



COUNCIL MEETING, OCTOBER 2, 2007

CIVIC SQUARE, COUNCIL CHAMBERS 60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:17 p.m. and in open session at 7:42 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 R. Alakas, D. Alexander, M. Belcastro, F. Campion, P. Chiocchio, M. Dzugan, J. Larouche, P. Grenier, R. Letourneau, S. O'Dell, B. Sharpe and L. Van Vliet.

Members of the Staff and Others Present:

City Manager, P. Simmons

General Manager, Communications, Council & Legislative Services/City Clerk, C. Stirtzinger (7:05 p.m.)

Deputy Clerk, B. Gallaccio

Chief, Fire & Emergency Services, D. Prevost (7:05 p.m.)

Manager, Engineering Services L. Ventresca (7:05 p.m.)

General Manager, Financial & Corporate Services/Treasurer, B. Silvestri (7:05 p.m.)

Acting General Manager, Human Resources, R. Mantesso (7:00 p.m.)

General Manager, Parks & Recreation, B. Fenwick (7:15 p.m.)

Communications Assistant, C. Mintoff (7:42 p.m.)

General Manager, Planning & Development Services, D. Thorpe (7:05 p.m.)

Fleet Manager, M. Fortier (7:42 p.m.)

07-25

Moved by Dzugan and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:17 p.m. to consider:

- a) personal matters about an identifiable individual, including municipal or local board employees; and
- b) a proposed or pending acquisition or disposition of land by the municipality or local board.

CARRIED

07-25 Moved by Letourneau and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:32 p.m.

CARRIED**DISCLOSURE OF INTEREST:**

Councillor Van Vliet disclosed an interest in Ref. No. 07-133 and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he is employed at the Regional Municipality of Niagara.

PRESENTATION:

Presentation of plaques on behalf of the AMCTO's new membership service recognition program to Craig Stirtzinger, Gen. Mgr., Communications, Council and Legislative Services/City Clerk and Lucy Keca, Revenue Services Coordinator in recognition for their longstanding commitment to the Association and to the municipal profession.

07-28 Bill Auchterlonie, Chair, Welland Safe Community Partnership addressed Council regarding Safe Communities Canada Day and its activities and presented the Business Safety Ambassador Award to the following representatives of GDX Automotive: Steve Smith, Plant Manager; and Doug Whidden, Co-chair JHSC.

07-132 N'CAST representatives Ron Walker, Helen Santek and Sarah Pruyn addressed Council regarding the Trade Investment Labour Mobility Agreement (TILMA).

BOARDS, AGENCIES, COMMISSIONS REPORT(S)

07-133 B. Friesen, Director, Waste Management Services, Region of Niagara addressed Council regarding the Niagara Region Waste Management Level of Service and Rate Study.

Elections Ontario

07-131 Dianna Kit Mete, Referendum Resource Officer for the electoral District of Welland and Area addressed Council regarding the Elections Ontario Referendum.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

05-158 A By-law to authorize the retention of MHPM Projects Managers Inc. to provide consulting services for the proposed Sports Complex at Woodlawn Road.

06-59 Gen. Mgr. Planning and Development Services, D. Thorpe - Proposed By-law to remove the Holding (H) Symbol from lands on the east side of Prince Charles Drive south and west of the Welland Recreational Waterway, municipally known as 330 Prince Charles Drive south (Part Lot 27, Concession 6) (File 2006-09).

06-59 A By-law to amend Zoning By-law 2667 upon the application of Pointe of View Developments and the Corporation of the City of Welland to remove the Holding Symbol "H" from certain lands on the east side of Prince Charles Drive south, west of Welland Recreational Waterway known municipally as 330 Prince Charles Drive South.

- 07-1** 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 2nd day of October, 2007.
- 07-3** Heather Horton, Kiwanis Club of Welland Inc. – requesting to sell bingo cards in the City of Welland.
- 07-28** Bill Auchterlonie, Chair, Welland Safe Community Partnership – Safe Communities Canada Day and its activities. Presentation of the Business Safety Ambassador Award to the following representatives of GDx Automotive: Steve Smith, Plant Manager; Phil Lustri, Human Resources Manager; Tom O’Laughlin, Co-chair JHSC; and Doug Whidden, Co-chair JHSC.
- 07-42** Ontario Municipal Board re: Order No. 2436 – Proposed amendment to By-law 2667, 530 Thorold Road.
- 07-46** Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Purchase of “Two” New 2008 Crew Cab Pick-up 10,000 LB. G.V.W. Trucks complete with Wilcox Service Body.
- 07-131** Dianna Kit Mete, Referendum Resource Officer for the electoral District of Welland and Area – Elections Ontario Referendum.
- 07-132** N’CAST representatives re: Trade Investment Labour Mobility Agreement (TILMA).
- 07-133** B. Friesen, Director, Waste Management Services, Region of Niagara re: Niagara Region Waste Management Level of Service and Rate Study.

07-1 Moved by Dzugan and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of September 11, 2007, September 18, 2007 and September 25, 2007, as circulated.

CARRIED

02-160 Moved by Campion and O’Dell
 THAT THE COUNCIL OF THE CITY OF WELLAND reviews its Procedural By-law in order to change the intent of General Committee meetings so that matters discussed at General Committee are referred to the next Regular Council meeting for approval by Council.

NOT PUT

02-160 Moved by Sharpe and Alexander
 THAT THE COUNCIL OF THE CITY OF WELLAND refers the matter regarding a review of its Procedural By-law in order to change the intent of General Committee meetings to General Committee at an appropriate time in the future.

CARRIED

06-59 Moved by Chiocchio and Belcastro
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the removal of the Holding (H) Symbol on lands described as Part of Lot 27, Concession 6 on the east side of Prince Charles Drive South and west of the Welland Recreational Waterway, municipally known as 330 Prince Charles Drive South to permit the development of three (3), four (4) storey walk-up apartment buildings with site specific regulations; and further
 THAT Welland City Council authorizes Staff to prepare the necessary By-law.

CARRIED

07-3 Moved by Chiocchio and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND grants permission to the Kiwanis Club of Welland Inc. to sell bingo cards in the City of Welland under authority of Lottery License M459829; subject to the receipt of a \$25.00 administration fee for processing this request.

CARRIED

07-22 Moved by Campion and Dzugan

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to review and amend its traffic calming procedure so as to include the consultation of all affected area residents and report back to Council.

CARRIED

07-24 Moved by Van Vliet and Dzugan

THAT THE COUNCIL OF THE CITY OF WELLAND requests that the replacement of non-union staff be reviewed by the City Manager, Human Resources Department, and the General Manager of the area and that this review be done to determine if replacements are required.

CARRIED

07-28 Moved by Van Vliet and Letourneau

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Bill Auchterlonie, Chair, Welland Safe Community Partnership regarding Safe Communities Canada Day and its activities.

CARRIED

07-42 Moved by Chiocchio and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the order of the Ontario Municipal Board in the matter of a Council's refusal or neglect to enact a proposed amendment to Zoning By-law 2667 to rezone lands respecting 530 Thorold Road from R2 – Single Detached Dwelling – Secondary Density Zone to Site Specific RM3 – X22 to permit the proposed construction of a 2-storey four-plex; and further

THAT Welland City Council directs the Clerk to file the OMB ordered amending By-law as By-law 2007-143.

CARRIED

07-46 Moved by Grenier and Sharpe

THAT THE COUNCIL OF THE CITY OF WELLAND approves the purchase from Performance Chrysler of "two" new 2008 crew cab pick-up 10,000 G.V.W. complete with Wilcox service body for \$116,110.56 PST included, as per the 2007 Fleet Capital Replacement Program.

CARRIED

07-131 Moved by Alakas and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Dianna Kit Mete, Referendum Resource Officer for the electoral District of Welland and Area regarding the Elections Ontario Referendum.

CARRIED

07-132 Moved by O'Dell and Letourneau

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Ron Walker, Helen Santek and Sarah Pruyn, representatives of N-CAST regarding the Trade Investment Labour Mobility Agreement (TILMA) and further;

THAT Welland City Council supports the resolution presented by N-CAST representatives and requests the Government of Ontario to enter into a clear, open debate revealing all of the potential ramifications TILMA or

like agreement(s) between any/all of the provinces of Canada, to the local municipalities and the public of Ontario and that the Clerk advise the Association of Municipalities of Ontario (AMO) and the Federation of Canadian Municipalities (FCM).

CARRIED

(Councillor Van Vliet asked to be recorded as opposed to this resolution).

07-133

Moved by Dzugan and Alakas

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Barry Friesen, Director, Waste Management Services, Region of Niagara regarding the Niagara Region Waste Management Level of Service and Rate Study.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

07-24

Moved by Chiocchio and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Rosanne Mantesso as General Manager, Human Resources, effective October 1, 2007; and further;

THAT Welland City Council directs the Clerk to prepare the necessary By-law.

CARRIED

BY-LAWS

BY-LAWS PRESENTED FOR FIRST READING:

1. Moved by Chiocchio and Belcastro

THAT THE COUNCIL OF THE CITY OF WELLAND now gives leave to introduce the following proposed By-laws entitled:

05-158

BYL 2007 – 150

A By-law to authorize the retention of MHPM Projects Managers Inc. to provide consulting services for the proposed Sports Complex at Woodlawn Road.

06-59

Byl 2007 – 151

A By-law to amend Zoning By-law 2667 upon the application of Pointe of View Developments and the Corporation of the City of Welland to remove the Holding Symbol "H" from certain lands on the east side of Prince Charles Drive south, west of Welland Recreational Waterway known municipally as 330 Prince Charles Drive South.

07-1

Byl 2007 – 152

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 2nd day of October, 2007.

And that same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

2. Moved by Chiocchio and Belcastro
 THAT THE COUNCIL OF THE CITY OF WELLAND having read a first time and considered the By-laws listed in the foregoing motion as reproduced in this Evening's Council Agenda, be now read a second and third time and do pass, and the Mayor and Clerk do sign and seal 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, October 10, 2007 for inclusion on the next Regular Council Meeting Agenda of October 16, 2007.

Councillor Chiocchio gave Notice of Motion of the following issue to be presented to Council at the October 16, 2007 Regular Council Meeting:

06-84 THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to investigate the creation of a Seniors Advisory Committee and report back to Council by the end of 2007 with the terms of reference for Council's review and approval.

Councillor Alexander gave Notice of Motion of the following issue to be presented to Council at the October 16, 2007 Regular Council Meeting:

07-137 THAT THE COUNCIL OF THE CITY OF WELLAND lead by example by developing and implementing a best practices 3R plan in its facilities; and further THAT Welland City Council work on a broader facility initiative by partnering with area institutions such as hospitals, schools and other local organizations.

Council adjourned at 9:56 p.m.

These Minutes approved and adopted by Motion of Council this 16th day of October, 2007.

MAYOR

DEPUTY CLERK