



**MINUTES OF
COUNCIL MEETING, FEBRUARY 2, 2010**

**CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET**

Council met in Committee-of-the-Whole closed to the public at 5:24 p.m. and in open session at 7:04 p.m. on the above date.

His Worship Mayor Damian Goulbourne in the Chair.

Members Present:

Councillors R. Alakas, D. Alexander (6:35 p.m.) , M. Belcastro, F. Campion, P. Chiocchio, M. Dzugan, J. Larouche (5:41 p.m.) , P. Grenier, R. Letourneau, S. O'Dell, B. Sharpe and L. Van Vliet.

Members of the Staff and Others Present:

City Manager, C. Stirtzinger

Acting City Clerk, C. Mintoff

General Manager, Engineering, Public Works & Transportation Services/City Engineer, S. Iannello

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

General Manager, Human Resources, R. Mantesso

General Manager, Parks, Facilities, Recreation & Cultural Services, B. Fenwick

General Manager, Planning & Development Services, D. Thorpe

Records Clerk, C. Viger (7:05 p.m.)

Community Development/Volunteer Coordinator, S. Doherty (7:05 p.m. – 7:13 p.m.)

Market Square Coordinator, B. Booth (7:05 p.m.)

10-25 Moved by Van Vliet and Dzugan

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 5:24 p.m. to consider:

- a) the security of the property of the municipality or local board;
- b) personal matters about an identifiable individual, including municipal or local board employees;
- c) a proposed or pending acquisition or disposition of land by the municipality or local board;
- d) labour relations or employee negotiations;
- e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
- f) for the purpose of training and educating members of Council; and further

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Craig Stirtzinger, City Manager as Acting City Clerk during Committee-of-the-Whole discussions on personal matters in the absence of the Acting City Clerk.

CARRIED

(Councillor Alakas was not present during Committee-of-the-Whole discussions on Labour Relations or Employee Negotiations and Security of the Property of the Municipality or Local Board).

10-25 Moved by Alexander and Sharpe

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:52 p.m. without report.

CARRIED

DELEGATION:

10-28 Mr. Stephen Passero, South Niagara Big Brothers Big Sisters addressed Council relative to promoting their "In School Mentoring Program".

PUBLIC HEARING PURSUANT TO SECTION 357 – TAX WRITE-OFFS

- No one was present to speak to this matter.

There being no submissions the hearing was concluded.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEE REPORTS

10-28 Mayor's Youth Advisory Committee Chair, Brandon Laing, Megan Matkowski, and Brittany DeVos addressed Council regarding updates on activities for 2010.

10-47 Councillor Van Vliet, Nominating Committee Chair, addressed Council regarding appointments to the following:

- Chair of Health Care Committee; and
- Chair of Youth Justice Committee.

10-1 Moved by Chiocchio and Grenier

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of January 19, 2010, as circulated.

CARRIED

04-124 Moved by Dzugan and Van Vliet
 THAT THE COUNCIL OF THE CITY OF WELLAND accepts the tender of Olameter for municipal water meter reading services for the period 2010 to 2012; and further
 THAT Welland City Council directs the Clerk to prepare all necessary By-laws to enter into a contract with Olameter for the provision of water meter reading services from 2010 to 2012 inclusively at the tender price of \$95,220.95.

(Councillor Alakas did not take part in the consideration and discussion of same, and refrained from voting thereon, as he represents CAW Local 523)

04-124 Moved by Dzugan and Campion
 THAT Report FIN-2010-03 regarding Municipal Water Meter Reading Tender – 2010 to 2012 be referred back to staff for report at a future General Committee Meeting to review the cost effectiveness of CAW members performing meter reading versus an outside firm.

CARRIED

04-124 Moved by Chiocchio and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND receives for information REPORT ENG-2010-02 on the Fourth Quarter Update of 2009 for the Universal Water Metering Program.

CARRIED

06-84 Moved by Chiocchio and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes staff to amend the current contract with MHPM Project Managers Inc. to include the amount of \$47,500.00 plus applicable taxes to cover the cost of Bridging Consultant Services for the Welland Community Wellness Complex.

CARRIED

10-4 Moved by Grenier and Dzugan
 THAT THE COUNCIL OF THE CITY OF WELLAND approves the write-off of taxes in the amount of \$13,660.96 as contained in Report FIN-2010-01 for the reduction or cancellation of taxes, pursuant to Section 357 of the Municipal Act, 2001.

CARRIED

10-4 Moved by Chiocchio and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the due dates for the 2010 Interim Municipal Tax Levy as follows:

First Installment due: March 1, 2010

Second Installment due: May 3, 2010 and further;

THAT Welland City Council approves the amounts to be levied in accordance with Section 317 of the Ontario Municipal Act, that being 50% of the total levy (\$33,955,525) for the year 2009.

CARRIED

10-19 Moved by Sharpe and Dzugan
 THAT THE COUNCIL OF THE CITY OF WELLAND accepts the proposal from Serianni Construction Ltd. to complete renovations to the Market Square (RFT09-05) as presented in report PFR&CS-2010-02; and further
 THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate by-laws to enter into an agreement with Serianni Construction Ltd. for construction services at a fixed price of \$215,775.00 plus applicable taxes.

CARRIED

10-28 Moved by Larouche and Chiocchio
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Stephen Passero, South Niagara Big Brothers Big Sisters relative to promoting their "In School Mentoring Program".

CARRIED

10-28 Moved by Grenier and Letourneau
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by the Mayor's Youth Advisory Committee Chair, Brandon Laing, Megan Matkowski, and Brittany DeVos regarding updates on the Mayor's Youth Advisory Committee activities for 2010.

CARRIED

10-33 Moved by Chiocchio and Grenier
THAT THE COUNCIL OF THE CITY OF WELLAND approves the closure of City Hall operations for the 2010-2011 holiday season from the close of business on Friday, December 24th, 2010 to and including Monday, January 3rd, 2011.

CARRIED

10-47 Moved by Van Vliet and Dzugan
THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Sharpe to the Youth Justice Committee as recommended by the Nominating Committee.

CARRIED

10-47 Moved by Van Vliet and Dzugan
THAT THE COUNCIL OF THE CITY OF WELLAND appoints the following members to the Health Care Committee as recommended by the Nominating Committee:
Councillors Dzugan, Campion, Alakas, Letourneau and Mayor Goulbourne as ex officio.

CARRIED

10-48 Moved by Chiocchio and Grenier
THAT THE COUNCIL OF THE CITY OF WELLAND receives Report PDS-2010-8 regarding the Planning and Development Services Annual Report for 2009 for information purposes.

CARRIED

10-49 Moved by Chiocchio and Grenier
THAT THE COUNCIL OF THE CITY OF WELLAND authorizes and approves the Lease Agreement with the Niagara Food Festival for the purpose of leasing office space within the Welland Civic Square on a month to month basis commencing January 1, 2010, with a monthly rent of \$163.20 plus applicable taxes as set out in Report PFR&CS – 2010 – 03; and further
THAT Welland City Council authorizes staff to prepare and enter into the necessary Lease Agreement.

CARRIED

10-50 Moved by Chiocchio and Grenier
THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the petition from residents of Pietz Avenue regarding concerns with ASRJ Communications operating in a residential area and refers the matter to staff.

CARRIED

BY-LAWS**BY-LAWS PRESENTED FOR FIRST READING:**

1. Moved by Dzugan and Larouche
 THAT THE COUNCIL OF THE CITY OF WELLAND now gives leave to introduce the following proposed By-law entitled:

10-19

BYL 2010 – 12

A By-law to authorize acceptance of a proposal from Serianni Construction Ltd. for renovations to the Market Square (Improvement Plan – Phase 1).

And that same be now read a first time.

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

2. Moved by Dzugan and Larouche
 THAT THE COUNCIL OF THE CITY OF WELLAND having read a first time and considered the By-law listed in the foregoing motion and, 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**BY-LAWS PRESENTED FOR FIRST READING:**

3. Moved by Chiocchio and Grenier
 THAT THE COUNCIL OF THE CITY OF WELLAND now gives leave to introduce the following proposed By-laws entitled:

10-4

BYL 2010 – 11

A By-law to provide for interim tax levies for the year 2010 for the City of Welland.

10-49

BYL 2010 – 13

A By-law to authorize the entering into a Lease Agreement with Niagara Food Festival for the use of office space within Welland Civic Square.

10-1

BYL 2010 - 14

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 February, 2010.

And that same be now read a first time.

CARRIED

BY-LAWS PRESENTED FOR SECOND AND THIRD READING:

4. Moved by Chiocchio 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 and, as amended, 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 2007-178 passed on November 27, 2007, Councillor(s) must submit their NOTICE OF MOTION(S) in writing no later than Wednesday, February 10, 2010 for inclusion on the next regular Council meeting agenda of February 16, 2010.

Council adjourned at 8:12 p.m.

These Minutes approved and adopted by Motion of Council this 16th day of February, 2010.

MAYOR

ACTING CITY CLERK