



MINUTES OF
SPECIAL COUNCIL MEETING, APRIL 13, 2010
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET

Council met in a Special Meeting of Committee-of-the-Whole closed to the public at 6:10 p.m. and in open session at 7:25 p.m.

Mayor Damian Goulbourne in the Chair.

Members Present:

Councillors R. Alakas, D. Alexander, F. Campion, P. Chiochio, M. Dzugan, P. Grenier,
J. Larouche, R. Letourneau, B. Sharpe and L. Van Vliet.

Members of the Staff and Others Present:

City Manager, C. Stirtzinger

City Clerk, C. Mintoff

General Manager, Engineering, Public Works & Transportation Services/City Engineer, S. Iannello (6:35 p.m.)

Manager, Budgets and Financial Reporting/Deputy Treasurer, K. Douglas

General Manager, Planning & Development Services, D. Thorpe

PSAB Project Coordinator, L. Myciak (7:25 p.m. until 7:55 p.m.)

Games Licensing & Committee Clerk, L. Bubanko (7:25 p.m.)

Manager, Economic Development, D. Degazio (until 7:15 p.m.)

10-25 Moved by Van Vliet and Larouche
THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole, closed to the public at 6:10 p.m. to consider:

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

CARRIED

(Councillor Alakas was not present during Committee-of-the-Whole discussions on an item under educating or training members of Council).

10-25 Moved by Alexander and Alakas
THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 7:15 p.m. without report.

CARRIED

STATUTORY PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT

Councillor Dzugan presided as Chair of the Public Hearings:

10-78

10-78Z Complete Applications have been made by 867962 Ontario Limited to amend the Official Plan and rezone Part of Block F, Plan 572 being Part 1, Plan 59R-6010 for lands at 574 King Street from the existing C3-X10 Zone By-law 2667 to a Site Specific Multiple Dwelling Zone By-law 2667. The purpose of the Amendment is to permit the construction of a three (3) storey apartment building containing a maximum of thirty-six (36) units on the subject lands. In addition, this Application requests Site Specific provisions such as setbacks, lot coverage and building height. The Official Plan designation is COMMERCIAL (C).

Councillor Dzugan outlined the procedures of the public hearing as required by the *Planning Act*.

D. Thorpe confirmed that the statutory requirements for the public hearing had been met, summarized the purpose of the hearing and reviewed the Planning Division Report.

Presenting for the applicant was Peter Papp, Project Advisor, 200 Lawrence Lane, Fonthill, ON L0S 1E4.

In support of the application:

- No one spoke to the application.

There being no other supporters to the application the Chair asked for those opposing the application.

In opposition to the application:

- No one spoke to the application.

10-79Z A complete Application has been made by UPPER CANADA CONSULTANTS on behalf of 1397898 Ontario Ltd. to rezone Part Lot 16, Concession 6, former Township of Crowland, now in the City of Welland for lands at 383 Buchner Road to permit a Site Specific Amendment to the I1-X1 Zone, By-law 1538. The purpose of the Amendment is to permit a trucking operation as an additional use to the uses already permitted by the existing Site Specific I1-X1 Zone. The Official Plan designation is INDUSTRIAL (I).

Councillor Dzugan outlined the procedures of the public hearing as required by the *Planning Act*.

D. Thorpe confirmed that the statutory requirements for the public hearing had been met, summarized the purpose of the hearing and reviewed the Planning Division Report.

Presenting for the applicant were Jason Schooley, Upper Canada Consultants and Mark Stewart, 566 Holloway Bay, Port Colborne, Ontario L0S 1R0

In support of the application:

- No one spoke to the application.

There being no other supporters to the application the Chair asked for those opposing the application.

In opposition to the application:

- No one spoke to the application.

The hearing was concluded.

08-99**09-47**

Moved by Dzugan and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND allocates \$40,000 as per the 2010 Sanitary Sewer Capital Budget for the Monitoring of Wastewater Overflows along the Welland River; and further THAT Welland City Council allocates \$50,000 as per the 2010 Sanitary Sewer Capital Budget for the North West Sanitary Sewer Drainage Area Sewer Overflows and Extraneous Flows; and further THAT Welland City Council allocates \$15,000 from the 2009 Sanitary Sewer Capital Budget for Ontario Road Pumping Station Drainage Area Relief Sewer Separation; and further THAT Welland City Council approves the extension of the contract for additional Sanitary Sewer Flow Monitoring Services with Cole Engineering Group Ltd. of Markham, Ontario (formerly Clarifica Incorporated) at the specified tendered unit rates equaling an estimated price of \$82,100 but not to exceed \$105,000 as part of the Sanitary Sewer Capital Budget as per Report ENG-2009-04; and further THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into an agreement with the said contractor.

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

1. Moved by Dzugan and Van Vliet

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

09-47

BYL 2010 - 46

A By-law to authorize the entering into an amending agreement with Cole Engineering Group Ltd., formerly Clarifica Inc.; and to amend By-law 2009-26.

And that same be now read a first time.

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

2. Moved by Dzugan and Van Vliet

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, as amended, now read a second and third time and pass same, and authorize the Mayor and Clerk to sign and seal same.

CARRIED**BY-LAW PRESENTED FOR FIRST READING:**

3. Moved by Grenier and Larouche

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

10-1

BYL 2010 - 47

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 13th day of April, 2010.

And that same be now read a first time.

CARRIED

BY-LAW PRESENTED FOR SECOND AND THIRD READING:

4. Moved by Grenier 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, now read a second and third time and pass same, and authorize the Mayor and Clerk to sign and seal same.

CARRIED

Council adjourned at 7:49 p.m.

These Minutes approved and adopted by Motion of Council this 4th day of May, 2010.

MAYOR

CITY CLERK