



COUNCIL MEETING, DECEMBER 18, 2007

CIVIC SQUARE, COUNCIL CHAMBERS 60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:33 p.m. and in open session at 7:40 p.m. and again in Committee-of-the-Whole at 8:52 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

Deputy Clerk, B. Gallaccio

Chief, Fire & Emergency Services, D. Prevost

General Manager, Engineering, Public Works & Transportation Services/City Engineer, D. Shantz

General Manager, Financial & Corporate Services/Treasurer, B. Silvestri

General Manager, Human Resources, R. Mantesso

General Manager, Parks, Facilities, & Leisure Services, B. Fenwick

Records Clerk, C. Viger (7:40 p.m.)

General Manager, Planning & Development Services, D. Thorpe

Manager, Business & Operations, S. Fischer (7:40 p.m.)

Chief Building Official, M. Mantesso (7:40 p.m. until 8:00 p.m.)

07-25 Moved by Letourneau and Alakas

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:33 p.m. to consider:

- a) the security of the property of the municipality or local board;
- b) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and
- c) the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

(Councillor Grenier was not present during Committee-of-the-Whole discussions on a Security of Property matter).

07-25 Moved by Alakas and Alexander

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:30 p.m. without report.

CARRIED

PRESENTATION:

Community Involvement Recognition

Presentation of plaque by Paul Grenier to Wayne Zatorski.

BOARDS, AGENCIES, COMMISSIONS REPORT(S)

99-99 Stephen Fischer, Manager, Business & Operations and Michael Lottridge, Secretary/Treasurer, Welland Recreational Canal Corporation (WRCC) addressed Council regarding the 3rd quarter budget report and activity update.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED:

99-99 Stephen Fischer, Manager, Business & Operations and Michael Lottridge, Secretary/Treasurer, Welland Recreational Canal Corporation (WRCC) addressed Council regarding the 3rd quarter budget report and activity update.

2000-43

2000-83 A By-law to establish and adopt a municipal standards manual for development of properties with the City of Welland.

02-160 Gen. Mgr., Communications, Council and Legislative Services/ City Clerk, C. Stirtzinger – Memorandum – Revision to Committees Subject to Closed Meeting Investigator.

03-133 Gen. Mgr., Planning and Development Services, D. Thorpe – The Big Deal – The NBA Brownfields Conference, October 16-17, Chicago, Illinois.

04-126 Gen. Mgr., Planning and Development Services, D. Thorpe – New Dog Control and Licensing By-law.

05-87 A By-law to exempt certain lands from Part-Lot Control – located on Cardinal Crescent and Falcon Drive, in the Webber Estates Subdivision (Plan 59M-359), City of Welland.

06-22 Gen. Mgr. Engineering, Public Works & Transp. Serv./City Engineer D. Shantz – Downtown Infrastructure Improvements update.

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 18th day of December, 2007.

07-148 A By-law to permit an Encroachment onto the Santone Avenue Road allowance to benefit the owners from time to time of the property known municipally 403 Broadway.

06-156 A By-law to provide for the Licensing, Control and Regulation of Dogs.

07-152 City of Welland and Town of Pelham Joint Meeting Minutes of October 20, 2007.

07-153 Dean Iorfida, City Clerk, City of Niagara Falls – Surplus tax dollars.

07-154 Susan Daniels, Deputy City Clerk, City of Thorold – Municipal Representation at Regional Council.

07-155 Robert Fulton, Senior Surveyor, Ministry of Transportation – Order-In-Council – 132/2006 – Woodlawn Road Hwy. 406 – P5064-0031.

07-1 Moved by Belcastro and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meetings of November 27, 2007 and December 4, 2007, as circulated.

CARRIED

99-99 Moved by Belcastro and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Stephen Fischer, Manager, Business and Operations, and Michael Lottridge, Secretary/Treasurer regarding the Welland Recreational Canal Corporation's 3rd quarter budget report and activity update.

CARRIED

02-160 Moved by Campion and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND revises Schedule "A" (Boards and Committees subject to Closed Meeting Investigator) to By-law 2007-178 being the Procedural By-law for the Corporation, to exclude the Accessibility Advisory Committee and Heritage Welland from Schedule "A".

CARRIED

03-133 Moved by Campion and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives Report PDS-2007-100 – "The Big Deal" - for information purposes.

CARRIED

04-126 Moved by Campion and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND approves a new Dog Control and Licensing By-law as described in Report PDS-2007-99; and further

THAT Welland City Council directs Staff to consider options for a Dog Control Appeal Committee for the City of Welland; and further

THAT Welland City Council repeals existing Dog Control By-laws 6540, 9494, 10715, and 10979, upon passage of a new Dog Control and Licensing By-law.

CARRIED

06-22 Moved by Grenier and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND receives the update on the Downtown Infrastructure Improvements, as provided in REPORT TRAF-2007-24; and further

THAT Welland City Council approves the following locations as Gateway or Directional locations; East Main Street at Ross Street, Niagara Street at Riverbank Street, West Main Street at Prince Charles Drive and King Street at Lincoln Street; and further

THAT Welland City Council endorses the Smarter Niagara Incentives Program and directs staff to apply for funding for the Downtown Improvements Program.

CARRIED

07-152 Moved by Campion and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Minutes from the City of Welland and Town of Pelham Joint Meeting dated October 20, 2007.

CARRIED

07-153 Moved by O'Dell and Alakas

THAT THE COUNCIL OF THE CITY OF WELLAND endorses the resolution from the Niagara Falls City Council urging the Federal Government to share its surplus with Canadian Municipalities for infrastructure and quality of life for its citizens.

CARRIED

07-154 Moved by Campion and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives and refers the resolution from the City of Thorold confirming its continued support of the current composition, and representation, of the Regional Municipality of Niagara with a Regional Chair and thirty (30) Regional Councillors from the area municipalities to General Committee in the New Year.

CARRIED

07-155 Moved by Campion and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Order-In-Council – 132/2006 – from the Ministry of Transportation regarding the transfer of part of Woodlawn Road to the Regional Municipality of Niagara; and part of Brown Road to the City of Welland.

CARRIED

07-156 Moved by Sharpe and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the report submitted by Councillor Alexander regarding Federation of Canadian Municipalities Duties.

CARRIED

BY-LAWS

BY-LAWS PRESENTED FOR FIRST READING:

1. Moved by Campion and Grenier

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

2000-43

2000-83

BYL 2007 – 197

A By-law to establish and adopt a municipal standards manual for development of properties with the City of Welland.

05-87

BYL 2007 – 198

A By-law to exempt certain lands from Part-Lot Control – located on Cardinal Crescent and Falcon Drive, in the Webber Estates Subdivision (Plan 59M-359), City of Welland.

continued...

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

06-156

BYL 2007 – 199

A By-law to provide for the Licensing Control and Regulation of Dogs.

07-148

BYL 2007 – 200

A By-law to permit an Encroachment onto the Santone Avenue Road allowance to benefit the owners from time to time of the property known municipally 403 Broadway.

07-1

BYL 2007 – 201

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 18th day of December, 2007.

And that same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

2. Moved by Campion and Grenier

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

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

07-25 Moved by Sharpe 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 8:52 p.m. to consider:

- a) the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

07-25 Moved by Belcastro and O'Dell
THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 8:54 p.m. without report.

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, January 9, 2008 for inclusion on the next Regular Council Meeting Agenda of January 15, 2008.

Council adjourned at 8:55 p.m.

These Minutes approved and adopted by Motion of Council this 15th day of January, 2008.

MAYOR

DEPUTY CLERK