



COUNCIL MEETING, JUNE 15, 2004

CITY HALL, COUNCIL CHAMBERS 411 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:10 p.m. and in open session at 7:45 p.m. on the above date.

His Worship Mayor Damian Goulbourne in the Chair.

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

Members Present: Councillors D. Alexander, D. Beaudoin, P. Chiochio, M. Dzugan, D. Fortier, P. Grenier, M. A. Grimaldi, J. Larouche, S. O'Dell, B. Sharpe and J. Spadafora.

Members of the Staff and Others Present:

City Solicitor G. Banks (7:45 p.m.)

City Manager T. Fitzpatrick

General Manager Engineering, Public Works & Transportation Services D. Shantz (7:45 p.m.)

General Manager Financial & Corporate Services/Treasurer B. Silvestri (7:45 p.m.)

Administrative Assistant/Deputy Clerk B. Gallaccio

General Manager of Planning and Development Services D. Thorpe (7:00 p.m.)

Clerk Steno III C. Viger (7:45 p.m.)

Community Fire Safety Officer/Deputy Fire Chief K. Roach (7:45 p.m.)

Community Planner R. DiFelice (7:45 p.m.)

(Employment Services Co-ordinator-Human Resources R. Mantesso was present during Committee-of-the-Whole discussions on labour relations matters)

04-25 Moved by Grenier and Sharpe that Council meet in Committee-of-the-Whole, closed to the public at 6:10 p.m. to consider:

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

CARRIED

04-25 Moved by Larouche and Grenier that the Committee-of-the-Whole arise from its closed meeting at 7:40 p.m.

CARRIED

DISCLOSURE OF INTEREST:

Councillor Alexander disclosed an interest in Ref. No. 97-58 Notice of Motion and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he is Chair of the Festival of Arts.

DELEGATION:

96-48 Mr. C.N. Watson, updated Council on the Development Charges Study.

THE FOLLOWING CORRESPONDENCE WAS READ:

98-82 Report from City Manager T. Fitzpatrick – Award of tender for security access and video surveillance – Civic Square.

THE FOLLOWING CORRESPONDENCE WAS DELETED:

04-105 Report from the Purchasing Clerk – Request for Quote for Water Treatment and Preventative Maintenance for Boilers and Towers.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

96-48 Gen. Mgr. of Planning and Development Services D. Thorpe – Development Charges Background Study Update and New By-law.

- 96-172** A By-law to authorize the sale of Part 22, Plan 59R-1680, being vacant land in the Southwell Industrial Park Subdivision to Anthony Pate, in trust.
- 97-49** Cheryl Miclette, Town Clerk, Town of Pelham – requesting support of its resolution: Niagara Health System.
- 97-77** A By-law to accept the proposal of Reg Redshaw to operate the concession at the Welland Baseball Stadium (Sports Complex).
- 97-85**
- 02-98** Gen. Mgr. of Planning and Development Services D. Thorpe – Disposition of a portion of Nidel's Crescent.
- 97-85**
- 02-98** A By-law to authorize the exchange of land with the Regional Municipality of Niagara, being land located at Nidel's Crescent.
- 98-82**
- 99-99** City Manager T. Fitzpatrick – Fee Proposal for Consulting Services – Canal Lands Landscaping and Parking Lot behind the New Civic Square.
- 99-99**
- 04-04** City Manager T. Fitzpatrick – Funding of Siphon Bridge Replacement.
- 99-117** A By-law to amend By-law 10011, being a By-law to designate fire routes in the City of Welland.
- 2000-107** Gen. Mgr. of Planning and Development Services D. Thorpe – Affordable Housing Program – Community Rental Housing.
- 01-42** Gen. Mgr. of Planning and Development Services D. Thorpe – Draper's Creek Estates Subdivision (File 26T-14-20002) – Request for Extension of Draft Approval.
- 01-43** Gen. Mgr. of Planning and Development Services D. Thorpe – Harvest Estates Subdivision (File 26T-14-20003) – Request for Extension of Draft Approval.
- 01-126** Competitive property assessment system in Ontario.
- 02-170** New recycling initiative proposal.
- 03-31** Proposal to develop a facility at Maple Park.
- 03-121** Gen. Mgr. of Planning and Development Services D. Thorpe – Proposed Subdivider's Agreement with Lea Silvestri Investments Inc. – Whispering Pines Subdivision (File 6T-14-03002) – North of Autumn Crescent, West of Thorold Road.
- 03-121** A By-law to accept the transfer of certain 0.3 metre reserves from Lea Silvestri Investments Inc. to the Corporation of the City of Welland in the Whispering Pines Subdivision (File 26T-14-03002).
- 03-121** A By-law to authorize the signing of a Subdivider's Agreement with Lea Silvestri Investments Inc. with respect to the Development of Whispering Pines Subdivision.
- 03-121** A By-law to accept the transfer of an easement(s) for storm sewers from Lea Silvestri Investments Inc. to the Corporation of the City of Welland in the Whispering Pines Subdivision.
- 03-121** A By-law to lay out, establish and name Block 191, Plan 59M-246 being 0.3 metre reserves for the City of Welland as part of Foxtail Avenue; to lay out, establish and name Parts 2 and 3, Plan 59R-10714 being 0.3 metre reserves for the City of Welland as part of Thorold Road.
- 04-1** 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 15th day of June, 2004.
- 04-3** City Clerk, C.A. Stirtzinger - Licensing of Charitable or Religious Organizations to conduct Bingo Lotteries, Raffle Lotteries, Break Open Ticket Lotteries or Lottery Schemes held at Bazaars with the City of Welland.
- 04-3** Jackie Crow, Marshville Heritage Society Inc. – requesting to sell lottery tickets in the City of Welland.
- 04-4** Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri- Debenture Request 2004.
- 04-6** Derryn V. Gill, Chair, Board of Directors, Spina Bifida & Hydrocephalus Association of Ontario – Requesting the month of June, 2004 be declared as **“Spina Bifida and Hydrocephalus Awareness Month”**.
- 04-7** Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri- Accounts Payable – May 26, 2004 to June 8, 2004.

- 04-13** A By-law to authorize the entering into a service provider contract with Philip Gamsby for the confectionery store located at the Welland Transit Terminal.
- 04-13** Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Award of Tender – Exterior and Interior Transit Bus Advertising.
- 04-13** Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Chassis Refurbishment of Transit Bus #118.
- 04-15** Negotiations/discussions with St. Lawrence Seaway Management Corporation to provide fire protection and other services to ships on the Welland Ship Canal.
- 04-15** Chief, Fire and Emergency Services P. Olah - Shared Use Agreement - Niagara Regional Fire Prevention Vehicle.
- 04-15** Chief, Fire and Emergency Services P. Olah – Spartan Pumper Purchase – Fort Gary Fire Trucks.
- 04-15** A By-law to authorize the entering into an agreement with the Municipalities of St. Catharines, Fort Erie, Grimsby, Niagara Falls, Port Colborne, Lincoln, Niagara-on-the-Lake, Pelham, Thorold, Wainfleet and West Lincoln for the sharing of equipment for the Welland Fire Department.
- 04-21** Request for temporary road closure of Canal Service Road north of Townline Tunnel during the Welland Dragon Boat Festival on June 25 and 26, 2004.
- 04-22** Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Parking Operations – Grace Period Pilot Project.
- 04-22** A By-law to amend Schedules “C” and “Y” of By-law 89-2000, being a By-law regulating Traffic and Parking on City Streets.
- 04-22** A By-law to appoint Traffic Enforcement Officers of the Corporation of the City of Welland to enforce the provisions of Handicapped By-law 9840, Fire Route By-law 10011, and Traffic and Parking By-law 89-2000, at Seaway Mall; and to repeal By-law 2003-185.
- 04-22** A By-law to authorize the entering into an amending agreement with D & B Fries to permit the use of three (3) parking stalls on the eastside of Cross Street for a food vending truck.
- 04-24** A By-law to authorize the appointment of Barry LaPlante as General Manager, Parks and Recreation; and to amend By-law 2002-72.
- 04-60** John K. Bice, City Clerk, Corporation of the City of Thorold – requesting support of its resolution: Federal Taxes Charged on Gas.
- 04-81** A By-law to authorize the acceptance of tenders and entering into contracts with Provincial Maintenance and Mason Pavement Marking Inc. for the supply and application of road traffic paint and pavement markings.
- 04-84** A By-law to authorize conveyance of that part of the Unopened Clare Avenue Road allowance south of Gaiser Road, lying between former Thorold Township Lots 259 and 260.
- 04-87** Paving of the old train path between Colbeck Drive and Thorold Road.
- 04-105** Acting Gen. Mgr., Parks and Recreation R. Morwald - RFQ – Water Treatment and Preventative Maintenance for Boilers and Towers.
- 04-108** Frank and Karen Iannantuono, 49 Highland Gardens, Welland requesting to keep their basketball net installation on city boulevard in front of their home.

04-1 Moved by Larouche and Dzugan that the Minutes of the Regular Council Meeting of June 1, 2004 be and the same are hereby approved and adopted as circulated.

CARRIED

96-48 Moved by Grenier and Sharpe that the presentation by Mr. C.N. Watson regarding an update on the Development Charges Study be received for information.

CARRIED

96-48 Moved by Beaudoin and Grenier that Report PDS-2004-32 dated June 15, 2003 regarding the Development Charges Background Study Update and New By-law be received for information purposes.

CARRIED

97-49 Moved by Beaudoin and Grenier that City Council supports the resolution from the Town of Pelham to request the Minister of Health to investigate the health care needs of the citizens of Niagara; to address the need for a state-of-the-art Regional Hospital and the need for increase funding for specialized services; and That the Clerk advise the proper authorities accordingly.

CARRIED

97-58 Moved by Beaudoin and Grenier that Council strike an Ad Hoc Committee to review and report on the condition and ownership of the murals and to determine the management and options for their maintenance and legacy. (This process shall take place in a timely manner and shall include the owners of the properties that have murals and other stakeholders. The outcome for this committee is to develop and recommend a plan of action that is consistent with policies and public art); and report this information back to this Council.

CARRIED

97-85

02-98 Moved by Beaudoin and Grenier

1. That the City of Welland transfer that portion of Nidel's Crescent being Parts 8 and 19, Plan 59R-3972 to The Regional Municipality of Niagara at no cost;
2. That Regional Niagara transfer to The Corporation of the City of Welland certain lands adjacent to Part 8, Plan 59R-3972 at no cost being the location of the City's water haulage station;
3. That The Regional Municipality of Niagara ensure there is a proper and adequate cul-de-sac created in the vicinity of Part 15, Plan 59R-3972 once Nidel's Crescent is stopped up and closed to the north;
4. That Council's Resolution of September 17, 2002 be rescinded; and
5. That the City Solicitor be authorized to prepare the necessary By-laws.

CARRIED

98-82

99-99 Moved by Alexander and Chiocchio that the City of Welland enter into an agreement with Carruthers Shaw & Partners Limited Architects for the provision of services at an upset cost of \$140,000.00 for the design and inspection of the landscaping and parking lot behind the new Civic Square Complex.

LOST

98-82 Moved by Beaudoin and Grenier that Council approve the proposal received from Pinder's Security Products in the amount of \$60,411.00 plus tax for the supply and installation of security access and video surveillance equipment for the Civic Square Project.

CARRIED

99-99

04-04 Moved by Beaudoin and Chiocchio

1. That the funding for the reconstruction of the siphon bridge deck leading to Merritt Island be from the Canal Reserve Fund as opposed to debenture;
2. That notice of this budget change be given and that the public meeting to finalize this matter be held on July 20, 2004.

LOST

2000-107 Moved by Beaudoin and Alexander that Council receive Report PDS-2004-31 Affordable Housing Program - Community Rental Housing dated June 15, 2004 for information purposes.

CARRIED

01-42 Moved by Alexander and O'Dell that Council approve an extension of Draft Approval for the Draper's Creek Extension Subdivision (File 26T-14-20002) for one (1) year to July 11, 2005 as requested by Victor F. Muratori, Solicitor, on behalf of Gillmora Corporation Limited.

CARRIED

01-43 Moved by Alexander and Chiocchio that Council approve an extension to Draft Plan Approval for the Harvest Estates Subdivision (File 26T-14-20003) for one (1) year to July 11, 2005 as requested by Victor F. Muratori, Solicitor, on behalf of Harvest Investment Corp.

CARRIED

01-126 Moved by Beaudoin and Grenier that the letter from CLT Canada requesting to support, by way of a resolution, the concept of a competitive property assessment system in Ontario be again referred to staff for study and report.

CARRIED

02-170 Moved by Fortier and Alexander that Council recommends that the Niagara Regional Government pursue lobbying the Provincial Government to investigate corporate initiatives in taking responsibility for their recyclable projects such as pop cans, wine and liquor bottles. Other provinces such as Nova Scotia, Quebec and British Columbia have their liquor control agencies cooperate in the recycling program by implementing a deposit fee upon purchasing their goods; and That the Region also investigates the possibility of a partnership with Corporate Ontario in creating possibilities for revenue generating opportunities; and further That the Region initiates discussions with AMO (Association of Municipalities of Ontario) in hopes that they may create a provincial mandate for change.

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02-170 Moved by Spadafora and Sharpe that the matter with respect to a new recycling initiative proposal be referred to the Regular Council Meeting of August 17, 2004.

CARRIED

03-31 Moved by Beaudoin and Grenier that the proposal to develop a facility at Maple Park including meetings with the Sherwood Activity Centre to expedite the needs of the group be again referred to staff for study and report.

CARRIED

03-121 Moved by Sharpe and Beaudoin

1. That the City of Welland enter into a Subdivider's Agreement with Lea Silvestri Investments Inc. with respect to the development of a 29 lot residential development (Whispering Pines) located north of Autumn Crescent, west of Thorold Road (File 26T-14-03002);
2. That the Mayor and Clerk be pre-authorized to execute any necessary documents associated with the Subdivision;
3. That the Mayor be authorized to sign the Final Plan of Subdivision to allow the Plan to be registered once all Conditions of Draft Approval have been met and the Plan has been checked for conformity; and
4. That Staff be authorized to prepare the necessary By-laws.

CARRIED

04-3 Moved by Beaudoin and Grenier that Council amend Schedule 'A' to By-law 10057, being a By-law to provide for the licensing of charitable or religious organizations to conduct bingo lotteries, raffle lotteries, break open ticket lotteries or lottery schemes held at bazaars within the City of Welland.

CARRIED

04-3 Moved by Beaudoin and Grenier that permission is hereby granted to the Marshville Heritage Society Inc. to sell raffle tickets in the City of Welland under authority of Lottery License M395813; subject to the receipt of a \$25.00 administration fee for processing this request.

CARRIED

04-4 Moved by Beaudoin and Grenier that Schedule "A" to Report FIN 04-18 dated June 8, 2004 - Debenture Request 2004 be amended to include \$3,220,000 for the reconstruction of the siphon bridge deck leading to Merritt Island.

CARRIED

04-4 Moved by Beaudoin and Grenier

1. That the City of Welland request the Region of Niagara to issue debentures in the amount of \$14,670,000 in accordance with the terms of the various authorizing by-laws outlined in amended Schedule 'A' to Report FIN 04-18 dated June 8, 2004.
2. That the City Clerk and Treasurer be and they are hereby directed to make available to the said Regional Municipality of Niagara certified copies of all By-laws and Orders of the Ontario Municipal Board applicable and all other information required in this connection, to ensure the issue of the said debentures in the amount of \$14,670,000 for the projects described on the said amended Schedule 'A' to include the reconstruction of the siphon bridge deck leading to Merritt Island.

CARRIED

04-6 Moved by Beaudoin and Grenier that the Mayor declare the month of June as “*Spina Bifida and Hydrocephalus Awareness Month*” in the City of Welland as requested by the Spina Bifida & Hydrocephalus Association of Ontario.

CARRIED

04-7 Moved by Beaudoin and Grenier that the Accounts Payable Report - Summary be received and the City Treasurer be instructed to pay the list accounts as follows:

1	27-May-04	\$	23,484.75
2	28-May-04		82,951.66
3	01-Jun-04		70,745.05
4	02-Jun-04		55,655.25
5	04-Jun-04		510,039.29
6.	07-Jun-04		73,070.15
7.	08-Jun-04		<u>20,072.78</u>
	Total	\$	836,018.93

CARRIED

04-13 Moved by Beaudoin and Grenier

1. That Council approve the request from StreetSeen Media, Brantford to market and maintain the interior and exterior advertising on the conventional fleet for an one (1) year term at a minimum guarantee of \$4,800.00 plus G.S.T. or 40% of net revenue whichever is greater;
2. That Council reduce the letter of credit requirement from 12 months at \$4,800.00 to 4 months at \$1,600.00; and
3. That the City Solicitor be requested to prepare the necessary By-law to enter into an agreement with StreetSeen Media commencing June 1, 2004.

CARRIED

04-13 Moved by Beaudoin and Grenier that Council authorizes Central Transportation Repair of Dunnville to do the chassis refurbishing repairs necessary for Transit Bus # 118, a 1991 35' Orion Model 15 transit vehicle, as per the quotation of March 8, 2004 for a total of \$ 37,315.20 , including tax.

CARRIED

04-15 Moved by Beaudoin and Grenier that the Fire Chief be again directed to continue negotiations/discussions with the St. Lawrence Seaway Management Corporation in an effort to effect a new Agreement for the City of Welland, to provide fire protection and other services to ships on the Welland Ship Canal.

CARRIED

04-15 Moved by Beaudoin and Grenier

1. That the City of Welland enter into an Agreement with all area Municipalities in the Niagara Region for the purpose of sharing the use of a vehicle for fire prevention and public education purposes; and
2. That the City of St. Catharines be permitted to act as Agent for the area municipalities and hold title to the vehicle.

CARRIED

04-15 Moved by Beaudoin and Sharpe

1. That Council authorize staff to negotiate the purchase of a demonstrator vehicle, outside of the normal tendering process.
2. That Council authorize the negotiation for a 2003 demonstrator Spartan Fire Pumper, from Fort Gary Fire Trucks.
3. That funding for this purchase be charged to the 2004 Fleet Capital Budget as approved by Council.

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04-15 Moved by Spadafora and Chiocchio that Report F&ES 2004-08 – Spartan Pumper Purchase – Fort Gary Fire Trucks be referred to the Regular Council Meeting of July 20th, 2004.

CARRIED

04-21 Moved by O'Dell and Spadafora that upon approval of the Welland Recreational Canal Corporation, Welland City Council has no objection for the temporary closure of the Canal Service Road north of Townline Tunnel during the "Welland Dragon Boat Festival" to be held on June 25 and 26, 2004, subject to the applicant's completion of all conditions of the Policy of Road Use for Community Activities.

CARRIED

04-22 Moved by Beaudoin and Sharpe

1. That the current ten minute "grace period" program be discontinued;
2. That Parking Enforcement staff conduct regular enforcement of By-law 89-2000 within the downtown core; and,
3. That Traffic and Parking Operations staff take the appropriate action to program all electronic parking meters with a 5 minute "grace period".

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04-22 Moved by Grenier and Alexander that Report TRAF-2004-17 – Parking Operations – Grace Period Pilot Project be deferred to the General Committee Meeting of September 14th, 2004.

LOST

FOLLOWING THE DEFERRAL MOTION THE MAIN MOTION

WAS PUT AND

CARRIED

(Councillors Alexander, Grenier and Grimaldi asked to be recorded as opposed to this Resolution).

04-60 Moved by Beaudoin and Grenier that the resolution from the City of Thorold to petition the Federal Government to fix the portion of the G.S.T. on the price of gasoline, excluding the Provincial and Federal Excise Taxes and exempt municipal government from paying the G.S.T. portion of the price of gasoline on municipally owned vehicles be received for information.

CARRIED

04-87 Moved by Fortier and Chiocchio that staff investigate the possibility of paving the existing old train rail path from Colbeck Drive travelling north to Thorold Road for the following reasons:

- better accessibility to all residents throughout the year and specifically safety issues in the winter time.
- to study the possibility of partnership with the Region and the private sector to be considered for the budget year of 2005.

CARRIED

04-108 Moved by Alexander and Sharpe that the letter and petition from Frank and Karen Iannantuono of 49 Highland Gardens, Welland requesting an exemption to By-law 9265 to allow the basketball net on city boulevard be received and referred to staff for report and study.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

01-108

04-109

04-110

04-111

04-112 Moved by Dzugan and Beaudoin

1. That Council declare 20-26 East Main Street, 225 East Main Street, 65 Hooker Street and 411 East Main Street surplus to City requirements and offer the properties for sale by way of a Request for Proposal process in accordance with City of Welland Policy SER-013-0011; and
2. That Council declare 17-19 East Main Street surplus to City requirements and offer the property for sale by way of a Request for Proposal process in accordance with City of Welland Policy SER-013-0011 if the previous accepted Offer does not close by June 30, 2004.

CARRIED

04-24 Moved by Dzugan and Spadafora that Council approve the implementation of the new salary structure for Non-Union employees contained in Report HR-04-03 effective January 2004.

CARRIED

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

04-24 Moved by Sharpe and Spadafora

1. That all Non-Union staff receive a 3% increase effective January 1, 2004, and a 3% increase effective January 1, 2005;
2. That all benefits be modified to match those negotiated with C.U.P.E.(if less than existing) for the 2004-2005 contract; and
3. That the City Solicitor be instructed to prepare the necessary By-law.

CARRIED

04-114 Moved by Beaudoin and Fortier that Council declare the lands north of Promenade Richelieu, west of Wellington Street being Parts 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 17, 18 and 19, Plan 59R-7976 and a portion of unopened Roxborough Street surplus to City requirements and offer the properties for sale in accordance with City of Welland Policy SER-013-0011.

CARRIED

BY-LAWS ARISING FROM COMMITTEE-OF-THE-WHOLE

BY-LAW PRESENTED FOR FIRST READING:

1. Moved by Alexander and Chiocchio that leave now be given to introduce the following proposed By-law entitled:

96-172

BYL 2004 - 74

A By-law to authorize the sale of Part 22, Plan 59R-1680, being vacant land in the Southwell Industrial Park Subdivision to Anthony Pate, in trust.

And that the same be now read a first time.

CARRIED

BY-LAW PRESENTED FOR SECOND AND THIRD READING:

2. Moved by Alexander and Chiocchio that the By-law listed in the foregoing motion for first reading 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

BY-LAWS

BY-LAWS PRESENTED FOR FIRST READING:

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

97-77

BYL 2004 - 75

A By-law to accept the proposal of Reg Redshaw to operate the concession at the Welland Baseball Stadium (Sports Complex).

97-85**02-98**

BYL 2004 - 76

A By-law to authorize the exchange of land with the Regional Municipality of Niagara, being land located at Nidel's Crescent.

...continued...

BY-LAWS PRESENTED FOR FIRST READING...CONT'D.:**99-117**

BYL 2004 - 77

A By-law to amend By-law 10011, being a By-law to designate fire routes in the City of Welland.

03-121

BYL 2004 - 78

A By-law to accept the transfer of certain 0.3 metre reserves from Lea Silvestri Investments Inc. to the Corporation of the City of Welland in the Whispering Pines Subdivision (File 26T-14-03002).

03-121

BYL 2004 - 79

A By-law to authorize the signing of a Subdivider's Agreement with Lea Silvestri Investments Inc. with respect to the Development of Whispering Pines Subdivision.

03-121

BYL 2004 - 80

A By-law to accept the transfer of an easement(s) for storm sewers from Lea Silvestri Investments Inc. to the Corporation of the City of Welland in the Whispering Pines Subdivision.

03-121

BYL 2004 - 81

A By-law to lay out, establish and name Block 191, Plan 59M-246 being 0.3 metre reserves for the City of Welland as part of Foxtail Avenue; to lay out, establish and name Parts 2 and 3, Plan 59R-10714 being 0.3 metre reserves for the City of Welland as part of Thorold Road.

04-13

BYL 2004 - 82

A By-law to authorize the entering into a service provider contract with Philip Gamsby for the confectionery store located at the Welland Transit Terminal.

04-15

BYL 2004 - 83

A By-law to authorize the entering into an agreement with the Municipalities of St. Catharines, Fort Erie, Grimsby, Niagara Falls, Port Colborne, Lincoln, Niagara-on-the-Lake, Pelham, Thorold, Wainfleet and West Lincoln for the sharing of equipment for the Welland Fire Department.

04-22

BYL 2004 - 84

A By-law to amend Schedules "C" and "Y" of By-law 89-2000, being a By-law regulating Traffic and Parking on City Streets.

...continued...

BY-LAWS PRESENTED FOR FIRST READING...CONT'D.:**04-22**

BYL 2004 - 85

A By-law to appoint Traffic Enforcement Officers of the Corporation of the City of Welland to enforce the provisions of Handicapped By-law 9840, Fire Route By-law 10011, and Traffic and Parking By-law 89-2000, at Seaway Mall; and to repeal By-law 2003-185.

04-22

BYL 2004 - 86

A By-law to authorize the entering into an amending agreement with D & B Fries to permit the use of three (3) parking stalls on the eastside of Cross Street for a food vending truck.

04-24

BYL 2004 - 87

A By-law to authorize the appointment of Barry LaPlante as General Manager, Parks and Recreation; and to amend By-law 2002-72.

04-81

BYL 2004 - 88

A By-law to authorize the acceptance of tenders and entering into contracts with Provincial Maintenance and Mason Pavement Marking Inc. for the supply and application of road traffic paint and pavement markings.

04-84

BYL 2004 - 89

A By-law to authorize conveyance of that part of the Unopened Clare Avenue Road allowance south of Gaiser Road, lying between former Thorold Township Lots 259 and 260.

04-1

BYL 2004 - 90

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 15th day of June, 2004.

And that the same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

4. Moved by Dzugan 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

NOTICE OF MOTION

In accordance with By-law 9972 as amended by By-law 2001-2 passed on January 16, 2001, Councillor(s) must submit their Notice of Motion(s) in writing no later than Wednesday, July 14, 2004 for inclusion on the next Regular Council Meeting Agenda of July 20, 2004.

94-102

Councillor Chiocchio gave Notice of Motion of the following issue to be presented to Council at the July 20th, 2004 Regular Council Meeting.

That staff be directed to prepare a report for Council dealing with the matter of providing refunds to individuals who were required to pay for the installation of a water meter prior to January, 2004.

Council adjourned at 10:50 p.m.

These Minutes approved and adopted by Motion of Council this 20th day of July, 2004.

MAYOR

CLERK