouche and McQueen

1. That the City solicitor be requested to prepare a By-law naming that portion of the roadway between Dorothy Street and Cross Street as "Court House Lane" ;
2. That the City Solicitor be requested to prepare a By-law to amend Schedule 'C' of By-law 89-2000 by adding the following:

COLUMN 1	COLUMN 2	COLUMN 3		COLUMN 4
STREET	SIDE	FROM	TO	PERIOD (TIMES/DAYS)
Court House Lane	North and South Sides	Cross Street	Dorothy Street	At No Time

3. That the Director of Operational Services be requested to install the Street Name signage and 'No Parking' signage as per City Policy and the Highway Traffic Act.

CARRIED**2000-23** Moved by Larouche and McQueen that Council approve:

1. The reimbursable mileage rate payable to City of Welland Members of Council and Employees who use their personal automobiles on Municipal business be established at \$ 0.377 per kilometer, and
2. That the rate listed above be effective as of June 1, 2000, and
3. That in the future, the rate be increased effective the 1st of the month concurring with the passing of the amended rate structure approved by the Region of Niagara.

CARRIED**2000-26** Moved by Larouche and McQueen that Council accepts the tender of A. Poulin Curb Construction Ltd. for the Sidewalk Repair and Replacement Program 2000; and

That the City Solicitor be directed to prepare all necessary and appropriate by-laws to enter into a contract with the said contractor to execute the construction at the tender price of \$145,890.00 plus G.S.T.

CARRIED

2000-28 Moved by Campion and Belcastro that the presentation by Mr. Kelly Stayzer, Past President, Welland Pelham Chamber of Commerce, regarding the Civic Centre Complex, the Hydro restructuring plan and the recently completed and highly successful Call Centre Conference hosted by the Chamber of Commerce, be received for information.

CARRIED

2000-31 Moved by Bellantino and McQueen that City Council supports the project of Lighting the Main Street Bridge/ Merritt Park as a 50-50 partner with a number of community groups. The cost of the project is \$51,500.00 with the City's share - \$25,750.00, from the Canal Funds - Yearly Maintenance Account.

CARRIED

2000-32 Moved by Larouche and McQueen that Council accept the quote for the replacement and installation of safety glass (5 feet high - 72 pieces) in the Welland Arena from 'Aimcon', Orillia, Ontario, at a cost of \$23,100.00 plus GST (Quote #234 C), with funding for the project from the 2000 Community Services Capital Budget.

CARRIED

2000-32 Moved by Larouche and McQueen that Council accept the quote from Resurface Corp. - Elmira, Ontario for the purchase of a Olympia Millennium Ice Resurfacer at a cost of \$58,903.00 including all taxes; this being the lowest quote received.

CARRIED

2000-38 Moved by Bellantino and O'Dell that the presentation and petition by Ms. K.J. Bennett regarding the proposed construction of the waste to energy plant site on Highway #140, be received for information.

CARRIED

2000-40 Moved by Larouche and McQueen that the City of Welland Tariff of Fees By-law 1999-205 regarding Planning Fees be amended to provide that where a subdivision is developed in Phases that an administrative charge of \$500.00 for each Phase after the initial Phase be charged by the City of Welland.

CARRIED

2000-75 Moved by Larouche and McQueen

1. That Report DSD-2000-48 of the Development Services Department dated June 6, 2000 regarding the preparation of new environmental policies as part of the ongoing Regional Policy Plan review be received; and
2. That the City Clerk be directed to send a copy of Report DSD-2000-48 to the Regional Municipality of Niagara Planning and Development Department for information purposes.

CARRIED

2000-83 Moved by Spadafora and Campion that staff be directed to review the City's Lot Grading & Drainage for Subdivisions Policy SER-007-0004 to provide for improved enforcement procedures.

CARRIED

2000-88 Moved by Larouche and McQueen that the City of Welland endorse the proposed approach to gain community input into the development of an Early Childhood Development and Parenting Plan (Local Child Care Plan).

CARRIED

2000-93 Moved by Larouche and McQueen that the matter of the purchase of one (1) two-way dump/spreader body be referred to the Director of Operational Services for further report to the June 13th General Committee meeting on the impact of purchasing this item from the Fleet Management Budget.

CARRIED

2000-95 Moved by Larouche and McQueen

1. That the City of Welland agree to sell the caboose at Prince Charles Drive and West Main Street to Trillium Railway Co. Ltd., for the sum of \$1.00 subject to the caboose, wheels and track materials being removed from the site within 60 days of the approval of the sale.
2. That all works will be covered by the Liability Insurance of the said railway.

CARRIED

2000-95 Moved by Belcastro and Larouche that the City-owned lands located in the northwestern quadrant of the intersection of Prince Charles Drive and Riverside Drive be declared surplus, appraised and offered for sale in accordance with the provisions of the Municipal Act.

NOT PUT

2000-95 Moved by Spadafora and Forster that Report DSD-2000-58 re: City-Owned Lands - Prince Charles Drive at Riverside Drive, be referred to the next General Committee Meeting.

CARRIED

2000-96 Moved by Spadafora and Larouche that Council petition the Region of Niagara to reduce the speed limit on Prince Charles Drive South from Federal Road to Townline Tunnel Road from 80 km/hr to 60 km/hr; and

That the City of Welland agree to implement any Regionally approved access from Prince Charles Drive South into the Continental Motors site during the required Site Plan Control approval process including a left turn lane with costs of said left turn lane being borne by the property owner.

CARRIED

(Councillor O'Dell asked to be recorded as opposed to this Resolution.)

2000-97 Moved by Larouche and O'Dell that the petition, on behalf of the residents of Michigan Street, requesting the City to transfer the 16 foot laneway behind their properties, be received and referred to staff for study and review.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

2000-13 Moved by Spadafora and Campion that Council ratify the negotiated settlement between the Corporation of the City of Welland and the Amalgamated Transit Union, Local 1633, as per the Memorandum of Settlement, dated May 10, 2000; and That the City Solicitor be instructed to prepare the necessary By-law.

CARRIED

BY-LAWS

BY-LAW PRESENTED FOR THIRD READING:

1. Moved by McQueen and Forster that the following proposed By-law, having been given first and second reading on the 2nd day of May, 2000:

2000-65

BYL 2000-49

A By-law to change the name of that portion of Abbey Road lying west of Green Pointe Drive and east of Northgate Drive to Abbott Street.

Be now read a third time and do pass, and the Mayor and Clerk do sign and seal the same.

CARRIED

BY-LAWS PRESENTED FOR FIRST READING:

2. Moved by Belcastro and Larouche that leave now be given to introduce the following proposed By-laws entitled:

2000-40

BYL 2000-70

A By-law to establish a tariff of fees for planning applications, information reports and applications and to Repeal City of Welland By-law 1999-205.

...Continued...

BY-LAWS PRESENTED FOR FIRST READING...Cont'd.**93-133**

BYL 2000-71

A By-law to amend City of Welland Fence By-law 10545.

2000-84

BYL 2000-72

A By-law to authorize the resurfacing of various roadways within the City of Welland.

2000-4

BYL 2000-73

A By-law to set the 2000 transition ratios and to levy taxes for the year 2000 and to Repeal By-law 2000-46.

99-99

BYL 2000-74

A By-law to authorize the acceptance of a quotation from Peninsula Fence for the removal of existing posts and supply and installation of access barriers along the Old Welland Recreational Canal.

96-177

BYL 2000-75

A By-law to lay out, establish and name Blocks 193 and 194, Plan 59M-246 being 0.3 metre reserves for the City of Welland as part of Foxtail Avenue; to lay out, establish and name Block 196, Plan 59M-246 being a 0.3 metre reserve for the City of Welland as part of Lea Crescent; and to lay-out, establish and name Block 199, Plan 59M-246 being a 0.3 metre reserve for the City of Welland as part of Autumn Crescent.

98-154

BYL 2000-76

A By-law to authorize the purchase of a payroll and human resources computer software module from Best Software Limited.

2000-1

BYL 2000-77

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 23rd day of May, 1st day of June and 6th day of June, 2000.

And that the same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

3. Moved by Belcastro and Larouche 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 10:05 p.m.

These Minutes approved and adopted by Motion of Council this 20th day of June, 2000.

MAYOR

CLERK