



COUNCIL MEETING, OCTOBER 3, 2000

CITY HALL, COUNCIL CHAMBERS 411 EAST MAIN STREET

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

Vice Mayor John MacLellan in the Chair.

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

Members Present: Councillors D. Beaudoin, M. Belcastro, V. Bellantino (7:40 p.m.) , F. Champion, C. Forster, D. Fortier (7:40 p.m.), J. Larouche, C. McQueen, S. O'Dell (7:05 p.m.), J. Spadafora and L. Van Vliet.

Members of the Staff and Others Present:

Chief Administrative Officer V. Kerschl

City Clerk C.A. Stirtzinger

City Solicitor G. Banks (7:10 p.m.)

Director of Development Services T. Fitzpatrick

Director of Operational Services G. Marcello (7:50 p.m.)

City Treasurer R. Perron

Assistant Clerk D. Vettori

Engineering Services Co-ordinator L. Ventresca (7:40 p.m.)

Deputy Fire Chief, K. Roach

2000-25 Moved by Larouche and Van Vliet that Council meet in Committee-of-the-Whole, closed to the public at 6:35 p.m. to consider:

- a) the security of the property of the municipality; and
- b) personal matters about an identifiable individual, including municipal employee.

CARRIED

2000-25 Moved by Larouche and Van Vliet that the Committee-of-the-Whole arise from its closed meeting at 7:40 p.m.

CARRIED

DISCLOSURE OF INTEREST:

Councillor Fortier disclosed an interest in Ref. No.2000-68Z and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he owns property near the proposed development of the Stonegate Subdivision.

Councillor Spadafora disclosed an interest in Ref. No. 2000-1 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he was absent at the last regular Council Meeting at which time the Civic Centre Complex was discussed and his Company may tender on this project.

Councillor Bellantino disclosed an interest in general discussion on the Civic Centre Complex during Councillors concerns 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 Spadafora disclosed an interest in general discussion on the Civic Centre Complex during Councillors concerns and did not take part in the consideration and discussion of same, and refrained from voting thereon, as his company may tender on the Civic Centre Project.

DELEGATIONS:

93-100 Mr. John Mastroianni, Chair of the Welland Historical Museum, addressed Council regarding the future of the Museum.

99-28 Mrs. Shirley Perron, Chairperson of the 2000 Food Drive, addressed Council regarding the annual city-wide Food Drive.

91-89 Mr. Barry A. Douglas, Secretary-Treasurer of the Welland Masonic Temple Corporation addressed Council regarding the Park Street Parking Lot.

91-89 Bruno Carusetta of the Rex Hotel addressed Council regarding the offer to purchase Park Street Parking Lot.

2000-115 Claude Caron invited Council to attend a meeting at his house at 379 Southworth Street South on October 13, 2000 at 3:30 p.m. regarding the issue of conveying the lot at 560 Lincoln Street to Habitat for Humanity.

2000-68Z Doug Todd, 50 Riverside Drive and Rob Irvine, 48 Riverside Drive addressed Council regarding the Stonegate Estates Subdivision.

THE FOLLOWING CORRESPONDENCE WAS READ:

2000-128 Recommendation from the Development Commission dated September 25, 2000 **2000-129** regarding Industrial Draft Plans of Subdivision for city-owned industrial lands.

THE FOLLOWING CORRESPONDENCE WAS DELETED:

2000-122 Report from Operational Services Gus Marcello which was to be distributed regarding Kingsway Watermain Replacement at the Seaway Drainage Ditch Crossing.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

91-89 Mr. Barry A. Douglas, Secretary-Treasurer of the Welland Masonic Temple Corporation addressed Council regarding the Park Street Parking Lot.

91-89 Bruno Carusetta of the Rex Hotel addressed Council regarding the offer to purchase Park Street Parking Lot.

92-168 Outstanding financial issues with the South Niagara Rowing Club.

93-100 Mr. John Mastroianni, Chair, Welland Historical Museum, re - Museum future.

93-141 Dir. of Services T. Fitzpatrick - Tourism of Welland Niagara, Canal Observation Area/Jaycee Park.

95-115 Dir. of Oper. Services G. Marcello - Dain City Water Distribution System Performance Assessment.

95-175 Partnering of services with area municipalities.

96-171 Mr. Blaine Warden, President OPSEU 252, Niagara Detention Centre regarding proposed closure of the Detention Centre in Thorold.

97-68 Hobson Avenue Sanitary Sewer Replacement.

97-156 Dir. of Oper. Services G. Marcello - Sewage Environmental Assessment Study Update.

99-4 Budgetary impact of proposed watermain extension on Ridge Rd. from Hwy 140 to Doan's Ridge Rd.

99-4 Extension of services to Cooks Mills area.

99-28 Mrs. Shirley Perron, 2000 Food Drive Chairperson, re - 2000 Food Drive.

99-38 Central West Area Planning and Servicing Review Study.

99-110 Tender of Welland Canal Multi Use Trail.

99-140 Brady & Associates - request for a planning study for North Welland.

2000-1 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 3rd day October, 2000.

2000-3 City Clerk C. Stirtzinger - Lottery Licenses.

2000-5 Request for financial assistance to assist the Town of Brockton from the effect of the E. Coli contaminated water supply.

2000-7 City Treasurer R. Perron - Accounts Payable Report - September 14 - 27, 2000.

2000-21 Roman Olszewski, Technical Coordinator, Ontario Track & Field Association requesting permission to hold the "**Ontario Roadwalking Championships**" on Sunday, October 29, 2000.

2000-21 Khayyam Syne, Principal - requesting permission to hold "**Notre Dame's 25th Annual Pilgrimage**".

2000-22 Wayne S. Anderson, Solicitor on behalf of Mr. Gil Martin, 162 Empire Street regarding parking on the w/s of Empire Street.

2000-55 A By-law to authorize the entering into an Agreement with City of Port Colborne, Town of Pelham and Township of Wainfleet, to change the names of both the Welland-Port Colborne Airport and the Welland-Port Colborne Airport Commission.

- 2000-68Z** Application for Draft plan of subdivision approval and rezoning of the proposed Stonegate subdivision, Colbeck Drive.
- 2000-83** Staff review City's Lot Grading & Drainage for Subdivisions Policy SER-007-0004.
- 2000-95** Dir. of Services T. Fitzpatrick - Road Widening Conveyance to Regional Niagara, Prince Charles Drive at Riverside Drive.
- 2000-97** Petition from residents of Michigan Street requesting the City to transfer 16 foot laneway behind their properties.
- 2000-101** Petition from residents in the vicinity of Dunkirk Road and Dover Court regarding cleanup of CN Railway tracks.
- 2000-113** Lease to supply and deliver one (1) year 2000 John Deere TC 54H Front End Loader.
- 2000-113** Lease to supply and deliver one (1) year 2000 John Deere TC 54H Front End Loader.
- 2000-122** Kingsway Watermain Replacement at the Seaway Drainage Ditch Crossing.
- 2000-122** A By-law to authorize replacement of the Watermain on Kingsway at the Seaway Drainage Ditch Crossing.
- 2000-125** Douglas Fox - drainage at 68 Gladys Avenue.
- 2000-126** Increase of 62.5% Regional Council remuneration.
- 2000-127** Dir. of Oper. Services G. Marcello - Council Approval - Submissions of Applications for Ontario Small Town and Rural Development (OSTAR) - Infrastructure Program Round 1 - Water Engineering Study Projects - Water Construction Projects.

2000-1 Moved by Larouche and Bellantino that the Minutes of the Regular Council Meeting of September 19th, 2000 be and the same are hereby approved and adopted as circulated.

CARRIED

91-89 Moved by O'Dell and Campion that the presentation by Barry A. Douglas, Secretary-Treasurer, Welland Masonic Temple Corporation and the letter and petition from Pastor Stephen Bolhous, Freedom in Christ Ministries opposing the proposed sale of the Park Street Parking Lot be received for information.

CARRIED

91-89 Moved by O'Dell and Campion that the presentation by Bruno Carusetta regarding the purchase of the Park Street Parking Lot be received for information.

CARRIED

92-94 Moved by McQueen and Campion that members of Council who wish to make Notice of Motion be required to provide a written copy before staff deadline for placement on the Council Agenda and such notice shall state at what meeting it will be addressed; and That the City Solicitor be instructed to amend Procedural By-law 9972 accordingly.

CARRIED

92-94 Moved by Fortier and Larouche that Council re-address notification procedures for Special Council Meetings in the new year.

CARRIED

92-168 Moved by McQueen and Beaudoin that the matter of outstanding financial issues with the South Niagara Rowing Club be again referred to Staff for study and review.

CARRIED

93-100 Moved by Forster and O'Dell that the presentation from Mr. John Mastroianni, Chair and Angela Dyck, Curator, Welland Historical Museum regarding the Museum future be received for information.

CARRIED

93-141 Moved by McQueen and Beaudoin that the City of Welland discontinue the Lease between the St. Lawrence Seaway Authority, Lease No. 66-1420, concerning the Jaycee Park/Welland Canal Observation Area in the vicinity of Silverthorn Street on the Welland Canal By-pass berms; and That the City Solicitor be instructed to repeal By-law 10477.

CARRIED

95-115 Moved by O'Dell and McQueen that the report 'Dain City Water Distribution System Performance Assessment' prepared by Earth Tech Canada Inc. dated September 2000 be approved, and That the watermain replacement schedule presented in the report be included in future years capital budget allocation as funds are available, and That staff undertake a joint City of Welland and Region of Niagara Study to assess water quality within the entire City of Welland water distribution system, and That a City-wide computer model of the distribution system be developed in co-operation with the Region of Niagara to monitor and further analyze the water system, and That City staff review with Region of Niagara staff to determine strategic location of the re-chlorination facility.

CARRIED

95-175 Moved by McQueen and Beaudoin that the letter from Michael Higgins, Planner/Assistant to the Clerk, Township of Wainfleet regarding Wainfleet Council's resolution concerning the sharing of services and partnering with neighbouring municipalities be again referred to Councillor O'Dell, Chair, New Governance Committee.

CARRIED

96-171 Moved by Beaudoin and Forster that Council support the request from OPSEU 252 and endorse keeping the Thorold Niagara Detention Centre open and under public ownership; and further That the Clerk advise the proper authorities accordingly.

CARRIED

97-68 Moved by McQueen and Beaudoin that the Director of Operational Services be authorized to proceed with the preparation of plans, and specifications for the replacement of sanitary sewers on Hobson Avenue from Ontario Road to the southerly limit; That the estimated construction cost of \$110,000.00 be funded under the Operating Budget (Capital from Revenue), as allocated in the Revised Sanitary Sewers Capital Budget 2000; That the "minimum three (3) bids" resolution be suspended for this specific project due to the potential conflict between different contractors and construction logistics involved; That the Director of Operational Services be authorized to negotiate with Volsci Construction Co. Inc. of Niagara Falls to extend the contract to include the replacement of sanitary sewers on Hobson Avenue from Ontario Road to the southerly limit and report to Council with recommendations once prices have been confirmed; That the City Solicitor be directed to prepare all necessary and appropriate by-laws to execute same.

CARRIED

97-156 Moved by O'Dell and McQueen that Report ENG 2000-56 regarding the Welland Sewage Environmental Assessment Study be received for information.

CARRIED

99-4 Moved by McQueen and Beaudoin that the extension of services to the "Cooks Mills" area, be again referred to staff for report.

CARRIED

99-4 Moved by McQueen and Beaudoin that the proposed extension of a watermain on Ridge Road from Highway 140 to Doan's Ridge Road, be again referred to staff for a full report on the budgetary impact.

CARRIED

99-28 Moved by Forster and Campion that the presentation by Shirley Perron regarding the annual City-wide Food Drive be received for information, and that Councillors and citizens be encouraged to participate in this community event.

CARRIED

99-38 Moved by McQueen and Beaudoin that all future developments within the Central West Area be required to reference the Central West Area Planning and Servicing Review Study prior to draft plan of subdivision application and/or engineering design;
That Council direct staff to proceed with amendments to the City's Development Charges By-law as recommended by the consultant;
That Council forward a copy of the final report to the Niagara Peninsula Conservation Authority, the Ministry of Natural Resources, Ministry of the Environment and the Region of Niagara for their information and record;
That a 30m (minimum) wide corridor for the west branch of Draper's Creek for approximately 300m east of South Pelham Road to Murdoch Road be established to create an enhanced natural channel, and provide for maximum development potential for the lands;
That existing online ponds east of South Pelham Road on the west branch of Draper's Creek be eliminated when the property they are located on are developed;
That Council direct staff to negotiate with the Region for the signalization of Webber Road at Colbeck Drive for safety reasons as determined within the report;
That Clare Avenue be extended southward from its present location at Lynbrook Lane to meet Webber Road at the time of development of these lands;
That Council pursue negotiations with the Region of Niagara to construct the 600mm diameter trunk watermain on Fitch Street and Clare Avenue as proposed in the Region's "Water Master Servicing Plan;"
That the trunk sanitary sewer be extended from Colbeck Drive to South Pelham Road, and along South Pelham Road to Fitch Street as new development occurs in order to eliminate the existing Fitch Street Pumping Station;
That Council request that the Region construct an adequately sized culvert on the west branch of Draper's Creek under South Pelham Road (south of Fitch Street) to reduce roadway and upstream flooding;
That future developments proceed in accordance with the stormwater management criteria established in the report.

CARRIED

99-110 Moved by McQueen and Beaudoin

- 1) That Welland City Council accept the tender received from Stevensville Lawn Service Inc., of Stevensville in the amount of \$871,940.00 plus GST, being the lowest tender of four (4) tenders received for the construction of the Welland Canal Multi-Use Trail;
- 2) That the City Solicitor be directed to prepare the necessary by-law to enter into a contract with Stevensville Lawn Service Inc. to execute the work.

CARRIED

99-140 Moved by McQueen and Beaudoin that the request from Richard F. Brady of Brady and Associates requesting the initiation of a planning study of North Welland in order to extend the northerly boundary of the City of Welland's urban area, be again referred to Development Services staff for study and review.

CARRIED

2000-3 Moved by McQueen and Beaudoin that a Lottery License be granted to the following: Gordon School - Raffle and Princess Elizabeth School - Bingos.

CARRIED

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

CARRIED

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

1	14-Sep-00	\$ 134,548.12
2	15-Sep-00	350,477.51
3	18-Sep-00	83,863.80
4	19-Sep-00	994,622.29
5	21-Sep-00	161,061.66
6	22-Sep-00	5,883,405.45
7	25-Sep-00	107,634.74
8	26-Sep-00	37,407.75
9	27-Sep-00	32,297.75
	Total	\$7,785,319.07

CARRIED

2000-21 Moved by McQueen and Beaudoin that Welland City Council approve the application of the Ontario Track & Field Association for the "Ontario Roadwalking Championships" on Sunday, October 29, 2000 subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

CARRIED

2000-21 Moved by McQueen and Beaudoin that Welland City Council approve the application for "Notre Dame's 25th Annual Pilgrimage" for the Third World on Sunday, October 29, 2000 subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

CARRIED

2000-22 Moved by Fortier and Larouche that the letter from Mr. Wayne Anderson, Solicitor on behalf of Mr. Gil Martin, owner of Martin Muffler, at 162 Empire Street regarding parking on the West Side of Empire Street be received and referred to Operational Services and Development Services Staff for study and review as soon as possible.

CARRIED

2000-68Z

Moved by Spadafora and Belcastro that

1. That Part of Block 14, Plan M-86 (those lands located within the floodplain, as adjusted by a minor cut/fill) be rezoned a site specific EP Environmental Protection Zone from R1 Single Detached Dwelling – First Density Zone and O-1 Public Open Space Zone;
2. That Part of Block 15, Plan M-86 (those City owned lands with in the floodplain) be rezoned EP Environmental Protection Zone from R1 Single Detached Dwelling – First Density Zone and O-1 Public Open Space Zone;
3. That the City of Welland hereby grants Draft Approval to the proposed Stonegate Estates Subdivision (File 26T-14-20001) developed by Ravenda & Ravenda Construction Limited being composed of Part of Block 14, Plan M-86, based upon a Plan prepared by Conlin Associates Limited, dated 17 December, 1999 containing seven (7) single detached residential lots subject to the following conditions:
 - a) That the Owner enter into a Subdivision Agreement with the City of Welland to be registered on title;
 - b) That any necessary easements required for utility and servicing purposes, including any existing easements, be granted or confirmed to / with the appropriate Authority;
 - c) That the Owner conduct such additional geotechnical investigations for the proposed street in the Plan as may be required by the City Engineer;
 - d) That the Owner conduct individual geotechnical investigations for each lot within the Plan prior to the issuance of any building permit for any dwelling;
 - e) That an appropriate engineering study be undertaken for the balanced cut and fill operation which will indicate that fill volumes within the floodplain will be balanced off by at least an equivalent removal of material in the same general vicinity of the fill area and at each and every 0.3 metre increment of elevation below the floodplain elevation. This report, with supporting mapping, is to be submitted to the NPCA for review and approval.
 - f) That the “revised” floodplain, as determined through the study undertaken through condition e) be placed in a restrictive zone to prevent the placement of any new structures within the regulatory floodplain;
 - g) That a stormwater management report be prepared, which will include detailed lot grading and drainage plans and the means whereby major storm flows will be conveyed across the site and the means whereby water quality will be controlled. This report is to be submitted to the NPCA for review and approval;
 - h) That the developer agrees in the executed subdivision agreement to implement the NPCA approved plans outlined in conditions e) and g) above;
 - i) That the developer agrees in the executed subdivision agreement to provide notice in the Offers of Purchase and Sale for Lots 4, 5, 6 and 7 advising that the rear of each of these lots is situated within the regulatory floodplain and fill regulated area of the Welland River and that no new structural development can occur in the floodplain. This notice should also indicate that any type of development activity within the floodplain is subject to the Fill, Construction and Alteration to Waterways Regulation (O.R. 99/91, as amended) of the NPCA. This notice should also indicate that a natural vegetative buffer strip is to be maintained at the rear of these lots.
 - j) That the Owner acknowledge promptly to the Regional Niagara Planning Department the draft approval of this subdivision does not include a commitment of servicing allocation by the Regional Municipality of Niagara. Servicing allocation will be assigned instead at the time of final approval of this subdivision for registration purposes;

...Continued...

2000-68Z...Cont'd.

- k) That immediately following notice of draft plan approval, the Owner shall provide the Regional Niagara Planning Department with a written undertaking that all offers and agreements of purchase and sale which may be negotiated prior to the registration of the Plan 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;
- l) That the detailed design drawings for the watermain system, the sanitary sewer system including any required downstream sewer improvements and the storm drainage system required to service the Plan be submitted to the Regional Niagara Public Works Department for review and approval;
- m) That Ministry of Environment Certificates of Approval be obtained for the necessary servicing (water, sanitary sewer and storm drainage) for the development prior to final approval of the Plan for registration. (Note: any stormwater management scheme involving quantity control/quality improvement and /or a new outlet to a receiving stream/body of water will require direct approval for the Ministry of Environment, Toronto; attention: Mr. M. Dhella, P. Eng.);
- n) That the Owner agree in the subdivision agreement with the City of Welland to locate in the field the manhole(s) along the Region's trunk sewer main on the property and to adjust the manhole(s) to finished grade;
- o) That a Phase III Environmental Site Assessment (ESA) Report prepared by a qualified consultant be submitted to the Ministry of Environment, the Regional Niagara Planning Department, the NPCA for review, and approval by the NPCA, if required, and to the City of Welland for review and approval. Further, that the Owner agree in the subdivision agreement with the City of Welland to implement the recommendations of the approved Phase III ESA Report;
- p) That any Phase III ESA be subjected to a "Peer Review" process by a qualified consultant to be retained by the City of Welland, at the expense of the Owner;
- q) That following site restoration, a Record of Site Condition (RSC) be prepared by a qualified consultant in accordance with the Revised Guidelines for Use at Contaminated Sites in Ontario , Ministry of Environment, February 1997, as revised, and be submitted to the Ministry of Environment for acknowledgment.
Further, that copies of the Ministry's "acknowledged" RSC be forwarded to the Regional Niagara Planning Department and to the City of Welland;
- r) That a copy of the Ministry's "acknowledged" RSC be registered on the title of all lots within the Plan;
- s) That prior to approval of the final Plan, the Owner submit to the Regional Niagara Planning Department for review and approval a detailed Stormwater Management Plan for the subdivision completed in accordance with the Ministry of Environment document entitled Stormwater Management Practices, Planning and Design Manual, June, 1994, as revised, endorsed by a suitably qualified agreement with the City of Welland to implement the approved Stormwater Management Plan;
- t) That prior to approval of the final plan, the Owner submit to the Regional Niagara Planning Department and to the NPCA for review and approval an Environmental Assessment Report evaluating possible negative impacts of the proposed development on the natural environment and providing detailed recommendations on mitigation. Further, that the Owner agree in the subdivision agreement with the City of Welland to implement the approved Environmental Assessment Report.
Professional Engineer. Further, that the Owner agree in the subdivision.

...Continued...

2000-68Z...Cont'd.

- u) That prior to approval of the final plan, the Owner submit to the City of Welland a Tree Saving or Preservation Plan prepared by a qualified consultant in accordance with the Region's Tree Conservation By-law. Further, that the Owner agree to incorporate the approve Tree Saving or Preservation Plan into the subdivision agreement with the City of Welland. A copy of the approved Tree Saving or Preservation Plan be forwarded to the Regional Niagara Planning Department.
 - v) That the City of Welland Zoning By-law be amended (i) to reflect the revised flood line of the Welland River, as approved by the NPCA and (ii) to prohibit any structures within the floodplain;
 - w) That an archaeological assessment prepared by a qualified consultant be submitted to the Ministry of Citizenship, Culture and Recreation for review and approval. Further, that a copy of the Ministry's approval of the archaeological assessment be forwarded to the Regional Niagara Planning Department.
4. That the Mayor be authorized to sign the Draft Approval and Final Approval Plans for the Stonegate Estates Subdivision once all Conditions of Draft Approval have been satisfied.

CARRIED

2000-83 Moved by McQueen and Beaudoin that staff be directed to review the City's Lot Grading & Drainage for Subdivisions Policy SER-007-0004 to provide for improvement enforcement procedures be again referred to staff for study and review.

CARRIED

2000-83 Moved by Beaudoin and Spadafora that Council direct staff to review the need to deal with lot grading and drainage issues with new and existing subdivisions.

CARRIED

2000-95 Moved by McQueen and Beaudoin that the Mayor and Clerk be authorized to execute a Transfer/Deed of Land on behalf of the City of Welland to convey to the Regional Municipality of Niagara, Part of Lot H.A.R., Plan 1649, now known as Plan 564, in the former Village of Welland, now City of Welland, Regional Municipality of Niagara and being designated as Part 2 on 59R-11139, at the intersection of Prince Charles Drive and Riverside Drive.

CARRIED

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

CARRIED

2000-101 Moved by McQueen and Beaudoin that the petition from residents in the vicinity of Dunkirk Road and Dover Court regarding cleanup of CN Railway tracks, be again referred to staff for study and review.

CARRIED

2000-108 Moved by Beaudoin and Fortier that staff provide a cost estimate for the removal of the current ditches and reconstruction of Thorold Road from Rice Road to South Pelham Road.

CARRIED

2000-113 Moved by McQueen and Beaudoin that Council accept the lease agreement offered by LAS Leasing Program, (Local Authority Services Ltd.), based on the tender from Altech, for supply and delivery of one (1) Forestry 55' Aerial Bucket device on a 35000 GVWR Diesel truck cab and chassis, at a submitted lease price of \$2,147.80 per month over a 59 month lease term, with a mandatory obligation to buy out at \$74,358.50 plus applicable taxes due on the 60th month of the lease term.

CARRIED

2000-113 Moved by McQueen and Beaudoin that Council accept the tender from Ontrac Equipment for the lease to supply and deliver one (1) Year 2000 John Deere TC 54H four wheel drive articulated front end loader, at the submitted lease price of \$3,316.12/month for a lease term of 60 months, with no further financial commitments and no obligation to buy out at the end of lease term.

CARRIED

2000-125 Moved by McQueen and Beaudoin that the matter of Mr. Douglas Fox's drainage complaint be referred to the General Committee Meeting on October 10th, 2000, in order to allow Staff time to view the situation at 68 Gladys Avenue, and prepare a report to Committee outlining options and costs along with comments from the City Solicitor.

CARRIED

2000-126 Moved by McQueen and Beaudoin that the letters from Regional Councillors George Marshall and Bob Muir regarding Regional Council's remuneration increase of 62.5% be received for information.

CARRIED

2000-127 Moved by O'Dell and McQueen that Council approve the submission of an application to 'Ontario Super Build' under the Ontario Small Town and Rural (OSTAR) Development Infrastructure Program for the following projects:

- Welland Distribution Engineering Study as required under Ontario Regulation 459/00
- Pelham Distribution Engineering Study as required under Ontario Regulation 459/00
- Welland/Pelham - Water Quality Performance Assessment Study
- Dain City Watermain Replacement Project(s).
- Letter of Intent under Option 2.

CARRIED

2000-128 Moved by McQueen and Beaudoin that Council approve the recommendation of **2000-129** the Development Commission dated September 25, 2000 and that Development Services staff be directed to initiate Industrial Draft Plans of Subdivision for city-owned industrial lands at:
a) Atlas Avenue north of Canadian Tire Acceptance Limited
b) Hwy 140 - Ridge Road; and
That the Mayor be authorized to execute necessary applications and plans.

CARRIED

2000-130 Moved by Beaudoin and Van Vliet that the petition from the residents of the Summerlea Subdivision and areas surrounding Alexander Kuska School to install a pathway from Quaker Road to the school be received and referred to Operational Services staff for study and review.

CARRIED

2001-4 Moved by Van Vliet and Bellantino that Council cease and desist all budget review meeting discussions regarding the 2001 Budget until after December 1st, 2000.

LOST

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

98-152 Moved by Spadafora and Van Vliet that Council remuneration be increased 5% for **2000-14** the Mayor and Members of Council effective December 1, 2000.

CARRIED

98-152 Moved by Spadafora and Van Vliet that the future remuneration for Council be **2000-14** indexed based on the average future settlements of city employees.

CARRIED

(Councillors O'Dell, Forster and Bellantino asked to be recorded as opposed to this Resolution.)

2000-24 Moved by Campion and Van Vliet that Council approve the Gazda, Holne & Associates Inc. proposed Salary Grid Structure for non union employees including the Economic Development Department effective October 1, 2000; and further That this structure be used as a basis for completing internal reviews and maintaining pay equity.

CARRIED

BY-LAWS

BY-LAWS PRESENTED FOR FIRST READING:

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

99-110

BYL 2000-147

A By-law to authorize the entering into a contract with Stevensville Lawn Service Inc. for the construction of the Welland Canal Multi-Use Trail within the City of Welland.

2000-55

BYL 2000-148

A By-law to authorize the entering into an agreement with City of Port Colborne, Town of Pelham and Township of Wainfleet, to change the names of both the Welland-Port Colborne Airport and the Welland-Port Colborne Airport Commission to Niagara Central Airport and Niagara Central Airport Commission, respectively.

2000-122

BYL 2000-149

A By-law to authorize replacement of the Watermain on Kingsway at the Seaway drainage ditch crossing.

BY-LAWS PRESENTED FOR FIRST READING...Cont'd.**2000-1**

BYL 2000-150

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 19th day of September, 2000.

And that the same be now read a first time.

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

2. Moved by Campion and McQueen 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**NOTICE OF MOTION**

Councillor Forster indicated she will have a Notice of Motion placed on the October 17th Council Meeting Agenda regarding the issue of having staff investigate the possibility of partnering with community agencies to build a permanent shelter and/or assist with providing more affordable housing using the municipal incentive grant reserves. (In accordance with the Resolution passed this evening (Ref. No. 92-94), Councillor Forster must submit this Notice of Motion in writing to the City Clerk no later than Thursday, October 12, 2000 for inclusion on the next Regular Council Meeting Agenda).

Council adjourned at 11:00 p.m.

These Minutes approved and adopted by Motion of Council this 17th day of October, 2000.

CLERK
MAYOR

